



December 4, 2019

MR. JOHN GREENEWALD JR.
THE BLACK VAULT
SUITE 1203
27305 WEST LIVE OAK ROAD
CASTAIC, CA 91384

FOIPA Request No.: 1452745-000
Subject: CLARK, THOMAS CAMPBELL

Dear Mr. Greenewald:

The enclosed 1,837 pages of records were determined to be responsive to your subject and were previously processed and released pursuant to the Freedom of Information Act (FOIA). Please see the selected paragraphs below for relevant information specific to your request as well as the enclosed FBI FOIPA Addendum for standard responses applicable to all requests.

- In an effort to provide you with responsive records as expeditiously as possible, we are releasing documents from previous requests regarding your subject. We consider your request fulfilled. Since we relied on previous results, additional records potentially responsive to your subject may exist. If this release of previously processed material does not satisfy your request, you may request an additional search for records. Submit your request by mail or fax to – Work Process Unit, 170 Marcel Drive, Winchester, VA 22602, fax number (540) 868-4997. Please cite the FOIPA Request Number in your correspondence.
- Please be advised that additional records responsive to your subject exist. If this release of previously processed material does not satisfy your request, you must advise us that you want the additional records processed. Please submit your response within thirty (30) days by mail or fax to—Work Processing Unit, 170 Marcel Drive, Winchester, VA 22602, fax number (540) 868-4997. Please cite the FOIPA Request Number in your correspondence. **If we do not receive your decision within thirty (30) days of the date of this notification, your request will be closed.**
- One or more of the enclosed records were transferred to the National Archives and Records Administration (NARA). Although we retained a version of the records previously processed pursuant to the FOIA, the original records are no longer in our possession.

If this release of the previously processed material does not satisfy your request, you may file a FOIPA request with NARA at the following address:

National Archives and Records Administration
Special Access and FOIA
8601 Adelphi Road, Room 5500
College Park, MD 20740-6001

- Records potentially responsive to your request were transferred to the National Archives and Records Administration (NARA), and they were not previously processed pursuant to the FOIA. You may file a request with NARA using the address above.

Reference file numbers 31-HQ-22778 and 31-HQ-12247 in your correspondence

- One or more of the enclosed records were destroyed. Although we retained a version of the records previously processed pursuant to the FOIA, the original records are no longer in our possession. Record retention and disposal is carried out under supervision of the National Archives and Records Administration (NARA) , Title 44, United States Code, Section 3301 as implemented by Title 36, Code of Federal Regulations, Part 1228; Title 44, United States Code, Section 3310 as implemented by Title 36, Code of Federal Regulations, Part 1229.10.
- Records potentially responsive to your request were destroyed. Since this material could not be reviewed, it is not known if it was responsive to your request. Record retention and disposal is carried out under supervision of the National Archives and Records Administration (NARA) according to Title 44 United States Code Section 3301, Title 36 Code of Federal Regulations (CFR) Chapter 12 Sub-chapter B Part 1228, and 36 CFR 1229.10.
- Documents or information referred to other Government agencies were not included in this release.

Please refer to the enclosed FBI FOIPA Addendum for additional standard responses applicable to your request. **“Part 1”** of the Addendum includes standard responses that apply to all requests. **“Part 2”** includes additional standard responses that apply to all requests for records about yourself or any third party individuals. **“Part 3”** includes general information about FBI records that you may find useful. Also enclosed is our Explanation of Exemptions.

For questions regarding our determinations, visit the www.fbi.gov/foia website under “Contact Us.” The FOIPA Request Number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Sixth Floor, 441 G Street, NW, Washington, D.C. 20001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following website: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked “Freedom of Information Act Appeal.” Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS). The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state “Dispute Resolution Services.” Please also cite the FOIPA Request Number assigned to your request so it may be easily identified.

Sincerely,



David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Information Management Division

Enclosure(s)

FBI FOIPA Addendum

As referenced in our letter responding to your Freedom of Information/Privacy Acts (FOIPA) request, the FBI FOIPA Addendum provides information applicable to your request. Part 1 of the Addendum includes standard responses that apply to all requests. Part 2 includes standard responses that apply to requests for records about individuals to the extent your request seeks the listed information. Part 3 includes general information about FBI records, searches, and programs.

Part 1: The standard responses below apply to all requests:

- (i) **5 U.S.C. § 552(c).** Congress excluded three categories of law enforcement and national security records from the requirements of the FOIPA [5 U.S.C. § 552(c)]. FBI responses are limited to those records subject to the requirements of the FOIPA. Additional information about the FBI and the FOIPA can be found on the www.fbi.gov/foia website.
- (ii) **Intelligence Records.** To the extent your request seeks records of intelligence sources, methods, or activities, the FBI can neither confirm nor deny the existence of records pursuant to FOIA exemptions (b)(1), (b)(3), and as applicable to requests for records about individuals, PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(1), (b)(3), and (j)(2)]. The mere acknowledgment of the existence or nonexistence of such records is itself a classified fact protected by FOIA exemption (b)(1) and/or would reveal intelligence sources, methods, or activities protected by exemption (b)(3) [50 USC § 3024(i)(1)]. This is a standard response and should not be read to indicate that any such records do or do not exist.

Part 2: The standard responses below apply to all requests for records on individuals:

- (i) **Requests for Records about any Individual—Watch Lists.** The FBI can neither confirm nor deny the existence of any individual's name on a watch list pursuant to FOIA exemption (b)(7)(E) and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(7)(E), (j)(2)]. This is a standard response and should not be read to indicate that watch list records do or do not exist.
- (ii) **Requests for Records about any Individual—Witness Security Program Records.** The FBI can neither confirm nor deny the existence of records which could identify any participant in the Witness Security Program pursuant to FOIA exemption (b)(3) and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(3), 18 U.S.C. 3521, and (j)(2)]. This is a standard response and should not be read to indicate that such records do or do not exist.
- (iii) **Requests for Records for Incarcerated Individuals.** The FBI can neither confirm nor deny the existence of records which could reasonably be expected to endanger the life or physical safety of any incarcerated individual pursuant to FOIA exemptions (b)(7)(E), (b)(7)(F), and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(7)(E), (b)(7)(F), and (j)(2)]. This is a standard response and should not be read to indicate that such records do or do not exist.

Part 3: General Information:

- (i) **Record Searches.** The Record/Information Dissemination Section (RIDS) searches for reasonably described records by searching systems or locations where responsive records would reasonably be found. A standard search normally consists of a search for main files in the Central Records System (CRS), an extensive system of records consisting of applicant, investigative, intelligence, personnel, administrative, and general files compiled by the FBI per its law enforcement, intelligence, and administrative functions. The CRS spans the entire FBI organization, comprising records of FBI Headquarters, FBI Field Offices, and FBI Legal Attaché Offices (Legats) worldwide; Electronic Surveillance (ELSUR) records are included in the CRS. Unless specifically requested, a standard search does not include references, administrative records of previous FOIPA requests, or civil litigation files. For additional information about our record searches, visit www.fbi.gov/services/information-management/foipa/requesting-fbi-records.
- (ii) **FBI Records.** Founded in 1908, the FBI carries out a dual law enforcement and national security mission. As part of this dual mission, the FBI creates and maintains records on various subjects; however, the FBI does not maintain records on every person, subject, or entity.
- (iii) **Requests for Criminal History Records or Rap Sheets.** The Criminal Justice Information Services (CJIS) Division provides Identity History Summary Checks – often referred to as a criminal history record or rap sheet. These criminal history records are not the same as material in an investigative “FBI file.” An Identity History Summary Check is a listing of information taken from fingerprint cards and documents submitted to the FBI in connection with arrests, federal employment, naturalization, or military service. For a fee, individuals can request a copy of their Identity History Summary Check. Forms and directions can be accessed at www.fbi.gov/about-us/cjis/identity-history-summary-checks. Additionally, requests can be submitted electronically at www.edo.cjis.gov. For additional information, please contact CJIS directly at (304) 625-5590.
- (iv) **National Name Check Program (NNCP).** The mission of NNCP is to analyze and report information in response to name check requests received from federal agencies, for the purpose of protecting the United States from foreign and domestic threats to national security. Please be advised that this is a service provided to other federal agencies. Private Citizens cannot request a name check.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552


- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

This document is made available through the declassification efforts
and research of John Greenewald, Jr., creator of:

The Black Vault



The Black Vault is the largest online Freedom of Information Act (FOIA)
document clearinghouse in the world. The research efforts here are
responsible for the declassification of hundreds of thousands of pages
released by the U.S. Government & Military.

Discover the Truth at: <http://www.theblackvault.com>

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **LOS ANGELES, CALIFORNIA**

FILE NO. **9-1017**

REPORT MADE AT LOS ANGELES, CALIFORNIA	DATE WHEN MADE 8/25/47	PERIOD FOR WHICH MADE 6/23-26/47	REPORT MADE BY CARROLL L. CARTWRIGHT	CM
TITLE JOSEPH A. BRUNDAGE; THOMAS E. CLARK, Attorney General - VICTIM			CHARACTER OF CASE EXTORTION	

SYNOPSIS OF FACTS:

JOSEPH A. BRUNDAGE, 325 California, Los Angeles, evidences definite psychopathic tendencies although there is no record of his commitment to any mental institution. Examination of subject at Veterans Hospital, West Los Angeles, in 1936 disclosed he was suffering from latent syphilis contracted in 1916. He suffers from strong persecution complex and states he is being annoyed by television from the RKO Studios in Hollywood. He has written letters to various prominent personages regarding this persecution, and an abusive letter to Secretary of the Treasury MORGENTHAU in 1945 resulted in investigation by Bureau of Internal Revenue, and he admits having written letter to Attorney General CLARK. He threatens to buy a gun and personally to put stop to the television annoyance if something is not done about the matter. U. S. Attorney declines prosecution because of mental incompetence of subject.

-C-

REFERENCE: Bureau letter dated 6/19/47.

DETAILS:

The following investigation was conducted on receipt of the referenced Bureau letter, which furnished information that the subject, **JOSEPH A. BRUNDAGE, 121 1/2 South Broadway, Los Angeles, had written a letter containing a definite threat against the life of the Attorney General.**

A review of the Los Angeles files reflected that the subject had written two letters to this office, one on October 17, 1943, and a second on December 3, 1945.

APPROVED AND FORWARDED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT 2 - Bureau 1 - USA, Los Angeles 2 - Los Angeles		9-15434-11 73 1947 COPY TO FILE

LA 9-1017

in which he complained about having been annoyed by television coming from Hollywood and requesting that this nuisance be stopped. In the first communication was enclosed the printed card of the Brundage Studio of Engraving, 121½ South Broadway.

Mr. E. H. CALDWELL, Caldwell Studio Signs, 121½ South Broadway, stated that the Brundage Studio of Engraving had been at that address since early 1941. The proprietor of the shop is JOHN BRUNDAGE, and his brother, JOSEPH BRUNDAGE, takes care of the shop when the former is not there. JOSEPH BRUNDAGE was described as peculiar and eccentric in that he is secretive. Mr. CALDWELL stated that the subject has a strong racial bias, and he has been heard to talk about "the G-- d--- Mexicans, Negroes and Jews". CALDWELL stated that he has talked very little with either brother, but he recalled that about four years ago JOSEPH stated that he was going to have a song published, and he expected to earn a great deal on it.

Miss MURIEL LACAYO, clerk at the Psychopathic Division of the County Clerk's Office, checked the records of that office for the name of the subject with negative results.

A check of the Los Angeles Police Department files disclosed that JOSEPH A. BRUNDAGE, LAPD #390-D-53, 121½ South Broadway, had been arrested on a drunk charge on April 20, 1941, and was given one day suspended sentence. He was again arrested on a drunk charge on July 6, 1942, and released by waiver. There was no indication in the police records that he was a mental case. A notation in the files indicated that J. M. HARRELL, Internal Revenue Agent, had inspected the file on June 16, 1945.

Mr. J. M. HARRELL, Internal Revenue Agent, was contacted at his office at 417 South Hill Street, Los Angeles, and stated that the name of the subject was familiar to him, as he had investigated him two years before in regard to a letter written to Secretary of the Treasury MORGENTHAU in which the latter was addressed with violent and abusive language. Mr. HARRELL obtained his file on the case, and it was learned that the subject had written the said letter on April 10, 1945, and the Bureau of Internal Revenue had requested an investigation on May 29, 1945. Mr. HARRELL's report dated June 16, 1945, referred to a remittance of \$21.40 and a personal letter to Mr. MORGENTHAU signed by this subject, who failed to supply information which would permit the proper crediting of his remittance. The report reflected that the subject was employed at the Jonathan Club, Sixth and Figueroa, and the personal history of the subject set forth in the report was obtained from the records of the Veterans Hospital in West Los Angeles, through conversation with the subject's sister-in-law, and Police Department records. This report reflected that BRUNDAGE was born at St. Louis, Missouri, on September 13, 1896, the son of HENRY BRUNDAGE of New York City, and ELLEN SINCLAIR, Washington, D.C. The subject entered the United States Army on May 17, 1918, and was discharged December 27, 1918. The records of the

LA 9-1017

Veterans Hospital showed that he had entered there on February 5, 1936, for the treatment of a chest cold bordering on pneumonia. An examination disclosed that he was suffering from syphilis contracted in 1916. BRUNDAGE again entered the hospital May 10, 1937, after being found unconscious in an alley in Los Angeles. He told the police at that time that he had been attacked and robbed by unknown persons. A physical examination showed that the syphilis condition was unimproved.

Mr. HARRELL interviewed the subject at his place of employment on June 15, 1945, and described the latter as suffering from a persecution complex. BRUNDAGE declared at that time that he had sent the tax payment direct to Secretary MCGONTHAU because the latter was in league with a member of the State Department who was formerly the head of the Library of Congress and who had submitted BRUNDAGE's name to "ROCKINFELLER's" interests at Rockefeller Center, New York, and these interests had caused the song publishers to refuse the song sent by the subject. BRUNDAGE said that the reason that the Standard Oil Company was interested in him was that they had stolen his inheritance of from 70 to 80 million dollars, which inheritance was due his mother on the death of HARRY SINCLAIR of the Sinclair Oil Company. Apparently the subject's only knowledge of a connection between his mother and SINCLAIR was a vague childhood recollection of her statement that she had been left out of the SINCLAIR will. The mother, who is deceased, was said by the subject to be a sister, cousin or something of HARRY SINCLAIR. BRUNDAGE also told Mr. HARRELL that he was being constantly watched by television from Hollywood, and he said that an attempt had been made to murder him by television. BRUNDAGE was bitter in his denunciation of the war, which, he said, was being fought for the Communists, and he offered the opinion that Germany was being ruled by the Communists, and that soon the United States would be under their rule.

Mrs. HARRIET T. WOODS, employed at the Veterans Hospital, Wilshire and Sawtelle Boulevards, West Los Angeles, checked the hospital records for the name of this subject and verified the information to the effect that BRUNDAGE had been admitted to the hospital in February 1936 and again in May 1937. The hospital records showed that the subject suffered from respiratory trouble, cardiac hypertension, nephritis, arteriosclerosis, myocarditis and latent syphilis which was contracted in 1916. On the subject's second visit to the hospital it was noted that he had all the disabilities which had been found by examination on his first visit.

ROY GILLOM, employee in the Personnel Department at the Jonathan Club, a leading men's social club in Los Angeles, checked his employment records and advised that JOSEPH A. BRUNDAGE had been employed as a house man from July 8, 1943, to March 31, 1947, at which time he resigned. His address was given as 325 California Street, Los Angeles.

HARRY MILLIGAN, housekeeper at the Jonathan Club, stated that BRUNDAGE had

LA 9-1017

been employed as a house man and had been a very hard worker, never missing a day of work. BRUNDAGE was described as being very quiet, having no friends, but because of occasional outbursts he made against the Communists and Jews he was thought to be a little "nuts". MILLIGAN could give no reason for the subject's resignation several months before.

Mrs. DOROTHY ANDERSON, landlady of the boarding house at 325 California Street, was interviewed and stated that BRUNDAGE had lived at that address for four years. She stated that the subject kept to himself and never causes any trouble, and she volunteered the information that he talks about the Jews and states that the Negroes have no right to be in this country.

Subject JOSEPH A. BRUNDAGE was interviewed at the Los Angeles office on June 26, 1947. He arrived in an extremely nervous and excitable state. BRUNDAGE said that his mother, ELLEN SINCLAIR, should have inherited the SINCLAIR fortune, but the Standard Oil Company kept her from it. Some years ago he wrote the lyrics to a number of songs, which he sent to the Library of Congress, and ARCHIBALD MACLEISH informed the Standard Oil Company where he was living. The latter company then had the RKO Film Company persecute him with television, beginning on November 9, 1942. BRUNDAGE declared that the television rays strike his head, and that if he were to open his mouth, it would strangle him. He said that he has tried to shield himself from the rays by placing newspapers and cardboard about his bed and keeping the window closed, and he threatened that if this annoyance were not stopped soon, he would buy a gun and stop it himself. He said that he had written registered letters to many prominent individuals about the matter, and in his billfold he had receipts for registered letters sent to United States District Attorney H. K. MARTIN, Governor THOMAS E. DEWEY, the Senate Post Office Committee, Senator HOMER FERGUSON, the Director of the FBI, State Senator JACK B. TENNEY and Governor EARL WARREN, the first of these registered letters being sent in July 1943. BRUNDAGE said that he had written to Attorney General CLARK once before about the persecution by television, and when nothing was done about it, he wrote the abusive letter dated June 10, 1947, which read as follows:

"Tom Clark,
Att. General

Los Angeles, Cal.
6/8/47

Public Enemy #1

Say when are you going to bring them other public-enemys the Russian Jew Standard Oil Co to justice when we hang you up by your toes or put all of you dirty Free Masons - and Jews in a gas furnace like Mr. Hitler, did and Hitler, put you dirty traitors in the - right place when he put you in the furnace - we will even have a bigger job than Hitler, because we have to burn all them dirty black non citizens of Negroes up along with you white? traitors see what a dirty mess you

LA 9-1017

"Jew monkeys of Gentile-Free? Masons made in this nation?
and just to think of - it them dirty black Negroes helped
Jimmy Doolittle bomb our good white American Pacific Fleet
at Pearl - Harbor - say how the hell can such dirty rats as
you ever sleep at night with that guilt on your dirty godless
souls you all would be better off dead you are a scourge to
all christian civilisation

Signed

Joseph A. Brundage
121 $\frac{1}{2}$ - So. Bavy.
Los Angeles 12 - Cal."

BRUNDAGE stated that he is not employed at the present time, and that
he quit his job at the Jonathan Club because he was becoming run down and unable
to sleep at night as a result of his persecution by television, which troubled
him the most between the hours of 11 P.M. to 2 A.M. He stated that in addition
to being troubled by television, his songs are being boycotted, probably by the
RKO Company and IRVING BERLIN.

This matter was presented to United States Attorney JAMES CARTER, who
declined prosecution because of the mental incompetence of the subject. Mr.
CARTER stated that when he received a copy of the report setting forth the
investigation conducted on BRUNDAGE, he would communicate with the Department
regarding any action he might be requested to take with the local authorities
in connection with the mental condition of BRUNDAGE.

The subject is described as follows:

Name:	JOSEPH A. BRUNDAGE
Sex:	Male
Race:	White
Born:	September 13, 1896, St. Louis, Missouri
Residence:	325 California St., Los Angeles, Calif.
Height:	5'7"
Weight:	130 lbs.
Hair:	Light brown
Eyes:	Blue-gray
Complexion:	Ruddy
FPC (LAPD):	16 M 11 Rt 7 S 1 R 4

- C L O S E D -

SAC, Los Angeles

July 11, 1947

Director, FBI

JOSEPH A. BRUNDAGE
ATTORNEY GENERAL TOM C. CLARK - VICTIM
EXTORTION

RECORDED 9 15434-10

It will be unnecessary for you to conduct any further investigation in this case; however, you should remain in contact with United States Attorney Carter so as to be informed of what final decision is reached regarding the subject, Brundage, and the Bureau should be advised.

EX-30

JTL:VPM

VPM

G. I. R. - 5

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3-3
3-4

CH

JUL 14 5 05 PM '47

SEARCHED	INDEXED
SERIALIZED	FILED
JUL 14 1947 P.M.	
FEDERAL BUREAU OF INVESTIGATION	
U.S. DEPARTMENT OF JUSTICE	

JUL 14 6 40 PM '47
U.S. DEPT. OF JUSTICE

JH

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input checked="" type="checkbox"/>
Mr. Clegg	<input checked="" type="checkbox"/>
Mr. Glavin	<input checked="" type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Tracy	<input checked="" type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Harbo	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

MEMORANDUM

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Alien Enemy Control Section
- Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information
- Mr. Morison
- Mr. Darsey
- Miss Kennedy
- Mr. Hyatt
- Mr. Coblentz
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Realy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Miss Dennis
- Mrs. Purvis

The notation at the top of the page reads:

"Don't push it -- He seems to be deranged."

Director
 7-7-47
Fluence Sherman

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE ATTORNEY GENERAL

DATE: July 2, 1947

FROM : Director, FBI

SUBJECT: JOSEPH A. BRUNDAGE
ATTORNEY GENERAL TOM C. CLARK - VICTIM
EXTORTION*don't put
it - He accused
to be
harassed*

Reference is made to my memorandum of June 30, 1947, advising you of the identity of the individual who addressed a threatening letter which was received in your office June 10, 1947. In my memorandum I pointed out that Joseph A. Brundage was a fifty year old veteran of the first World War, admitted writing the threatening letter and during the course of the interview exhibited definite psychopathic tendencies.

The facts have been discussed with Mr. James M. Carter, United States Attorney at Los Angeles, who has declined prosecution because of the mental incompetence of Brundage. However, Mr. Carter indicated that he was referring the case to the Department for a recommendation as to whether the matter should be taken up with the local authorities regarding possible confinement of Brundage in a mental institution.

KEEP IN F. B. I. FILES

7/18/47 675.

*let LA 7/11/47
JSL*RECORDED
968EX-30
[Signature]

9-15434 10

JUL 2 1947

OFFICE OF THE
RECEIVED

JUL 3 1947

ATTORNEY GENERAL

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

JUL 1 1947

TELETYPE

WASH FROM LOSA 3 1 4-40 PM

DIRECTOR URGENT

JOSEPH A. BRUNDAGE, TOM CLARK, ATTORNEY GENERAL, VICTIM, EXTORTION.

REURTEL JUNE THIRTY, U.S.A. CARTER DECLINES PROSECUTION BECAUSE

MENTAL INCOMPETENCE SUBJ. HE WILL REFER MATTER TO DEPT. FOR ITS

RECOMMENDATION AS TO ACTION BY LOCAL LOCAL AUTHORITIES REGARDING

SUBJS MENTAL CONDICION.

HOOD

ACK PLS

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

✓ JAC

*cc
1-3
1-4/2*

Handwritten initials/signature

G. I. R.

RECORDED

EX-31

9-154349

22 JUL 8 1947

6/11

cc: [Handwritten names]

39

50 JUL 11 1947

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

TO: COMMUNICATIONS SECTION, JUNE 30, 1947

(URGENT)

1-31
1-44

Transmit the following message to: SAC, LOS ANGELES

JOSEPH A. BRUNDAGE; TOM C. CLARK, ATTORNEY GENERAL, VICTIM, EXTORTION.

REURTEL TWENTYSIXTH INSTANT. ADVISE ACTION CONTEMPLATED BY U.S.A.

HOOVER

JTL:LS

G.I.R. - 5

B

gh

CAG

COPIES DESTROYED
MAY 7 1965

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
JUL 1 1947
TELETYPE UNIT

RECORDED
EX-51

19-15434 8
JUL 19 1947

TELETYPE UNIT
JUL 1 1947

JUL 1 1947

5-08

Per [signature]

W

THE ATTORNEY GENERAL

July 2, 1947

Director, FBI

JOSEPH A. BRUNDAGE
ATTORNEY GENERAL TOM C. CLARK - VICTIM
EXTORTION

Reference is made to my memorandum of June 30, 1947, advising you of the identity of the individual who addressed a threatening letter which was received in your office June 10, 1947. In my memorandum I pointed out that Joseph A. Brundage was a fifty year old veteran of the first World War, admitted writing the threatening letter and during the course of the interview exhibited definite psychopathic tendencies.

The facts have been discussed with Mr. James M. Carter, United States Attorney at Los Angeles, who has declined prosecution because of the mental incompetence of Brundage. However, Mr. Carter indicated that he was referring the case to the Department for a recommendation as to whether the matter should be taken up with the local authorities regarding possible confinement of Brundage in a mental institution.

RL:RDW:car

G.L.R.

*1-35
-45*

SENT FROM D. O.
TIME 10:07
DATE 7-3-47
BY *RLK*

RECORDED

19-15434
JUL 3 1947

JUL 7 7
U.S. DEPT. OF JUSTICE
RECEIVED
MAIL ROOM

MAIL ROOM

Jim
GM
[Signature]
Ra

JUL 2 6 29 PM '47

30 JUL 8 - 1947

Office Memorandum • UNITED STATES GOVERNMENT

TO : The Attorney General

DATE: June 19, 1947

FROM : Director, FBI

SUBJECT: JOSEPH A. BRUNDAGE
TOM C. CLARK, ATTORNEY GENERAL - VICTIM
EXTORTION

I have received a memorandum dated June 13, 1947, from Assistant Attorney General Theron L. Caudle enclosing a threatening letter received in your office June 10, 1947, signed by an individual giving his name as Joseph A. Brundage, 121 1/2 South Broadway, Los Angeles 12, California. This letter was dated at Los Angeles, California, June 8, 1947, indicated the author was anti-semitic and anti-negro and contained a definite threat against your person. I wish to advise you that the files of this Bureau contain three communications which have been addressed to, or in one instance, referred to this Bureau, all of which were written by Joseph A. Brundage with the same return address as that contained in the recent letter directed to you. The FBI Laboratory has established that the author of the three communications which have been received by this Bureau is identical with the author of this threatening letter.

While the three communications contained in our files are not of a threatening nature, they are defamatory of personnel prominent in the motion picture industry in Hollywood, California, and indicate definite anti-semitic tendencies upon the part of the author. Brundage, in the letters contained in our files, claims that he is being blackmailed and that his entire family is being defamed through television.

I am instructing our Los Angeles Office to conduct necessary inquiries to establish the identity of Joseph A. Brundage and to learn of his background, particularly whether he has a record of being incarcerated in any mental institutions during the past. As requested by Mr. Caudle in his memorandum of June 13, this information will be discussed with Mr. James M. Carter, U. S. Attorney at Los Angeles, and as soon as further information is received by this Bureau in connection with this matter, it will be immediately communicated to you.

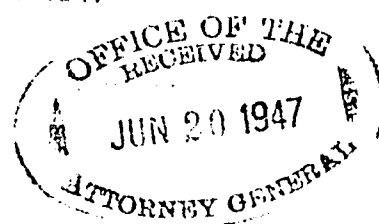
cc: Mr. Theron L. Caudle
Assistant Attorney General

KEEP IN F. B. I. FILES

7/1/47 C.F.S.

RECORDED

EX-13

19 15434-6
32 JUL 2 1947

3 JUL 10 1947

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

JUN 26 1947

TELETYPE

[Handwritten notes and signatures in the top right corner, including a large signature that appears to be 'Rosen']

WASH FROM LOSA 3 26 12-30 PM

DIRECTOR URGENT

JOSEPH A. BRUNDAGE. TOM CLARK, ATTORNEY GENERAL VICTIM, EXTORTION.

SUBJ. BRUNDAGE, AGE FIFTY, RESIDENCE THREE TWO FIVE CALIFORNIA

LOS ANGELES, PRESENTLY UNEMPLOYED. NO RECORD OF COMMITMENT TO MENTAL

INSTITUTION BUT IN NINETEEN THIRTYSIX SUBJ., VETERAN FIRST WORLD

WAR, ENTERED VETERANS HOSPITAL, WEST LOS ANGELES, WHERE EXAMINATION

DISCLOSED LATENT SYPHILIS CONTRACTED IN NINETEEN SIXTEEN. ARRESTS

ON DRUNK CHARGES NINETEEN FORTYONE AND FORTYTWO. IN APRIL, FORTYTWO

SUBJ. WROTE ABUSIVE LETTER TO SECRETARY OF TREAS. MORGENTHAU,

RESULTING IN INVESTIGATION BY INTERNAL REVENUE AGENTS WHO REPORTED

SUBJ, SUFFERED PERSECUTION COMPLEX, THE LATTER ALLEGING STANDARD

OIL CO. CHEATED HIM OUT OF HIS SHARE IN SINCLAIR OIL PORTION DUE HIM

AS RESULT OF MOTHER'S RELATIONSHIP TO HARRY SINCLAIR. SUBJ. CLAIMED

HE WAS BEING WATCHED BY TELEVISION FROM HOLLYWOOD. SEVERAL

LETTERS IN LOS ANGELES FILES WRITTEN BY SUBJ. IN NINETEEN FORTYTHREE

ONCE SIMILAR COMPLAINTS. SUBJ. INTERVIEWED AND EVIDENCED DEFINITE

PSYCHOPATHIC TENDENCIES. CLAIMED STANDARD OIL CO. PERSECUTED HIM

THROUGH RKO TELEVISION STATION IN HOLLYWOOD TO EXTENT THAT HE HAD

TO QUIT JOB AND HE THREATENED TO GET GUN AND PUT STOP TO ANNOY-

ANCES HIMSELF. ADMITTED WRITING LETTER TO ATTORNEY GENERAL TOM CLARK

AND SENDING REGISTERED LETTERS TO OTHER PROMINENT FIGURES REGARDING

AS PERSECUTION. U.S. SENATOR A. CARTER TELEPHONICALLY ADVISED DETAILS

OF CASE.

END

A.I.R. 5

RECORDED 9-15434-5

[Handwritten notes and signatures at the bottom center]

cc: Mr. Rosen

JUL 20 1947
PLS 60 JUL 23 1947
[Handwritten initials and numbers]

The Attorney General

June 30, 1947

Director, FBI

JOSEPH A. BRUNDAGE;
TOM C. CLARK, ATTORNEY GENERAL, VICTIM;
EXTORTION

G.I.R. 5

Reference is made to my memorandum of June 19, 1947, acknowledging the receipt of a memorandum from Assistant Attorney General Theron L. Caudle, dated June 13, 1947, which enclosed a threatening letter received in your office June 10, 1947, signed by an individual giving his name as Joseph A. Brundage, 121 1/2 South Broadway, Los Angeles 12, California. In my memorandum I furnished background information concerning a Joseph A. Brundage, who had previously communicated with this Bureau and who might possibly be identical with the author of this threatening letter.

I wish to advise that Special Agents of the Los Angeles Office have located Joseph A. Brundage at 325 California Street, Los Angeles, California. He is a fifty year old veteran of the first World War, who is presently unemployed. Upon interview he evidenced definite psychopathic tendencies. He admitted writing the threatening letter to you and also admitted sending registered letters to other prominent figures. He claims that he is being persecuted by the Standard Oil Company through an RKO television station in Hollywood to such an extent that he has been forced to quit his job. It has been learned that in April, 1942, he wrote an abusive letter to Secretary of the Treasury Hognenthan.

While there is no record of his having been confined to a mental institution, investigation has disclosed that in 1936 he entered the Veterans' Hospital in West Los Angeles, where a physician's examination disclosed that he was suffering from latent syphilis contracted in 1916. His criminal record in Los Angeles consists of two arrests on charges of drunkenness in 1941 and 1942.

These facts have been communicated to Mr. James M. Carter, U. S. Attorney at Los Angeles, and any further pertinent information developed will be immediately communicated to you.

cc Mr. Theron L. Caudle
Assistant Attorney General

JTL:KEM

SENT FROM D. O.	
TIME	5 10 PM
DATE	6-30-47
BY	RJR

RECORDED

9-15-47

32 JUL 10 1947

DEPT. OF JUSTICE

107

34-4

RJR

3 JUL 1947

Mr. Rosen
Mr. McCabe
Mr. Logue

SAC, Los Angeles

June 19, 1947

Director, FBI

9-15434-3

AIR MAIL - SPECIAL DELIVERY

EX-40

JOSEPH A. BRUNDAGE
TOM C. CLARK, ATTORNEY GENERAL - VICTIM
EXTORTION

There are enclosed herewith two photographic copies of a communication which was received in the Office of the Attorney General on June 10, 1947, signed by an individual giving his name as Joseph A. Brundage, 121 1/2 South Broadway, Los Angeles 12, California. You will note that the communication contains a definite threat against the life of the Attorney General.

The Bureau's files contain three letters, two of which were addressed to the Bureau, and the third referred to the Bureau by the Library of Congress, which have been identified by the FBI Laboratory as having been written by the same individual who directed the threatening communication to the Attorney General. In each of the three letters contained in the Bureau's files the author signs his name as Joseph A. Brundage and furnishes the same return address, namely, 121 1/2 South Broadway, Los Angeles 12, California. The letters contained in the Bureau's files are not of a threatening nature but indicate that the author, Brundage, has anti-semitic tendencies, complains of being annoyed by television, and generally makes disparaging remarks concerning officials in the motion picture industry. From the tenor of these communications it appears very likely that Brundage may have a background of mental instability.

The current letter addressed to the Attorney General was referred to the Bureau by the Criminal Division of the Department of Justice. In the memorandum of transmittal the Criminal Division indicates that the U. S. Attorney, James M. Carter of Los Angeles, is being advised of the Attorney General's receipt of this letter and a request is made that a copy of any investigative reports prepared by you be furnished Mr. Carter. You should immediately conduct a search of your files and conduct such inquiries as appear necessary in order to establish definitely the identity of the subject, Joseph A. Brundage, and that he is the individual who directed the threatening letter to the Attorney General. Your investigation should cover completely the background of this individual, particularly with reference to any information indicating previous incarceration in a mental institution or history of mental illness. When this information is developed you should submit a summary teletype to the Bureau and thereafter furnish results of your investigation to the U. S. Attorney. This matter should be handled promptly.

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

COMMUNICATIONS SECTION
MAILED 5
JUN 19 1947 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

[Handwritten signatures and initials]

JUN 19 6 00 PM '47

60 JUN 2 1947

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

TO : J. Edgar Hoover, Director, Federal Bureau of Investigation

FROM : *slb* Theron L. Caudle, Assistant Attorney General, Criminal Division

SUBJECT: Attached letter from Joseph A. Brundage

DATE: June 23, 1947

TLC:mcm

44-4-1-5

680222

Attached is original letter received in the Office of the Attorney General June 16, 1947 purporting to be from Joseph A. Brundage of 121½ South Broadway, Los Angeles 12, California, which definitely makes a threat on the life of the Attorney General. Will you kindly make an investigation of this matter and advise this office?

A copy of this memorandum is being sent to James M. Carter, United States Attorney at Los Angeles. Reports of the investigation are to be submitted to him, as well as to the Criminal Division.

Enclosure #95588

12:50 noon 6-18-47
Received Orig. letter from Mr. Mulder; attached 600 files memo. Immediately delivered personally to Mr. Sizoo JSH.

Wilmington
62-80927
63-0-342

JSH

RECORDED 9-15434-3
 EX-40 31 JUN 25 1947

Mr. Caudle
6/19/47 NTL
Mr. Sizoo
6/19/47, NTL

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Harbo *RH*

FROM : Mr. Sizoo

SUBJECT: JOSEPH A. BRUNDAGE
TOM C. CLARK, ATTORNEY GENERAL - Victim
EXTORTION

DATE: June 13, 1947

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy _____
- Mr. Acers _____
- Mr. Carson _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Stahr _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

The handwriting on letter dated June 8, 1947 to the Attorney General was compared with previous letters and it was concluded that the present letter dated June 8 signed Joseph A. Brundage was written by the writer of the previous letters signed Joseph A. Brundage which are 62-0-24221, 62-30977-1, 62-0-24993.

The original letter and envelope are being retained in the Laboratory without being treated for latent fingerprints at this time. They were handled by various persons before received. *19-15434 2*

ENCL ATTACHED

ENCL. Specimens of the handwriting and handprinting will be placed in the Anonymous Letter File and if at that time any further identifications are made a further report will be submitted.

64 JUN 28 1947

ENCLOSURE BEHIND FILE

6/13/47

FBI

LABORATORY
D-68022 Q1

FBI
LABORATORY
D-68022 Q1

AFTER FIVE DAYS, RETURN TO
J. BRUNDAE
121 1/2 - So. Bldg.
L.A. 12 - Cal.

LOS ANGELES
JUN 8
9 PM
1947
CALIF.

AIR MAIL
3 U.S. AIR MAIL
W. S. ...
J. S. ...

VIA AIR MAIL

Thos. CLARK,
U.S. ATTORNEY GENERAL
Washington, D.C.

Tom CLARK,
ATTORNEY GENERAL.

Los Angeles, Cal.
6/5/47

RECORDED

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 11 1947	
DIVISION OF INVESTIGATION	
EXECUTIVE ASST. TO A.G.	

OFFICE OF THE RECEIVED
JUN 11 1947
ATTORNEY GENERAL

PUBLIC ENEMY

SAY WHEN ARE ^{L.M.D.} YOU GOING TO BRING
 THEM OTHER PUBLIC-ENEMYS
 THE RUSSIAN JEW STANDARD
 OIL CO TO JUSTICE WHEN WE
 HANG YOU UP BY YOUR TOES OR
 PUT ALL OF YOU DIRTY FREE
 MASONS - AND JEWS IN A
 GAS FURNACE LIKE MR. HITLER,
 DID AND HITLER, PUT YOU
 DIRTY TRAITORS IN THE RIGHT
 PLACE WHEN HE PUT YOU IN
 THE FURNACE - WE WILL EVEN
 HAVE A BIGGER JOB THAN HITLER,
 BECAUSE WE HAVE TO BURN ALL
 THEM DIRTY BLACK NO-CITIZENS
 OF NEGROES UP ALONG WITH YOU
 WHITE TRAITORS SEE WHAT
 -over-

FBI
 LABORATORY
 5-68022

= 2 =

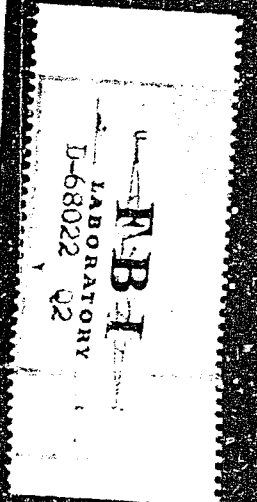
A DIRTY MESS YOU JEW
MONKEYS OF GENTILE-FREES,
MASON'S MADE IN THIS
NATION) AND JUST TO THINK
OF IT THEN DIRTY BLACK
NEGROS HELPED JIMMY
DOOTLITTLE BOMB OUR GOOD
WHITE AMERICAN PACIFIC
FLEET AT PEARL-HARBOR-SAY
HOW THE HELL CAN SUCH DIRTY
RATS AS YOU EVER SLEEP AT
NIGHT WITH THAT GUILT ON YOUR
DIRTY GODLESS SOULS YOU ALL
WOULD BE BETTER OFF DEAD YOU
ARE A SCUMGE TO ALL CHRISTIAN
CIVILISATION

SIGNED

Joseph A. Brundage

12 1/2 - So. Bdwy.

Los. Angeles 12 - Cal.



9-15434-2

E. B. J. Returned

REPORT of the



FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C.

To: SAC, Washington Field

December 11, 1956

RECORDED - 51

EX 117 9-31352-1

To: [Redacted]

J. Edgar Hoover (handwritten signature)

John Edgar Hoover, Director

Tom C. Clark, Associate Justice, US Supreme Court - VICTIM; John Marshall Harlan, Associate Justice, US Supreme Court - VICTIM EXTORTION

YOUR FILE NO. 9-naw
FBI FILE NO.
LAB. NO. D-242293 BE

Examination requested by: Washington Field

Reference: Airtel 12/6/56

Examination requested: Document - Fingerprint 31352

1

b6
b7c

Specimens:

- Q1 Small white envelope address handwritten in ink to "Tom C. Clark Supreme Court Washington, D. C.," postmarked "Tuscarora, Md. Dec 5 A.M. 1956."
 - Q2 Accompanying one-page letter handwritten in pencil and ink, beginning "Notice that on Dec 15th..." and signed [Redacted]
 - Q3 Small white envelope address handwritten in ink to "John Marshall Harlan Supreme Court Washington, D. C.," postmarked "Tuscarora Md. Dec 5 1956 A.M."
 - Q4 Accompanying one-page letter handwritten in ink and pencil, beginning "Notice that on Dec 15th...." and signed [Redacted]
- (This one containing two erasures)

Results of Examination:

The handwriting on Q1 through Q4 was searched in the appropriate sections of the Anonymous Letter File. No identification was effected. A photographic copy of this writing is not being added to this file at this time.

- Tolson
- Belmont
- Mohr
- Parsons
- Rosen
- Tamm
- Trotter
- Nease
- Winterrowd
- Tele. Room
- Holloman
- Gandy

2 - Baltimore
Page 1

Continued next page

HLD: LW (6)

COMM - FBI
DEC 11 1956
MAILED 20

58 JAN 17 1957

Pol-5720 10449647405

Handwritten note on right margin: "Specimens sent to L. F. ..."

The physical characteristics of Q1 through Q4 have been recorded for possible future reference. No watermarks or other identifying characteristics were found in Q1 through Q4 which would indicate the source of these items.

A separate report will be furnished concerning your request for the examination of Q1 through Q4 for the development of latent fingerprints.

Q1 through Q4 have been photographed and the original evidence will be returned with the fingerprint report.

9-31352

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

RECORDED 12/7/56

ebb

Laboratory Work Sheet

NO LAB FILE

Re:

[Redacted]

Tom C. Clark, Associate Justice,
US Supreme Court - VICTIM;
John Marshall Harlan, Associate
Justice, US Supreme Court - VICTIM
EXTORTION

File # *9-31352-1*
Lab. # ~~D-242293~~ BE

Examination requested by: SAC - WFO (9-new)

Date of reference communication: Airtel 12/6/56

Date received: 12/7/56

b6
b7C

Examination requested: Document -- Fingerprint

Result of Examination:

corrected to read - 11/2/56

Examination by:

[Redacted]

copy char. taken.

Exp. report to file 9-31352

Specimens submitted for examination

- Q1 Small white envelope addr. hdw. in ink to "Tom C. Clark Supreme Court ~~Washington~~ Washington, D.C.", postmarked "Tuscarora, Md. Dec 5 A.M. 1956".
- Q2 Accompanying one-page ^{letter} hdw. in pencil and ink, beg. "NOTICE that on Dec 15th..." and signed "[Redacted]"
- Q3 Small white envelope addr. hdw. in ink to "John Marshall Harlan Supreme Court Washington, D. C.", postmarked "Tuscarora Md. Dec 5 1956 A.M."
- Q4 Accomp. one-page letter hdw. in ink and pencil, beg. "Notice that on Dec 15th....." and signed "[Redacted]" o/o [Redacted] (This one containing two erasures)

*Lab. Rpt
12/11/56
H & Bid W.*

7-10

Q1 } 3.62" x 6.5" x .0044 white bond envel. no w/m
Q3 }

Q2 5" x 8" x .0033 ruled tablet paper
18 blue green lines front; 23 blue-green lines back
.35" apart; no w/m

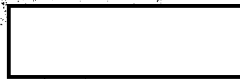
Q4 4.89" x 7.89" x .0034 ruled tablet paper
21 blue lines front & back - .315" apart; no w/m

8-281852

WFO 9-new

The letters referred to above are being enclosed for the FBI Lab for appropriate handwriting examination and the SA Office and WFO advised of results.

In accordance with advice of AUSA SMITHSON, SA requested to notify Maryland State Authorities.



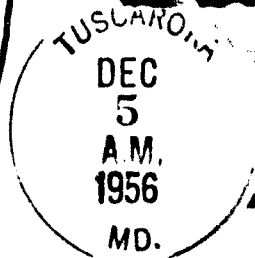
b6
b7c

cc - Ms. Rosen

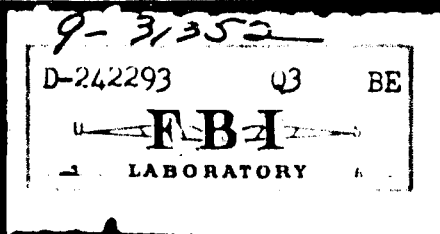
L
AWA

9 -31352

9-31352-1



John Marshall Harlan
Supreme Court
Washington, D.C.



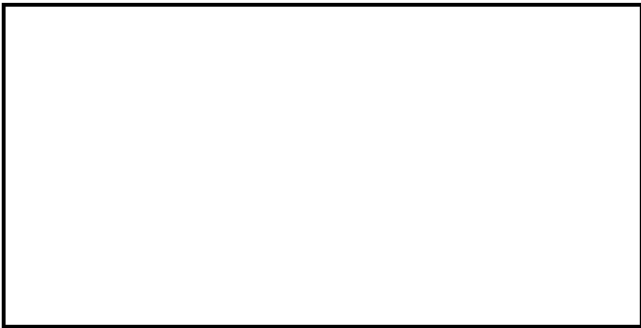
NOTICE

that on Dec 15th 1956

∩ [redacted] is

going to take over by force
if necessary Deep Valley Farm
which rightly belong to me
and will kill any one tres-
passing on said property
if you want to know
why contact me at this
address 9-31352-1

b6
b7c



DEC

5

A.M.

1956

MD.

Tom C. Clark
Supreme Court
Washington, D.C.

9-31352

D-242293

Q1

BE

FBI

LABORATORY

December 12, 1956

GIR 1

AIRTEL

DIRECT

SAC
WFO

[Redacted]

TOM C. CLARK, ASSOCIATE JUSTICE,
U.S. SUPREME COURT - VICTIM;
JOHN MARSHALL HARLAN, ASSOCIATE
JUSTICE, U.S. SUPREME COURT - VICTIM
EXTORTION

11-1
2-1
5-1

b6
b7c

Reurairtel December 6, 1956.

Nine latent fingerprints developed on submitted specimens, described as Q1 - Q2 and Q4 in the separate laboratory report.

Latents compared with prints of one, [Redacted] born 1-15-16 and one, [Redacted] born [Redacted] with negative results. No place of birth available for either of these individuals.

Submitted specimens returned separately.

HOOVER

FML:wtn
(8)

2 - Baltimore (RM)

Airtel mailed from Ident Div 12-12-56

9 - 31852

RECORDED - 40
EX-117

10 DEC 12 1956

Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Ladd
Mr. Clegg
Mr. Glavin
Mr. Harbo
Mr. Rosen
Mr. Tracy
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

51
DEC 12 1956

9-31352-1

ATTACHED ENCLOSURE

BEING RETAINED.

ROOM 1224A

4a (12-19-55)

LFP #4244

Invoice of Contents from
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C.

Date December 12, 1956

Case References TOM C. CLARK
ASSOCIATE JUSTICE, U. S. SUPREME COURT - VICTIM
JOHN MARSHALL HARLAN, ASSOCIATE JUSTICE.
U. S. SUPREME COURT - VICTIM
EXTORTION

Consigned to: SAC, WFO

List of Contents

01 through 04

12-12-56

9 - 31 - 52

Mr. Parsons, 7621	_____
Mr. Conrad, 7621	_____
Mr. 133	_____
Mr. 7601	_____
Mr. Downing, 6228 IB	_____
Mr. Millen, 7140	_____ b6
Mr. 6127 IB	_____ b7C

MAILED 4

DEC 11 1956

COMM-FBI

SPECIAL INSTRUCTIONS: Mail Room, place date of shipment and registry number; Shipping Room, show date of shipment, bill of lading number and initial this invoice; then return it to person whose name is checked in column at right. After checked name has been initialed, invoice should be placed in administrative file.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN WASHINGTON FIELD	DATE 12/14/56	INVESTIGATIVE PERIOD 12/6/56
TITLE OF CASE [redacted] TOM C. CLARK, ASSOCIATE JUSTICE, U.S. SUPREME COURT - VICTIM; JOHN MARSHALL HARLAN, ASSOCIATE JUSTICE, U.S. SUPREME COURT - VICTIM		REPORT MADE BY JAMES J. RYAN	TYPED BY jcr
		CHARACTER OF CASE EXTORTION	

SYNOPSIS

[redacted] Marshal, U.S. Supreme Court, furnished two letters identical in contents addressed to TOM C. CLARK, Supreme Court, Washington, D. C., and JOHN MARSHALL HARLAN, Supreme Court, Washington, D. C. Letters postmarked 12/5/56, Tuscarora, Md. Letters signed [redacted] and stated "That on Dec. 15th, 1956 I [redacted] is going to take over by force if necessary Deep Valley Farm which rightly belong to me and will kill any one trespassing on said property. if you want to know why contact me at this address - [redacted]

[redacted] This matter presented to AUSA [redacted] who declined on basis it is not the mailing of a threatening communication within the meaning of the statute. AUSA [redacted] requested that the statement of occupying by force and killing anyone trespassing should be referred to the Maryland State Authorities.

b6
b7C

- C -

APPROVED: *[Signature]* SPECIAL AGENT IN CHARGE

COPIES MADE:

- 1 - Bureau 9-31352
- 1 - USA, Washington, D. C. (Attention: AUSA [redacted])
- 1 - Baltimore (Info)
- 1 - Washington Field (9-1038)

9-31352-3

DO NOT WRITE IN SPACES BELOW

RECORDED 40

10 DEC 14 1956

STAT. SECT.

58 DEC 20 1956

WFO 9-1038

DETAILS: AT WASHINGTON, D. C.

On December 6, 1956, [redacted] Marshal, U. S. Supreme Court Building, furnished SA HOWARD FLETCHER, JR., two letters which were received that day but that were identical in contents and addressed to TOM C. CLARK, Supreme Court, Washington, D. C., and JOHN MARSHALL HARLAN, Supreme Court, Washington, D. C.

It was noted that both letters were postmarked December 5, 1956, at Tuscarora, Maryland. The letters identical in contents stated:

"That on Dec. 15th, 1956 I [redacted] is going to take over by force if necessary Deep Valley Farm which rightly belong to me and will Kill any one trespassing on said property if you want to know why contact me at this address - [redacted]

On December 6, 1956, this matter was discussed with Assistant U.S. Attorney [redacted] who declined to authorize and stated it is not the mailing of a threatening communication within the meaning of the statute. Mr. [redacted] requested, however, that the statement of occupying by force and killing anyone trespassing as stated in the communications should be referred to the Maryland State Authorities.

The letters were referred to the Federal Bureau of Investigation Laboratory on December 6, 1956. By letter dated December 11, 1956, the FBI Laboratory reported that the handwriting appearing on the letters and envelopes was searched in the anonymous letter file; however, no identification was effected.

By airtel dated December 12, 1956, the Bureau reported that nine latent fingerprints were developed on the specimens submitted. The Bureau reported that the latents were compared with the prints of one [redacted] born [redacted], and one CORA A. YOUNG, born June 1, 1889, with negative results.

On December 12, 1956, the Baltimore Division advised the Maryland State Police Authorities were notified.

- C -

- 2 -

b6
b7c

WFO 9-1038

ADMINISTRATIVE DATA

No description is set forth for the subject of this matter inasmuch as no investigation was conducted consisting of an interview with the subject of this matter. Likewise, no description was obtained of the victims in this matter as they were not interviewed. According to Mr. [redacted] Justice CLARK and Justice HARLAN were ~~not~~ aware of the receipt of the letters as these letters were turned over to Mr. [redacted] by the respective secretaries of CLARK and HARLAN.

b6
b7c

LEAD

BALTIMORE DIVISION (INFORMATION)

One copy of this report is being furnished the Baltimore Division for information in view of the fact that the writer of the letter resides in the territory covered by the Baltimore Division. Also, the Baltimore Division had been requested by WFO airtel dated 12/6/56 to advise the Maryland State Authorities as requested by the AUSA.

REFERENCE: WFO airtel to Director, 12/6/56.
Bulet dated 12/11/56 to WFO.
Buairtel to WFO dated 12/12/56.

9 - 31852

ADMINISTRATIVE PAGE

SAC, WFO (9-936)

1-28-57

Director, FBI (9-20223)

UNKNOWN SUBJECTS, WAS. [REDACTED]

SUPREME COURT OF THE UNITED STATES - VICTIM
EXTORTION; BUFILE #9-26223; YOUR FILE #9-936

[REDACTED] TOM C. CLARK,
ASSOCIATE JUSTICE, U. S. SUPREME
COURT - VICTIM; JOHN MARSHALL
HARLAN, ASSOCIATE JUSTICE, U. S.
SUPREME COURT - VICTIM; EXTORTION
BUFILE #9-31352; YOUR FILE #9-1038

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Re airtel June 7, 1954 and unairtel December 8, 1956,
relative to the two above cases.

The latent fingerprint reported in Bulet of June 16,
1954, to be of value on specimen Q2 of your case #9-936 and
the latent fingerprint reported in Buairtel of December 12,
1956, to be of value on specimen Q1 of your case #9-1038 have
been identified as impressions of one and the same finger of
the same individual.

Inasmuch as the letters in both cases were received
from [REDACTED] Marshal of U. S.
Supreme Court, it is suggested that an effort be made to identify
any individuals known to Mr. [REDACTED] to have handled
the specimens in question and that their fingerprints be sub-
mitted for elimination purposes.

The latents in question have been compared with the
fingerprints of [REDACTED] born [REDACTED]
in Washington, D. C., but no identification was effected.
These inked impressions may or may not be the fingerprints of
Mr. [REDACTED] Marshal of U. S. Supreme Court.

2 - WFO (9-1038)

1 - Bufile (9-31352)

14-1
NOT RECORDED
87 JAN 31 1957

F160
50 FEB 4 1957

YELLOW
DUPLICATE
JAN 23 1957

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

RECORDED 12/7/56

ebb

Laboratory Work Sheet Recorded 12-10-56 3:00PM/js

NO LAB FILE

Re:

File # 9-31352-
Lab. # D-24293 BE

Tom C. Clark, Associate Justice,
US Supreme Court - VICTIM;
John Marshall Harlan, Associate
Justice, US Supreme Court - VICTIM
EXTORTION

9 - 31352

Examination requested by: SAC - WFO (9-new)

Date of reference communication: Airtel 12/6/56

Date received: 12/7/56

Examination requested: Document -- Fingerprint

Result of Examination:

Examination by:

25

b6
b7C
9/11/57

Specimens submitted for examination

- Q1 Small white envelope addr. hdw. in ink to "Tom C. Clark Supreme Court Washington, D.C.", postmarked "Tuscarora, Md. Dec 5 A.M. 1956".
- Q2 Accompanying one-page/hdw. in pencil and ink, beg. "Notice that on Dec 15th..." and signed "Cora Alice young wife of Dickerson, Md. c/o M. E. Dixon"
- Q3 Small white envelope addr. hdw. in ink to "John Marshall Harlan Supreme Court Washington, D. C.", postmarked "Tuscarora Md. Dec 5 1956 A.M."
- Q4 Accomp. one-page letter hdw. in ink and pencil, beg. "Notice that on Dec 15th....." and signed
 (This one containing two erasures)

Q1 through Q4 submitted for latent fingerprint examination.

Q1 - Q2 + Q3 to go to 12-10

Hard In del called 12-10

One fpt on Q1 - two fpts on Q2 - see fpts
Q1 12-10

U.S. 1824

Set. 10. Found with sets of Case
young. DOB Jan 15, 1916 and with Case
Case a young DOB June 1, 1889 with
my results. 17-11

Subm. send. returned separately 17-11

Antel dictated 17-11-56 fruit.

81352

REPORT
of the

FBI
LABORATORY

FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C.

To: SAC, Washington Field Office

March 13, 1957

RECORDED
EX-1101

9-31852-4

FELIX FRANKFURTER
Associate Justice
U. S. Supreme Court - VICTIM
EXTORTION

J. Edgar Hoover
John Edgar Hoover.

YOUR FILE NO. 9-1038
FBI FILE NO. 9-31352
LAB. NO. D-248333 BE

Examination requested by: Washington Field Office

Reference: Airtel 3-6-57

Examination requested: Document

3 - 31352 4

Specimens:

- Q5 Envelope addressed to "Felix Frankfurter Supreme Court Washington, D C." and postmarked "TUSCARORA MD DEC 5 1956 A.M."
- Q6 Accompanying one-page letter beginning "Notice that on Dec 15th..." and ending "..."

b6
b7c

Results of examination:

It was concluded that the handwriting on Q5 and Q6, described above, was written by the individual whose handwriting is found on Q1 through Q4, previously submitted by your office with airtel dated 12-6-56.

Since no known handwriting specimens of [redacted] have been received for comparison, it has not been determined whether this individual wrote the questioned writings on Q1 through Q6.

Q5 and Q6 are returned herewith. Photographs are retained.

Tolson _____
 Ladd _____
 Nichols _____
 Belmont _____
 Mohr _____
 Parsons _____
 Rosen _____
 Tamm _____
 Trotter _____
 Nease _____
 Tele. Room _____
 Holloman _____
 Gandy _____

Enclosures (2)
2 - Baltimore

64 MAR 22 1957

✓ 13052 572

COMM - FBI
MAR 1957
MAILED 30

HLD: LH
(6)

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Recorded 3/7/57
BAB

Laboratory Work Sheet

L A B O R A T O R Y

No Labville

Re:

[Redacted]

FELIX FRANKFURTER
Associate Justice
U. S. Supreme Court - VICTIM

File # 9-31352-4
Lab. # D-248333 BL

Examination requested by: SAC, Washington Field Office (9-1038)

b6
b7c

Date of reference communication: Airtel 3/6/57 Date received: 3/7/57

Examination requested: Document - Fingerprint

Result of Examination:

9 - 31352

Examination by:

[Redacted]

Q5, Q6, Q7, Q8, Q9, Q10, Q11, Q12, Q13, Q14, Q15, Q16, Q17, Q18, Q19, Q20, Q21, Q22, Q23, Q24, Q25, Q26, Q27, Q28, Q29, Q30, Q31, Q32, Q33, Q34, Q35, Q36, Q37, Q38, Q39, Q40, Q41, Q42, Q43, Q44, Q45, Q46, Q47, Q48, Q49, Q50, Q51, Q52, Q53, Q54, Q55, Q56, Q57, Q58, Q59, Q60, Q61, Q62, Q63, Q64, Q65, Q66, Q67, Q68, Q69, Q70, Q71, Q72, Q73, Q74, Q75, Q76, Q77, Q78, Q79, Q80, Q81, Q82, Q83, Q84, Q85, Q86, Q87, Q88, Q89, Q90, Q91, Q92, Q93, Q94, Q95, Q96, Q97, Q98, Q99, Q100, Q101, Q102, Q103, Q104, Q105, Q106, Q107, Q108, Q109, Q110, Q111, Q112, Q113, Q114, Q115, Q116, Q117, Q118, Q119, Q120, Q121, Q122, Q123, Q124, Q125, Q126, Q127, Q128, Q129, Q130, Q131, Q132, Q133, Q134, Q135, Q136, Q137, Q138, Q139, Q140, Q141, Q142, Q143, Q144, Q145, Q146, Q147, Q148, Q149, Q150, Q151, Q152, Q153, Q154, Q155, Q156, Q157, Q158, Q159, Q160, Q161, Q162, Q163, Q164, Q165, Q166, Q167, Q168, Q169, Q170, Q171, Q172, Q173, Q174, Q175, Q176, Q177, Q178, Q179, Q180, Q181, Q182, Q183, Q184, Q185, Q186, Q187, Q188, Q189, Q190, Q191, Q192, Q193, Q194, Q195, Q196, Q197, Q198, Q199, Q200, Q201, Q202, Q203, Q204, Q205, Q206, Q207, Q208, Q209, Q210, Q211, Q212, Q213, Q214, Q215, Q216, Q217, Q218, Q219, Q220, Q221, Q222, Q223, Q224, Q225, Q226, Q227, Q228, Q229, Q230, Q231, Q232, Q233, Q234, Q235, Q236, Q237, Q238, Q239, Q240, Q241, Q242, Q243, Q244, Q245, Q246, Q247, Q248, Q249, Q250, Q251, Q252, Q253, Q254, Q255, Q256, Q257, Q258, Q259, Q260, Q261, Q262, Q263, Q264, Q265, Q266, Q267, Q268, Q269, Q270, Q271, Q272, Q273, Q274, Q275, Q276, Q277, Q278, Q279, Q280, Q281, Q282, Q283, Q284, Q285, Q286, Q287, Q288, Q289, Q290, Q291, Q292, Q293, Q294, Q295, Q296, Q297, Q298, Q299, Q300, Q301, Q302, Q303, Q304, Q305, Q306, Q307, Q308, Q309, Q310, Q311, Q312, Q313, Q314, Q315, Q316, Q317, Q318, Q319, Q320, Q321, Q322, Q323, Q324, Q325, Q326, Q327, Q328, Q329, Q330, Q331, Q332, Q333, Q334, Q335, Q336, Q337, Q338, Q339, Q340, Q341, Q342, Q343, Q344, Q345, Q346, Q347, Q348, Q349, Q350, Q351, Q352, Q353, 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Q520, Q521, Q522, Q523, Q524, Q525, Q526, Q527, Q528, Q529, Q530, Q531, Q532, Q533, Q534, Q535, Q536, Q537, Q538, Q539, Q540, Q541, Q542, Q543, Q544, Q545, Q546, Q547, Q548, Q549, Q550, Q551, Q552, Q553, Q554, Q555, Q556, Q557, Q558, Q559, Q560, Q561, Q562, Q563, Q564, Q565, Q566, Q567, Q568, Q569, Q570, Q571, Q572, Q573, Q574, Q575, Q576, Q577, Q578, Q579, Q580, Q581, Q582, Q583, Q584, Q585, Q586, Q587, Q588, Q589, Q590, Q591, Q592, Q593, Q594, Q595, Q596, Q597, Q598, Q599, Q600, Q601, Q602, Q603, Q604, Q605, Q606, Q607, Q608, Q609, Q610, Q611, Q612, Q613, Q614, Q615, Q616, Q617, Q618, Q619, Q620, Q621, Q622, Q623, Q624, Q625, Q626, Q627, Q628, Q629, Q630, Q631, Q632, Q633, Q634, Q635, Q636, Q637, Q638, Q639, Q640, Q641, Q642, Q643, Q644, Q645, Q646, Q647, Q648, Q649, Q650, Q651, Q652, Q653, Q654, Q655, Q656, Q657, Q658, Q659, Q660, Q661, Q662, Q663, Q664, Q665, Q666, Q667, Q668, Q669, Q670, Q671, Q672, Q673, Q674, Q675, Q676, Q677, Q678, Q679, Q680, Q681, Q682, Q683, Q684, Q685, 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Q2017, Q2018, Q2019, Q2020, Q2021, Q2022, Q2023, Q2024, Q2025, Q2026, Q2027, Q2028, Q2029, Q2030, Q2031, Q2032, Q2033, Q2034, Q2035, Q2036, Q2037, Q2038, Q2039, Q2040, Q2041, Q2042, Q2043, Q2044, Q2045, Q2046, Q2047, Q2048, Q2049, Q2050, Q2051, Q2052, Q2053, Q2054, Q2055, Q2056, Q2057, Q2058, Q2059, Q2060, Q2061, Q2062, Q2063, Q2064, Q2065, Q2066, Q2067, Q2068, Q2069, Q2070, Q2071, Q2072, Q2073, Q2074, Q2075, Q2076, Q2077, Q2078, Q2079, Q2080, Q2081, Q2082, Q2083, Q2084, Q2085, Q2086, Q2087, Q2088, Q2089, Q2090, Q2091, Q2092, Q2093, Q2094, Q2095, Q2096, Q2097, Q2098, Q2099, Q2100, Q2101, Q2102, Q2103, Q2104, Q2105, Q2106, Q2107, Q2108, Q2109, Q2110, Q2111, Q2112, Q21

Wiley Frankfurter
Supreme Washington D C

(Q6) That on Dec 2 [redacted]
[redacted] is [redacted] [redacted]

Q1 → Q4

Washington D. C

[redacted]

[redacted]

b6
b7C

F-81359

AIRTEL

TO: DIRECTOR, FBI
FROM: SAC, WFO (9-1038)

3/6/57

Mr. Tolson
Mr. Nichols
Mr. Boardman
Mr. Belmont
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Trotter
Mr. Nease
Tele. Room
Mr. Holloman
Miss Gandy

SUBJECT: [REDACTED]
FELIX FRANKFURTER
Associate Justice
U. S. Supreme Court - VICTIM
Extortion

ReWFOairtel to Bureau dated 12/6/56, entitled [REDACTED] TOM C. CLARK, Associate Justice, U. S. Supreme Court - VICTIM; JOHN MARSHALL HARLAN, Associate Justice, U. S. Supreme Court, - VICTIM; Bufile 9-31352!

On 3/6/57, [REDACTED] Marshal, U. S. Supreme Court, furnished an Agent of WFO a letter addressed to FELIX FRANKFURTER, Supreme Court, WDC, postmarked 12/5/56, Tuscarora, Md. This letter is identical in contents to the two letters submitted to Bureau 12/6/56. This letter was also postmarked same date as above-referred-to letters.

b6
b7c

[REDACTED] advised that he had received letter addressed to Associate Justice FRANKFURTER subsequent to turning over letters received by Associate Justice CLARK and HARLAN and had retained letter to Associate Justice FRANKFURTER.

Letter turned over by [REDACTED] this date discussed with AUSA [REDACTED] who declined on the same basis he previously declined and stated "it is not the mailing of a threatening communication within the meaning of the statute."

- 3 - Bureau (Encl 1)
 - 1 - Baltimore (Info)
 - 1 - WFO
- JJR:CBB
(5)

AIRTEL

Mr. Parsons

Mr. Rosen

RECORDED

EX-107

L
BWA

7-AD

6-412

COPY 4 SENT TO DIRECTOR FOR INFORMATION & REPORT

WFO 9-1038

The letter is being enclosed for appropriate examination by the FBI Laboratory.

Copy furnished Baltimore for information purposes only.

9 -31352 4

cc: Mr. Rosen

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Laboratory Work Sheet

Recorded 3/7/57
BAB

L A T E N T

70 Lab File

Re:
FELIX FRANKFURTER
Associate Justice
U. S. Supreme Court - VICTIM

File # 9-31352-4
Lab. # D-248333 BE

Examination requested by: SAC, Washington Field Office (9-1038)

Date of reference communication: Airtel 3/6/57 Date received: 3/7/57

Examination requested: Document - ~~Photostat~~

Result of Examination:

Examination by:

Return to

7/14
11/1/57

b6
b7c

Specimens submitted for examination **4**

SPECIMEN CHECK# AMOUNT DATE PAYABLE TO SIGNED BY BANK

- Q5 Envelope addressed to "Felix Frankfurter Supreme Court Washington, D C." and postmarked "TUSCARORA MD DEC 5 1956 A.M."
- Q6 Accompanying one-page letter beginning "Notice that on Dec 15th..." and ending "..."

1 ENCL
2

Q1 -> 01 from WFO with airtel 12/6/56

DEC
5
A.M.
1956
MD.



Felix Frankfurter
Supreme Court
Washington, D.C.

9-31352-4

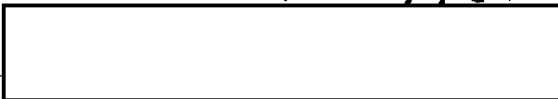
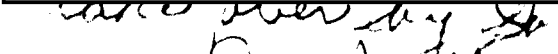

9-31352 05 BE

FBI

LABORATORY

NOTICE

That on Dec 15th 1956

cl 
going to  and over by 
if necessary Deep Valley
which rightly belongs to
me and will kill any
trespassing on said property
if you want to know more
contact me at this address.

b6
b7C

9-31352-4

9-31352 Q6 BE

FBI
LABORATORY

FEDERAL BUREAU OF INVESTIGATION

Reporting Office WASHINGTON FIELD	Office of Origin WASHINGTON FIELD	Date 3/11/57	Investigative Period 3/6/57
TITLE OF CASE FELIX FRANKFURTER ASSOCIATE JUSTICE, U.S. SUPREME COURT - VICTIM		Report made by JAMES J. RYAN	Typed By gar
		CHARACTER OF CASE EXTORTION	

Synopsis:

[redacted] Marshal, U. S. Supreme Court, furnished a letter addressed to FELIX FRANKFURTER, Supreme Court, Washington, D. C. Letter postmarked 12/5/56. Tuscarora, Maryland. The letter signed [redacted] and stated "That on Dec. 15th, 1956 I [redacted] is going to take over by force if necessary Deep Valley Farm which rightly belong to me and will Kill any one trespassing on said property if you want to know why contact me at this address - [redacted]" Letter identical in content with letters sent on same day to Associate Justices TOM C. CLARK and JOHN MARSHALL HARLAN. Matter presented to AUSA [redacted] who declined on basis it is not the mailing of a threatening communication within the meaning of the statute.

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b7c
EX-110
11-3

9 - 31352

5

9-31352-5

Approved <i>[Signature]</i>	Special Agent in Charge	Do not write in spaces below	
Copies made: 1 - Bureau 1 - USA, Washington, D. C. (Attention: AUSA [redacted]) 1 - Baltimore (Info) 1 - Washington Field (9-1038)		1-31352-5 RECORDED - 10 7 MAR 14 1957	

STAT. SECT.

MAR 22 1957

WFO 9-1038

DETAILS: AT WASHINGTON, D. C.

On March 6, 1957, [redacted] Marshall, United States Supreme Court Building, furnished a letter addressed to FELIX FRANKFURTER postmarked December 5, 1956, at Tuscarora, Maryland. [redacted] said that this letter was signed [redacted] and the contents of the letter were identical to letters postmarked the same date and same place from the same individual that were received by Associate Justices TOM C. CLARK and JOHN MARSHALL HARLAN.

b6
b7C

[redacted] advised that as he had previously furnished two letters to the Federal Bureau of Investigation (FBI) that were identical and received from the same individual that he just retained the letter addressed to FELIX FRANKFURTER as he did not receive the letter addressed to FELIX FRANKFURTER until the latter part of December, 1956.

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The letter received by FELIX FRANKFURTER stated:

"That on Dec. 15th, 1956 I [redacted] is going to take over by force if necessary Deep Valley Farm which rightly belong to me and will Kill and one trespassing on said property if you want to know why contact me at this address - [redacted]

On March 6, 1957, this matter was discussed with the Assistant United States Attorney, [redacted] who declined to authorize and stated it is not the mailing of a threatening communication within the meaning of the statute. Mr. [redacted] stated that as he had previously requested that the statement of occupying by force and killing anyone trespassing as stated in the communication should be referred to the Maryland State Authorities, he did not think it necessary to again advise them as the letters received by Associate Justices CLARK, HARLAN, and FRANKFURTER were all postmarked the same date and sent by the same individual. It is to be noted that the Baltimore Division on December 12, 1956, advised that the Maryland State Police authorities were notified of the letters sent by [redacted]

WFO 9-1038

The above referred to letter was transmitted
to the FBI Laboratory on March 6, 1957.

- C -

9 - 31852 5

- 3 -

WFO 9-1938

ADMINISTRATIVE DATA

No description is set forth for the subject of this matter inasmuch as no investigation was conducted consisting of an interview with the subject of this matter. Likewise no description was obtained of the victim as he was not interviewed. According to Mr. [] it was unknown to him whether Associate Justice FRANKFURTER was aware of the receiving of this letter.

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LEAD

BALTIMORE DIVISION (INFORMATION)

One copy of this report is being furnished to the Baltimore Division in view of the fact that the subject of this matter resides within the territory of the Baltimore Division.

REFERENCE

WFO airtel to Bureau dated March 6, 1957.

9 - 81352 5

ADMINISTRATIVE PAGE

SAC, WFO (9-938)

3/18/57

Director, FBI (9-26223)

UNKNOWN SUBJECTS, WAS. [redacted]

[redacted]
SUPREME COURT OF THE UNITED STATES - VICTIM
EXTORTION - BUFILE #9-26223; YOUR FILE #9-938

[redacted] TOM C. CLARK
ASSOCIATE JUSTICE, U. S. SUPREME
COURT - VICTIM; JOHN MARSHALL
HARLAN, ASSOCIATE JUSTICE, U. S.
SUPREME COURT - VICTIM;
EXTORTION - BUFILE #9-31352; YOUR FILE #9-1038

b6
b7c

Reurlet 3/12/57.

Latents previously developed instant cases compared with the fingerprints of the three individuals named in your letter, but no identification effected.

The submitted fingerprints of [redacted] and [redacted] destroyed in accordance with your letter.

1 - WFO (9-1038)

1 - Bufile (9-31352)

9 - 31352

REPRODUCTION
DUPLICATE
MARCH 18 1957
MAILED

FML:ril
(6)

MAR 20 1957

ORIGINAL COPY FILED IN

DIRECTOR, FBI (9-26223)

3/12/57

SAC, WFO (9-1038)

Attention: Identification Division
Latent Fingerprint Section

UNKNOWN SUBJECTS, was. [REDACTED]

SUPREME COURT OF THE UNITED STATES - VICTIM
EXTORTION - BUFILE #9-26223; YOUR FILE #9-936

[REDACTED] TOM C. CLARK
ASSOCIATE JUSTICE, U. S. SUPREME
COURT - VICTIM; JOHN MARSHALL
HARLAN, ASSOCIATE JUSTICE, U. S.
SUPREME COURT - VICTIM;
EXTORTION - BUFILE #9-31352; YOUR FILE #9-1038

ReBulet dated 1/28/57.

Referenced letter informed that latent fingerprints were found on letters submitted in the two above entitled cases and suggested that [REDACTED] Marshall of U. S. Supreme Court furnish names of any other individuals who may have handled the letters received in above cases.

On 3/6/57, [REDACTED] Marshal of U. S. Supreme Court, advised that there was a possibility that three other employees of the Marshal's Office may have handled the letters received in the above cases; however, he pointed out that he personally opens all mail addressed to the U. S. Supreme Court and if he notes any threatening letters he immediately places the letters in a cellophane envelope. Mr. [REDACTED] stated that on occasions when he was not in the office it may have been possible for [REDACTED] or RAYMOND E. HARDING or [REDACTED] to have handled these letters.

[REDACTED] advised he was born [REDACTED] at Washington, D. C., and was fingerprinted by the Army and his ASN is [REDACTED]

RAYMOND E. HARDING advised he was born 3/17/10, and had never been fingerprinted before.

4 - Bureau (Encl-2)
2 - WFO
(1 - 9-936)
JJR:gar
(6)

9-31352-1
NOT RECORDED
164 MAR 20 1957

b6
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ORIGINAL COPY FILED IN

WFO 9-1038

[redacted] advised that he was born [redacted] at Washington, D. C., and that he had never been fingerprinted.

Fingerprints were secured for [redacted] and RAYMOND E. HARDING and are enclosed for comparison with the latent prints found on the letters submitted in the above mentioned cases. It is suggested that the fingerprints of [redacted], ASN [redacted] be compared with the latent prints found on the letters.

Mr. [redacted] advised that his full name is, [redacted], and that he was born [redacted] at Washington, D. C. It appears that the fingerprints of the [redacted] referred to in referenced Bulet are the fingerprints of [redacted] Marshal of U. S. Supreme Court.

b6
b7c

The fingerprints of [redacted] and RAYMOND E. HARDING that are enclosed may be destroyed after they have served their purpose.

9 - 31 352

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1452745-0

Total Deleted Page(s) = 12

- Page 184 ~ Duplicate;
- Page 185 ~ Duplicate;
- Page 186 ~ Duplicate;
- Page 187 ~ Duplicate;
- Page 188 ~ Duplicate;
- Page 189 ~ Duplicate;
- Page 190 ~ Duplicate;
- Page 191 ~ Duplicate;
- Page 192 ~ Duplicate;
- Page 193 ~ Duplicate;
- Page 194 ~ Duplicate;
- Page 195 ~ Duplicate;

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AIR MAIL SPECIAL DELIVERY

Los Angeles, California
July 28, 1949

Honorable Tom C. Clark
5101 Department of Justice
Washington 25, D. C.

Dear Tom:

I wish to extend to you my
heartiest congratulations on your appointment
to the United States Supreme Court. This
is a well-deserved honor and I know that you
must feel most happy over your designation.

I do wish for you a continuation
of the successes which have characterized
your past and I want to express the hope you
will have many years of service in the Court.

I have enjoyed working with you
during the many years you have been in the
Department and I am hopeful that the occasion
will present itself from time to time when I
might have the opportunity of seeing you. If
at any time I can ever be of service, I hope
you will not hesitate to call upon me.

With best wishes and kind regards

Sincerely,

LBN:FML

RECORDED - 64

72944-365

JUL 28 - 5 59 PM '49

U.S. DEPT. OF JUSTICE

RECEIVED - DIRECTOR
F B I

EX-26
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RW

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: August 5, 1949

FROM : D. M. Ladd

SUBJECT:

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

Peyton Ford called me on August 4 in connection with the nomination of the Attorney General to the Supreme Court. He advised that on the morning of August 4 at a Republican Policy Meeting, Senators Ferguson and Kem had indicated an objection to confirmation and they stated that there had been too many stories appearing that confirmation was going along without any trouble and they wanted to know who was going to deliver their votes. Senator Taft told them nobody was delivering their votes, that they could vote any way they cared, but that the Republican Policy Committee didn't want any petty politics entering into it. (u)

Ford stated that Senator Kem and Senator Ferguson had asked to have the records of the Executive Session of the Kansas City hearings in order that they might be made available to the Republican Policy Committee and that such a request has been made of Senator Hoey for a full record in the Kansas City testimony. (u)

Mr. Ford stated he thought the Director should be advised of this. I subsequently advised the Director of Peyton Ford's call. Later in the day Mr. Ford talked to me and inquired as to whether I had advised the Director and I stated that I had done so. He asked if the Director had any suggestions and I advised that there did not appear to be any suggestions that the Director could make. (u)

DML:dad

RECORDED - 116

72944-366
8/24/49
WV
DL
JL

ADDENDUM; LBN:hmc; 8-8-49

Mr. Ford called me on the evening of August 4 and advised me along the lines of his advice to Mr. Ladd. He thought this should be called to the Director's attention. Mr. Ford was advised on August 5 that this had been called to the Director's attention and the Director stated he was taking appropriate steps to do what he could. (u)

R138

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/aw

August 8, 1949

RECORDED - 8
INDEXED - 8

367

Honorable Tom C. Clark
The Attorney General
United States Department of Justice
Washington, D. C.

Dear Tom:

The volume "Opinions of
Attorneys General," Volume 40, which you
so kindly autographed to me has been
received. (U)

I did want to thank you for
your thoughtfulness in making this volume
available and particularly for your
gracious dedication. (U)

Sincerely yours,

FEC:jms :gr

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/11/83 BY SP-9 BJA/AV

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

Book held for
Director, HHS

RECEIVED - DIRECTOR
F B I
U.S. DEPT. OF JUSTICE
Aug 8 2 06 PM '49

RECEIVED - DIRECTOR
F B I
U.S. DEPT. OF JUSTICE
Aug 4 6 43 PM '49

1/2/81
Handwritten initials and date

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

August 1, 1949

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols ✓
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo ✓
- Mr. Jones _____
- Mr. Mohr _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

The attached book was sent to the Director by the Attorney General. The notation on the flyleaf inside reads: "To Edgar - With admiration and affection - Tom C. Clark 7/20/49"

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE~~

fjw
*see yellow for
disps of book*

62-72741-351
1949
(4)

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1-6-83
8-13-11
216

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. FLETCHER *V.H.F.*
 FROM : (11) D. M. Ladd *DL*
 SUBJECT: *[Handwritten]*

DATE: August 5, 1949

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

Mike Horan called my office on the evening of August 3 and brought with him a typewritten list of names taken from letters protesting the appointment of the Attorney General to the Supreme Court. (u)

He indicated that he would like to have any identifying information furnished to him of the names on this list. (u) *Baumgardner*

DML:dad

RECORDED 30 162-72944-368
 EX-112
 31 AUG 18 1949

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 DATE 6/16/83 BY 88-8 BTJ/AN

EXCL.
 Discontinued per
 S. H. W. 8/9/49
 (u)
 AUG 26 1949
 35-

51 Perfect

^{NR}
Mrs. N. M. McWilliams
222 W. 10 Street
New York 11, New York

Shirley^{NR} Ostrow, Shirley^{NR} Arnster, Ben^{NR} Marcus, Vicky^{NR} Helfan,
Ruth Gottlieb, Murray^{NR} Ostrow, Abe^{NR} Arnster
New York, New York

*Not in
locality*

Henry and Helen Montrose, Jane Baldwin, Eve Salzman,
Harry Brown, Evelyn McBride

Max Trachtenberg
? ^{NY}

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EXCEPT WHERE SHOWN
OTHERWISE~~

*Not in
locality*

Philip Keaton
?

Irving Silver
242 West 103rd Street
New York City 25, New York

Junior Matrons Chapter of American Jewish Congress
Mrs. Lionel Leon, President
6630 Colgate Avenue
Los Angeles, California

Adels^{NR} Wasserman, Pearl^{NR} Wasserman, Maxine^{NR} Baris, Regina^{NR} Templehoff,
C. Knutzel, Ruth^{NR} Sosis, Irv^{NR} Wasserman, Ray^{NR} Engler, Estelle^{NR} Jaffe,
Arnold Jaffy, Mal^{NR} Weiss
Brooklyn, New York

Luke Porteus
Jackson Heights, New York

Citizens of Lower Chelsea Manhattan
New York, New York

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Kathryn^{NR} Quadres and John^{NR} Quadres
San Pedro, California

ENCLOSURE

Helen Klein
Jackson Heights, New York

62-72944-36

NOV 5 1960

Women Defenders of America, Inc.
Mrs. Grace H. de Fremery, President
77 Fairmount Avenue
Oakland 11, California

American Labor Party
Women's Division
Albany, New York

Eather Gross
Los Angeles, California

Ralph Janin
99-59 65th Road
Forest Hills, New York

International Fur and Leather Workers Union - CIO
Local 43
George Merlo, Manager
429 Northampton Street
Easton, Pennsylvania

Concourse Club Alp
Bronx, New York City

United Electrical Radio and Machine Workers of America, CIO
Henry Rhine, International Representative
Philadelphia, Pennsylvania

National Lawyers Guild
Robert J. Silberstein, Executive Secretary
Washington, D. C.

Socialist Workers Party
Farrell Dobbs, National Chairman
New York, New York

Wm. C. Jones
?

Theo. Dunkel
New York, New York

*did not
check no
locality*

Elizabeth Zahniser
636 East 13th Street
New York City

George F. Davis
89 Crown Street
Meriden, Connecticut

David E. Levy
333 Fourth Avenue
New York 10, New York

*did not
check
re locality*

Mrs. Betty Shafarman
?

Jeanette S. Turner
41-44-48 Street
LIC 4, NY

Mrs. John M. Masters (Catharine)
323 West 11th Street
New York 14, New York

Miss Naomi Gerk
149 E. 40th Street
New York 16, New York

Michael Scott
68 Montague Street
Brooklyn 2, New York

American Labor Party
Arthur Schutser, State Executive Secretary
New York, New York

J. W. KEERANS, ATTORNEY AT LAW
ESPERSON BUILDING
HOUSTON, TEXAS

Fraternal Council of Negro Churches in America
Lester M. Swift, Washington Director
318 Third Street, S. W.
Washington, D. C.

Building and Management Chapter of Local 1 UPW CIO
Anti Discrimination Committee and Executive Board
New York, New York

E. Orange Progressive Party
Daniel La Tindall, Jr., Co-Chairman
East Orange, New Jersey

Miss Lynne Specht
1681 Vyse Avenue
Bronx 60, New York

David and Babette ^{Mr.}Mann
New York, New York

Richard ^{Mr.}Viggers
Brooklyn, New York

Mr. and Mrs. Harold J. Levy
239 Bay 22 Street
Brooklyn, New York

Gunther Jacobson
36 West 44th Street
New York 18, New York

Charles T. Mohr
608 E. Manuel Avenue
Albuquerque, New Mexico

United Electrical and Radio Machine Workers of America
District No. 3
Leo Jandreau, President
Schenectady, New York

C. Kraus, Harold Seletsky
Riverside, New York

Sam^{AK} Arcus, Josephine Franklin, Gertrude Weisberg, Irene Schilling,
Lee Havitz, Gertrude^{AK} Christinson
Brooklyn, New York

✓GOPNA Local 16
11 E 51 Street
New York City

Jeanne^{AK} Fitchus, Abra^{AK} Portes, Lillian^{AK} Lipson, Alice^{AK} Richheimer,
Patricia^{AK} Erenburg, Norma Harris, Alice Kaplan, Atlantis Marshall,
Eunice Schoenbrod, Ann^{AK} Jacobson, Elaine^{AK} Steinberg, Sylvia Ware,
Gertrude^{AK} Criss, Mariel Raynor
Winnetka, Illinois

Seymour^{AK} Sainsbury, Wayne Sainsbury
Riverside, New York

Ethel J. Panken, Martha^{AK} Greenfield
Riverside, New York

Len^{AK} Wena, Joyce^{AK} Reich
Riverside, New York

Berthide^{AK} Bichel, A. M. Mereson
Riverside, New York

Al^{AK} Moss, Bea^{AK} Tepper, U. Beaver
Riverside, New York

J. A. Truesdell
Bluemont, Virginia

M. Auland, E. Bernstein
Riverside, New York

Dan Wade, Rose Feingold
Riverside, New York

E. Sprotzer, George Sherman
Riverside, New York

Frances^{nk} Juknes, Irving Panken, Miriam Rosenbaus
Riverside, New York

Samuel Cooper, Thelma[✓] Stein
Riverside, New York

Miriam Feinstein, Beatrice Rubin, Jordan J. Corwin
Riverside, New York

Marylin^{nk} Weiss, Sylvia Gilowits, Robert Weinstein
Riverside, New York

Gene Levitt, Martin[✓] Hamburger, Bernice[✓] Mann
Riverside, New York

Jean[✓] Fried, Gladys Niles, Bob Rubin
Riverside, New York

Anelia^{nk} Diginno, Thomas^{nk} Fuchs, Michael^{nk} Canter
Riverside, New York

Gertrude Benderaky, Rebecca Berman
Riverside, New York

Sheila^{nk} Kaplowitz, Terry Greene
Riverside, New York

Victor^{nk} Ludwing, Julius Shapiro, Jessie Klein
Riverside, New York

Sylvia Weiner, Bob^{nk} Laning
Riverside, New York

A. Hilkents^{nk}, T. Rabin
Riverside, New York

George^{nk} Schapiro
192 Decker Avenue
Staten Island 2, New York

Herschel and Patricia^{nk} Rosenthal
5735 Bowfield
Los Angeles, California

F. Rochman, F. Karpal
Riverside, New York

Jules Coe, Frannie Motzkin
Riverside, New York

Paul Horowitz, Robert^{nk} Kusner
Riverside, New York

Harry Davis, Milton^{nk} Fridling
Riverside, New York

Ida Taub, Virginia^{nk} Nicolsoi
Riverside, New York

Eve Fogelman, Irene^{nk} Lubell
Riverside, New York

Murray Z. Paley, Louise Vena, Max Brodsky
Riverside, New York

Saul and Margery Shine
New York, New York

Charles P. Howard
Des Moines, Iowa

Frieda B. Ross
Long Island City, New York

Morris U. Schappes
New York (?)

Leon Forer
Old Forge, New York

✓ American Committee for Protection of Foreign Born
Rev. John W. Darr, Jr., Chairman, Board of Directors
23 West 26th Street
New York 10, New York

Mr. and Mrs. Abraham S. Endler
Jamaica, New York

✓ American Labor Party
19 C. D.
Morris Goldin, Executive Secretary
82 Second Avenue
New York City, New York

✓ Organisation Food, Tobacco, Agricultural and Allied Workers Union
of America CIO
John Tisa, Acting General President and Director
Philadelphia, Pennsylvania

Civil Rights Congress
✓ Anne Shore, Executive Director
Los Angeles, California

Civil Rights Congress
George Marshall, Chairman of Board
205 East 42 Street
New York, New York

Kathleen Austin
59 Montgomery Street
Apt. #13
New York 2, New York

International Fur & Leather Workers Union of U. S. & Canada CIO
✓ Ben Gold, President - Pietro Lucchi, Secretary-Treasurer
New York, New York

✓ United Electrical Radio and Machine Workers of America
Albert J. Fitzgerald, General President
11 East 58th Street
New York, New York

✓ United Electrical Radio Machine Workers of America
Executive Board Local 301
CIO Leo Jandreau Business Agent
Schenectady, New York

✓ E. F. Parkes
2786 Jerome Avenue
New York 58, New York

✓ A. Soyer
85th Street
Brooklyn, New York

✓ F. C. Freeman
Brooklyn, New York

✓ Yarensky
214 Rockaway Parkway
Brooklyn, New York

✓ National Council of Arts, Sciences and Professions
Clark Foreman, National Director
Brooklyn, New York

Ernest Wieland, Shirley Pubow, Herbert Prokof, Helen Friedman,
D. Lindberg, R. Mandel, Annette Grunmann, Irene Sper, Mary Wilson,
Muriel Leoner, Ida Kaufman
5 Beekman Street
New York City

Lee Drapkin, Len Drapkin, Sam Freedbaum, Ruth Freedbaum,
Jack Greenbaum, Bernard Stark, William Adler, Mary Schlossberg,
Emil Schlossberg, Lillian Drapkin, Pearl Ketchel, Elsie Ketchel,
Celia Schnitzer
Brooklyn, New York

✓ Helga Akchaffenburg, Louise Seifried
Rockland, Maine

✓ W. Ruberman
New York, New York

Leo Lerner
New York, N. Y.

The Seattle Trade Union Civil Rights Committee
Fred Berry, Chairman
Seattle, Washington

Anna Diamond, Bella Finkelstein, ^{n.R.} Ruth Nathanson
330 W. 108th Street
New York 25, N. Y.

Lou Edelman, Hank ^{n.R.} Gottlieb
226 W. 108th Street
New York City

^{n.R.} Gladys Litt, Ruth Crystal
280 Riverside Drive
New York City

^{n.R.} Anne and Jack Winkoff
New York, N. Y.

Percy L. Greaves, Jr.
7312 Hampden Lane
Bethesda, Maryland

David Scribner
11 East 51st Street
New York 22, N. Y.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI
FROM : SAC, HOUSTON
SUBJECT: COMMUNIST INVESTIGATION
ATTORNEY GENERAL TOM CLARK

FOIA # 286, 556

DATE: August 12, 1949

DECLASSIFIED BY SA9803RDD/LS
ON 11/20/95
CA # 89-208-D

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY SLIP(S) DATE 8/9/78

Recourtel 8-2-49. (u)

ADVISE SLIP(S) DATE 8/9/78

b2
b7D

(u) [redacted] of known reliability, advised that WENDELL ADDINGTON contacted JAMES J. GREEN and advised him he had obtained the complete report concerning the Texas State Senate Investigation involving Attorney General TOM CLARK. ADDINGTON advised this was a general investigative committee investigating financial activities in general. He states in this report Attorney General TOM CLARK's name appears in connection with alleged manipulation of the Southwestern Investment Corporation. He stated Mr. CLARK was also mentioned in connection with the investigation of the Texas Petroleum Council. Informant advised, according to ADDINGTON, this report set out Mr. CLARK received \$12,000.00 for his services with the Texas Petroleum Council and the investigative committee was unable to determine what services Mr. CLARK performed. According to WENDELL ADDINGTON, the Council criticized Mr. CLARK for refusing to give such information. (u)

ADDINGTON stated, according to the report, at the time of the investigation Mr. CLARK's partner was Mr. WILLIAM McCRAW, who was also Texas State Attorney General. (u)

Informant also advised that ADDINGTON indicated that the report of the investigating committee criticized Mr. CLARK as being a hired lobbyist for the Safe Way Grocery chain stores while his partner, WILLIAM McCRAW, was State Attorney General. (u)

Informant further advised WENDELL ADDINGTON was to contact Mr. JOE HILL, who was Chairman of the Investigating Committee, and endeavor to obtain a statement from Mr. HILL about the investigation. (u)

ADDINGTON stated he would also check the newspaper editorials written during the investigation and would report to the Daily Worker in New York City. (u)

Informant also advised JAMES GREEN contacted TOM NEAL, Organizer of the Progressive Party of Texas, and NEAL stated to GREEN he had checked the newspapers of Houston, Texas for any information that might pertain to this Senate Investigating Committee. Informant advised NEAL reported to GREEN that the papers merely mentioned the investigation and set out nothing of value to the Daily Worker. (u)

This information is being forwarded to [redacted] that furnished in referenced teletype. (u)

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Classified by SP-8/ST/W

Declassify on: OADR
"AIR MAIL"

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EXEMPT FROM GDS, CONFIDENTIAL
DATE OF DECLASSIFICATION INDEFINITE
8/3/78

72 944-369

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
ATTENTION: RESEARCH
FROM : SAC, Denver

DATE: September 7, 1949

SUBJECT: CRITICISM OF FORMER
ATTORNEY GENERAL TOM C. CLARK

(u)

7-2 1

There is transmitted herewith for the Bureau's information a copy of a letter addressed to the Editor of Look Magazine, by Mr. SAM MENIN, Denver attorney, in which MENIN criticizes the position taken by former Attorney General CLARK in an article which appeared recently in Look Magazine. (u)

For the Bureau's information, MENIN is a Denver attorney who has been actively connected with the Communist Party for a number of years and has represented the Party and members of the Party on various occasions. No direct evidence is available of MENIN's membership in the Party but he is known to have had frequent contacts with Party leaders in Denver. (u)

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6

The letter is being furnished for the Bureau's information. It was turned over to this office by the manager of Radio Station KVOD in Denver who had received a copy of it in the mail. (u)

RPK/mkg
Enclosure

AIRMAIL

RECORDED - 4

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F B I
34 SEP 16 1949

Handwritten signatures and scribbles

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DATE 8/16/83 BY SP-8 BTJ/RW

56 SEP 22 1949

COPY

September 2, 1949

Editor, Look Magazine
511 Fifth Avenue
New York 17, New York

Dear Sir:

It appears that Tom Clark finds it difficult to destroy the liberties of political minorities because lawyers throughout the land have in the highest tradition of their profession, and in pursuance to their oath to uphold our American Constitution, fought to defend the rights of the people.

In his article in Look of August 30, 1949, Clark indicates that lawyers who are Communists, or who act like Communists "should be scrutinized by grievance committees of the bar and the courts." This remark is apparently a follow-up of his speech before the American Bar Association, delivered in Chicago on June 21, 1946, where he stated that "our bar associations with a strong hand should take these too brilliant brothers of ours to the legal woodshed for a definite and well deserved admonition." Thus, we have here clear inference that any lawyer who defends the rights of Communists or alleged Communists, should have his conduct "scrutinized by grievance committees", and in this way does Mr. Clark attempt to intimid-

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DATE 6/16/83 BY SP-8 GWR/RS

date and strike fear in the hearts of lawyers who would defend political minorities whose views run counter to those entertained by the former attorney general who now adds questionable grace to our Supreme Court.

Mr. Clark seems to overlook the Canons of Ethics, wherein there are as the following:

"The lawyer owes entire devotion to the interests of the client, with zeal in the maintenance and defense of his rights, and the exertion of his utmost learning and ability to the end that nothing be taken or be withheld from him, save by the rules of law, legally applied. No fear of judicial disfavor or public unpopularity should restrain him from the full discharge of his duty. In the judicial forum, the client is entitled to the benefit of any and every remedy and defense that is authorized by the law of the land, and he may expect his lawyer to assert every such remedy or defense."

It seems to me that I, who defended the seven alleged Communists in Color do, and did so to the very best of my capabilities, have been merely performing my duty as required of me in the code of ethics which our profession follows. On the other hand, I believe that Mr. Clark is guilty of a gross violation of the rules of professional ethics by utilizing public excitement against Communism, and using the public press for in an effort to aid him extra-judicially in getting a conviction against the twelve leaders of the Communist party now on trial in New York. Mr. Clark, in fact, was the chief counsel for the government, acting through his deputies in the trial, and therefore, had no right in view of Canon No. 30, which reads as follows:

"A lawyer shall not, through newspaper publications by a lawyer as to pending or anticipated litigation, or otherwise, prejudice the law or the administration of justice. Unusually, there can be no prejudice"

The article in Look Magazine with what appears to be Rogue Gallery pictures of the defendants and their numbers, although there has been no conviction as of the date of publication, certainly appears to me to be an attempt to influence the due administration of justice in the trial now going on in New York.

Mr. Clark who as Attorney General was head of the department of justice, and the chief law enforcement officer of the United States acting directly under and by authority of the president. Yet an examination of his record would disclose that he has no regard for the legal and constitutional rights of the people. Mr. Clark has demonstrated an extraordinary disrespect for constitutional safeguards, when on February 5, 1943 he admitted before the Committee on un-American Activities that he was perverting the law when he agreed that the Supreme Court of the United States found evidence insufficient to establish that a Communist, or one who believes in the principle of Communism comes within the provision of the deportation statute. Yet, he testified, "We are using deportation statutes to remove from among us those aliens who believe in^d foreign ideology." The meaning, of course, is clear that he was going after Communists despite the Supreme Court. He has permitted the FBI to be degenerated into a political police force. He has resorted to wire tapping and deprivation of rights of privacy guaranteed under the Fourth Amendment. He has, under the so-called loyalty order, listed organizations as subversive without even the semblance of a hearing before an impartial tribunal. He has applied the doctrine

of guilt by association, a doctrine foreign to our concept of justice, but which was acceptable by the Nazis. The department of justice is now holding for deportation persons merely on the grounds of association with a political party.

Mr. Clark has failed to protect the rights of the Negro people. He has refused to enforce the existing Federal laws for the protection of their civil rights.

As a member of the Bar, I refuse to be intimidated by a pronouncement such as Mr. Clark has made in Look Magazine. I expect to go on defending the rights of political minorities to the very best of my ability, and I feel that that is in conformity with the code of ethics for the legal profession, and is therefore binding upon me once I accept a retainer. I also feel that my conduct and the conduct of other lawyers who have acted on behalf of political minorities is entirely consistent with, and in pursuance of, the traditional rights of lawyers.

Respectfully yours,

Samuel D. Menin
Of the Colorado Bar

SDM:cs

NEW YORK, N. Y.

my

~~CONFIDENTIAL~~

m 2-1

August 23, 1949.

Director, FBI.

RE: COMMUNIST PARTY, USA-BRIEF,
INTERNAL SECURITY - C.

(u)

Dear Sir:

In connection with the article appearing in LOOK MAGAZINE, issue of August 30 last, authored by Attorney General Tom C. Clark, an agent of this office has been privately advised by United States Attorney John F. X. McGohey that he considers that the Department, especially Clark, has exhibited very poor judgment in having this article published at this time. He is not of the opinion that it will do any material harm to the trial of the 11 Communist leaders but does feel that the comments in this article concerning Communist lawyers is most inappropriate and unfortunate and only serves to give the defense attorneys in instant case another ground for their charge of "hysteria prevalent throughout the country." *(u)*

This is being submitted as an indication of McGohey's attitude and it is requested that the Bureau accord it the strictest confidence. *(u)*

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) OF *SECRET CP*
DATE *9/19/72*

Very truly yours,

~~RECORDED BY 3832
ON 7/29/78 LLS/jhr~~

EDWARD SCHEIDT,
SAC.

(u)

CC: ASST. DIR. E. J. CONNELLEY

JFW:DJG
100-81752

(u)

SEP 21 1949

62-72944-

NOT RECORDED
149 SEP 14 1949

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DATE 6/16/83 BY sp-8 gaw/hu

ORIGINAL FILE IN 100-3-74-5198

November 3, 1949

RECORDED - 28

62-72944-371

Honorable Tom C. Clark
Associate Justice of the Supreme
Court of the United States
Washington, D. C.

(u)

Dear Tom:

Your kind note of October 27th
has been received and I am most grateful for
your commendatory references to my receipt
of the Theodore Roosevelt award. (u)

I was happy to be so honored and
I am particularly pleased to know that you
approve of the bestowal of the medal and the
remarks which I made on that occasion. (u)

Your friendly interest is deeply
appreciated. (u)

Sincerely yours,

J. Edgar Hoover

ARA:mjp

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/11/83 BY SP-8 BTJ/aw

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harbo _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____

COMMUNICATIONS SECTION
MAILED 3
NOV 1 - 1949 P.M.
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

RECEIVED READING ROOM
NOV 3 3 47 PM '49
U.S. DEPT. OF JUSTICE
B. L.

NOV 3 1949
U.S. DEPT. OF JUSTICE
RECEIVED DIRECTOR
NOV 3 1949

63 DEC 1 1949

Handwritten signature

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Supreme Court of the U. S.
Washington, D. C.

10/27

My dear Edgar:-

Congratulations on the
Teddy Roosevelt Medal. It is only
recognition well deserved. I did
not know about it until I received a
copy of your remarks. The third
paragraph is a classic.

When you are this way do drop by-

My best to you.

Your friend,

Tom Clark /s/

COPY mpd

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RL

11-3-49
ARA

NOV 10 3 37 PM '49
U.S. DEPT. OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

- Mr. Tolson ✓
- Mr. Ladd _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Nichols ✓
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Harbo _____
- Mr. Jones ✓
- Mr. Mohr _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

Supreme Court of the United States
Washington, D. C.

10/27-

My dear Edgar:-

Congratulations on the Teddy
Roosevelt Medal - It is only recognition well
deserved - I did not know about it until I
received a copy of your remarks - The third
paragraph is a classic

RECORDED - 28

62-22944-371

When you see this way do drop by -
23 NOV 16 1949

My best to you -

Your friend,
Tom Clark

Tom Clark

221

New York, N. Y.
November 15, 1949

Mr. Hoover:

On November 3rd, Mr. Justice Tom Clark came to the city to attend a testimonial dinner to Irving Geist at the Waldorf. At Bureau instructions this office had a car meet him at the railroad station. When he stepped off the train and saw an FBI agent standing on the platform to meet him, he was obviously very pleased. He remarked in a joking manner to the agent, "Don't you read the newspapers?" The agent answered yes and asked why. The Justice then said with a grin, "Well, you know I'm not the A.G. any longer. They put me on the Supreme Court and I don't rate this cracker-jack FBI service." He then expressed his appreciation for the Bureau's kindness and courtesy.

Edward Scheidt
EDWARD SCHEIDT

G.L.R.-7

RECORDED - 55

162-72744-372
IF IF
3 NOV 23 1949

FX-3
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DATE 6/16/83 BY SP-8 BTJ/RUC

CRIME-100

58 DEC 4 - 1949

FROM

DO-7

OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

TO

OFFICIAL INDICATED BELOW BY CHECK MARK

- Mr. Tolson _____ ()
- Mr. Clegg _____ ()
- Mr. Glavin _____ ()
- Mr. Ladd _____ ()
- Mr. Nichols _____ ()
- Mr. Rosen _____ ()
- Mr. Tracy _____ ()
- Mr. Gurnea _____ ()
- Mr. Harbo _____ ()
- Mr. Mohr _____ ()
- Mr. Nease _____ ()
- Miss Gandy _____ ()

[Handwritten signature]

July 770 (u)

- See Me _____ ()
- Note and Return _____ ()
- For Your Recommendation ()
- What are the facts? ()
- Remarks:

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/16/83 BY 88-8 RTS/RS

You are cordially invited to attend
the annual meeting and dinner of the

Dallas Citizens Council

honoring the ^①

Honorable Tom C. Clark

Associate Justice of the Supreme Court
of the United States

Crystal Ball Room, Baker Hotel

Dallas, Texas

at six o'clock in the evening
on Friday, December the thirtieth

Nineteen hundred forty-nine

C.I.R.-7

MAILED 3
DEC 15 1949
COMM - FBI

R.S.V.P.

Dallas Citizens Council
George L. MacGregor, President

62-12744-37B

RECORDED - 83

DEC 23

INDEXED - 83

37

EX - 101

George MacGregor

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/16/83 BY SP-8 BTJ/NW

183 EX - 101
M7
Dec 15 1949
CALL
310
11 1300

THE DALLAS CITIZENS COUNCIL
Dallas, Texas

Gentlemen:

I will attend the banquet in honor of Supreme
Court Associate Justice Tom C. Clark as a guest
of the Dallas Citizens Council.

Signature

THE DALLAS CITIZENS COUNCIL

204 GREAT NATIONAL LIFE BLDG.

DALLAS, TEXAS

ALL INFORMATION CONTAINED
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DATE 6/16/83 BY SP-8 BTJ/RO

62-72941-373

Handwritten mark

January 10, 1950

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(U)

Dear Tom:

It was a distinct pleasure to learn
that you have been selected as "Big Brother of
the Year." (U)

I am happy for this opportunity to
join your many friends in offering sincere
congratulations upon your designation to
receive this award, in recognition of your
splendid contribution to the prevention of
juvenile delinquency. (U)

Sincerely yours,

J. Edgar Hoover

ARA:cjh

RECORDED - 124

EX - 101

NOTE: Announcement of the award was made in Associated
Press dispatch datelined at Friday, January 9, 1950, and
appearing in the Washington Star on that date. (U)

REC'D
U.S. DEPT. OF JUSTICE
JAN 10 3 08 PM '50

374

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harte _____
- Mohr _____
- Tele. room _____
- Nease _____
- Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RL

Washington Star 1-9-50

**Justice Clark Named
'Big Brother' of Year**

By the Associated Press

PHILADELPHIA, Jan. 9.—Supreme Court Justice Clark has been selected "Big Brother of the Year."

Selection of Justice Clark for the "Big Brother" award was made today by Big Brothers of America, an association of voluntary agencies engaged in the prevention of juvenile delinquency.

A scroll will be presented to Justice Clark at Washington January 16 in connection with the celebration of Big Brother Week, January 15-21.

The organization said Justice Clark was chosen because of his work, while Attorney General, in forming the Committee on Delinquency and helping to organize the Society of Sponsors which looks after boys in the national training schools.

(u)

ewf
OC 1-10-50
ARA

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/cw

62-72944-374

ENCLOSURE

January 18, 1950

BY SPECIAL MESSENGER

Honorable Tom Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(U)

Dear Tom:

Leo Cadison has advised that you desired six additional copies of the photograph of the members of your family taken at the Rose Garden at the White House last August and it is indeed a pleasure to enclose six copies of this photograph. (U)

With best wishes and kind regards, (U)

Sincerely,

J. Edgar Hoover

Enclosure

NOTE: Cadison phoned on 1-16-50 asking if we could send direct to Justice Clark six copies of the photograph of his family and himself taken in the Rose Garden at the White House on August 24 or 25, 1949, when he was sworn in as Justice of the Supreme. We have the negatives in the photographic section files and six finished copies have been made up for Justice Clark.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/11/83 BY SP-8 GIB/DA

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harbo _____
- Mohr _____
- Tele. room _____
- Nease _____
- Gandy _____

RECORDED - 30
EX - 101
JJM:dmh

JAN 23 1950
72944-375
18

Supreme Court of the United States
Washington 13, D. C.

Mr. Tolson	✓
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	✓
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. Mohr	.....
Tele. Room	.....
Mr. Nease	.....
Miss Gandy	.....

[Handwritten initials]

W
CHAMBERS OF
JUSTICE TOM C. CLARK

Tom C. Clark

January 19, 1950

Dear Edgar:

I didn't realize that my request for additional copies of the family group picture had finally rested with you. At any rate I am very pleased to have them, and you were most thoughtful to send them over.

Many, many thanks.

With kind personal regards,

I am

Sincerely,

[Handwritten signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/kw

Hon. J. Edgar Hoover
Federal Bureau of Investigation
Department of Justice
Washington, D. C.

162-12944-376
JAN 20 1950

RECORDED - 27

ST-115

68 FEB 2 1950

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

FROM : L. B. Nichols

SUBJECT:

DATE: February 28, 1950

Tolson

Ladd

Clegg

Glavin

Nichols

Rosen

Tracy

Harbo

Mohr

Tele. Room

Nease

Gandy

On Tuesday, February 21, Miss O'Donnell, secretary to Justice Clark, called and stated the Justice had asked her to call and get the names of a couple of former Agents who could be used by a law firm in Austin, Texas. I asked her for further details. She did not have any. (u)

On Wednesday morning Clark saw me and stated that all he knew was that A. L. Works, who has one of the biggest law firms in Austin, had some litigation that he needed some assistance in and he wanted to secure the services of some former FBI Agent. Tom suggested we just give him the name of somebody now practicing law; that it was not necessary to recommend anybody. I told him we would check around. (u)

Later that morning, Peyton Ford called me and asked the same question. (u)

I have talked to Johnny Mohr and we both suggest the following names:

ALEXANDER P. PEDEN:

Peden's address is 3727 Albans Road, Houston 5, Texas. He resigned December 31, 1946, and is now practicing law in Houston. His office address is 906 Citizens State Bank Building. His record in the Bureau was excellent. (u)

ROBERT L. HARPER:

Harper's address is 1203 City National Bank Building, Houston, Texas. He resigned November 14, 1947. His record was excellent.

I think we should give the names of both these men to Tom Clark and will do so if you agree. (u)

LBN:hmc

62-92744-377

*Hand - Ford
Peyton
checked
this*

INDEXED - 126
RECORDED - 126

DEPT. OF JUSTICE
PERSONNEL FILES

52 APR 17 1950

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/aw

62-72944-378

May 12, 1950

RECORDED

EX-34

file 2-1

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

Your kind note of May 10 has been received and I wish to express my heartfelt appreciation for the congratulations which you extended on the occasion of my twenty-sixth Anniversary as Director of the FBI. It was also thoughtful of you to make reference to the anniversary which Mrs. Clark and you are celebrating this year, and I am glad for this opportunity to wish you both many more years of happiness. (u)

I consider it a high privilege to serve as Director of the FBI and it is my earnest desire that the efforts of this Bureau will always be deserving of the confidence and approval of the American people to whom our services are dedicated. (u)

You have my deepest thanks for the friendly interest which prompted your gracious letter.

Sincerely,

J. Edgar Hoover

U. S. DEPT. OF JUSTICE
FBI
RECEIVED - CIVIL RIGHTS
MAY 13 1 10 PM '50

RECEIVED - DIRECTOR
FBI
U. S. DEPT. OF JUSTICE
MAY 12 12 36 PM '50

RECEIVED READING ROOM
FBI
MAY 12 12 17 PM '50

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10/10/83 BY SP-8 [signature]

MAILED 12
MAY 12 1950
COMM - FBI

Handwritten initials: MMZ

Handwritten initials: [unclear]

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

5/10-

- Mr. Tolson ✓
- Mr. Ladd ✓
- Mr. Clegg
- Mr. Glavin
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Harbo
- Mr. Belmont ✓
- Mr. Jones ✓
- Mr. Mohr
- Tele. Room
- Mr. Nease
- Miss Holmes
- Miss Gandy

Dear Edgar:-

Congratulations on your 26th anniversary. This year marks mine also - but its of a wedding.

During these 26 years you too have been "wedded" to the service of your fellow Americans. That has meant much to us - the great American people.

Sincerely,

Tom Clark /s/

COPY mpd

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY 88-8 STJ/ALD

cut

ACK 5-12-80

QEA

[Handwritten signature]

Supreme Court of the United States
Washington, D. C.

5/10 -

Dear Edgors :-

Congratulations on your 26th
anniversary - This year marks mine
also - but its of a wedding.

During these 26 years you too
have been "wedded" to the service of
your fellow Americans. That has
meant much to us - the great
American people.

Sincerely,

Wm. C. Clegg

Mr. Justice Clark

Supreme Court of the United States

Washington, D. C.

Hon. J. Edgar Hoover
Director, Federal Bureau of Investigation
Room 5633 - Department of Justice
Washington, D. C.

PERSONAL

5/20/52

G.I.R. *ms*

Mr. Nichols:

As of interest, Alice O'Donnell in the office of Justice Tom Clark called and requested if at all possible a dozen copies of the reprint of the article on Civil Rights in the Iowa Law Review. (u)

Mr. Jones is mailing them to the Justice today. (u)

See 5/20/52 fm1

- Mr. Tolson ✓
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Belmont
- Mr. Clegg
- Mr. Glavin
- Mr. Harbo
- Mr. Rosen
- Mr. Tracy
- Mr. Laughlin
- Mr. Mohr
- Tele. Room
- Mr. Holloman ✓
- Miss Gandy ✓

RECORDED - 75

72944-379

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

MAY 23 1952

DATE 6/16/83 BY 88-8 BTJ/20

61 JUN 25 1952

Handwritten initials

FEDERAL BUREAU OF INVESTIGATION

, 1952

- TO Director
- Mr. Tolson, 5744
- Mr. Ladd 5736
- Mr. Belmont 1742
- Mr. Clegg, 5256
- Mr. Glavin 5517
- Mr. Harbo 7625
- Mr. Rosen 5706
- Mr. Tracy 4130
- Mr. Laughlin 1742
- Mr. Nichols 5640
- Mr. McGuire 5642
- Mr. Wick 5625
- Mr. Crosby 5636
- Mr. Jones 4236
- Mr. Leonard 6222
- Mr. Trotter 7204
- Mr. Eames 7204
- Mr. Wherry 5537
- Mr. English 5627
- Mr. Mohr 5744
- Miss Gandy, 5633
- Mr. Holloman 5633
- Records Sec. 7235
- Mr. Tolsen Pers. Records 6631
- Mr. Ladd Reading Room 5531
- Mr. Nichols Mail Room 5533
- Mr. Belmont Teletype 5644
- Mr. Bickert Leave Clerk 2266
- Mr. Glavin Mechanical B-114
- Mr. Harbo Supply Room B-118
- Mr. Rosen
- Mr. Tracy Miss Lurz
- Mr. Laughlin Mrs. Chisholm
- Mr. Mohr Miss Brown
- Tel. Room Miss Corrigan
- Mr. Holloman Miss Pownell
- Miss Gandy Miss Beals

See me Note & return

For your info For appropriate action

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/16/83 BY SP-8 BTG/RW

✓
 L. B. Nichols
 Room 5640, Ext. 691

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Nichols

DATE: June 4, 1953

FROM : M. A. Jones

SUBJECT: SPECIAL TOUR

[Redacted] Nephew of Supreme Court Justice Tom Clark (U)

- Tolson
- Ladd
- Nichols
- Belmont
- Clegg
- Glavin
- Harbo
- Rosen
- Tracy
- Gearty
- Mohr
- Winterrowd
- Tele. Room
- Holloman
- Sizoo
- Miss Gandy

6/11/53

Today, at 11:00 A.M., Agent Suttler met [Redacted] age 12, nephew of Supreme Court Justice Tom Clark, and his friend [Redacted] age 11, in the Director's Reception Room. With them was Justice Clark's chauffeur Oscar Bethea. Prior to the tour the group was introduced to Mr. Hoover. D.C. (U)

They were taken on a very special tour of the Bureau which included the Laboratory, the Fifth Floor Exhibit Rooms, Traffic Diorama and the basement range where all three were given an opportunity to fire the Thompson submachine gun. They seemed to enjoy themselves thoroughly, and each expressed his appreciation for the courtesies extended at the conclusion of the tour. (U)

b6
b7C

It should be noted that the original memorandum gave the name as [Redacted] but young [Redacted] furnished the correct spelling as [Redacted] (U)

BMS:mms

✓
T-1

7/1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RU

RECORDED - 114

INDEXED - 114

62-72944-380

JUN 3 1953

EX - 101

JUN 16 1953

[Handwritten signatures and initials]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson
FROM : L. B. Nichols
SUBJECT : SUPREME COURT JUSTICE TOM CLARK

DATE: May 10, 1955

- Tolson
Boardman
Nichols
Belmont
Harbo
Mohr
Parsons
Rosen
Tamm
 Sizoo
Winterrowd
Tele. Room
Holloman
Gandy

[redacted] secretary to Justice Clark, called my office this morning and in my absence spoke to DeLoach. She explained that Justice Clark on several prior occasions has on a confidential basis submitted the names of several prospective law clerks to the Director and that the Director has seen fit to give him, the Justice, guidance regarding the background of the applicants in question. Miss [redacted] stated that the Justice currently has two prospective applicants and had instructed her to send the names over to the FBI for an appropriate check. She was advised that we would be glad to receive the names in question and that in the event we could be of any assistance, from the standpoint of guidance, we would be glad to do so.

b6
b7c

ACTION:

None until the names are received.

CDD:arm
(3)

ADDENDUM: 5-16-55. CDD:arm. Application forms have been received from Justice Clark reflecting that the applicants for the above-mentioned positions are Mr. [redacted] Arlington, Virginia, and Mr. [redacted] Road, Arlington, Virginia. The Records Section has processed both forms and has found no information identical with either one of the applicants. Miss [redacted] was telephonically advised of this fact on Friday, May 13, 1955.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 PJS/CD

RECORDED - 8

INDEXED - 8

EX-117

Handwritten notes: V, 62-72944, 381

21 MAY 18 1955

67 MAY 24 1955 151

5:30

November 27, 1953

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/16/83 BY SP-8 BTJ/RLD

MEMORANDUM FOR MR. TOLSON
MR. NICHOLS
MR. LADD

(u)

Mr. [redacted] of the International News Service called me today and stated he had a request from New York to write what they know in Washington of what former Attorney General Tom Clark told former President Harry Truman about the Harry Dexter White case and whether there is a feud on between Truman and Clark because Clark refused to speak. Mr. [redacted] said he would like to read me what they had prepared, since Mr. Nichols was out of the city, and he then read the following: (u)

b6
b7C

Former President Harry S. Truman today is still waiting for Supreme Court Justice Tom Clark to make public his knowledge of the Harry Dexter White Case. Aside from Truman, Justice Clark is the only living witness to the actual handling of the White case. The points that Truman and his entourage are in a hot feud with Clark over his silence are denied by the former President's close friends. Clark was Truman's Attorney General at the time of the White case; however, Truman's friends confirm that the former President and his present advisors are "deeply disappointed" over Clark's failure to disclose the full circumstances surrounding the retention of White in the Government service. It can be stated authoritatively that both Mr. Truman and a close advisor spoke to Clark by telephone, prior to Friday, November 13, last, when the Justice announced he would not respond to a subpoena from the House Committee on Un-American Activities to discuss the White case. Until that announcement, the former President and his advisors fully expected Clark to make public a letter to the Committee supporting Mr. Truman's handling of the case. When Clark failed to write such a letter, friends report Truman observed, "I feel pretty bad because Clark has let me down." (u)

ORIGINAL FILED 101-4053-66

101-4053-66
NOT RECORDED
DEC 9 1953

The Clark version was given out in a nutshell on the afternoon of Friday, November 13, last, by Representative Walters, Democrat from Pennsylvania.

- Tolson
- Ladd
- Nichols
- Belmont
- Clegg
- Glavin
- Harbo
- Rosen
- Tracy
- Gearty
- Mohr
- Winterrowd
- Tele. Room
- Holloman
- Sizoo
- Miss Gandy

It was that J. Edgar Hoover, FBI Chief, had recommended the Truman action. Hoover indignantly denied it later that afternoon. Indeed it was this thing by Walters that persuaded Hoover to appear before the Senate Security Meeting a few days later to brand the Truman action unwise and one that actually hampered the anti-communists. The Walters' statement, Hoover's indignant denial of it, and his strange silence that day all influenced the former President against using Hoover's name when making his report to the nation on Monday night, November 16, last. (u)

Here is what Truman's friends Hugh Clark could have put in that letter: "Former Secretary of State James F. Byrnes called Mr. Truman's personal attention on February 6, 1946, to an FBI report dated February 1, 1946, warning the Administration that Harry Dexter White was connected with a Soviet spy ring. White, then an Assistant Secretary of the Treasury, had been promoted by Mr. Truman some weeks earlier to a post as U. S. Representative of International Monetary Fund. The President sought to block White's nomination only to learn the Senate had acted about thirty minutes earlier. Mr. Truman thereafter asked the Secretary of Treasury, the late Fred Vinson, to confer with Clark and recommend a course of action. On February 21, 1946, Vinson and Clark lunched with J. Edgar Hoover, head of the FBI. At this luncheon Hoover told Vinson and Clark about Elizabeth Bentley, confessed Soviet spy, who had given him the preceding year a complete disclosure of all her knowledge of Soviet spy activities. Hoover further stated that he was at that very moment trying to reinstate Miss Bentley into her old position in the Soviet spy apparatus and that any disturbance of the spy ring might destroy this effort. Hoover further declared he wished White promoted so that he might not be tipped off to his own surveillance or FBI knowledge of his connection with the spy ring. Hoover said the FBI policy was to maintain contacts on each spy and spy suspect until an entire ring could be exposed. Hoover added to fire one spy from the Government would increase the FBI work until its Agents identified the man sent to replace the ousted spy. Vinson and Clark, a few days later, reported their recommendation to Mr. Truman, based on Hoover's concurrence. As a result, Mr. Truman signed White's promotion commission on February 16, 1946. Many months later, in 1947, Hoover reported that Miss Bentley had failed to renew contacts with her old Soviet spy associates. Mr. Truman was notified there was no longer any need to keep White in his post. As a result, White resigned and received a very friendly letter from the former President to keep him from being alerted of the FBI investigation of the Soviet spies. (u)

This in effect is what Truman's friends said Clark told both the former President and one of his advisors just prior to Friday, November 15, last. J. Edgar Hoover, without knowing of the Clark version, stated it in its entirety when he testified before the Senate Security Committee on Monday, November 1, last. Hoover angrily denounced as inconceivable anyone that the FBI would agree to promote a man within the Government who was suspected of being a spy. He said also he had personally informed Clark that White's promotion was unwise. He added that such promotion would increase the task of the FBI to keep White under surveillance because the Monetary Fund was located in extra-territorial rights which would exclude the FBI. The FBI directly reported Clark and Vinson agreed to make these recommendations to (u)

Mr. Truman. They were: (1) to fire White without any statement; (2) to ask White to resign; (3) to let White take the new post while keeping him under surveillance and surround him with loyal Americans. Hoover added the two Cabinet members agreed that if White were asked to resign and refused, then the third plan should be adopted. He denied taking any part in recommending this program. The former President, he advised, relied heavily on the Clark version because they were unable to find Truman's files bearing directly on the case. At that time, February 20, 1946, Truman was then confronted with many grave problems affecting the Nation. He had a nation-wide steel strike on his hands which was forcing mines and factories to close; he had a tugboat strike tying up New York Harbor; railroad workers were threatening to strike too; his advisors were preparing plans for the Peace Conference; therefore, Truman had to rely largely on memory for what Clark told him, since Vinson is dead. Truman's friends wonder why Clark reversed the decision to write the letter. One supposition is that he was warned by J. Edgar Hoover might deny the story if he told it. (u)

Mr. [redacted] then asked if I had any comment on the above. I asked him where he had gotten this quoted material and he stated this was in effect what Murphy told them; that Murphy got it from Clark; and Truman had told them personally that he had talked to Clark and that Clark was going to clear the whole thing up that Friday by issuing a letter to the Committee by noon, and Truman had the props knocked from under him when Clark didn't issue the letter. I stated the story which was told was absolutely untrue and fortunately for the Bureau, I had dictated memoranda covering the luncheon. I stated I understood they were going on the assumption they could get by with this false story and that I would not respond. I stated I certainly did not want to get into this controversy but had been pushed into this thing by the circulation of this story by Clark and Murphy reflecting on the F.B.I. I stated I had no personal feeling about President Truman whatever, although certain elements were trying to make it appear I did. (u)

Very truly yours,

J. E. H.
John Edgar Hoover
Director

SENT FROM B O	
TIME	6:15 PM
DATE	12-4-53
BY	[Signature]

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Gearty _____
Mohr _____
Winterrowd _____
Tele. Room _____
Holloman _____
 Sizoo _____

Mr. Tolson

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson ✓
 FROM : L. B. Nichols (u)
 SUBJECT: HARRY DEXTER WHITE (u)

DATE: November 19, 1953

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Gearty _____
- Mohr _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Sizoo _____
- Miss Gandy _____

R. J. [Signature]

b6
b7c

[redacted] called to my attention a rather interesting fact. The first press run of Newsweek Magazine for November 23, 1953, page 26 and 27 tells in some detail the same story that was planted with International News Service (INS) (by Charlie Murphy). This story in Newsweek states that Truman told Vinson that he was White's boss and to get the mess cleaned up. Vinson got in touch with Tom Clark who called in the Director. The Director raised a problem, namely, that while Bentley had broken with the Communists, the Communists did not know it and the FBI had asked her to resume her old contacts. They had put shadows and wire taps on all the subjects including White to accumulate evidence that could be taken into court. The Director stated that if White were fired, he would realize the FBI had been spying on him and not only would break off contacts with Miss Bentley, but would alert other members of the ring. Clark and Vinson discussed the problem and decided to hold off taking any action on White until the FBI finished its investigation. The Bentley operations never did work out. She was unable to re-establish her contacts and the FBI told her to stop trying. When Clark heard of this he told Vinson, who at once went to see White. He told White he wanted him to resign. White didn't ask why. He evidently knew the reason. He simply said all right. (u)

The subsequent edition puts the emphasis upon the Truman Monday night speech. Photostats of the two versions are attached. The first is marked A and the second B. In this connection Hutchinson told me that the first edition of the New York Times for Saturday, November 14th, carried the same version that he had prior to its being revised which causes him to believe that Krock's source was the same as his (Charlie Murphy); however, the Sunday News of the Week Review of the New York Times carries the original version which indicated that a copy of Krock's original story before it was revised was furnished to the News of the Week Review writers who prepared their copy from the original version without making the corrections. (u)

In checking on this [redacted] concludes, and this was a confidential conversation, that since there is a slight variation and more detail in the Newsweek story that the Newsweek people must have gotten their information from Tom Clark or somebody close to Clark, or conceivably Charlie Murphy had talked to Clark. (u)

cc - Mr. Ladd
 cc - Mr. Belmont
 Attachments

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6-16-83 BY SP-8 BTJ/ALW

✓ 537

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: November 11, 1953

FROM : L. B. Nichols

SUBJECT:

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Mohr _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Gearty _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Nease _____
- Gandy _____

[redacted] informed me on November 8, 1953, that he is more and more convinced that the Senate Internal Security Committee is on the verge of exposing the Communist cabal which has sought to impede the Bureau over the years. (u)

He stated in the strictest of confidence that [redacted] had informed him that he, [redacted] was in the office of [redacted] on one occasion when Tom Clark called [redacted] and "raised hell about the FBI sending reports to the White House." [redacted] is reported to have told Clark that he was just a messenger boy and then, according to [redacted] Clark subsequently called the Director on the carpet and asked why the Bureau was sending reports to the White House. The Director was reputed to have said he was doing it pursuant to Executive Order. (u)

[redacted] stated that it was the work of the Bureau that resulted in Hiss's conviction and resulted in Remington's conviction, and it was the Bureau's work which made it possible for the current exposure of Harry Dexter White, and that the Communist element has never gotten their revenge, although they have tried over the years. (u)

cc: Mr. Ladd
Mr. Belmont

LBN:arm

NOV 24 1953

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RD



FEDERAL BUREAU OF INVESTIGATION
DEPARTMENT OF JUSTICE

WASHINGTON 25, D. C.

May 7, 1953

- Mr. Tolson
- Mr. Ladd
- Mr. Nichols
- Mr. Belmont
- Mr. Clegg
- Mr. Glavin
- Mr. Harbo
- Mr. Rosen
- Mr. Tracy
- Mr. Gearty
- Mr. Mohr
- Mr. Winterrowd
- Tele. Room
- Mr. Holloman
- Mr. Sizoo
- Miss Gandy

MEMORANDUM FOR THE DIRECTOR

Re: Justice Tom C. Clark

SAC Powers called from Miami today and advised that former Special Agent Arthur Crowl, who is now an investigator for the Keating Committee, had just been in the Miami Office. He stated that Crowl is conducting an inquiry concerning allegations which the Committee received from Dan Sullivan, also a former Agent and now attached to the Miami Crime Commission, to the effect that in 1948 Clark stayed for a few days at the home of [redacted] Miami Shores. Crowl indicated that [redacted] is now deceased but was at one time the bodyguard and chauffeur for Al Capone. [redacted] was also supposed to have put up \$300,000 for the release of four members of the Capone gang some years ago. Clark is said to have attended the races with [redacted]. In an effort to run this information down, Crowl has talked with Dan Sullivan and with [redacted] a real estate dealer in Miami who is Sullivan's informant [redacted] said that [redacted] told him that Clark had stayed at his [redacted] home. According to Crowl, the Committee is also considering a possible interview with Mrs. [redacted] a sister of [redacted] who is said to be in a position to be able to furnish concrete evidence whether or not the allegations are true. Crowl indicated, however, there was a good possibility that the interview with Mrs. [redacted] would not be conducted in Miami but that she would be subpoenaed to appear before the Committee in Washington. (u)

b6
b7C

b7D

Crowl is supposed to have commented that the Committee is doing considerable digging into the activities of Justice Clark. No request for information from the files of the Miami Office has been made. Crowl's purpose in calling the office, according to Powers, was to advise the Bureau of the inquiry which he is conducting in Miami. Powers stated that additional background information concerning Heaney is contained in a letter to the Bureau from Miami dated June 7, 1950, captioned, "Survey Concerning Prominent Underworld Figures Being Made by the United States Attorney's Office, Crime Survey." (u)

Respectfully,

J. A. Sizoo

MAY 18 1953

PERS. FILE

SIX

ORIGINAL FILED IN

NOT RECORDED

86 MAY 26 1953

MAY 20 1953

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RLS

ASAC

Ray Tucker

Condemnation Of Clark

Supreme Court Justice Tom Clark's friendship and toleration of the discredited Theron Lamar Caudle have now been topped by his judicial associates' 8-0 condemnation of his handling of the case involving his country's most notorious Russian spy in the "cold war"—Judy Coplon. He contributed directly to what legal experts call a lamentable miscarriage of justice.

Although a federal court in New York held that her guilt was "plain" in slipping official secrets to a Stalin agent, former Attorney General Clark's illegal tactics in obtaining evidence and prosecuting her may let her go free of indictments against her here and in New York City.

This miscarriage of justice will result because Clark permitted J. Edgar Hoover and his FBI men to engage in lawless methods in arresting and building a case against her. Although Hoover has dominated most recent A.G.'s, lawyers and jurists cannot understand how Clark could have been so submissive, so reckless and so injudicious in his swashbuckling enforcement methods.

BLUNDERS—Although Miss Coplon may be retried, most legal authorities believe that it would be futile because of the Clark-Hoover tactics. They knowingly violated the safeguards which the Constitution and federal statutes have created for even obviously guilty persons.

A New York court ordered a new trial because FBI agents arrested the girl and ransacked her handbag for incriminating documents without a warrant. D of J lawyers could not defend this, and other, blunders. In view of the fact that she was under constant surveillance, the FBI had plenty of time to obtain a warrant without any danger of her escaping them.

The FBI's use of illegal wiretapping to obtain evidence aroused the anger of Judge Sylvester Ryan in New York. Agents who did the eavesdropping had to reconstruct what they said they heard from the lips of the conspirators from memory or fragmentary notes because the recording disks they had used had been destroyed for some unexplainable reasons. Thus the government had no valid evidence.

INEPT—Department of Justice prosecutors fought stubbornly but unsuccessfully to prevent any disclosure of the fact that the law against wiretapping had been broken by the FBI agents, and presumably with the knowledge and approval of Clark. He did not participate in the Supreme Court's discussion and ruling on the Coplon case.

In the Washington trial there were other evidences of blundering. The court severely criticized government lawyers and agents for having wiretapped privileged conversations between Miss Coplon and her counsel, thus nullifying a defendant's most respected and closely guarded right.

As a result of this series of inept detective and legal work, it is possible that a dangerous spy will escape punishment. Moreover, the court costs have run into many hundreds of thousands of dollars.

gestions that he should resign or be impeached, as did his failure to check up on Caudle's questionable tax operations and friendship with known criminals.

Neither a resignation nor impeachment is expected, however. When the latter question was discussed by members of the House Judiciary Committee, veteran members pointed out that stupidity and ineptitude are not grounds for impeachment, although there have been interpretations to that effect.

Mr. Clark's White House friends have counselled him to "sit tight," as they have done with Attorney General J. Howard McGrath. President Truman realizes that he cannot afford to let such important personages develop "ill health" on the eve of a Presidential campaign, especially as the Capital is enjoying one of its most healthful winters in many years. Only officials seem to be getting sick.

POLITICS—The Supreme Court, on the same tempestuous day when it condemned its silent colleague from Texas, neatly sidestepped a political problem that might have embarrassed the Democrats in the forthcoming political scrap, if the honorable judges had arrived at a definite and final decision. It involves the question of racial segregation in South Carolina's elementary schools.

The official ruling did not mention politics, of course. But there is not a man on the bench, all of whom have had active political careers, who did not realize, and possibly chuckle, over the implications.

Ironically, two figures deeply involved are Chief Justice Fred M. Vinson, a possible Presidential nominee, and former Associate Justice James F. Byrnes, now Governor of South Carolina and an anti-Truman States' Righter. He is backing Senator Russell of Georgia or Senator Byrd of Virginia for nomination.

SEGREGATION—The case involves the complaint of Negroes in Clarendon County, S. C., against segregation in the school system. They contend it violates the federal Constitution. They also argue that colored children cannot obtain a suitable education even under a program giving them "equal but separate" facilities, which is the South's method of solving the problem.

A three-judge federal district court held last June that segregation was not unconstitutional. But it did hold that educational facilities were not satisfactory for college pupils, and gave the authorities six months in which to remedy conditions and report back. Governor Byrnes immediately inaugurated a \$75,000,000 building program for Negro youngsters.

The Supreme Court held that the six-month report from the lower court was not sufficiently specific and remanded the case for further study. It is obvious that "equal" facilities cannot be constructed before the November election. In fact, any report from the school or judicial authorities of South Carolina will reach the high tribunal too late to be acted on before the ballots are counted next November.

FAILURE—There was no Clark record at the D of J...

...regard at the D of J... Vinson et al.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 6-14-82 BY SP-9 P...

7-1-52

(21)
THE SANDS February Sandusky
(41)

June 8, 1956

382

RECORDED - 51

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

Many thanks for your note of the 5th.
I am very glad I had the opportunity to see Mr. Jackson
and his son, and I am deeply pleased that they enjoyed
their visit. (u)

With kindest personal regards and best
wishes, (u)

Sincerely,

Edgar

NOTE: Robert M. Jackson, Editor in Chief of the "Corpus Christi
Caller-Times," Corpus Christi, Texas, and his son, Bobby, toured
the Bureau and met the Director on 6-4-56. (u)

HPL:meb
(3)

JUN 8 12 29 PM '56
RECEIVED READING ROOM
FBI

- Tolson _____
- Boardman _____
- Nichols _____
- Belmont _____
- Harbo _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Sizoo _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Gandy _____

COMM - FBI
JUN 11 1956
MAILED 31
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/11/83 BY SP-8 BTG/aw

JUN 18 1956

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

48

Supreme Court of the United States
Washington 13, D. C.

6/5

Dear Edgar:

Thanks for the gracious reception
that you gave our old friends
the Robert Jacksons. They
were thrilled.

It was so nice of you to see them and I
appreciate it the more knowing your busy
schedule.

Best wishes as always.

Clark
T.C./C.
(Tom C. Clark)

- Mr. Tolson
- Mr. Nichols
- Mr. Boardman
- Mr. Belmont
- Mr. Mason
- Mr. Mohr
- Mr. Parsons
- Mr. Rosen
- Mr. Tamm
- Mr. Jones
- Mr. Nease
- Mr. Winterrowd
- Tele. Room
- Mr. Holloman
- Miss Holmes
- Miss Gandy

COPY:hmb

The Director saw the Robert Jacksons on 6-4-56.

OMC
ack 6-8-56
HPL

RECORDED - 51
SE 47

62-72744-383

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/aw

June 7, 1956

RECORDED-11

383

Honorable Tom C. Clark
United States Supreme Court
Washington 13, D. C.

Dear Tom:

I am very happy that you called us about your friend, Bob Jackson, and his son of Corpus Christi. I enjoyed so much seeing them last Monday morning when they called at the Bureau, and I hope you will never hesitate to let us know when a situation such as this arises. (U)

It was very kind of you to comment as you did in your personal note to Mr. Nichols. (U)

With best wishes and kind regards, (U)

Sincerely,
Edgar

LBN:nl
(3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BJA/AV

COMM - FBI
JUN 7 1956
MAILED 31

RECEIVED
JUN 12 1956

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mason _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Nease _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Gandy _____

Supreme Court of the United States

Washington 13, D. C.

6/5

Dear hon:-

Thank you so much for
arranging the wonderful reception
for the Bob Jacksons. They were
certainly enthusiastic over seeing
Mrs Hoover.

all of which was the result

of your good offices - for
which I am grateful -

Sincerely,

Wm. C. C.

C
O
P
Y

Supreme Court of the United States
Washington 13, D. C.

6/5

File

- Mr. Tolson
- Mr. Nichols
- Mr. Boardman
- Mr. Belmont
- Mr. Mason
- Mr. Mohr
- Mr. Parsons
- Mr. Rosen
- Mr. Tamm
- Mr. Nease
- Mr. Winterrowd
- Tele. Room
- Mr. Holloman
- Miss Gandy

Dear Lou:

Thank you so much for arranging the wonderful reception for the Bob Jacksons. They were certainly enthusiastic over seeing Mr. Hoover. All of which was the result of your good offices - for which I am grateful.

Sincerely,
Tom Clark

~~2-1~~

*Let to Clark
6-9-56
BR*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 GTS/jw

RECORDED-11
EX-126

62-72944-585

13 JUN 11 1956

CRIME INC.
[Signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: June 19, 1956

FROM : L. B. Nichols

SUBJECT:

- Tolson
- Nichols
- Boardman
- Belmont
- Mason
- Mohr
- Parsons
- Rosen
- Tamm
- Nease
- Winterrowd
- Tele. Room
- Holloman
- Gandy

2-1

DC Supreme Court Justice Tom C. Clark called me on Friday, June 15, to see if we could help out in the following situation. His driver and messenger is [redacted]. He has had [redacted] since the days when he was Attorney General. The driver has a son, [redacted] who is now 16 years of age, and Clark is trying to help find a summer job to keep the boy busy. Salary is no consideration. (u)

Tom was wondering if there is anything we could do to help out. I told him that, first of all, we could not do anything here since we had discontinued making summer appointments and, furthermore, the only summer appointments we had made were those who had worked in the Bureau previously and were 17 years of age or over. (u)

b6
b7c

Tom then wondered if we had any suggestions as to where the boy might get a job and, if any thoughts occurred, would we let Miss [redacted] know. I told him that we would keep this in mind and, if we had any thoughts, we would call Miss [redacted]. (u)

Clark stated that he is going to Rehoboth for a couple of weeks and, when he got back, he wanted to come by and have a visit with the Director. (u)

Mr. Mohr doesn't know of any agencies although the possibility exists that the D. C. Highway Department or the Department of Agriculture might at some of their experiment stations utilize this summer employee. I see no point, since we do not know, of making this suggestion and in a few days I will call Miss [redacted] and tell her that we have been giving this some thought and just do not have any suggestions. (u)

cc - Mr. Holloman (u)

LBN:rm
(3)

RECORDED-45

62-72714-384

63 JUL - 3 1956

INDEXED - 45

JUN 26 1956

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/aw

EX - 120

CLERK

GIR 8

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: January 17, 1957

FROM : L. B. Nichols *LB*

- Tolson _____
- Nichols
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

SUBJECT:

secretary to Justice Tom Clark, called my office 1-15-57, and spoke to DeLoach. Justice Clark had received a letter from the captioned individual, who resides in Utica, New York, and identified himself as a consultant in labor relations. desired that Justice Clark send him a letter endorsing plan to start a program honoring the origin of the Supreme Court. The Justice desired a little guidance before sending such a letter. (u)

After checking, DeLoach called Miss and told her we had never investigated any individual of the captioned name. It was indicated that the Identification Division records reflected the arrest and subsequent conviction of an individual by the name of Utica, New York, on charges of grand larceny. He was sentenced to ten years in prison. Miss was advised that we had no information which would reflect any connection between the two names but that both individuals were from the same city. (u)

She expressed appreciation and indicated that she doubted very seriously if the Justice would desire to endorse project. (u)

ACTION:

For record purposes. (u)

cc - Mr. Jones (u)

CDD:rm
(3)

INDEXED - 32

RECORDED-32

72944-385

CRIME REC.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/ED

67 FEB 1 1957

GILLY
HIL 2

August 22, 1957

PERSONAL

2-1

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington 25, D. C.

(4)

Dear Tom:

I am transmitting herewith a series of photographs taken of your wife and you, and your associates on the "Queen Mary" on the occasion of your recent trip to England. (4)

I do hope that both of you had a very relaxing vacation although from the accounts which I have received from London, you must have been exceedingly busy. (1)

With best wishes and kind regards, (1)

Sincerely,

(5) Edgar

RECORDED
INDEXED
AUG 23 1957

62-72944-386

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BVS/AD

Enclosures (5)

cc-Mr. Jones

LBN:jmr
(4)
HWG:eah

RECORDED - 27

15 AUG 23 1957

COMM - FBI
AUG 22 1957
MAILED 19

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____



THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

The American Embassy
Rome, Italy

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Boardman	<input type="checkbox"/>
Mr. Belmont	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Parsons	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tamm	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Holloman	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

Date: August 23, 1957

To: Director, FBI

From: Legat, Rome

Subject: VISIT OF JUSTICE AND
MRS. TOM C. CLARK TO ITALY

GIR

(u)

(u) P.W.I.

Re London memorandum dated 8/1/57
forwarding the itinerary of Justice TOM C. CLARK

At the request of this office, Justice CLARK was called upon by the Questore (Chief of Police), A. PACE, Venice, Italy, on 8/19/57. An English speaking police officer was placed at the disposal of Justice CLARK to act as guide and interpreter during his stay in Venice. (S) (u)

On 8/21/57 the Legal Attache called upon Justice CLARK at Venice, Italy. Justice CLARK was most appreciative of the attention and assistance rendered him by the Italian Police through this office. (S) (u)

Justice CLARK requested that his regards be expressed to the Director and to Assistant Director LOUIS B. NICHOLS. (u)

AAC:mpd-(4)

DECLASSIFIED BY 88-885/RLW
ON 6/17/83

69-72947-387

CLASSIFIED BY 3837
DATE OF DECLASSIFICATION INDEFINITE

RECORDED - 21

INDEXED - 21

SEP 4 1957

Classified by SP-8 GTS/RLW

Declassify on: OADR 6/17/83

CRIME REC.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

SEP 10 1957

CONFIDENTIAL



THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA
American Embassy
Paris 8, France

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Boardman	<input checked="" type="checkbox"/>
Mr. Belmont	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Parsons	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tamm	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Holloman	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

Date: September 4, 1957

To: Director, FBI

ROL
SWB From: Legat, Paris (66-62-65) (U)

Subject: VISIT OF JUSTICE AND MRS. TOM C. CLARK (U)

Justice and Mrs. TOM C. CLARK arrived in Paris on 8/26/57 and were met by the agents of the Paris office. They had previously arranged transportation through the American Express Company (U)

It was possible to obtain theater tickets for the CLARKS, and this office was in contact with them on several occasions. They were very appreciative of the courtesies extended. They left on 9/2/57 for Spain. (U)

WFB:CM

A

RECORDED - 25
INDEXED - 25

66-73-144-388

21 SEP 11 1957

CRIME REC.

68 SEP 13 1957-1439

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RW

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Boardman	<input type="checkbox"/>
Mr. Belmont	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Parsons	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tamm	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Holloman	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>
	<input type="checkbox"/>
	<input type="checkbox"/>

8/27/57

MR. TOLSON:

I delivered this afternoon the Director's letter to Major General Harry H. Vaughan at his residence in Alexandria. He seemed to be very pleased that the Director had furnished him the background in this matter and stated as the Director mentioned, of course, he had access to no files and his letter to us had been based strictly on memory. He stated he had sent the letter to Pearson thinking if he had any decency and any desire whatever for accuracy he might consider publishing the letter but stated he, of course, realized that was wishful thinking. In reading the letter he reminisced as to the various things Pearson had accused him of, stating the only things Pearson never accused him of were having a mistress or an illegitimate child and, of course, he was very vindictive concerning Pearson and his writings. As to Pearson's complaint concerning him, referred to in the Director's letter, he stated that obviously the only reason Pearson had made this complaint was so that he could publish it in the papers and leave an inference in the minds of some people that he, Vaughan, had been investigated by the Bureau. He stated he distinctly recalled that Pearson had announced on the radio a day or two later that such an investigation was under way. He likewise reminisced that he didn't feel Tom Clark had been entirely open and above board in connection with the investigation since he felt Clark should have called it to his or to the President's attention rather than it being necessary for the Bureau to advise him, but he stated he realized Tom Clark was playing along with Pearson which probably explained the situation. (U)

He inquired at some length concerning the Director's well being, was wondering how long the Director had been head of the Bureau, commented upon his Fortieth Anniversary in the Department of Justice, and he stated he saw no reason, due to the Director's vigor and excellent health, why he should not remain as head of the Bureau for at least another ten years or so. In parting he asked that his very warmest regards be extended to the "Boss." (U)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/RS

(2)

F379

SENT DIRECTOR
8/28/57

G. A. [Signature]

NOT RECORDED
46 SEP 12 1957

10 SEP 12 1957

CRIME REC.

ORIGINAL COPY FILED IN

September 24, 1957

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington 25, D. C.

(u)

Dear Tom:

In line with our conversation on Monday, I am attaching hereto a copy of the recent legislation in the Jencks case, together with the House and Senate reports on the subject. Since the opinion of Judge George H. Moore was used as a basis for the conferees' report, there is also enclosed the text of his decision. (u)

With best wishes and kind regards, (u)

Sincerely,

L. B. Nichols

Enclosures (5)

LBN:jmr

(3)

EX 105

(Note: cover memo from Nichols to Tolson 9-24-57 LBN:jmr) (u)

RECORDED - 54

102-79744

389

19 SEP 25 1957

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

MAILED 6
SEP 24 1957

SEP 27 1957

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/aw

September 18, 1957

RECORDED 78
EX-103

6-1-57 390
Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

It was very thoughtful of you to write on the 12th, and I am glad to know that Mrs. Clark and you liked the photographs taken on the Queen Mary. (U)

All of us were happy that we had the opportunity to assist you during your trip, and I was gratified to learn that our people helped make your visits to the various cities in Europe more pleasant. Your favorable report on the work of our representatives is certainly encouraging. (U)

I have conveyed your thanks to Nick, and he joins me in expressing our appreciation for your kind letter. (U)

Sincerely,

W. T. Brooking

- cc - London, with copy of incoming
- cc - Rome, with copy of incoming
- cc - Madrid, with copy of incoming
- 2 cc's - Paris, with 2 copies of incoming
- cc - Personnel file of SA John A. Cimperman, with copy of incoming
- cc - Personnel file of W. T. Brooking, Jr., with copy of incoming
- cc - Personnel file of [redacted] with copy of incoming
- cc - Personnel file of [redacted] with copy of incoming
- cc - Personnel file of [redacted] with copy of incoming
- cc - Foreign Liaison Unit

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/12/83 BY SP-8 BJA/MD

SEP 18 1957

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b7c

NOTE: The photos referred to by Mr. Clark were taken on the Queen Mary on the way back from the Bar Association Convention in London. John A. Cimperman EOD 6/25/34, GS-15, Legat, London. W. T. Brooking, Jr., EOD 8/4/41, GS-14, Ass't Legat, Paris. [redacted] EOD 8/25/41 as Clerk, 7/6/42 as SA, Ass't Legat, Paris, GS-14. [redacted] EOD 4/14/47, GS-14, Legat, Rome. [redacted] EOD 10/27/41, GS-8, Secretary-steno, Madrid.

MAIL ROOM MLL:cag (14)

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

9/12

Mr. Tolson	_____
Mr. Nichols	_____
Mr. Boardman	_____
Mr. Belmont	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. Nease	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

[Handwritten initials/signature over routing slip]

Dear Edgar:

Mary and I just returned and the prints of the Queen Mary pictures were a hearty welcome home. It was thoughtful of you to send them.

In London Mr. Nichols took excellent care of us--furnishing cars etc. Mr. Cimperman S.A.C. was very helpful. He wrote agents in other European capitals and each was very thoughtful. In Paris we saw Brookings and [redacted] in Venice and [redacted] in Madrid. The agents were away so she came to meet us. While we had arranged for a car at each spot (through the American Express) it was certainly good to see a friendly face in these foreign parts.

b6
b7c

You will be pleased to know that your people in Europe are all up to the high standards of the Bureau. I heard good reports on all sides.

Please thank "Nick" for me. Hope to see you soon and that your summer leaves you in good shape.

Yours,

/s/ T.C.C.

(Tom C. Clark)

Copy
eam

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY 88-8 BTJ/RL

*mind
oct 9-18-57
MKV*

PK
MLL @

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

9/12

Dear Edger:-

Mary and I just returned and the prints of the Queen Mary pictures were a hearty welcome home. It was thoughtful of you to send them.

In London Mr Nichols took excellent care of us - furnishing cars etc. Mr Cimperman S.A.C. was very helpful - He wrote agents in other European capitals and each was very thoughtful. In Paris we saw Brookings & [redacted] in Venice and Miss [redacted] in Madrid. The agents were away so she came to meet us. While we

b6

b7C

had arranged for a car at each spot (through
the American Express) it was certainly good to see
a friendly face in these foreign parts.

You will be pleased to know that your
people in Europe are all up to the high standards
of the Bureau - I heard good reports on all sides.

Please thank "Nick" for me - Hope
to see you soon and that your summer
leaves you in good shape -

Yours -

Joe

GIR 16

October 23, 1957

BY SPECIAL MESSENGER

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

On Wednesday evening, November 6, 1957, a banquet will be held in Sheraton Hall at the Sheraton-Park Hotel in conjunction with the Retraining Session of the FBI National Academy. I would like to invite Mrs. Clark and you to be honored guests at the head table for this affair, which begins at 7:00 p.m. I would also be very happy to have you join us for the cocktail party which will precede the banquet, starting at 6:30 p.m. in the Continental Room.

I do hope that we will have the pleasure of your company for this occasion.

With kind personal regards,

Sincerely,

Edgar

BY SPL. MESSENGER
7 2 SEP 64
COMM - FBI

RECORDED 76

EX-137

REC'D - READING ROOM
FBI
OCT 23 1 58 PM '57
72-7214-391

Dress - black tie
E.S.V.C.

cc - Mr. Parsons
cc - Mr. Tamm
cc - Mr. Nease

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

NOTE: See memo dated 9-26-57 from Executives Conference to Mr. Tolson, captioned "Retraining Session of FBI National Academy Associates, November 4-8, 1957."

MLL:glj

(7)

MAIL ROOM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BJS/RL

65 NOV 4 1957

File
H.C.

RECORDED - 142

392

October 29, 1957

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington 25, D. C.

(u)

Dear Tom:

I appreciated so much your kind words of October 22nd. Leaving the Bureau was the most difficult decision of my life because of my personal feelings toward Mr. Hoover, my associates and the mission of the organization. This act was prompted solely by personal considerations and family obligations. (u)

After a good vacation, I will then consider one of three flattering offers and get back into the harness. Wherever I may be, you may rest assured that if the opportunity would ever present itself, I would be happy, indeed, to be called upon for any service as I do appreciate your friendship over the years. (u)

With every good wish, (u)

Sincerely,

L. B. Nichols

LBN:ejp
(3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/20

396
68 NOV 18 1957

Department of the United States

Minister

11/22, 1957

Dear Don:-

I read that you are returning at the tender age of fifty one! Too bad - The place went to the same -

Let me wish you well in your new work - I say "new work" for one who has been in the harness

L B Nichols

Ham T. ... Clerk

RECORDED - 142

RECORDED - 80

EX-131

NOV 21 1957

FBI

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 6/17/83 BY SP-8 BJS/RUP

390 21-595

Searched _____

Numbered 28

7 NOV 4 1957

FEDERAL BUREAU OF INVESTIGATION

NOV 12 1957

100

CLASSIFYING

ORIGINAL FILED IN

Court of the United States

Memorandum

18

do long just can't retire -
He keeps on working along -

Don, we appreciate your
Cooperation over the years -
When you are this way, do
drop by and see us -

Meanwhile, Good
Luck always!

TCC

HLR 5

00-6

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

10/24

Dear Edgar:

It is too bad but we have a meeting in Louisville on the 6th and 7th November. Mr. Justice Reed, Judge John Biggs and I are leaving that afternoon (the 6th) for it. We speak at a panel meeting which is all set up.

- Mr. Tolson _____
- Mr. Nichols _____
- Mr. Boardman _____
- Mr. Belmont _____
- Mr. Parsons _____
- Mr. Rosen _____
- Mr. Tamm _____
- Mr. Trotter _____
- Mr. Jones _____
- Mr. Nease _____
- Tele. Room _____
- Mr. Holloman _____
- Miss Holmes _____
- Miss Gandy _____

2-1
27

I do appreciate your thinking of me and am so sorry that this other date prevents our coming.

Give me a rain check"

Thanks and my best wishes.

/s/ Tom (Clark)

P.S. I especially regret it because it is an Academy meeting - as you know, I am very much interested in it. /s/ T.C.C.

COPY:hbb

ENCLOSURE

34

62-72944

No act - reply
to Bulletin
10-23-57
393
null@

RECORDED - 34

NOV 14 1957

EX 103

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/aw

Handwritten notes on the left margin: "K", "T.C.C.", "Clark", "162-75344", "10/24", "2-1", "27".

Supreme Court of the United States
Washington 25, D. C.

10/24

Dear Edger:-

It is too bad but we
have a meeting in Louisville on
the 6th and 7th November. Now
Justice Reed, Judge John Biggs
and I are leaving that afternoon -
(the 6th) for it - we speak at a

panel meeting which is all set up -

I do appreciate your thinking
of me - and am so sorry that
this other date prevents our coming -
Give me a rain check!

Thanks and my best wishes -

P.S. I especially regret it
because it is an Academy
meeting - so you know, I
am very much interested in
it.

2 am -
Tee.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON

DATE: November 13, 1957

FROM : G. A. NEASE

Tolson _____
 Boardman _____
 Belmont _____
 Mohr _____
 Nease _____
 Parsons _____
 Rosen _____
 Tamm _____
 Trotter _____
 Clayton _____
 Tele. Room _____
 Holloman _____
 Gandy _____

SUBJECT:

Reference is made to the Director's Office telephone slip concerning the request made by Justice Tom Clark through his secretary, [redacted] for material which would be of assistance to Clark in preparing his talk at Atlantic City next week before the ex-FBI agents association. (u)

I had Mr. McGuire call Miss [redacted] since it did not appear clear as to exactly what the Justice had in mind. Miss [redacted] stated he had received copies of "The Grapevine" put out by the Society of Former Special Agents but had remarked that he used to see a booklet put out for FBI employees which he thought would be helpful. After describing "The Investigator" to Miss [redacted] she was sure that that would not be the publication and it was suggested that possibly the Justice was thinking of the Law Enforcement Bulletin which sets forth each month pertinent problems pertaining to law enforcement work. Miss [redacted] stated undoubtedly this was what the Justice had in mind and particularly the Director's opening statement (introduction) which usually highlighted some current problem. Miss [redacted] was advised that undoubtedly this was what the Justice had in mind and, accordingly, copies of the Law Enforcement Bulletin were sent to Justice Clark today, 11-13-57, by courier. (u)

b6
b7c

[Handwritten initials]

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/17/83 BY SP-8 BTJ/ALW

cc-Telephone Room
 cc-Mr. Jones
 JJM:jmr
 (4)

RECORDED-13

INDEXED-13

62-72944-394

NOV 15 1957

76 NOV 21 1957

EX-132

CRIME REC.

DECLASSIFIED BY *Office Memorandum* • UNITED STATES GOVERNMENT
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 11-07-2010

TO : Mr. Tolson

DATE: 5/14/58

FROM : G. A. Nease

~~CONFIDENTIAL~~
~~SECRET~~

2781 11-1-59
15/ab 286,556
Classified by *502 SLD/EMJ*
Declassify on: OADR
3-14-86

- Tolson _____
- Boardman _____
- Belmont _____
- Mohr _____
- Nease
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Clayton _____
- Tele. Room _____
- Holloman _____
- Gandy _____

SUBJECT: JUSTICE TOM CLARK

Miss Alice O'Donnell, Justice Clark's secretary, called my office on 5/14/58 and in my absence talked with Mr. DeLoach. The Justice is a member of the National Presbyterian Church. A considerable number of thefts of money have occurred at this church during the past twelve months. Most of the thefts consisted of funds taken from the church's wall safe. Justice Clark has committed himself to clear up this matter and has arranged a meeting with church heads Thursday, 5/15/58, at 12:00 noon. (u)

Miss [redacted] stated the Justice had told her to call the FBI to mention that last year while the Justice was speaking before the Society of Former Special Agents at its convention in Atlantic City, New Jersey, former SA [redacted] Referral/Consult

[redacted] had told him there was a former agent operating in Washington, D. C. who specialized in the handling of burglar alarms on safes. The Justice desired to ascertain from the FBI the identity of this former agent. He also desired to know if the FBI felt that an alarm wall safe was feasible. (u)

Assistant Director Parsons has advised that the Laboratory is not aware of a former agent who is in the burglar alarm business in the Washington area. Insofar as the feasibility of a burglar alarm on a church wall safe is concerned, we are in no position to make recommendations concerning this matter in view of lack of jurisdiction and the fact that we are not familiar with the physical premises in which the wall safe is located. (u)

If approved, it is suggested that I have DeLoach tell Miss [redacted] that this matter has been given consideration but that we do not know of any former agent in this type of business and have no suggestions to make concerning burglar alarms. She will be told that she might desire to get in touch with the Mosler Safe people who offer consultation service free of charge upon request. (u)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

CLASSIFIED DESIGNATION FINALIZED BY DEPARTMENT OF JUSTICE (PRC) DATE: 5-21-86

cc - Mr. Jones

Classified by *SP-3 BTJ/TW*
Declassify on: OADR 6/17/82

50 MAY 21 1958

OK but don't suggest to even the Mosler safe people.
~~SECRET~~
Handled 5/15/58
instructions

4/17/03
CLASSIFIED BY SP-2 HET/ck
DECLASSIFY ON: 25X 1-1-03
Confidential - Ew dated 4/17/03
#971255
DATE OF DECLASSIFICATION INDEFINITE
EXEMPT FROM GDS, CATEGORY 2

3:05 PM

June 5, 1958

MEMORANDUM FOR MR. TOLSON
MR. NEASE

While talking to Justice Tom C. Clark of the Supreme Court on another matter he mentioned that in looking through my recent book, "Masters of Deceit" he did not find anything concerning passport control. I told him that this subject had not been covered in this book, whereupon he inquired if he could get a statement which I had made publicly regarding the use of passports, particularly in the communist setup and their activities. The Justice stated he would like to have a short paragraph, or three or four sentences, concerning the importance of passport control and would like to be able to attribute these remarks to some specific statement which I have made. I told him that I thought I had testified along such lines before the House Appropriations Committee (relative to seizures of passports issued in this country and the use and falsifying of them by communists), and I would be glad to prepare such a statement for him and would send it to his Secretary, Miss Ellis, as he had suggested. (u)

Very truly yours,

J. Edgar Hoover

John Edgar Hoover
Director

cc-Mr. Holloman

REC-56

SENT FROM D., O.	
TIME	10:30 AM
DATE	6-5/58
BY	ASD

67-72944-396

JUN 10 1958

Tolson _____
Boardman _____
Belmont _____
Mohr _____
Nease _____
Parsons _____
Rosen _____
Tamm _____
Trotter _____
Clayton _____
Tele. Room _____
Holloman _____
Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/87 BY SP-8 BTJ/aw

MAIL ROOM

JOHN (C)

Mr. Lawrence E. Walsh
Deputy Attorney General

June 3, 1958

Director, FBI

6-2

MISCELLANEOUS - INFORMATION CONCERNING
(Accounting and Fraud Section)

[redacted], an attorney of Philadelphia, Pennsylvania, representing Representative William Joseph Green, Jr., of Pennsylvania, who is awaiting trial in Scranton, Pennsylvania, in connection with irregularities in the construction of the Tobyhanna Signal Corps Depot, related three incidents during May, 1958, which have caused him some alarm. (u)

[redacted] advised that he has Box 20 at Garden State Race Track which is near Camden, New Jersey. While attending the races in May, 1957, [redacted] met Special Assistant to the Attorney General Oliver Dibble, who is handling the prosecution of Congressman Green. Accompanying Mr. Dibble were [redacted] an attorney of Scranton, Pennsylvania, and [redacted] a former Pennsylvania state trooper who is now in the insurance business in Scranton. (u)

[redacted] related that [redacted] outside Dibble's presence, told him that he, [redacted] could get anything from Dibble, that he goes around with Dibble, and that Dibble is a regular fellow. [redacted] was present when [redacted] made these remarks to [redacted] and [redacted] also remarked in the same vein concerning Dibble. (u)

[redacted] said he had no further contact with [redacted] until May 16, 1958, when [redacted] called his office from Scranton. [redacted] indicated it was very important that [redacted] see [redacted] at the track on that date. (u)

[redacted] stated [redacted] advised him he knew the Green case was coming up for trial on July 15, 1958. According to [redacted] also told him that Dibble would be willing to let [redacted] have any jurors he wanted. [redacted] stated [redacted] told him that [redacted] could trust Dibble implicitly and Dibble trusted [redacted]. [redacted] said anything he has asked Dibble to do [redacted] has always done. (u)

JTN:iw
(9)

See cover memorandum C. A. Evans to Mr. Rosen dated 6-3-58
JUN 5 1958 JTN: [redacted]/bjp

MAIL ROOM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/RS

MAILED 9
JUN 3 - 1958
COMM-FBI

b6
b7c

ORIGINAL COPY FILED IN

JUN 3 3 03 PM '58

REC'D-READING ROOM
B I

Handwritten signatures and initials, including a large checkmark and the name "H. J. [redacted]".

Mr. Lawrence E. Walsh
Deputy Attorney General

[] related he told [] he would take him into the Green case and would send him a confirming letter with a retainer fee. He said he told [] to make all arrangements with Dibble and that [] would hear from him the following week. [] said he had no intention of writing such a letter or of taking [] into the case and he did not understand what was behind [] actions. (u)

b6
b7C

[] was advised by his cocounsel, by Pennsylvania's Attorney General, and by United States District Judge Thomas J. Clary it was their belief [] was just trying to "horn in on the case." (u)

[] said the whole implication of his talks with Farrell was that [] could "take care of Mr. Dibble." (u)

The second instance related by [] was that [] appeared in Congressman Green's office in Philadelphia on May 12, 1958. [] told Congressman Green he believed he could "take Murphy off your back," referring to United States District Judge John W. Murphy, who will hear the Green case. (u)

According to [] told Congressman Green he had worked for the Internal Revenue Service. [] alleged that Judge Murphy had improperly declared the value of property in filing a tax return for an estate he represented in the early 1940's. (u)

Congressman Green referred [] to [] [] told [] that a friend of his at the Internal Revenue Service said that if Judge Murphy's action was known he could be impeached. [] said [] did not mention money and claimed he was not trying to make a deal but he did not know what the papers were worth to [] said he told [] he was not interested in the case. (u)

b6
b7C

[] related that on May 16, 1958, a man identifying himself as [] from Scranton, Pennsylvania, called at his office and wanted to know if he could investigate the jury for the Green trial for [] (u)

Mr. Lawrence E. Walsh
Deputy Attorney General

[redacted] told [redacted] he knew everyone in Scranton and said he could be of great assistance. [redacted] said he ushered this man from his office in about two minutes. (u)

[redacted] mentioned several times he would like to know who had sent [redacted] and [redacted] to him. He refused to identify any agency or individual he might suspect of having done this but felt it was a very odd coincidence these events should all occur in such a relatively short period of time. [redacted] declined to furnish a signed statement regarding the above and indicated he would not like to testify in any proceedings regarding the above because the circumstances involved another attorney. (u)

b6
b7c

[redacted] is reportedly president of the local bar association in Scranton, Pennsylvania, and is friendly with many attorneys in that area. (u)

By letter dated March 30, 1949, the then Attorney General was advised of information concerning Edward Lavelle. This information indicated [redacted] was characterized as at least eccentric if not a "crackpot." [redacted] was employed as a clerk in the United States Internal Revenue Bureau at Scranton and, while so employed, was a constant trouble-maker and his employment was terminated. For many months thereafter he harassed the Collector of Internal Revenue with phone calls, letters, and threats. United States District Judge John W. Murphy is acquainted with [redacted] character. (62-72944)(u)

b6
b7c

In the absence of any apparent violations within the jurisdiction of this Bureau, no investigation will be conducted unless requested by the Department. (u)

1 - Assistant Attorney General
Malcolm [redacted] (u)

June 9, 1958

BY SPECIAL MESSENGER

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

I have made an exhaustive check trying to find something on record that I may have said in connection with passport control matters. This was in connection with your telephone call to me of Thursday, June 5, 1958. (U)

In checking my testimony before the House Appropriations Committee, I have found that the testimony was given in Executive Session and, therefore, is not part of the printed record. I have also had a check made of other material which I have prepared from time to time but have been unable to locate anything right in point. (U)

In my book, "Masters of Deceit," I do refer to passports and other false documents used by Russian espionage agents. The reference material begins on page 293 and ends on top of page 294. It is quoted as follows: (U)

"The (Communist) Party provided many essential 'services' to Soviet espionage. Suppose a Russian espionage agent secretly entered the United States, to operate here or while en route to another country. Most likely, as so often happened, he would need a 'new identity,' or, in espionage language, a change of feathers. This probably meant a faked birth certificate, a false passport, and other identification papers. Maybe he would be placed in 'deep freeze' for

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DATE 6/9/83 BY 88-8 BTB/RL

- Tolson _____
- Boardman _____
- Belmont _____
- Mohr _____
- Nease _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Clayton _____
- Tele. Room _____
- Holloman _____

JPM:lae (3)

REC-78

62-7-144-397

MAIL ROOM

JUN 10 1958

JUN 16 1958

Honorable Tom C. Clark

several months. If so, he had to be 'serviced'--that is, fed and clothed. After being 're feathered,' he would be on his way. " ()

I hope that the foregoing is of some assistance to you, and if I can be of any further service I wish that you would let me know. ()

Sincerely,

June 10, 1958

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

Miss [redacted] called my office this morning
with regard to the photograph, and I am happy to send it along
to you. (1)

Sincerely,
EDGAR

Enclosure

NOTE: Request was received by telephone on 6-10-58 from Miss Alice
[redacted] secretary to Justice Clark.

MLL:wgl
(4)

REC-98

15 JUN 12 1958

BY COUNSEL DIV.
3 - JUN 11
COMM - FBI

- Tolson _____
- Boardman _____
- Belmont _____
- Mohr _____
- Nease _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Clayton _____
- Tele. Room _____
- Holloman _____
- Gandy _____

ALL INFORMATION CONTAINED
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DATE 6/17/83 BY SP-8 [signature]

55 JUN 17 1958 MAIL ROOM

Forward by Special Messenger

JUN 10 3 10 PM '58
REC'D-READING ROOM
FBI

JUN 10 2 25 PM '58
REC'D-READING ROOM
FBI

(4)

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

8/1

Dear Edgor:-

I am delighted that you and
Clyde Tolson will attend the lun-
cheon on Aug. 25th at 12 noon
Biltmore Bar.

Will see you there - Anything
I can do for you on the meeting etc let
me know - Best regards - T.C.C.

000

62-72944-398X

REC-12 62-97557-87

EX-128

17 AUG 19 1958

ALL INFORMATION CONTAINED
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DATE 6/17/83 BY SP-8 BJS/PLW

Dut B/4

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

- Mr. Tolson
- Mr. Belmont _____
- Mr. Mohr _____
- Mr. Nease *[initials]*
- Mr. Parsons _____
- Mr. Rosen _____
- Mr. Tamm _____
- Mr. Trotter _____
- Mr. Jones _____
- Mr. W.C. Sullivan _____
- Tele. Room _____
- Mr. Holloman _____
- Miss Holmes *[initials]*
- Miss Gandy *[initials]*

8/1

Dear Edgar -

I am delighted that you and Clyde Tolson will attend the luncheon on Aug. 25th at 12 Noon Biltmore Bowl.

Will see you there. Anything I can do for you on the meeting etc. let me know.

mail 21

Best regards,

T. C. G.
(Tom C. Clark)

COPY:hbb

*DC
8-5-58*

[Handwritten initials]

*oml
ack 8-6-58
DWB*

9-10-58

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY 88-8 BTB/RLW

REC-56

65-7-4-4-399

September 3, 1958

EX-136

Tom

1-2-1

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(U)

Dear Tom:

Thank you very much for your kind note
of August 20 forwarding the clipping from the "Examiner."
Such editorial comment is most reassuring but I
appreciate even more the personal note you added to
it. (u)

With kindest regards,

Sincerely,

[Signature]

SEP 3 3 57 PM '58
REC'D-READING ROOM
F B I

MAILED 25
SEP - 11 1958
COMM-FBI

[Handwritten mark]

[Handwritten signature]

- Tolson _____
- Boardman _____
- Belmont _____
- Mohr _____
- Nease _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Tele. Room _____
- Holloman _____
- Gandy _____
- W. G. Sullivan _____

DWB:mjo
(3)

66 SEP 17 1958

MAIL ROOM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/ru

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

8/29

Dear Edgar:

I want to tell you how much I appreciate your appearance at the Law & Layman session on Monday last. It was a memorable occasion - tremendous in its impact. It gave our program nationwide coverage - and added new impetus to our project.

I clipped this from the paper when I left - and wanted you to have it - the lead editorial.

Thanks, Edgar. I hope to see you soon.

Your friend,

/s/ Tom (Clark)

COPY:hbb

Mr. Tolson
Mr. Belmont
Mr. Mohr
Mr. Nease
Mr. Parson
Mr. Rosen
Mr. Tamm
Mr. Trotter
Mr. Jones
Mr. W.C. Sullivan
Tele. Room _____
Mr. Holloman _____
Miss Holmes
Miss Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/88 BY SP-8 BTJ/AV

mail
ack
9-2-58
DWB

8/28/4

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

7/29

Dear Edger:-

I want to tell you how much I appreciate your appearance at the Law & Layman session on Monday last. It was a memorable occasion - tremendous in its impact. It gave our program nation-wide coverage - and added new impetus to our project.

I clipped this from the paper where
I left - and wanted you to have it -
the lead editorial.

Hanno, Edgar - I hope to see you
soon -

Your friend
Zan

For J. Edges Hoover with admiration next of Tom C. Clark

Los Angeles Examiner

ccc
An American Paper for the American People
Publisher: Franklin S. Payne Editor: Warden Woolard
LOS ANGELES, WEDNESDAY, AUGUST 27, 1958

(Ed Hoover) *Shocking Ransom

DIRECTOR J. EDGAR HOOVER of the Federal Bureau of Investigation never sugar-coats the pill, when he talks about the problems and particularly the costs of crime in America.

He stuck to the grim and bitter facts when he discussed the tragic subject before the judicial administration section of the American Bar Association's annual convention in Los Angeles.

Mr. Hoover's solemn appraisal of the situation is that we are paying a shocking ransom to the underworld for our failure to set up a code of moral discipline that would make life and property reasonably safe in America.

In 12 years, the annual volume of major crimes has nearly doubled. Since 1950, crime has increased four times as fast as the population. In 1957, there were nearly 3,000,000 crimes of violence. The annual cost in money is \$22,000,000,000, which is 10 per cent more than we spend on education, 12 times more than we spend on churches.

But, as Mr. Hoover said, we could wash all this out of our minds and forget about it, and still be utterly appalled and ashamed by one remaining factor in the situation, which is the involvement of children, not as the victims of crime, but as actual participants in criminal careers.

Mr. Hoover told the American Bar Association that his major concern is not for the total number of crimes or the total cost, but for the disturbing growth of juvenile crime: Last year, persons under 18 years of age committed 53 per cent of all the crimes in the four major categories of vicious and destructive thefts. In the vital field of automobile thefts, boys and girls in the lower teen-age groups accounted for 67.6 per cent of all arrests.

The nation is compelled in these frightful circumstances, as Mr. Hoover said, to quit brushing the evil facts about juvenile crime under the rug, and to recognize that "this major problem is no longer one of youthful offenders, but rather one of young criminals."

He put the American people as a whole on sharp warning that in dealing with juvenile delinquency they have let "the smog of ill-considered theories unrealistic contentions and gushing sentimentalism obscure the basic facts."

Mr. Hoover is right that communities and individuals alike have too long tried the practice of over-indulgence with vicious criminals because of their youth. He is especially right that "in the interest of self-preservation, it now is time for sterner measures."

And among these sterner measures is that of meeting the moral challenge, not of young people alone, for they are the mirrors of adult bad morals and weaknesses; but of the families and neighborhoods where the good example is the first condition of sound leadership.

There is a handwritten notation on the attached clipping which reads: "For J. Edgar Hoover, with admiration, appreciation and affection. /s/ Tom C. Clark"

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/16/83 BY SP-8 BTJ/RS

2

62-72744-397

April 24, 1959

JREC 58

62-73944-400

①

2-1

EX 107

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington 13, D. C.

(u)

Dear Tom:

I deeply appreciate your thoughtful letter of April 18, 1959. Your very kind comments regarding Mr. Boyle's visit with you and your wife are most gratifying, and it will be a pleasure to make your letter available to him. (u)

It certainly has been a long time since our last meeting, and I definitely hope the opportunity will arise in the immediate future when we can get together. (u)

With warm personal regards, (u)

Sincerely,

REC'D-READING ROOM
F B I
APR 24 1 22 PM '59

1 - Phoenix - Enclosure (Personal Attention) (u)

NOTE: Bufiles reflect very cordial relations with Justice Clark. (u)

BDA:mjg
(4)

- Tolson _____
- Belmont _____
- DeLoach _____
- McGuire _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Holloman _____
- Gandy _____

67 MAY 4 - 1959

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HEREIN IS UNCLASSIFIED

MAIL ROOM TELETYPE UNIT

DATE 6-17-83 BY 88-8 BTJ/RLW

Supreme Court of the United States
Washington 13, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

April 18, 1959

Mr. Tolson	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. McGuire	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	
Mr. Holloman	✓
Miss Gandy	✓

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

Supreme

Dear Edgar:

2-1

Mary and I were in Phoenix last week and while we were there had a nice visit with Ed Boyle, the SAC there, who had come to the San Marcos Hotel at Chandler (some 27 miles from Phoenix). I happened to have gone down to Tucson that day so he was thoughtful enough to await my return. He must actually be psychic or an expert on wire tapping, for he somehow learned that I had put in a distress call from the Phoenix airport to the hotel for transportation, and before I knew it he had taken care of my problem. The man is not only a volunteer, he's ingenious!

We had a very enjoyable discussion and reminisced on some old experiences which date back to 1945 when I first met Ed. He's a wonderful person all around and excellent representation for you out there. I just wanted you to know how gracious he was to me and that I deeply appreciated it. He measures up fully to the high standards of the Federal Bureau of Investigation.

2

It's been a long time since I have had the pleasure of seeing you. We must remedy this situation, and soon.

REC- 58

62-72944-400

With warm regards, I am

APR 28 1959

Sincerely,

Ray
Tom (Clark)

DeLoach

EX 101

3/6/59

*Substat
memo 4-23-59
mjj*

*and
ack 4-24-59
DPA*

*For no. address to
admission
4-24-59 ka*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/93 BY SP-8 BTJ/20

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. DeLoach

DATE: October 6, 1959

FROM : M. A. Jones

Tom Clark

SUBJECT:

MISS [REDACTED]
 SECRETARY TO ASSOCIATE JUSTICE CLARK
 THE SUPREME COURT
 REQUEST FOR BUREAU PUBLICATIONS

Tolson _____
 Belmont ✓
 DeLoach ✓
 Mohr ✓
 Parsons _____
 Rosen _____
 Tamm _____
 Trotter _____
 W.C. Sullivan _____
 Tele. Room _____
 Holloman _____
 Gandy _____

Miss [REDACTED] Justice Tom Clark's secretary, called the Director's office and was referred to Leinbaugh. Miss [REDACTED] said that Justice Clark had been requested to prepare an article for the Tennessee Law Enforcement Officers' publication. She said in this connection that they would like to have statements of the Director regarding the need for professionalization in law enforcement and data concerning the FBI National Academy. (u)

Appropriate material was selected and forwarded to Miss [REDACTED] by Leinbaugh. (u)

This is for your information. (u)

HPL:ijj
 (2)

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REC-42 62-72741-401
 EX-105
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 b7c

December 1, 1959

REC-91

102-72744 402

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(u)

Dear Tom:

I appreciate very much your letter of
November 30, and your kind comments concerning
"Communist Illusion and Democratic Reality." It is
most encouraging to know that you consider it worthy
of distribution among the State Chairmen of the American
Bar Association's Section of Judicial Administration, and
I am happy to send you under separate cover the 65 copies. (u)

Many thanks for your thoughtful remark
about the party. I am certainly glad you found it enjoyable.

With kindest personal regards,

Sincerely,

MAILED 8
DEC 1 1959
COMM-FBI

DEC 1 4 17 PM '59
FBI
RECEIVED READING ROOM

NOTE: Bureau enjoys favorable relations with Justice Tom Clark. (u)

- Tolson _____
- Belmont _____
- DeLoach _____
- McGuire _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Holloman _____
- Gandy _____

BDA:mm
(4)

ALL INFORMATION CONTAINED
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DATE 6/17/83 BY SP-8 GJW

MAIL ROOM TELETYPE UNIT

Supreme Court of the United States
Washington 25, D. C.

Mr. Tolson	✓
Mr. Belmont	✓
Mr. DeLoach	✓
Mr. McGuire	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Holloman	✓
Miss Gandy	✓

CHAMBERS OF
JUSTICE TOM C. CLARK

Tom Clark

November 30, 1959

Jan 2-1

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

Dear Edgar:

First let me thank you for sending the copy of "Communist Illusion and Democratic Reality" which I have read with much interest. I had not seen it, though I see by the date it was released last September 30th.

The article has some very enlightening material in it and I would like to send a copy to each one of the State Chairmen of the American Bar Association's Section of Judicial Administration. This Section has a group of Judges now organized into what they call the Conference of Trial Judges and I would also like to send a copy to some of these Judges serving on that unit's Executive Committee for I am sure from having worked closely with them that they would be very interested in reading it.

If you have as many as 65 copies on hand this would take care of the circulation I have in mind. If you do not have these on hand, would you be good enough to have your Secretary call and let me know where they might be secured?

With regards and my sincere appreciation, I am

Very truly yours,

Tom
Tom (Clark)

PS Enjoyed your party -Thanks T.C.C.

62-72944

J. Hoover

SEARCHED
INDEXED
402

ALL INFORMATION CONTAINED
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DATE 6/17/83 BY 88-8 BTJRW

NO DEC 9 1959

SEARCH

201 East 69th Street
New York 21, N. Y.

~~M/A~~
2-

April 14, 1960

Mr. Malachy Mahon
Office of Chief City Magistrate
100 Centre Street
New York 13, N. Y.

(u)

Dear Mr. Mahon:

I enjoyed having the opportunity of talking to you this morning, and was very pleased to hear that you are going to be Justice Clark's law clerk in Washington. This being a Fordham first, and certainly a first for you, I know that you will acquit yourself well. Certainly you will be working for a most outstanding man and I know you will serve him and the country well. (u)

If you are interested, some time while you are down in Washington, in going through our Bureau, I would be happy to drop them a note and make arrangements for you. (u)

Good luck in your new position.

Sincerely,

H. G. FOSTER
Special Agent in Charge.

HGF:MT

cc: Assistant Director DeLoach, for information. Mr. MAHON is law clerk for Chief City Magistrate ABRAHAM M. BLOCH, and previously served in the same capacity for Judge Bloch's predecessor, Chief Magistrate JOHN M. MURTAGH, now Chief Justice, Court of Special Sessions, NYC. (u)

463
m

REC-88

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EX-105

50 APR 25 1960

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DATE 6/17/83 BY SP-8 GYJ/CDW
Tom C. CLARK

67-72144-404

REC-16

May 5, 1960

BY SPECIAL MESSENGER

(Handwritten circled '2')

Honorable Tom Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(u)

Dear Tom:

It gives me very great pleasure to extend an invitation to you to deliver an address at the graduation exercises of the Sixty-fifth Session of the FBI National Academy on Wednesday, June 8, 1960. The ceremonies will begin at 10:30 a. m. and will be held in the Departmental Auditorium which, you will recall, is located on Constitution Avenue, between Twelfth and Fourteenth Streets, Northwest. (u)

It has been almost fifteen years since you addressed the Twenty-ninth Session of the National Academy at its graduation exercises on July 21, 1945. The Academy has had an amazing growth and a profound impact upon law enforcement in America. The 3, 819 law enforcement officers who have been graduated from the Academy are using their training to raise the standards of law enforcement. (u)

There are fifty-nine men in the current class, including four from Texas. I can assure you that they not only would be highly honored by your acceptance of this invitation but all of us in the FBI would likewise deem it a distinct honor. (u)

Based on memo Mr. Malone to Mr. Mohr dated 5/4/60, re: Graduation Exercises, 65th Session, FBI National Academy, JSR:hd. (u)

JSR:ap
(3)

- Tolson _____
- Mohr _____
- Parsons _____
- Belmont _____
- Callahan _____
- DeLoach _____
- Malone _____
- McGuire _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Ingram _____
- Gandy _____

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BY COURIER SVC.
77 MAY - 6
COMM - FBI

BY SPECIAL MESSENGER

(Handwritten signatures and initials)

Honorable Tom Clark

I sincerely hope that you will be able to be with us on June 8. I will have one of the Bureau officials furnish you additional information and make the necessary arrangements to escort you to the Departmental Auditorium on that day. (U.)

Sincerely,

EDGAR

UNITED STATES GOVERNMENT

Memorandum

Tolson	✓
Mohr	✓
Parsons	
Belmont	
Callahan	
DeLoach	
Malone	
McGuire	
Rosen	
Tamm	
Trotter	
W.C. Sullivan	
Tele. Room	
Ingram	
Gandy	

TO : MR. MOHR

DATE: 5/4/60

FROM : J. F. MALONE *JFM*

SUBJECT: FBI NATIONAL ACADEMY GRADUATION EXERCISES ✓
JUNE 8, 1960

(u)

Inasmuch as General Shoup, Commandant, U. S. Marine Corps, has declined our invitation to speak at the Graduation Exercises, we are submitting the following names as substitutes: (u)

1. ASSOCIATE JUSTICE TOM CLARK, U. S. SUPREME COURT.

Justice Clark last spoke at a graduation exercise in July, 1945, when he was the Attorney General. His decisions on the Supreme Court have been more favorable to law enforcement than have most of the court judges. (u)

2. JAMES H. DOUGLAS, DEPUTY SECRETARY OF DEFENSE, (FORMERLY SECRETARY OF THE AIR FORCE).

According to informal checks with Liaison Section, there appears to be no reason why Douglas would not be completely acceptable as a speaker. It is noted, however, that the graduation date for the National Academy may find him participating in some of the military school graduation ceremonies. (u)

3. ROBERT B. ANDERSON, SECRETARY OF THE TREASURY.

According to newspaper accounts, Secretary Anderson does a considerable amount of speaking and has been very favorably commented upon for his speaking ability. He has been written up as a most promising and valuable member of the President's Cabinet. (u)

4. ARTHUR E. SUMMERFIELD, POSTMASTER GENERAL.

Mr. Summerfield is apparently in the corner of law enforcement in carrying out a very vigorous fight against the use of the U. S. mails for obscene literature purposes. According to Liaison Section, there is nothing which would make him unacceptable. (u)

RECOMMENDATION: That one of the above-suggested individuals be approved as the graduation speaker. He will then be invited. (u)

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DATE 6/17/83 BY SP-8 BTJ/pd

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EX 101

Suggest Clark
JFM
5/4.V.

Invited Clark
K Bone
5/5

JSR:hd

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

May 6, 1960

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Mohr	<input checked="" type="checkbox"/>
Mr. Parsons	<input checked="" type="checkbox"/>
Mr. Belmont	<input type="checkbox"/>
Mr. Callahan	<input type="checkbox"/>
Mr. DeLoach	<input checked="" type="checkbox"/>
Mr. Malone	<input checked="" type="checkbox"/>
Mr. McGuire	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tamm	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Mr. W.C. Sullivan	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Ingram	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

JM

V.

12-1

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

Dear Edgar:

It would indeed be a pleasure to be with you for the Sixty-fifth graduation exercises on June 8th at 10:30 o'clock and I look forward to the occasion.

If you have any ideas as to what you think the graduates would like to hear I would appreciate knowing this. Principally I had in mind that I would not want to duplicate a subject they have already heard discussed as a part of their training, or at lectures they had attended while here.

*Handled
5/16/60
with
my own
journal
see p. 7*

With best wishes, I am

Sincerely,

Tom

Acc - 25

©

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DATE 6/17/83 BY SP-8 RJS/RO

*see Jones to Calabrese
15-10-60
G. Jones*

EXP. PROC.

MAY 9 1960

REC-68

Tom (Clark)

62-72944-4058

MAY 19 1960

52 MAY 25 1960 75

UNITED STATES GOVERNMENT

Memorandum

Tolson _____
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 Rosen _____
 Tamm _____
 Trotter _____
 W.C. Sullivan _____
 Tele. Room _____
 Ingram _____
 Gandy _____

TO : Mr. DeLoach

DATE: 5-10-60

FROM : M. A. Jones

SUBJECT: HONORABLE TOM C. CLARK
 ASSOCIATE JUSTICE OF THE
 SUPREME COURT OF THE UNITED STATES
 ADDRESS TO THE SIXTY-FIFTH NATIONAL ACADEMY
 EXERCISES, JUNE 8, 1960

Regis
 12-1

Justice Clark wrote the Director on May 6, 1960, stating that it would be a pleasure to be present at the 65th graduation exercises of the National Academy on June 8, 1960. He said he would appreciate knowing any ideas we might have as to what the graduates would like to hear in his address. Justice Clark noted that he did not want to duplicate a subject the students have already heard as part of their training while they were in the National Academy. (u)

It is believed that the theme of cooperation between law enforcement agencies to achieve maximum effective law enforcement for the protection of citizens would be a very appropriate topic for Justice Clark to consider. We have attached material relating to some of the cooperative services of the FBI such as the Laboratory, the Identification Division, the various law enforcement training programs and law enforcement conferences which can be made available to Mr. Clark for his consideration of this subject. Another important phase of this cooperation is the assistance the FBI has been to local law enforcement by the dissemination of information pertaining to crimes within the jurisdiction of such local agencies. (u)

We have also obtained some data regarding National Academy graduates including the number of such graduates during Justice Clark's tenure as Attorney General and the number of graduates since he left the Department of Justice. It is noted that the current class contains four officers from the State of Texas. (u)

RECOMMENDATION:

That you personally give the attached material to Justice Tom Clark or his long-time secretary, Alice O'Donnell, for the Justice to consider in connection with his address to the 65th Session of the National Academy. (u)

Enclosures
 1 - Mr. DeLoach
 1 - Mr. Malone

52 MAY 25 1960
 JK:jac (5)

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REC-68

MAY 19 1960

Handwritten signatures and initials

Handwritten initials and marks

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 DATE 6/1/83 BY SP-8 RJA/CLW

Supreme Court of the United States

Memorandum

6/9

19.....

Dear Edgar :-

You were so thoughtful to write me regarding my participation in the FBI Hall Academy Exercises. I enjoyed being with you and was privileged to participate.

I know that you would want to know that Special Agent DeLoach was most helpful to me. He prepared the first draft

Supreme Court of the United States

Memorandum

-----, 19-----

of my talk and did, I
thought, an excellent job.

His devotion to the Bureau
and his efficiency in per-
forming his job is an ex-
ample of the personnel that
surrounds you - it is "top".

Very best -

Tee
—

Supreme Court of the United States

Memorandum

-----, 19-----

TJ. I have just received
the photos - I must say
the camera did its best
with what it had to
work with - Thanks
so much -

Tee
—

RA

802-1

Tom C. Clark

L

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CORRESPONDENCE

DO-6

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

6/9

file

- Mr. Tolson
- Mr. Mohr
- Mr. Parsons
- Mr. Belmont
- Mr. Callahan
- Mr. DeLoach
- Mr. Malone
- Mr. McGuire
- Mr. Rosen
- Mr. Tamm
- Mr. Trotter
- Mr. Jones
- Mr. W.C. Sullivan
- Tele. Room
- Mr. Ingram
- Miss Holmes
- Miss Gandy

Dear Edgar: -

You were so thoughtful to write me regarding my participation in the FBI Nat'l Academy Exercises. I enjoyed being with you and was privileged to participate.

I know that you would want to know that Special Agent DeLoach was most helpful to me. He prepared the first draft of my talk and did, I thought, an excellent job. His devotion to the Bureau and his efficiency in performing his job is an example of the personnel that surrounds you - it is "tops."

My best -

/s/ TCC (Tom C. Clark)

P.S. I have just received the photos. I must say the camera did its best with what it had to work with. Thanks so much.

/s/ TCC

COPY:hbb

no memo

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DATE 8/17/83 BY SP-8 BTJ/PL

8/10/83

June 9, 1960

BY SPECIAL MESSENGER

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Handwritten initials and a circled number '97'.

Dear Tom:

It is indeed a pleasure to forward several
photographs taken yesterday at the graduation exercises
of the FBI National Academy which I thought you would
like to have as mementos of the occasion. (u)

With kindest regards, (u)

Sincerely,

Edgar

BY SPECIAL MESSENGER

MAILED 29
JUN 9 - 1960
COMM-FBI

Handwritten number: 26-1789

Enclosures (4)
1 - Mr. Ingram

GEM:paw
(4)

REC-98 *62-72744*

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51 JUN 16 1960

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MAIL ROOM TELETYPE UNIT

June 8, 1960

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BY SPECIAL MESSENGER

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

(U)

Dear Tom:

Your speech today at the graduation ceremony of the FBI National Academy was indeed excellent, and I want you to know that I have heard nothing but the highest praise concerning it. (U)

We are always pleased to have you with us, and I do want to thank you for taking time from your busy schedule to make this appearance. Your talk was not only timely but also presented a challenge to the graduates who were honored by your presence. The emphasis you placed upon cooperation among law enforcement agencies was most appropriate, and I know these men will return to their respective departments greatly inspired by your address. My associates and I found your complimentary remarks regarding the FBI very encouraging and reassuring. (U)

With kind personal regards and best wishes, (U)

Sincerely,
EDGAR

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FBI
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BY COURIER SVC.
23 JUN 8
COMM. FBI

EX 109

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19 JUN 15 1960

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DATE 6/19/83 BY SP-8 BJS/aw

RECEIVED
FBI

M

V

BA

Mr. Tolson	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W. C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____
_____	_____
_____	_____

6-10-60

MR. MOHR:

RE: ADDRESS BY MR. ^{Tom}JUSTICE/CLARK
 FBI NATIONAL ACADEMY, 65TH SESSION
 JUNE 8, 1960

92-1

Pursuant to instructions of Mr. Tolson, the verbatim remarks of Justice Clark were prepared. An original and one copy were delivered to Alice O'Donnell in Justice Clark's chambers by SA Stapleton early the morning of 6-9-60. Wick had called prior to the delivery informing Miss O'Donnell we thought the address excellent and that we believed it so fine we would like to publish it in some of our publications and therefore would like to have the Justice, at his convenience, look it over and make any changes he felt desirable. (u)

As things now stand, the Justice at his convenience this week or over the week end will make any necessary changes in the original and the original or the copy will be returned to us. Miss O'Donnell said she would give us a call either Saturday, 6-11-60, or Monday, 6-13-60, so that we might send a messenger to pick up the address. (A copy of Justice Clark's remarks is attached.) (u)

RESPECTFULLY,

V [Signature]

C. D. DE LOACH

62-72944-410

Enclosure

REW:mlw
(2)

REC-22

15 JUN 16 1960

ENCLOSURE
 SRC
 6/10
 FRS

104

52 JUN 21 1960

ALL INFORMATION CONTAINED
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 DATE 6/17/83 BY SP-8 BTJ/RW

ADDRESS ON JUNE 8, 1960, BY MR. JUSTICE CLARK,
ASSOCIATE JUSTICE, SUPREME COURT OF THE
UNITED STATES, BEFORE THE 65TH SESSION OF THE
FBI NATIONAL ACADEMY, DEPARTMENTAL AUDITORIUM,
WASHINGTON, D. C.

Thank you, Mr. Director.

Reverend Bartley, Senator Bridges, Mr. Assistant Attorney
General, and my fellow Dallasite, Brother King:

You know, Mr. Director, this is not only a great pleasure but
a distinct privilege to be here today to listen to the beautiful strains of this
distinguished Marine band, to join in this beautiful prayer that the
Reverend Bartley gave us, to listen to the hard-hitting speech of my dis-
tinguished friend of many years, Senator Bridges, and to look into the eyes
of these graduates of this great FBI National Academy and to see the sea
of people, hundreds of them, gathered here today, many, many standing in
the aisles so that they might partake of this ceremony. Senator, this too is
my second offense. (u)

This morning as I entered the auditorium and met the Director,
I felt like an old grad just coming back for a homecoming weekend. You know,
I used to meet often with the classes. Sometimes it was in the gym; some-
times it was on the roof during pretty weather; and many times it was with
Mr. Meyers, whom I am sure you have met with on many occasions your-
selves, a very excellent servant of the people there in the Department of

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ENCLOSURE

62-1111-4110

Justice. While I was Attorney General, over 1,000 men graduated from this same FBI National Academy from which you graduate today. For me, I believe, the fondest memory of these ceremonies is the inspiring sight of each of the officers coming up here to this platform, one by one, and receiving his diploma--I understand today from the Assistant Attorney General. Their diplomas are their insignia that they are now members of that distinguished and select company of the FBI National Academy. This is indeed an hour of great distinction for you. That is evidenced the more by the fact that all of these hundreds of people have come here today to witness your graduation. I am sure, too, that your communities, as they should be, are each proud of your accomplishment. Today you carry home with you a great tradition--the tradition of loyalty, of justice, and of integrity. I know that you will keep that faith.

In fact, Mr. Director, seeing the graduates this morning convinces me, although I have seen many classes, that this is perhaps the most intelligent class that I have had the privilege of meeting with. Now I know you are immediately going to wonder why I say that. Well, I say that because they have elected my fellow Dallasite, Captain King, as their president. What more evidence do you wish? All Texas is proud of you, Captain King, and of the three other Texans who are here in this class.

Now, Mr. Director, there are a total of 105 graduates-- senator, I don't want to make you feel that ^{he} all actively engaged in the enforcement of the law in the great State of Texas. Now I ask you, what other state has 105?

This is the Silver Anniversary of the founding of your Academy. Many of us can remember back in July, 1935, when the first class assembled here. The Nation at that time was still in the grip of dangerous hoodlum gangs which roamed the country, virtually at will, robbing and kidnaping, and killing. John Dillinger, you may remember, had gone to his death in a blazing gun battle in Chicago just a year before that meeting. Only a few months prior to the 1935 class, FBI Agents brought to an end the infamous careers of "Ma" Barker and her son, Fred. Alvin Karpis, the leering criminal and the gang leader, was still at large back there in 1936. (u)

Now these were dark, tension-filled days, when FBI Agents literally lived in their automobiles with their guns in their hands searching out these hoodlums. They faced danger straight in the eye, unhesitatingly laid their lives right down on the line, and held the banner of law enforcement high at a time when in some areas there was corruption. The roll call of FBI Agents and of the fearless and hardworking local officers back there during those days is indeed a tribute to the valor and the fearless dedication of the profession of law enforcement. Now since those dark days American

law enforcement has molded itself--and I hope the Director will pardon me when I say it--has molded itself in your image and in the image of the FBI. Now I think history can write its own verdict with reference to what accomplishments have been made. Today, thanks to the efficiency, the dedication, and the integrity of police officers everywhere law enforcement, the profession, is a respected one, and it deserves the accolades of all citizens everywhere.

As we view this quarter of a century of progress, we can be proud of these past accomplishments that I mention, and we can be optimistic as to those of the future. But some ask why has law enforcement achieved such monumental progress in the short span of 25 years. The answer, I think, lies in the cooperative techniques now used in combatting the criminal, the scientific crime detection programs, the fingerprints, the officer training which, Senator, I was happy to see you put at the top of the list, and the purposeful determination to see to it that law enforcement is done and done well. (u)

We hear today some talk about the establishment of a National Police Agency--a single, all-inclusive law enforcement group, they say, to bring an end to all inefficiency, to all red tape, and to all conflicting jurisdictions. Well, frankly, I heard that same song way back before there

was an FBI National Academy. In my humble judgment it is a mistake, and it is also contrary to all of our concepts of the dual-Federalism that we have created here in the United States. It likewise violates the philosophy upon which our law enforcement system is founded. Let me add, if I might, and I know that I tread on rather, you might say, slippery ground when a Justice tries to add some little remark, particularly of advice or the answer to a question, but I believe that the answer to the crime problem as it faces us today is not so much the establishment of a National Police Agency or, for that matter, an over-all commission, but I believe that it is the intelligent, the energetic, the enthusiastic support that communities and people should give to their present law enforcement agencies that we have here in the United States. Specifically, I point out by providing the present officers of the law with the tools--the most efficient ones that are available--in order that they can get their job done. Now this includes not only better trained personnel, which I put at the top of the list, but also better equipment, more respect for officers of the law, firmer community support, and, I put it last--although in the realities of emphasis, it may be that it should have another spot--more pay for law enforcement officers. I hope that no one will forget that last one.

(u)

As one who has spent almost a lifetime in law enforcement work, I know that in the final analysis good law enforcement rests on the attitudes, on the opinions, on the mores of each of our communities here in America. In our system of free government, the local citizens themselves determine the quality of their law enforcement. If they want good law enforcement, they can get it. But they must work for it. They must encourage civic interest in it. They must teach respect, as I said, not only for law but for men and women who enforce the law. Every man, I believe, and every woman, yes, and every child in America should be brought to the realization that they cannot enjoy or maintain their rights, their dignity, their freedom, except for the loyal and devoted police officers who protect them in every community of our country. Yes, we have come a long way as I have said, but we have a long way yet to go.

In fact, the little pamphlet, Mr. Director, that you issued only two days ago--I think the title of it was "Cooperation--The Backbone of Effective Law Enforcement"--symbolizes, I believe, the challenge that I put to you today. It points out that the FBI has a vast storehouse of information which, at this very minute while we sit here, is being put to work and is actually working throughout the Nation. Take, for example, the 155,000,000 sets of fingerprints that are housed in the FBI's Identification Division. They are truly soldiers of service. They identify the guilty;

they protect the innocent; and they render also many humanitarian services. Those black little ridges that you see on these pieces of cardboard, if you go over to the FBI and have the privilege of going through their Fingerprint Section, day after day are unmasking the man who travels under aliases; the criminal who puts on the false fronts; and the swindler, too, who has that phony smile that most of them have. What is encouraging to me is the number of law enforcement agencies--over 13,000 in the United States today--which are utilizing the services of the Fingerprint Division. I think that is evidence of its great effect. Last year, in fact, almost 17,000 fugitive criminals--45 every day--were identified by fingerprint searches in the FBI, and, since the system began, over 270,000 fugitives from justice have been identified through its facilities.

Another of the FBI's greatest accomplishments, I think, is its scientific work. You, I am sure, were given an opportunity to study and appraise the latest techniques in the FBI's Laboratory. I am sure you know much more about it than I do. But, I remember back a quarter of a century ago, perhaps longer than most of you can go back on these scientific matters, that there were some who "poked fun" at the role of science in crime detection. What, they asked, does a piece of paint or a little hair, or maybe a blob of dirt, or a broken saucer or something like that have to

de with a murder case? Well, science taught us differently. We now know that it is a strong right arm of every law enforcement officer. Wherever he goes, he knows that the Laboratory at the FBI is working to perform scientific miracles that will make even this smallest little bit of evidence-- this hair--tell its true story in the courtroom. During last year it made almost 185,000 scientific examinations, an increase of some 12 per cent, and its services--remember this because this is the true service of the FBI--are free of charge to law enforcement agencies anywhere in this Nation of ours.

Surely this is the spirit of cooperative law enforcement when a local Sheriff or Chief of Police or an officer like yourselves need only invest in the cost of one of Uncle Sam's airmail stamps, or if you don't think it's that important, a four-center, and you will secure, without any additional cost, the complete scientific advice of this great organization. Your FBI National Academy, also, is a splendid example, as the Senator has pointed out, of the value of knowledge, experience, and esprit de corps-- and there is nothing like it anywhere except in the United States Marines, who are over there, and the FBI over here--they are just two peas in a pod when it comes to esprit de corps. Now all of this, my friends, can be transmitted into the flesh and blood of the men like you who are giving your lives to the profession of law enforcement.

In your weeks here in Washington, you have accomplished much more than just earn this diploma that the Assistant Attorney General will give you today. You are taking back with you the wisdom gained by an organization--by thousands of its Agents--throughout the country working against the criminal. Yes, and against the subversive, too. This storehouse of FBI information, this accumulated experience of law enforcement over years and years is a repository of the highest of ideals and most practical of everyday experiences. We in America, I deem it, are indeed fortunate to have this storehouse working for us on a 24-hour day basis for the welfare of all of our people.

And now, my fellow officers, because I feel too that I am sort of a member--I hope you don't object--there is just one more thing that I want to mention, and it's this training program that the Senator so eloquently spoke of. I take it from what little experience I've had in law enforcement, although it does cover a lifetime almost, that the most important duty of every officer--every police officer--in the United States is to inform himself of the latest and the most efficient police methods that are available. In this field, as the Senator says, the FBI has erected what, to my mind, is its most imposing and, I know, its most lasting monument. Last year alone it conducted over 2,500 police training schools--

all at the request of local officers like yourselves. It sponsored nationwide law enforcement conferences. Its Special Agents--and I want to salute them, too, for they are the boys that are really out on the front line--gave thousands of lectures in local communities throughout this country on modern crime detection. The Academy has graduated over 3,800 officers, and now they have gone back home and enjoy top ranks in their professions. One out of every six--just imagine, one out of every six of the 3,800 who are graduates here--are chiefs of police in their communities. Ninety-four are sheriffs of a county, and almost a fourth of the states have as their top public safety director a graduate of this same Academy from which you become a graduate today. I say that this is a most impressive record. (u)

Now, my friends, Heaven's first law is peace and order. The first one in the administration of justice is a continued observance by police officers of all of those civilized, well-established, and fair laws of conduct that meet our standards of decency.

Upon this first duty every man's liberty not only depends, but the strength of our very country exists upon it and rests upon it. While there is always a time for law, especially now with crime on the rise as it is, still there is never a time in my book which warrants the sacrifice of the inalienable rights of the individual to the protection of his constitution.

We have created courts to protect these rights. The courts, however, you must remember, can proceed only on a case-by-case basis. Because of this, results on a case-by-case basis often appear obscure and are often most disheartening. Courts of course know that. They fully appreciate the difficulties that face you law enforcement officers. But courts, remember, cannot wear blinders. It is the bad case--the Senator mentioned a couple of them, and I agree with the principles stated in those cases--it's the bad case on the facts that makes what we often call the bad law. But, I believe, bad cases teach that law enforcement does not need to cut corners on the law. The strict observance of the legal rule which the law lays down gets the best results, and that's why the FBI has accomplished such great results during the years it has been in existence. In carrying out this mandate of the law you must see to it that every police establishment in the United States requires its officers to engage in what I call a continuous "in service" training. In that way, you can carry home with you and there transmit the tradition of the FBI that you learned so much about here in Washington.

And so today I salute each and every one of you graduates. And my old friend and fellow Dallasite, the Captain, too. I know that when

you return to your respective communities you will take with you the lessons that have been taught you here in this Academy. Through them may you not only increase the efficiency of your organization, but likewise the security of every community in this great country of ours. And so I say good morning officers, God bless you.

(1)

UNITED STATES GOVERNMENT

Memorandum

- Tolson _____
- Mohr _____
- Parsons _____
- Belmont _____
- Callahan _____
- DeLoach _____
- Malone _____
- McGuire _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Ingram _____
- Gandy _____

TO : Mr. DeLoach

DATE: 6-13-60

FROM : M. A. Jones

SUBJECT: ADDRESS BY JUSTICE TOM C. CLARK
 JUNE 8, 1960
 FBI NATIONAL ACADEMY GRADUATION EXERCISES
 65TH SESSION

Jones
mtk/2-1

Attached are two originals and five copies of Mr. Clark's speech. Mr. Clark has seen the previous typing of this speech on which he made some minor changes which have been incorporated into the attached copies. (u)

This speech, along with the text of the one delivered by Senator Styles Bridges on the same occasion, will be published in the August, 1960, issue of the Law Enforcement Bulletin. A friend of Mr. Clark's also is planning to insert his speech into the Congressional Record. (u)

RECOMMENDATION:

That someone in your office furnish Mr. Clark with necessary copies of this speech. (u)

gpc
6/13

JPM
6/13

DeLoach

V.

[Signature]

SENT TO CLARK ADVISED THEY DID NOT NEED COPY - *sch*

Enclosures (7)

all back original set of draft

OK

ENCLOSURE
on 703

EX 105

REC-22

62-72944-411

12 JUN 16 1960

DWB:alc
 (3)

52 JUN 21 1960 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 01/17/83 BY SP-8 BTJ/ND

June 22, 1960

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D.C.

(u) *AL*
(u)

Dear Tom: *(u)*

I was very pleased to note that Congressman Burleson extended his remarks in the June 21, 1960, issue of the "Congressional Record" to include your address before the 65th Session of the FBI National Academy. This is certainly a well-deserved tribute to your splendid talk on that occasion, and it was indeed thoughtful of Congressman Burleson to do this. I am enclosing the item as it appeared in the "Congressional Record."

Sincerely,
Edgan

JUN 22 5 07 PM '60
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Enclosure

MAILED 8
JUN 23 1960
COMM-FBI

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- Parsons _____
- Belmont _____
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- DeLoach _____
- Malone _____
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- W.C. Sullivan _____
- Tele. Room _____
- Ingram _____
- Gandy _____

NOTE: Honorable Tom C. Clark is on the Special Correspondents' List. See letter of same date to Congressman Omar Burleson. *(u) 412*

ELC:mhd (3)

EX 100

JPM

51 JUN 29 1960

MAIL ROOM TELETYPE UNIT

JUN 24 1960
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTG/RLW

UNITED STATES T

Memorandum

TO : The Director

DATE: 6-22-60

FROM : N. P. Callahan

SUBJECT: The Congressional Record

51

Pages A5311-A5316, Congressman Barleson, (D) Texas, requested to have printed in the Record the address delivered by the Honorable Tom C. Clark, Associate Justice of the Supreme Court, before the graduating class of the FBI National Academy on June 9, 1960. Mr. Barleson stated it is inconceivable that our Nation could now be without the system, and it proves the foresight of the Director of the FBI, the Honorable J. Edgar Hoover, in inaugurating the academy and the system of cooperation which it engenders. (u)

Original filed in: 1545

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-9 BJS/RLV

162-7-174
NOT RECORDED
46 JUN 30 1960

In the original of a memorandum captioned and dated as above, the Congressional Record for 6-22-60 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

u

Supreme Court of the United States
Washington 13, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

June 27, 1960

Mr. Tolson	✓
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	✓
Mr. Malone	✓
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

D. W. [Signature]

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

Dear Edgar:

Thank you for your June 22d letter and
for the enclosed reprint of my National Academy
speech in the Congressional Record.

I was pleased to know they felt it worthy
of reprinting in the Record and appreciate your
sending me a copy.

With all good wishes, I remain

Very sincerely,

900 *[Signature]*

EX-102

REC-52 62-72944-413

JUL 6 1960

53 JUL 12 1960

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY 88-8 GTS/RLS

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
FROM : *amb* Legat, London (62-0) *(11)*

DATE June 30, 1960

SUBJECT: REQUEST FROM OFFICE OF JUSTICE TOM C. CLARK
SUPREME COURT OF THE UNITED STATES
MISCELLANEOUS - INFORMATION CONCERNING

Appeal # 83,144
DECLASSIFIED BY 3042 PAK/...
FOIA # 286,651
FOIA # 286,356

On June 22, 1960 the following letter was received in the London office addressed to former Legal Attache JOHN A. CIMPERMAN:

"The Justice suggested I write you about a program he is working on in connection with the forthcoming meeting of the American Bar Association here in Washington next August. As I am sure you know, many are coming from England, Scotland, and Australia.

"One of the programs - known as 'Law and the Layman' has a format somewhat like 'Meet the Press' and we have a group of laymen who will propound questions to four or five jurists, the purpose to bring out a general discussion on what laymen can and do expect from the courts and the members of the legal profession. One of the judges on the panel is the Right Honorable Lord Justice Morris, Lord of Appeal in Ordinary, England. So that we may prepare some questions to be directed to him, and so that we may tell the other participants something about his work, etc. I need some background material on this jurist and we seek your help.

"The Justice has already written him but it occurred to us that he might not be in the city at this time; also, that it might be easier for you to get an idea of what he would need. We have the British Who's Who of course but that's quite sketchy. Can you tell us something about his background? What we would like to know is whether he has been a trial judge and if so, what type of cases he is most familiar with. Has he been identified with any outstanding case? Would he probably be a little more conversational on some particular subject? Has he or have other members of

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2832
7/29/60
11-3/ghb
CLASSIFIED BY
EXEMPT FROM AUTOMATIC DOWNGRADING AND DECLASSIFICATION UNDER E.O. 11652

EX-100

3 - Bureau Encs (4)
1 - London (62-0)
CWB: MAH
(4)

ENCLOSURE

REC-56

23 JUL 8 1960

CRIME RESEARCH
Classified by 88-8 8812
Declassify on: OADR

62 JUL 20 1960

~~CONFIDENTIAL~~

REQUEST FROM OFFICE OF
JUSTICE TOM C. CLARK
SUPREME COURT OF THE UNITED STATES

his court, been confronted with the many articles and discussions which appear prevalent in this country on congested calendars? Anything like this of course would be tremendously helpful since we don't know much about the gentleman. Hope it won't be too much trouble.

Regards and sincerely,

(Signed)

[Redacted Signature]

DL
b6
b7C

"Lawrence Spivak, producer of "Meet the Press" is going to moderate it and is pressing us for biographical material on all participants because he is leaving for Europe soon and wants to organize it before leaving, hence this 'hurry up' request.

"Know the Judge will appreciate it."

There are attached the original and three copies of a memorandum concerning the Right Honorable Lord Justice MORRIS, Lord of Appeal in Ordinary. This information has been obtained from sources of this office who are acquainted with Lord MORRIS. (S)

If the Bureau desires, it is suggested that a copy of the enclosed memorandum be furnished to the office of Justice CLARK. No reply has been made by this office to the above letter (u)

~~CONFIDENTIAL~~



~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

~~CONFIDENTIAL~~

In Reply, Please Refer to
File No.

WASHINGTON 25, D. C.

June 30, 1960

LORD MORRIS OF BORTH-Y-GEST (S) 9

Lord MORRIS was born JOHN WILLIAM MORRIS September 11, 1896 in Wales. He received a BA and an LL. B. Degree from Cambridge University and also attended Harvard Law School in the United States. During World War II he served with the British forces in France and obtained the rank of Captain. After being a practicing barrister for a number of years Lord MORRIS was appointed Judge of the High Court, King's Bench Division, in 1945 and served in this capacity until 1951. Upon being appointed to the High Court he was automatically knighted and was then known as SIR JOHN WILLIAM MORRIS. In 1951 he was appointed Lord Justice of Appeal and served in this capacity until 1960. In the early Spring of 1960 he was appointed Lord of Appeal in Ordinary and was made a baron and life peer and given the title of Lord MORRIS of Borth-y-Gest. (S) 4

While serving as a practicing barrister Lord MORRIS was appointed an extra judge in 1942 to assist in clearing up congested court calendars. This was a temporary appointment and his work was performed in the northern circuit of England. While Judge of the High Court from 1945 to 1951 Lord MORRIS sat as judge in all types of legal proceedings including civil as well as criminal. Also during this period he sat on a number of occasions at the Central Criminal Court (the Old Bailey) in London where he did, of course, hear strictly criminal cases. As Lord Justice of Appeal from 1951 to 1960 he was concerned with all types of cases going up on appeal from the High Court. (S) 4

In Lord MORRIS' present position as Lord of Appeal in Ordinary, he sits as a member of the House of Lords which is the highest court of appeal in the United Kingdom. In Lord MORRIS' career he has served in all phases of the English judicial system and is well thought of and highly respected in judicial circles. (S) 4

FOIA # 250,651
3042 PUN/Cat
6-29-87
Appel # 83-1441

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

~~CONFIDENTIAL~~

CLASSIFIED BY 3830
DATE OF DECLASSIFICATION INDEFINITE 4/24/98

Classified by SA-8850N4
Declassify on: OADR 01/17/83

ELG/glw

UNITED STATES GOVERNMENT

Memorandum

~~CONFIDENTIAL~~

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 Belmont _____
 Callahan _____
 DeLoach _____
 Malone _____
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 Tamm _____
 Trotter _____
 W.C. Sullivan _____
 Tele. Room _____
 Ingram _____
 Gandy _____

TO : Mr. DeLoach

DATE: July 7, 1960.

FROM : M. A. Jones

SUBJECT: REQUEST FROM OFFICE OF JUSTICE TOM C. CLARK U. S. SUPREME COURT

V. Whittaker
L 2-1

By letter dated June 30, 1960, Legal Attache, London, advised that he had received a request from the office of Justice Tom C. Clark of the U.S. Supreme Court for information about the activities and background of the Right Honorable Lord Justice Morris, Lord of Appeal in Ordinary, England. The request was received in a letter addressed to former Legal Attache John A. Cimperman. (u)

Legal Attache Bates forwarded with his letter of June 30, 1960, four copies of a memorandum concerning Justice Morris for delivery to Justice Clark. No reply to Justice Clark's letter has been made by the Legal Attache. (u)

RECOMMENDATION:

It is recommended that the original and one copy of the memorandum dated June 30, 1960, entitled "Lord Morris of Borth-y-Gest" be delivered to Justice Clark expeditiously by someone in your (Mr. DeLoach) office. The letter to the Legal Attache should be acknowledged at that time. (u)

Enclosures (2)

- 1 - Foreign Liaison Unit
- 1 - Mr. DeLoach

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

566 SLD / Efon 236,651
agree 2781 425 / Oct 11-1-89
3-14-86

REC-56 62-72944-15
JUL 13 1960
EX-112
CRIME RESEARCH
7/11/60

~~CLASSIFIED BY 3832~~
~~EXEMPT FROM GDS CATEGORY 3~~
~~DATE OF DECLASSIFICATION INDEFINITE~~

~~CONFIDENTIAL~~

Classified by SP-8 RST/RS
Declassify on: OADR 6/17/83

GEM:jo
(4)

57 JUL 18 1960

July 18, 1960

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

It was a pleasure to read the excellent observations you made in 'Words to Live By' which appeared in the July 17 issue of 'This Week,' and I want to congratulate you for this significant contribution to the fight for good citizens. (U)

Your words and the example you have set over the years will be inspiring to countless youths and their parents and will have no little beneficial effect on the growing Boy Scout movement in which we are both so vitally interested. (U)

With kindest personal regards, (U)

Sincerely,

Edgar

MAILED 9
JUL 18 1960
COMM - FBI

JUL 18 2 52 PM '60
REC'D-READING ROOM
FBI

NOTE: Justice Clark is on the Special Correspondents' List.

1 - Mr. Hanning

BDA:mid

(4)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/RL

- Tolson _____
- Mohr _____
- Parsons _____
- Belmont _____
- Callahan _____
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- Malone _____
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67 JUL 21 1960

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REC-104

416



Bright Beginnings

By **THOMAS C. CLARK**

Associate Justice of the U. S. Supreme Court

"Of a good beginning cometh a good end." JOHN HEYWOOD

FORTY-EIGHT years ago (only two years after the organization was founded), I joined the Boy Scouts of America and became an Eagle Scout in 1914. My troop, No. 1 in Dallas, was a drum and bugle corps. There being no other marching units available at that time, our troop was designated by the city fathers to lead all parades.

Some say my interest in this activity stemmed from the ensuing half-day school holiday. However that may be, the experience struck the spark that led to my ambition to follow a public career. It has carried me from my days as a lawyer to civil district attorney, then Attorney General of the U. S., till now, as an

associate Justice of the U. S. Supreme Court.

Of course, it takes a lot more than the fun of leading a parade to make a man a good public servant or a good citizen. And the many clubs, groups, organizations and agencies like the Boy Scouts which deal with youth, supply a lot more than parades and fun.

But of all the things they supply, the most important, I believe, are sparks. By exposing youngsters to healthy kinds of living and doing and working, the organized youth groups strike sparks of ambition and interest, character and pride that light fires for a lifetime. They are the kind of fires which cast their light and warmth throughout the community.

The kind of "sparks" that Justice Clark is talking about will be struck in quantities next week. Beginning Friday, 50,000 Scouts, Explorers and adult leaders from all the states and 30 foreign countries will be attending the Fifth National Jamboree of the Boy Scouts of America near Colorado Springs, Colo. The Jamboree, marking the 50th anniversary of Scouting in America, will be the biggest ever. The theme: "For God and Country."



ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/12/83

BY 88 X 021010 ENCLOSURE

4X6

Supreme Court of the United States
Washington 13, D. C.

6/5

Dear Edgors:-

Thanks for the gracious
reception that you gave our
old friends the Robes + Jacksons.
They were thrilled.

It was so nice of you to
see them - and I appreciate it

July 29, 1960

Honorable Tom C. Clark
Associate Justice of the Supreme Court
of the United States
Washington, D. C.

Dear Tom:

I am pleased to enclose for your personal use five copies of the August, 1960, issue of the FBI Law Enforcement Bulletin which has just been printed. Your address, which was delivered during the 65th graduation exercises of the FBI National Academy, begins on page eleven. (U)

Let me say again how grateful I am for your taking part in the program. In the event you desire a few more copies, let me know and arrangements will be made to have them sent to you. (U)

Sincerely,

Enclosures (5)

REC-18

AUG 1 1960

JUL 29 2 07 PM '60
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MAILED 30
JUL 29 1960
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- Tolson _____
- Mohr _____
- Parsons _____
- Belmont _____
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- W.C. Sullivan _____
- Tele. Room _____
- Ingram _____
- Gandy _____

Note: Judge Clark is on the Special Correspondents' List. (U)

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51 AUG 3 1960

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RW

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

August 1960

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Mohr	<input checked="" type="checkbox"/>
Mr. Parsons	<input checked="" type="checkbox"/>
Mr. Belmont	<input type="checkbox"/>
Mr. Callahan	<input type="checkbox"/>
Mr. DeLoach	<input checked="" type="checkbox"/>
Mr. Malone	<input checked="" type="checkbox"/>
Mr. McGuire	<input type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tamm	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Mr. W.C. Sullivan	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Ingram	<input checked="" type="checkbox"/>
Miss Gandy	<input checked="" type="checkbox"/>

Handwritten: (JWC) 2-1

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

Dear Edgar:

Upon my return to Washington I found the copies of the FBI Bulletin which you very thoughtfully sent.

You may be certain it was a real pleasure to take part in the program and to see evidence of the fine work you and the members of your staff are doing.

With warm personal regards, I am

REC-76

Very sincerely,

Handwritten: 62-72944-418

EX 104

AUG 22 1960

Handwritten: Tom Clark

Tom C. Clark

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJRU

Handwritten notes:
REC-76
NA-graduation
no ack next - Thank
you note. We want
letter thanking him
for special
8/18/60
8/18/60

51 AUG 25 1960

Legal Attache, Rome

September 20, 1960

REC- 52

Director, FBI

419

- 2 - Rome
- 1 - Yellow
- 1 - Mr. Parsons
- 1 - Mr. Ingram
- 1 - Mr. Belmont
- 1 - Mr. L'Allier

[Redacted]

MISCELLANEOUS - INFORMATION CONCERNING
(Liaison Section)

The office of Associate Justice Tom C. Clark, U. S. Supreme Court, has contacted the Bureau and advised that [Redacted] a personal friend of Justice Clark's, is now in Sweden studying and expects to visit Rome, Paris, London, Madrid and Berlin. Justice Clark's office did not have any information as to Mr. [Redacted] itinerary or contemplated stay in Europe. (u)

b6
b7C

This is solely for the purpose of identifying Mr. [Redacted] to you in the event he has occasion to contact your office. (u)

- 1 - Paris
- 1 - London
- 1 - Madrid
- 1 - Bonn

JAS:LL:afs
(12)

1 - Foreign Liaison Unit (detached) (u)

Cover memorandum 9/19/60 to Mr. Belmont from Mr. Sizoo, (u)
JAS:LL, same Re.

RECEIVED
SEP 23 1960
COMM-FBI

- Tolson _____
- Mohr _____
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- Tele. Room _____
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- Gandy _____

ALL INFORMATION CONTAINED
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DATE 6/19/83 BY SP-8 BTJ/RL

50 OCT 3 1960

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UNITED STATES GOVERNMENT

Memorandum

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 W.C. Sullivan _____
 Tele. Room _____
 Ingram _____
 Gandy _____

TO : MR. A. H. BELMONT *ahb*

DATE: September 19, 1960

FROM : MR. J. A. SIZOO *JAS*

- 1-Mr. Parsons
- 1-Mr. Ingram
- 1-Mr. Belmont
- 1-Mr. L'Allier
- 1-Foreign Liaison Unit

SUBJECT:
 MISCELLANEOUS INFORMATION
 CONCERNING (Liaison Section)

By reference from the Director's Office, I took a telephone call today (9/19/60) from Miss who identified herself as the secretary to Associate Justice Tom C. Clark, U. S. Supreme Court. She said that when the Justice was last in Europe, he had been in touch with our Legal Attaches in several cities, and that a young man who is a friend of his, is now studying in Sweden and plans to visit other parts of Europe. Miss said he expects to visit Rome, Paris, London, Madrid and Berlin. She wondered if I could furnish her the names of the Legal Attaches in any of the above cities where we have Legal Attaches. (u)

ITALY
 FRANCE
 ENGLAND
 SPAIN

While discussing this with Miss I determined that the Justice does not have any information as to Mr. itinerary or contemplated stay in Europe. I, therefore, suggested as an alternative that I send a note to our Legal Attaches in Rome, Paris, London, Madrid and Bonn and identify Mr. to them as a friend of Justice Clark's, so that they would know him in the event he had occasion to contact our Legal Attaches. (u)

b6
b7C

Check of Bureau files negative. (u)

Attached is a suggested letter to the Legal Attaches. (u)

ENCLOSURE

JAS:LI
(6)

REC-52 62-72944-417

4 SEP 27 1960

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/17/83 BY SP-8 BTJ/ru

done 9/20/60
Reviews
JAS

Handwritten signature
 LIAISON

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : *ewb* Legat, London (62-0) **CONFIDENTIAL**

SUBJECT: REQUEST FROM OFFICE OF JUSTICE TOM C. CLARK
SUPREME COURT OF THE UNITED STATES
MISCELLANEOUS - INFORMATION CONCERNING

DATE: September 22, 1960

Mr. Tolson	1960
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Belmont	_____
Mr. Callahan	_____
Mr. DeLoach	_____
Mr. Malone	_____
Mr. McGuire	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Ingram	_____
Miss Gandy	_____

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

Remylet June 30, 1960, quoting a letter received in the London Office for the former Legal Attache JOHN A. CIMPERMAN from the office of Justice TOM C. CLARK, asking for information on a Lord MORRIS, Lord of Appeal in Ordinary. The information was obtained and forwarded to the Bureau with the recommendation that the Bureau furnish a copy of the information to Justice CLARK. (X)(M)(S) u

On September 19, 1960, the following letter was received from Justice CLARK, still addressed to former Legal Attache JOHN A. CIMPERMAN: (u)

"Dear John:

"Let me first thank you for the material on Lord Morris. It was just what we needed and most helpful. He and other members of the judiciary from England made a big hit here and we just hope they enjoyed being here as much as we did having them. (X)(M)(S) u

"I have today written Ambassador Whitney but I wanted to write you also about the plan of my sister-in-law, Mrs. W. H. Clark, Jr., to visit London. She and another lady, also from Dallas, are to be in your city and at the Claridge from September 15-21. I am sure they will encounter no difficulties while there, but I have found myself that advice from someone on the local scene can often save a lot of time and trouble. (u)

"If you have the time, would you be good enough to give her a call? We would all be most grateful. (u)

"I hope this finds you and Eileen well. If you are this way, please be sure to let us know for we would not want to miss an opportunity to see you again. (u)

"Sincerely,

3-14-86 236 651
5668 SLD/LEB
agree 2781 VAS/peb
11-9-89, 286,556

CLASSIFIED BY 3832
EXEMPT FROM GDS, CATEGORY 3
DATE OF DECLASSIFICATION INDEFINITE 7/29/78
TCS/bbn

2 - Bureau
1 - London
CWB:ec
(3)

Classified by SP-8 BTJ/aw
Declassify on: OADR 4/17/83

CONFIDENTIAL

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

I contacted Mrs. W. H. CLARK, Jr. by telephone on September 19, and told her if she experienced any difficulties while in London to please call on this office if we could be of any assistance. She was most cordial, and stated she appreciated the call and would let the office know if there was anything she needed. (u)

It is suggested that if the Bureau desires, the Justice be informed that Mrs. CLARK was contacted by the London Office. It is also suggested that the Bureau might desire to tell the Justice that Mr. CIMPERMAN is no longer with the Bureau in London, but if the London Office could ever be of assistance to him, we would be most happy to do so. (u)

|||



Min [redacted] Justice Clark's office was advised Cimperman no longer with Bureau; that Legal Attache Charles Bator had met Mrs. W. H. Clark. Min 6/11 said she would advise Justice Clark - Jan. 9/29/60 (u)

b6
b7c

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

October 12, 1960

REC- 11 62-72744-421

[Handwritten signature]

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

Your note of October 10 was most thoughtful, and I greatly appreciate your giving me the benefit of your impressions concerning my address before the International Association of Chiefs of Police Conference. (u)

OCT 17 3 19 PM '60

I do hope that my comments will have some effect in alerting the public to the serious problem which exists throughout the Nation with respect to juvenile criminality. Furthermore, we must have the wholehearted cooperation of every responsible citizen if we are to achieve success in our attempts to curb this menace to society. (u)

With warm personal regards, (u)

Sincerely,
EDGAR

MAILED 19
OCT 12 1960
COMM-FBI

- Tolson _____
- Mohr _____
- Parsons _____
- Belmont _____
- Callahan _____
- DeLoach _____
- Malone _____
- McGuire _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Ingram _____
- Gandy _____

NOTE: Justice Clark is on the Special Correspondents' List on a first name basis. (u)

HHA:pjh/ldg
(3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/rd

MAIL ROOM TELETYPE UNIT

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

October 10, 1960

Mr. Tolson	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Belmont	✓
Mr. Callahan	✓
Mr. DeLoach	✓
Mr. Malone	✓
Mr. McGuire	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

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

Handwritten initials and signatures:
MS
M. ...
J. ...

Dear Edgar:

I read with considerable interest your address before the conference of the International Association of Chiefs of Police last week and want to commend you for your timely remarks.

Your reference to the juvenile problems currently facing us I found of particular significance. Certainly our handling of the problem needs an overhaul and I would not restrict it to the "foggy" search-and-seizure area, for much attention could appropriately be given to the ramifications of the Mallory decision.

With warm regards, I am

Very sincerely,

Handwritten signature of Tom C. Clark
Tom (Clark)

Large handwritten mark, possibly 'N'

REC-11

62-72744-451

EX-111

3 OCT 19 1960

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BJS/RP

CRIME RESEARCH

Handwritten notes:
copy (see)
2-10-10-60
HHA/...

F B I

Date: 2/13/61

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	

Transmit the following in PLAIN TEXT
(Type in plain text or code)

Via AIRTEL AIR MAIL
(Priority or Method of Mailing)

TO: DIRECTOR, FBI
Attn: Assistant Director John P. Mohr

FROM: SAC, NEW ORLEANS

SUBJECT: VISIT OF SUPREME COURT JUSTICE
TOM CLARK TO UNIVERSITY OF
MISSISSIPPI, 2/13-15/61

Handwritten: R...
2

Remycall to Bureau today and Bucall to Memphis today. (u)

Information pertaining to subject obtained on confidential basis from following sources:

- STANLEY DAY, Brookhaven, Miss., PD
- CLYDE COKER, Chief of Police
- H. V. DICKEY, radio operator, Miss. Highway Safety Patrol
- IVO LEA, Highway Patrolman
- B. R. UNDERWOOD, Hwy. Patrolman.

MEREDITH C. DURR is life long resident, Lincoln County, Miss., and presently resides four miles west of Brookhaven, Miss. Employed as laborer on roads by State Highway Department. About twenty years ago was Baptist minister but quit to sell bootleg whiskey for awhile. Has been arrested several times by Brookhaven PD on drunk but not in recent years. Is prolific letter writer and writes frequent letters to Brookhaven and Jackson, Miss., newspapers (u)

- 3 - Bureau
- 1 - Memphis (Info)
- 2 - New Orleans

GAG:sam
(6)

REC-69 62-7-17-422

EX 104 2 FEB 17 1961

FEB 23 1961

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

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

DATE 11/18/83 BY 88-8 BTJ/W

NO

which are usually critical of local, State and Federal Government. Was unsuccessful candidate for State Legislature in Lincoln County, 1959 election. Does not travel and not considered dangerous. (u)

DURR is described as follows:

Race	White
Sex	Male
Age	60 - 65
Height	5' 7"
Weight	140
Build	Slender
Complexion	Ruddy
Hair	Dark, turning gray
Characteristics	Wears plastic frame glasses.

(u)

(u) Foregoing
delegations
furnished
sup. As. Justice Secy &
Clark in view of letter
Durr wrote
J.H.
7.4

UNITED STATES GOVERNMENT

Memorandum

Tolson _____
 Mohr _____
 Parsons _____
 Belmont _____
 Callahan _____
 Conrad _____
 DeLoach _____
 Malone _____
 McGuire _____
 Rosen _____
 Trotter _____
 Evans _____
 W. C. Sullivan _____
 Tele. Room _____
 Ingram _____
 Gandy _____

TO : Mr. DeLoach

DATE: 2-10-61

FROM : M. A. Jones

SUBJECT: M. C. DURR
ROUTE 3, BOX 274
BROOKHAVEN, MISSISSIPPI

FOIA # 236,651, 196-37928
 DECLASSIFIED ON 6-29-81
 BY 3042 [unclear]
 Appeal # 88-1401
 2/8/05/CA 11-2-59, 286,556
TOM CLARK

BACKGROUND:

The captioned individual wrote a letter to the Honorable Tom C. Clark dated 2-8-61. The letter and a true copy are attached. Durr's letter was critical of the fact that Mr. Clark is going to speak at the University of Mississippi on 2-14-61. He said that Justice Clark and the Supreme Court had brought heartaches and sorrows to the people of the United States by favoritism to the communists in rulings made by Supreme Court. Durr said that the rulings made each of the Supreme Court members unwelcome guests in Mississippi. He concluded with the hope that God would intervene to see that Clark would not come to Mississippi. (u)

This letter was referred to Assistant to the Director John P. Mohr by [redacted] of Justice Clark's office. In an accompanying note to Mr. Mohr she related she has not called the letter to Mr. Clark's attention but she was concerned about the "emotional" mail coming to him from that part of the country (Mississippi). She related that Mr. Clark will leave Washington for Memphis on 2-13-61 where the Dean of the University will have a car to meet him and drive him to Oxford, Mississippi, that night. He will speak twice at the University on 2-14 and will be driven back to Memphis the following morning, 2-15-61, where he will be leaving by the 10:30 plane for Washington. (u)

INFORMATION IN BUFILES:

Bufiles contain no reference identifiable with M. C. Durr on the basis of information available to us. A colored security informant of the Springfield Office, who was a former member of the Communist Party and who was born in [redacted] who lived in [redacted] The [redacted] who was an informant was discontinued in November, 1959, because of lack of communist activities in the area where he lived. (100-382457)

- 1 - Mr. DeLoach Enclosure
- 1 - Mr. Mohr
- 1 - Mr. Ingram

SEE ADDENDUM ON PAGE 2.

CLASSIFIED BY 3832
 EXEMPT FROM GDS, CATEGORY 2
 DATE OF DECLASSIFICATION INDEFINITE 7/29/08
 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

62
 FILED
 FEB 28 1961
 (5)

ENCLOSURE R

Classified by [unclear]
 Declassify on: OADR 6/17/83
 CRIME RESEARCH

Jones to DeLoach Memo
Re: M. C. DURR

~~CONFIDENTIAL~~

The Brookhaven, Mississippi, telephone directory lists five persons by the name of Durr but contains no M. C. Durr or any name which would fit those initials. He is not listed in the special index maintained in the Correspondence Section of this Division. (u)

RECOMMENDATIONS:

(1) That Assistant to the Director Mohr advise Miss [] of Justice Clark's office that the Bufiles contain no information regarding M. C. Durr. (u)

b6
b7c

Yes, Mr.

(2) That our Memphis Office be telephonically alerted concerning the letter addressed to Justice Clark and informed that Clark may be in touch with them when he is in Memphis and Mississippi from February 13 until the morning of February 15, 1961. (u)

Yes, Mr.

(3) That Mr. Mohr suggest to Miss [] that she inform Justice Clark that if he needs help at any time while in Mississippi, he should promptly get in touch with our Memphis Office. (u)

V. JPM *Yes, Mr.*

ADDENDUM:

JPM:hif

2/13/61

I called Miss [] secretary of Justice Clark, and told her we had no identifiable information in our files concerning M. C. Durr. I also furnished her with the name of the SAC at Memphis, his office address, his telephone number and suggested she have the Justice contact the SAC in the event he needed any assistance whatsoever during his visit to the University (u)

(continued next page)

~~CONFIDENTIAL~~

Jones to DeLoach Memo
Re: M. C. DURR

ADDENDUM (continued)

of Mississippi. I also called SAC Kelley at Memphis and furnished him with the Justice's itinerary and suggested that he discreetly contact the Justice to see if he could be of any assistance to him during his visit to Memphis and the University of Mississippi. SAC Kelley was also instructed to have discreet inquiry made concerning M. C. Durr, who wrote the letter in question to Justice Clark. (u)

Miss [] was deeply appreciative of the Director's interest in this matter and she said she would relay to Justice Clark how thoughtful the Director had been about the whole situation. (u)

b6
b7c

No further action necessary. The foregoing is for your information. (u)

J. DeLoach

V.

[Signature]

Feb: 8 1961.

Hon: Tom Clark:
U.S. Supreme Court Justice,
Washington, D. C.

Dear Sir:-

The papers state that you are to speak at our State University of Mississippi on Feb: 14-1961. I can't imagine who it was that invited you against the wishes of the people of our great state but whoever it was is certainly not a friend to the people of this state. The heartaches and sorrows you and the other members of your Court has brought the people of the United States by your favoritism to the Communist ⁶²⁻⁷⁷⁰⁴⁴⁻⁴²³ In all of your rulings make each of us

2

members of your Court. An unlooked
quest to set foot on Mississippi
Soil. may God somehow will
intercede and see that you dont
come to Mississippi is my fervent
hope and prayer.

Sincerely
M. C. Davis.

TRUE COPY

Feb: 8-1961.

Hon: Tom Clark.
U. S. Supreme Court Justice,
Washington, D. C.

Dear Sir:-

The Papers state that you are to speak at our State University of Mississippi on Feb: 14-1961. I cant immagine who it was that invited you against the wishes of the People of our great state but whoever it was is certainly not a friend to the People of this state. The Heartaches and sorrows you and the other members of your court has brought the People of the united States by your favortism to the Communist in all of your rulings make each of you members of your court unwelcomed guest to set foot on Mississippi Soil. May God somehow will intervene and see that you dont come to Mississippi is my fervent hope and prayer.

Sincerely,

M. C. Durr.



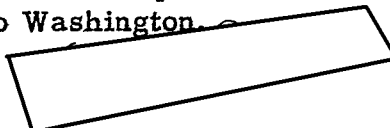
2/10/61

Dear John:

Just about the time I was beginning to wonder about the Mississippi trip the Justice is to make next week this came in. I never show him, nor concern him in any way, with mail such as this and have no intention of doing this now. It does worry me, though; some of our most "emotional" mail comes from this part of the country.

He leaves here Feb. 13 for Memphis where the Dean of the Univ. is sending a car for him, driving him to Oxford, Miss. that night. He speaks twice at the University-- 3:00 p. m. on 2/14 to the student body, and then same day at a banquet meeting on the campus.

The Dean, Robt. Farley, has arranged to have a car drive him to Memphis the next morning, 2/15, where he expects to take a 10:30 plane back to Washington.



b6
b7c

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RW

62-727111 423

ENCLOSURE

March 2, 1961

REC-95 62 72141-424

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

I have received your cordial letter of February 25, 1961, regarding the assistance we were pleased to extend in connection with your recent engagement at the University of Mississippi. It was most kind of you to comment so generously regarding my associates in our Memphis Office, and I know they will be most appreciative of your remarks. We are glad to be of service whenever the occasion arises so please do not hesitate to call on us.

Sincerely,
J. Edgar Hoover

MAR 7 10 27 AM '61

READING ROOM

1 - Memphis - Enclosure

Attention SAC: The Bureau is aware that ASAC Halter actually met Justice Clark on his arrival and that SAC Kelley was with him on his departure.

NOTE: Justice Clark is on the Special Correspondents' List on a first-name basis.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RL

JMM:ncr (4)

MAIL ROOM

50 MAR 9 1961

- Olson _____
- Carsons _____
- DeLoach _____
- Malone _____
- McGuire _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Tele. Room _____
- Holmes _____
- Gandy _____

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

Feb. 25, 1961

Mr. Tolson	✓
Mr. Parsons	✓
Mr. [unclear]	✓
Mr. Belmont	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. DeLoach	✓
Mr. Evans	✓
Mr. Malone	✓
Mr. Rosen	✓
Mr. Tavel	✓
Mr. Trotter	✓
Mr. W.C. Sullivan	✓
Tele. Room	✓
Mr. Ingram	✓
Miss Gandy	✓

✓

Dear Edgar:

Though I did not realize it, my commitment to speak at the University of Mississippi was made known to your office, and your S. A. C. at Memphis, Clarence Kelley, was kind enough to meet my plane when I arrived there.

Mr. Kelley and his staff were most courteous and I did appreciate their offer of assistance. My thanks to all of you for your usual thoughtfulness.

With all good wishes, I remain

Very sincerely,

REC-95

T.C.C.

A
②

Hon. J. Edgar Hoover
Director, Federal Bureau of Investigation
Washington

Tom C. Clark

REC-95 62-72944-424

25 MAR 3 1961

ack 3-2-61
JMM/mw
copy 3-1-61

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
Belmont	_____
Mohr	_____
Callahan	_____
Conrad	_____
DeLoach	_____
Evans	_____
Malone	_____
Rosen	_____
Sullivan	_____
Tavel	_____
Trotter	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

TO : Mr. Malone
Attention: Mr. Edwards

DATE: 3/27/62

FROM : H. L. Sloan

SUBJECT: LUNCHEON INVITATION FROM
JUSTICE TOM CLARK
APRIL 5, 1962

Handwritten signature/initials

As you are aware, at the request of Chief Justice Warren and with the Director's approval, we have trained the guards of the Supreme Court in the use of the revolver at Quantico for a period of approximately three years. (u)

This training for 1962 was completed on March 16. Sergeant [redacted] of the Supreme Court guards has telephonically invited the writer and Special Agent Supervisor in Charge of Firearms Training, George Zeiss, to attend a luncheon in the Supreme Court Building as guests of Justice Tom Clark on April 5, 1962. (u)

You will recall that while Attorney General of the United States, Justice Clark visited the Academy and witnessed a night firearms demonstration in company with the Director, Mr. Tolson, members of the Executive Conference and the United States Attorneys in 1947 and met Special Agent Zeiss and the writer at that time. Sergeant [redacted] informed the writer that Justice Clark wanted to show his appreciation for the training the guards received at Quantico. (u)

RECOMMENDATION:

UNLESS ADVISED OTHERWISE BY BUREAU
UACB SA Zeiss and writer will have lunch with Justice Clark and Sergeant [redacted] of the Supreme Court Guards on April 5, 1962. (u)

1 - Mr. DeLoach (u)

HLS:edm
(4)

*SLD ADVISED
3-30-62*

Handwritten signatures and stamps: RECEIVED, APR 3 1962, 10 20M, 3 23 PM '62

12-72944-426

b6
b7c

57 APR 9 1962

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RL

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
Belmont	_____
Mohr	_____
Callahan	_____
Conrad	_____
DeLoach	_____
Evans	_____
Malone	_____
Rosen	_____
Sullivan	_____
Tavel	_____
Trotter	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

TO : Mr. J. F. Malone
Attention: Mr. Edwards

DATE: 4/6/62

FROM : Mr. H. L. Sloan

SUBJECT: LUNCHEON ENGAGEMENT
JUSTICE TOM CLARK
APRIL 5, 1962

Re my memo 3/27/62. Special Agent George Zeiss, and I had lunch with Justice Tom Clark and a few of the Supreme Court Building Guards. (u)

Mr. Clark expressed his appreciation for the Director's authorizing the firearms training for the Supreme Court Building Guards and stated that he could certainly see a difference in the group during the past several years as a result of the confidence gained by this training. (u)

He also said that he had seen the Director recently and thought that he certainly looked healthy and as full of drive as ever. He requested that his regards be extended to the Director and to Mr. Tolson. Mr. Clark reminisced concerning the time he spent as Attorney General and described to the Guards present the firearms demonstration we gave for the United States Attorneys' Conference at Quantico in 1947. He said that he wanted to bring Chief Justice Warren to Quantico to see the Academy and to do a little "skeet" shooting. (u)

He remarked that nothing has done so much for the law enforcement profession as the FBI National Academy and stated that even now in his travels law enforcement officers he meets, who attended the National Academy, identify themselves as such. (u)

As we were leaving, he again expressed his appreciation for the firearms training afforded the Supreme Court Guards. (u)

ACTION:

RECEIVED TOLSON REC-27
None. Informative. (u)

1 - Mr. DeLoach

HLS:edm

50 APR 17 1962

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RL

10 APR 10 1962

62-72944-427

August 13, 1962

PERSONAL

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Aug 13 3 26 PM '62
FBI READING ROOM

Dear Tom: CLARK

The American Bar Association could not have selected a more distinguished or deserving man to be accorded its highest honor, and it is with pride that I join your many friends in congratulating you. You, of course, have my very best wishes for continued success. (u)

With kind regards, (u)

Sincerely,

(u) ~~J. Edgar Hoover~~
Sincerely,
J. Edgar Hoover

NOTE: Mr. Clark is on the Special Correspondents' List on a first-name basis. (u)

RVA:jpp
(4)

- Tolson _____
- Belmont _____
- Mohr _____
- Callahan _____
- Conrad _____
- DeLoach _____
- Evans _____
- Malone _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

MAIL ROOM TELETYPE UNIT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 01/21/83 BY SP-8 BTJ/RL

428

REC-15

UNITED STATES

DEPARTMENT OF JUSTICE

Memorandum

n

TO : DIRECTOR, FBI

DATE:

5/2/61

FROM : SAC, DALLAS

SUBJECT: TOM C. CLARK
Associate Justice
United States Supreme Court

Mr. Tolson	✓
Mr. Parsons	✓
Mr. Belmont	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. DeLoach	✓
Mr. Evans	✓
Mr. Malone	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Mr. Tele. Room	✓
Miss Gandy	✓

On April 30, 1961, I had a chance meeting with Mr. Clark at a neighborhood shopping area. I have known Mr. Clark for a number of years, having first met him when he was Attorney General and visited Las Vegas, Nevada, when I was Senior Resident Agent in that city. Mr. Clark advised he was visiting with his family in Dallas. He made several comments as to the fine work being done by the Bureau, and he expressed his admiration for the Director.

Above is for the Bureau's information.

2 - Bureau
1 - Dallas
COL:mfr
(3)

REC- 44

62-22944-425

EX-113

MAY 4 1961

MAY 2 1961

SEARCHED
SERIALIZED
INDEXED
FILED

MAY 3 1961

FBI RECEIVED

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/aw

UPI-237

(RELEASE AT 10:30 P.M. EDT)

(ABA)

SAN FRANCISCO--THE AMERICAN BAR ASSOCIATION TONIGHT BESTOWED ITS HIGHEST HONOR, THE ABA MEDAL, ON ASSOCIATE JUSTICE TOM C. CLARK OF THE U.S. SUPREME COURT.

THE PRESENTATION, MADE AT THE ASSOCIATION'S 85TH ANNUAL DINNER, CITED CLARK'S WORK AS FORMER U.S. ATTORNEY GENERAL, SUPREME COURT JUSTICE AND ACTIVE ABA MEMBER.

"DESPITE HEAVY OFFICIAL BURDENS," THE CITATION SAID, "HE HAS ALWAYS BEEN WILLING TO CONTRIBUTE TO THE SPIRIT OF COMRADESHIP IN THE PROFESSION AND TO SERVE THE COMMON INTEREST OF THE BENCH AND THE ORGANIZED BAR."

8/9--N74SPED

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY 98-8 BTJ/aw

Jel

let to Clark

8-13-62

RVA:jpp

GA-72944-428

ENCLOSURE

*file
8/13/62*

3:21 PM

May 22, 1962

MEMORANDUM FOR MR. TOLSON
MR. MOHR
MR. DE LOACH

I returned an earlier call from Honorable Tom Clark, Associate Justice of the Supreme Court of the United States, who said he had lunch today with this American Bar Association group which is here, as the Federal Bar was honoring the Board of Governors who are here for some meeting, and he heard [redacted] say that he was going to see me tomorrow. Justice Clark stated he, of course, did not want to tell [redacted] he was going to call me because he did not want [redacted] to put any implications on it, but he, Clark, wanted to tell me what kind of a meeting it was. He said they have, as I know, an annual meeting and usually there are about 5,000 there, and he would rather suspect there would be more this year on account of its being held in San Francisco with the various inducements, including the fair at Seattle and reduced rates to Hawaii, and it is not often and in fact he did not believe he had known of anyone making a talk to these general assemblies, as they call them, except that they had Earl Warren three years ago, and he, Clark, thought from what [redacted] said, that is what the invitation is going to be. Clark said he did not know what my situation is but he thinks the meeting is in August sometime. I stated I thought it was the first part of August. (u)

Justice Clark said the meeting place is across from the Fairmont Hotel and is a very good meeting place, holding about 5,000, and with the women he would think there would be about 7,500 people there and after the meeting, whatever I said would possibly be carried in their Journal although he did not talk to [redacted] or [redacted], the head of the Journal, who was also there today, but they have about 105,000 members now and it is a pretty potent group; that it is a different type than it used to be and it was changing considerably and they were getting some pretty good boys in it. (u)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RW

NOT RECORDED
102 JUN 6 1962

JUN 5 1962

- Tolson _____
- Belmont _____
- Mohr _____
- Callahan _____
- Conrad _____
- DeLoach _____
- Evans _____
- Malone _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

50 JUN 6 1962
382

MAIL ROOM TELETYPE UNIT

ORIGINAL FILED IN 94-1-369-1736

b6
b7c

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

August 20, 1962

Mr. Tolson	_____
Mr. Belmont	_____
Mr. Mohr	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. DeLoach	_____
Mr. Evans	_____
Mr. Malone	_____
Mr. Rosen	_____
Mr. Sullivan	_____
Mr. Tavel	_____
Mr. Trotter	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

Dear Mr. Hoover:

Your letter of August 13, 1962,
has been received in the absence of
Mr. Justice Clark. It will be brought
to his attention upon his return in early
September.

Very truly yours,

[Redacted Signature]

b6
b7C

Secretary

[Redacted Name]

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

REC-55

62-72944-4291

4 SEP 14 1962

*notack -
B. J.*

EXP. PROC. 10

AUG 21 1962

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/12/83 BY 88-8 BTJ/RS

SEP 18 1962

8/21

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

September 4, 1962

Mr. Tolson	✓
Mr. Belmont	
Mr. Mohr	
Mr. Callahan	
Mr. Conrad	✓
Mr. DeLoach	✓
Mr. Evans	
Mr. Malone	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Miss Holmes	
Miss Gandy	✓

Dear Edgar:

Thank you for your letter, which I found upon my return to the City.

I appreciate your kind words as much as I do the recognition afforded me by the American Bar Association.

Sincerely,

Tom (Clark)

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

PS I hope that you had a fond visit at La Jolla. I read where you were there - I was at the Balboa Bay Club - My best.

PS, I hope that you had a good visit at La Jolla. I read where you were there. I was at the Balboa Bay Club. My best.

EXP. PROC.

9-19
31 SEP 5 1962

REC-6

62-72944-430

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/12/83 BY SP-8 BJS/RW

SEP 20 1962

53 SEP 26 1962

8/26/62

TC

March 11, 1963

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

I cannot tell you how sorry I was to learn of the passing of your brother, and I wanted to send you this note expressing my deepest sympathy. (u)

While I realize there is little I can say to ease your pain of loss, I hope that you will gain some comfort from knowing the thoughts of your many friends are with you in sympathetic understanding. If I can be of any assistance at this time, please do not hesitate to call on me. (u)

Sincerely,
Edgar REC-57

MAILED 20
MAR 11 1963

62-72744-431

19 MAR 12 1963

1 - Dallas - Enclosure

EX-112

NOTE: Justice Clark is on the Special Correspondents' List and is known to the Director on a first-name basis. (u)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RL

- Tolson _____
- Belmont _____
- Mohr _____
- Casper _____
- Callahan _____
- Conrad _____
- DeLoach _____
- Evans _____
- Gale _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

67 MAR 12 1963

MAIL ROOM TELETYPE UNIT

MAR 11 3 16 PM '63
FBI
READING ROOM

Handwritten signatures and initials:
D.H.
B.C.
D.C.

Tolson _____
 Belmont _____
 Mohr _____
 Casper _____
 Callahan _____
 Conrad _____
 DeLoach _____
 Evans _____
 Gale _____
 Rosen _____
 Sullivan _____
 Tavel _____
 Trotter _____
 Tele Room _____
 Holmes _____
 Gandy _____

Robert L. Clark Dies; Brother of U. S. Judge

Attorney Robert Lanier Clark, 58, of Dallas, Tex., a brother of Supreme Court Justice Tom C. Clark, died of cancer yesterday morning in Dallas.

Justice Clark, who had visited his brother last month, was with Mr. Clark when he died.

The esteem in which Mr. Clark held his older brother is indicated in an inscription on a photograph the Justice kept in his Washington office. The inscription read: "To my brother Tom, in whose soul the Flame of Hope, Freedom and Justice brightly burns—with the admiration and affection of his little brother."

Dallas Civic Leader

A native of Dallas, Mr. Clark was one of the city's foremost civic leaders and was a major figure in the State's Democratic Party.

He formerly served on the Greater Dallas Planning Commission and was vice president, director, and later chairman of the executive committee of the Dallas Civic Opera.

After serving as chairman of the Dallas County Jefferson Day Dinner from 1945 to 1947, Mr. Clark headed the State-wide Democratic Party event in 1947. In 1948, he was named to the Democratic National Finance Committee.

In addition, Mr. Clark was a director of the Texas Psychiatric Foundation and a member of American and Texas Bar Associations, the Southwestern Legal Foundation, the National Legal Aid Association, American Judicature Society, the American College of Political Science, the American Institute of Management, Dallas Historical Society, and Delta Tau Delta.

Bar Member Since '31

Mr. Clark, who is listed in "Who's Who in America," received his A.B. degree from the



ROBERT L. CLARK

University of Texas in 1925 and his law degree from Jefferson University in 1931 and was admitted to the Texas bar the same year.

A senior partner in the Dallas law firm of Clark, Reed & Clark, he was vice president and director of The Dallas Hotel Co. and was general counsel for the Trans-Texas Airways. Since 1944 he had served as a director of the State Fair of Texas.

Besides Justice Clark, he leaves a son, Robert L. Jr., of New York City, and three sisters, Mrs. Julian Capers of Dallas; Mrs. Douglas Burchfield of Beaumont, Tex., and Mrs. Virginia Jacoby of Dallas.

Services will be held at 4 p.m. tomorrow in St. Michael's Episcopal Church in Dallas. Burial also will be in Dallas.

The family requests that expressions of sympathy take the form of contributions to the American Cancer Society.

(4)

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/19/83 BY SP-8 GMS/RU

- The Washington Post and Times Herald _____
- The Washington Daily News _____
- The Evening Star C-4 _____
- New York Herald Tribune _____
- New York Journal-American _____
- New York Mirror _____
- New York Daily News _____
- New York Post _____
- The New York Times _____
- The Worker _____
- The New Leader _____
- The Wall Street Journal _____
- The National Observer _____
- Date _____

file
 6/1/83

MAR 10 1963

62-72747-431
 ENCLOSURE

Tom - del
 Robt - manual
 Let to Clark
 3/11/68
 B.S. - pd

January 18, 1965

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C.

Dear Tom:

Tom C. CLARK

It was a pleasure to learn that you have received the "Mr. Sam" award, and I did not want to let the opportunity pass without extending my heartiest congratulations. (u)

I know you are proud of the signal honor accorded you which is indeed a fitting tribute to your many contributions to the welfare of the Nation's youth. Your friends in the FBI join me in offering our best wishes on this occasion, and we sincerely hope your future endeavors meet with every measure of success. (u)

Sincerely,

Edgan

REC'D-READING ROOM
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JAN 18 3 09 PM '65

SEARCHED
SERIALIZED
INDEXED
COMM-FBI

REC-112

62-72944-432

JAN 19 1965

NOTE: Mr. Clark is on the Special Correspondents' List on a first-name basis. (u)

WAM:ncr (3)

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

67 JAN 26 1965

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/RL

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 Gale _____
 Rosen _____
 Sullivan _____
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 Trotter _____
 Tele Room _____
 Holmes _____
 Gandy _____

**TD Club to Give
 Mr. Sam Award
 To Justice Clark**

Justice Tom Clark will receive the "Mr. Sam" award tomorrow night at the Touch-down Club's yearly dinner honoring the greats of sport. The 30th annual affair is set for the Sheraton-Park Hotel.

The "Mr. Sam" award, in memory of the late Speaker of the House, is given to a government figure in recognition of his contribution to sports. Justice Clark has been a leader in combatting juvenile delinquency for almost two decades.

This is the fourth time the "Mr. Sam" award has been given. Previously selected for the honor were Rep. Joe Martin (R-Mass.) in 1962, Justice Byron (Whizzer) White in '63 and the late President Kennedy, posthumously, last year.

(u)

DeLoach

The Washington Post and Times Herald _____
 The Washington Daily News _____
 The Evening Star A12 _____
 New York Herald Tribune _____
 New York Journal-American _____
 New York Daily News _____
 New York Post _____
 The New York Times _____
 The Baltimore Sun _____
 The Worker _____
 The New Leader _____
 The Wall Street Journal _____
 The National Observer _____
 People's World _____
 Date _____

ALL INFORMATION CONTAINED
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DATE 6/11/83 BY SP 881020

*SV hit to Clark
 1-18-65
 WA m/m*

(u)

62-72944-432

(Handwritten signature)

JAN 15 1965

ENCLOSURE

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. DeLoach

DATE: 4-1-65

FROM : M. A. Jones

SUBJECT: DR. GEORGE HILL PATTERSON

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/ew

BACKGROUND:

The Director and Mr. Tolson have a commitment at the residence of the Justice and Mrs. Tom Clark, Friday evening, 6 p. m., April 2, 1965. Dr. Patterson, the guest of honor, is visiting Washington, D. C., and is the cousin of Justice Clark. (u)

INFORMATION IN BUFILES:

Dr. Patterson is a practicing neurosurgeon, Los Angeles, California. Biographic sources in the Bureau Library reveal he graduated from Columbia University, College of Physicians and Surgeons, New York, in 1921. He was born in 1898. (u)

Dr. Patterson toured FBI Headquarters on 10-14-64 after arrangements were made by the Office of Justice Clark. The Director was not in his office at the time and could not meet Dr. Patterson. By letter of 12-14-64, Dr. Patterson requested an autographed item from the Director to be included in the Lucy Hill Patterson Memorial Library in Rockdale, Texas, in honor of Patterson's mother and because of his respect and admiration for the Director. Dr. Patterson was including in the Library his entire first-edition library and other books of approximately 3,000 volumes for the Library. An autographed copy of "Masters of Deceit" was sent on 12-16-64. (u)

In February, 1965, Dr. Patterson forwarded to the Director a copy of the book, "The Mountain Meadows Massacre," through Justice Clark's Office in appreciation of the Director's autographed book sent to the Rockdale Library. The Director expressed his thanks to Dr. Patterson in his letter of 2-26-65. A cursory review of the book reflects it was a novel concerning 120 California-bound immigrants who were killed in 1857 while in Utah. (u)

RECOMMENDATION:

For information. (u) REC-44

- 1 - Mr. Tolson
- 1 - Mr. DeLoach

- 1 - Miss Holmes
- 1 - Miss Gandy

62-72944-433

JMM:smg

11 APR 5 1965

CRIME RESEARCH

64 APR 12 1965

UNITED STATES GOVERNMENT

Memorandum

V. [unclear]

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

[Handwritten initials]

TO : MR. CALLAHAN

DATE: 1-22-65

FROM : C. R. DAVIDSON *CRD*

SUBJECT: THE JUSTICE TOM C. CLARK AWARD

The Department has informed the Bureau that nominations for captioned award are open for 1965. Any nominations the Bureau wishes to submit are to be forwarded to the Department no later than 2-17-65. (u)

This award, which is to be given for the sixth consecutive year, is for the purpose of giving public recognition to career lawyers who have performed outstanding work for the U. S. Government, for the Government of the District of Columbia, or in the field of public law generally. (u)

We have not in the past participated in this matter since we do not employ lawyers as such and would not meet the standards required. (u)

RECOMMENDATION:

None. Submitted for information. (u)

[Handwritten signatures and initials]

WJ
AM
[unclear]

162-72744-

NOT RECORDED
191 JAN 28 1965

RRB:jap
(2)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/12/83 BY SP-8 [unclear]

~~JAN 28 1965~~

COPY SENT TO MR. TOLSON

ORIGINAL FILED IN

FBI WASH DC

FBI CHICAGO

1132 PM CDST URGENT 8-16-65 AAA

TO: DIRECTOR (91-22141)

FROM: CHICAGO (91-4165)

1965
TELETYPE

Vertical stamp with grid lines and illegible text.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/12/83 BY SP-8 BTJ/WD

Handwritten initials and marks.

[REDACTED] CONTEMPLATED ASSASSINATION JUDGE CLARK: POLICE

LIAISON (u)

TOM CLARK

9-Sept 1965

[REDACTED] THOROUGHLY REINTERVIEWED COOK COUNTY JAIL BY
BUAGENTS UNDER MORE DISERABLE CONDITIONS TONIGHT. [REDACTED] STATES
PREVIOUSLY SERVED SIX YEAR EIGHT MONTH SENTENCE FOR BURGLARY AND
ILLINOIS STATE PRISON
RAPE IN LSP, MENARD, ILLINOIS, AND RELEASED NINETEEN SIXTYTWO.

[REDACTED] ARRESTED JULY THIRTYONE LAST BY ^{CHICAGO POLICE DEPT.} CGPD AND PLACED IN COOK

b6
b7C

COUNTY JAIL. APPROXIMATELY AUGUST TWO LAST [REDACTED] OVERHEARD [REDACTED]
[REDACTED] AND [REDACTED] CONVERSING IN ITALIAN LANGUAGE IN COOK
COUNTY JAIL YARD. [REDACTED] UNABLE TO UNDERSTAND CONVERSION. LATER

[REDACTED] OVERHEARD [REDACTED] AND [REDACTED] CONVERSING IN JAIL TIER AND
BECAME AWARE [REDACTED] AND [REDACTED] PASSING NOTES TO EACH OTHER
WHICH NOTES DESTROYED BY FLUSHING DOWN TOILET. APPROXIMATELY

REC-62-72944-433X

AUGUST THREE LAST [REDACTED] TOLD [REDACTED] HE DESIRED TO HAVE A SERIOUS
TALK WITH HIM. [REDACTED] ASKED [REDACTED] ~~XXXX~~ IF HE WOULD BE WILLING TO KILL
SOMEONE FOR TWENTYFIVE THOUSAND DOLLARS IN ADDITION TO GETTING HIS
RELEASE FROM JAIL ON BOND. [REDACTED] AGREED THAT HE WOULD DO THIS AND

EX-100

REC-41

WAS THEN TOLD THE INTENDED VICTIM WAS JUDGE CLARK "A FEDERAL JUDGE"

TO AUG 18 1965

5 AUG 26 1965
8/17/65
MCA

REPLY FOR THE DIRECTOR

See Jones
8/17/65
MCA

UNRECORDED COPY FILED IN 100-3171-

cc. [illegible] 9/2/65

16 1965 XEROX

PAGE TWO

CG 91-4165

WHO IS OVER ALL THE STATES OF THE U.S., THE MAN WHO TURNED [REDACTED] DOWN ON APPEAL, AND WHO WAS GOING TO PUT [REDACTED] IN".

[REDACTED] SAID "JUDGE CLARK MUST BE MADE AN EXAMPLE OF." [REDACTED] MENTIONED SOMETHING ABOUT JUDGE CLARK STAYING ON LAKE SHORE DRIVE AND SOMETHING ABOUT THE SIXTH FLOOR. [REDACTED] SAID JUDGE CLARK THEN BEING SURVEILLED BY TWO ITALIANS. [REDACTED] SAID HE WOULD DISCUSS [REDACTED] USE IN THIS REGARD WITH [REDACTED] ON THE FOLLOWING

b6
b7c

DAY [REDACTED] INTRODUCED [REDACTED] TO [REDACTED] AT WHICH TIME NO DISCUSSION INSUED. [REDACTED] OF OPINION [REDACTED] SORRY A FEW DAYS LATTER HE HAD DISCUSSED ABOVE WITH [REDACTED] THEN TOLD

[REDACTED] THAT HE IS "^{TORPEDO}~~TORPEDO~~ MAN" AND THAT HE PARTICIPATED IN A SEVENTY THOUSAND DOLLAR ROBBERY. [REDACTED] SAID HE TRUSTED [REDACTED] AS "PEOPLE IN PEN" SAID HE WAS ALRIGHT. [REDACTED] TOLD [REDACTED] WHEN

HE LEFT COOK COUNTY JAIL AUGUST THIRTEEN LAST HE WOULD WRITE LETTER TO [REDACTED] IN COUPLE WEEKS. [REDACTED] SAID WOULD REMAIN IN CHICAGO DUE TO BOND PROVISIONS. [REDACTED] SAID WAS FROM ITALY AND HAD BEEN IN U.S. FIVE YEARS. ALSO THAT HE HAD MESSAGE FOR [REDACTED] WHEN

b6
b7c

HE GOT OUT OF JAIL. [REDACTED] HAS HAD NO FURTHER CONTACT WITH [REDACTED] AS THEY ARE NOW IN DIFFERENT TIERS. (u)

AS [REDACTED] NON-COMUNICATIVE, ABUSIVE AND ANTAGONISTIC WITH BUAGENTS WHEN APPREHENDED JULY TWENTY LAST AND HIS ATTORNEY IN (u)

PAGE THREE

CG 91-4165

TELEPHONIC CONTACT WITH CHICAGO OFFICE IT IS NOT BELIEVED INTERVIEW WITH [] WOULD BE PRODUCTIVE. (u)

[] WAS VIGROUSLY QUESTIONED AND HIS STORY CHALLENGED BY BUAGENTS TONIGHT. HE STEADFASTELY MAINTAINED HIS POSITION OF TRUTHFULLNESS AND VOLUNTARILY REQUESTED TO TAKE A POLYGRAPH EXAM IF SAME DESIRED. BUREAU AUTHORITY IS THEREFORE REQUESTED TO INTERVIEW

[] BY USE OF POLYGRAPH PROVIDING THIS EXAMINATION COULD BE ARRANGED UNDER EXISTENT CIRCUMSTANCES OF [] INCARCERATION. (u)

U. S. District Court

USDC CHIEF JUDGE WILLIAM CAMPBELL, CHICAGO, WHO COMMITTED

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b7c

[] TO JAIL FOR CONTEMPT AND WHO RESIDES ON LAKE SHORE DRIVE ALERTED BY SAC. JUDGE CAMPBELL ADVISED JUDGE TOM CLARK HAS STAYED IN LAKE SHORE DRIVE HOTELS WHEN IN CHICAGO. (u)

CHICAGO WILL DISCREETLY DETERMINE AM NEXT WHO HANDLED [] BOND AS THIS INFORMATION UNAVAILABLE TONIGHT. CLOSE LIAISON BEING MAINTAINED WITH CIU, CHICAGO PD, BUREAU WILL BE IMMEDIATELY ADVISED ANY DEVELOPMENTS. (u)

[] CONSIDERED ARMED AND DANGEROUS. (u)

END

WA...RPP

FBI WASH DC

cc - Mr. [] & Mr. Delouch (u)

FBI WASH DC

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

AUG 16 1965

TELETYPE

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

FBI CHICAGO

707 PM CDST URGENT 8-16-65 AAA

TO: DIRECTOR (91-22141)

FROM: CHICAGO (91-4165)

[REDACTED] CONTEMPLATED ASSASSINATION JUDGE CLARK; POLICE LIAISON.

RE TELEPHONE CALL TO BUREAU TODAY. (u)

[REDACTED] PRESENTLY HELD COOK COUNTY JAIL, CHICAGO, FOR RAPE AND BURGLARY, AND WHOSE RELIABILITY UNKNOWN, ADVISED BUAGENT TODAY [REDACTED] FROM BOSTON TOLD HIM IN COOK COUNTY JAIL THAT JUDGE CLARK IS TO BE EXECUTED ON ORDERS OF CHICAGO HOODLUM [REDACTED]

[REDACTED] STATED TWO ITALIANS NOW SURVEILLING JUDGE CLARK. [REDACTED] OFFERED [REDACTED] "LARGE" UNSPECIFIED SUM OF MONEY FOR HIS ASSISTANCE IN JUDGE CLARK'S EXECUTION. [REDACTED] CLAIMED TO HAVE BEEN IN COMMUNICATION WITH [REDACTED] IN COOK COUNTY JAIL. (u)

IDENTITY JUDGE CLARK UNKNOWN TO CHICAGO OFFICE BUT MAY REFER TO SUPREME COURT JUSTICE TOM C. CLARK WHO HEARD [REDACTED] APPEAL FOR RELEASE ON BOND, JUNE, LAST. [REDACTED] NOT ACQUAINTED WITH [REDACTED] PRIOR TO MEETING HIM IN COOK COUNTY JAIL. (u)

[REDACTED] ARRESTED, CHICAGO, BY BUREAU AGENTS, JULY TWENTY, LAST, AS UNLAWFUL FLIGHT TO AVOID PROSECUTION FUGITIVE IN CONNECTION WITH SIXTYSEVEN THOUSAND DOLLAR (u)

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b7c

92-3171

cc destroyed envelope
[unclear]

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Unlawful Flight to Avoid Prosecution

EX-107

REC-57 98-24214

51 AUG 19 1965
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12/83 BY 888 BJA/W

62-72944-433X1
17 AUG 19 1965

CG 91-4165

ROBBERY OF PHILADELPHIA TRANSPORTATION COMPANY, MAY THIRTYONE, LAST.

AT COOK COUNTY JAIL [REDACTED] FURNISHED WIFE'S ADDRESS AS [REDACTED]

[REDACTED] EAST BOSTON, MASSACHUSETTS. [REDACTED] RELEASED AUGUST

THIRTEEN, LAST ON SEVENTYFIVE THOUSAND DOLLAR BOND FROM COOK

COUNTY JAIL AND HIS PRESENT WHEREABOUTS UNKNOWN. CRIMINAL INTELLIGENCE

UNIT, CHICAGO ^{Police Department} PD, ADVISED TODAY RE ABOVE AND THAT UNIT PRESENTLY

b6
b7C

ATTEMPTING TO LOCATE [REDACTED] AS HE IS CONSIDERED TO BE "VERY

DANGEROUS HIT MAN" BY CHICAGO ^{Police Department} PD. (u)

BUREAU WILL BE IMMEDIATELY ADVISED RE ANY DEVELOPMENTS,

CHICAGO, AND [REDACTED] BEING REINTERVIEWED. (u)

[REDACTED] CONSIDERED ARMED AND DANGEROUS. (u)

END

WA.....JXM

FBI WASH DC

TKS

(u)

RECEIVED
AUG 18 9 53 AM '82
FBI WASH DC

SPECIAL INVESTIGATIVE DIVISION

8/17/65

[redacted] a prisoner in Cook County Jail, alleges he received information from [redacted] former prisoner, that [redacted] had contract from [redacted] to kill Judge Clark. "The

man who turned down [redacted] appeal." [redacted] was offered \$25,000 in addition to release from jail bond. [redacted], who was arrested

b6
b7C
CU

UFAP robbery charges by Bureau made bond August 13, last.

[redacted] has had no contact with [redacted] subsequent to initial introduction when no conversation regarding murder took place. [redacted] maintains truthfulness of information and will take polygraph. It is recommended Chicago be authorized to conduct polygraph. Associate Justice Tom Clark was advised of information evening August 16 by Washington Field and expressed appreciation for having been alerted but regards information as "stuff."

AAS:gjf

[Handwritten mark]

(OVER)

[Handwritten signature]

7-11
8-17-65

FBI

Date: 8/17/65

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

Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI
FROM: SAC, WFO (62-NEW)

(u)

[Handwritten signature]

Contemplated Assassination of
Judge CLARK,
Police Liaison;
Special Investigations Division
(OO:CG)

(u)

Re Bureau telephone call to WFO, 8/16/65, concerning captioned matter. (u)

b6
b7c

Mr. Justice TOM CLARK, Associate Justice, U. S. Supreme Court, contacted by SA [redacted] at his residence 2101 Connecticut Avenue, N.W., Washington, D. C., at 7:40 p.m., August 16, 1965, and informed [redacted] presently serving contempt sentence in Chicago, Illinois, had allegedly ordered CLARK's assassination; that [redacted] prisoner in the Cook County, Jail, Chicago, Illinois, had informed FBI Agents on 8/16/65, that while incarcerated at this jail he became acquainted with [redacted] another prisoner who was released on \$75,000 bond August 13, 1965; that [redacted] who had been arrested recently by FBI Agents in Chicago on a UFAP - ROBBERY charge, prior to leaving jail, informed [redacted] that [redacted] had ordered the execution of "Judge Clark" and was to pay a considerable sum of money to [redacted] to do this job; that [redacted] in turn, offered to pay [redacted] a substantial sum to assassinate Justice CLARK. He was informed further that [redacted] is still in jail and also that two Italians allegedly have Justice CLARK under surveillance (u)

ORIGINAL COPY FILED IN 62-72944-43312

- 3 - Bureau
 - 1 - Chicago
 - 1 - WFO
- RCV:sam
(5)

62-72944-43312
REC-70
AUG 18 1965
XEROX
AUG 17 1965

AIRTEL
AUG 24 1965
Approved: _____
Special Agent in Charge

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/ML

WFO 62-NEW

Justice CLARK stated he appreciated being informed but was not concerned and that it did not appear logical that his planned execution would be talked around in the county jail. He added he had received similar threats in the past and was not inclined to pay much attention to this one. He was informed the FBI Office in Chicago was checking further in this matter and that he would be advised of all pertinent additional information developed. (U)

During conversation with him it was ascertained Justice CLARK recently returned to Washington, D. C. from a vacation. Earlier on the evening of August 16, 1965, he and Mrs. CLARK drove their four grandchildren to the airport where the grandchildren boarded a plane to return to Dallas, Texas. (U)

Justice CLARK advised he planned to board an Eastern Airlines plane at noon, August 17, 1965, for a trip to Wichita, Kansas. He will return to Washington Wednesday evening, August 18, 1965. (U)

Results of contact with Mr. Justice CLARK telephonically furnished the Bureau by WFO, evening of August 16, 1965. (U)

No further contact with Justice CLARK until instructed to do so by the Bureau. (U)

8/17/65

CODE

TELETYPE

URGENT

1 - Mr. [redacted]

TO SAC CHICAGO

REC-41

~~88-34814-6~~

FROM DIRECTOR FBI

EX-100

62-72944-433 X3

[redacted]

CONTEMPLATED ASSASSINATION JUDGE CLARK, POLICE

LIAISON, SPECIAL INVESTIGATIVE DIVISION MATTER. (u)

REGTEL AUGUST SEVENTEEN INSTANT. (u)

AUTHORITY FOR POLYGRAPH EXAMINATION NOT GRANTED. IN EFFORT TO

FURTHER RESOLVE INFORMATION MADE AVAILABLE BY [redacted] MATTER SHOULD

BE PURSUED VIGOROUSLY AND EFFORT MADE TO DETERMINE LOCATION AND

ACTIVITIES OF [redacted] THOROUGH ANALYSIS OF [redacted] INFORMATION

SHOULD BE MADE FOR ANY OTHER POSSIBLE LEADS IN THIS MATTER.

CONSIDERATION OF INTERVIEW OF [redacted] CAN BE MADE WHEN LOCATION

AND CURRENT ACTIVITY DETERMINED. FOR YOUR INFORMATION, INS

HEADQUARTERS ADVISES [redacted] HAS INS # [redacted]

[redacted] WAS NATURALIZED IN BOSTON NOVEMBER TWENTY-EIGHT,

NINETEEN HUNDRED AND SIXTY, WHERE INS FILE IS MAINTAINED. KEEP

BUREAU ADVISED OF DEVELOPMENTS. (u)

b6
b7c

NOTE: Information concerning [redacted] INS status was obtained by SA [redacted] Liaison, from Assistant Commissioner, INS, 8/17/65. (u)

AUG 19 1965

cc: [redacted] 3171-

AAS:ral
(3)

VIA TELETYPE
AUG 17 1965
7:18 pm JMS
ENCIPHERED
MAIL ROOM TELETYPE UNIT

172855
AUG 18 1965
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-12-83 BY 88-8 BTJ/20

UNRECORDED COPY FILED IN

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Belmont

DATE: August 17, 1965

FROM : J. H. Gale

SUBJECT: [REDACTED]

CONTEMPLATED ASSASSINATION JUDGE CLARK
POLICE LIAISON

TOM CLARK

SAC Marlin Johnson called at 6:00 p. m., August 16, 1965, to advise that one [REDACTED] currently in Cook County Jail on local charge of rape and burglary, furnished the following information to Chicago Agents today. (u)

According to [REDACTED] he has been in Cook County Jail with one [REDACTED] who had been arrested by Bureau Agents for UFAP - robbery on July 20, 1965, and who was released from Cook County Jail on \$75,000 bail on August 13, 1965. According to [REDACTED] claimed that he had been approached by [REDACTED] to handle an execution of "Judge Clark." [REDACTED] indicated that [REDACTED] had promised [REDACTED] an unspecified sum of money to do this job and [REDACTED] was interested in having [REDACTED] assist in the execution of the judge. [REDACTED] did not know what Judge Clark was involved but Chicago presumes statement relates to Associate Justice Clark of the Supreme Court, who twice denied [REDACTED]'s appeal for release from Cook County Jail where he is being held for contempt after being afforded immunity. [REDACTED] also allegedly informed [REDACTED] that two Italians are currently following Judge Clark. (u)

b6
b7c

REC-62-72944-433X3

The above information was made available to Justice Tom Clark of the United States Supreme Court at 7:45 p. m., August 16, 1965. Judge Clark stated that he did not put much credence in this story and described it as probably "so much stuff." He expressed deep appreciation for Bureau's interest in bringing this matter to his attention and was informed (u)

- 1 - Mr. Belmont
- 1 - Mr. Rosen
- 1 - Mr. Gale
- 1 - Mr. McAndrews

McA/msm:tjm
(5)

CONTINUED - OVER

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 [REDACTED]

10 AUG 18 1965

XEROX
AUG 19 1965

92-3171-
UNRECORDED COPY FILED IN 62-77037-
cc: [REDACTED] 5/22/70

Memorandum to Mr. Belmont

RE: [redacted]

that we are checking this matter out and would keep him advised of any additional developments. Judge Clark again expressed appreciation for the Bureau's interest in his welfare. He did not ask for any further assistance from the Bureau other than to be advised of any developments. He stated he was leaving today for Wichita, Kansas, and would be back in Washington on Wednesday. (u)

The Chicago Office reinterviewed [redacted] on the night of August 16, 1965, and learned from [redacted] that [redacted] had met [redacted] at Cook County Jail on one occasion but [redacted] did not discuss the proposed assassination with [redacted] advised our Agents that he was willing to undergo a polygraph examination to establish the veracity of his statements. (u)

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b7c

ACTION:

The Chicago Office has been instructed to locate and determine the current activities of [redacted] (u)

No // It is the recommendation of the Special Investigative Division that the Bureau authorize a polygraph examination of [redacted] in order to determine the veracity of his statements concerning the alleged assassination of Judge Clark. It should be noted that during two interviews of [redacted] he has steadfastly maintained his story of the alleged assassination and polygraph examination could be of material assistance in evaluating his story. (u)

The Chicago Office will keep the Bureau currently advised of all developments so that any pertinent information obtained can be promptly brought to the attention of Judge Clark. (u)

T.A. 8/12
[Signature]

[Signature]

[Signature]
JGAK

[Signature]

8-18-65
ASAC Wolff
clearly announced
for the judge
by teletype
10 to each bond law
+ judge of the only
Alleged to be
bound in court
copy of report

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

AUG 18 1965

TELETYPE

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

(u) FBI WASH DC

FBI CHICAGO

319 PM CDST URGENT 8/18/65 JLS

TO DIRECTOR

FROM CHICAGO (91-4165) 2P

126

[REDACTED] CONTEMPLATED ASSASSINATION JUDGE CLARK, POLICE LIAISON,

SPECIAL INVESTIGATIVE DIVISION MATTER. (u)

Tom CLARK

CP 4

REMYTELS, AUGUST SIXTEEN, LAST; AND BUREAU RAD, AUGUST SEVENTEEN, LAST. (u)

b2
b6
b7C
b7D

[REDACTED] PRESENTLY RESIDING REGENCY HOTEL, CHICAGO.

EMPLOYED NIGHTLY AT LEANING TOWER OF PIZZA, EIGHT FIVE ONE NORTH STATE STREET, CHICAGO. (u)

62-72 944-433 X4

SERGEANT [REDACTED] CRIMINAL INTELLIGENCE UNIT, CHICAGO PD,

ADVISED [REDACTED] SUSPECT SEVERAL RECENT SERIOUS FELONIES CHICAGO AREA INCLUDING ARMED ROBBERY. [REDACTED] UNDER TWENTY FOUR HOUR PHYSICAL SURVEILLANCE FIGURE BY

CIU WHICH ANTICIPATES HIS ARREST NEAR FUTURE IN CONNECTION ROBBERY

ACTIVITY. CHICAGO PD HAS SPECIFICALLY REQUESTED NO INTERVIEW [REDACTED]

BE CONDUCTED AT THIS TIME AS COULD JEOPARDIZE POLICE ACTIVITY. (u)

F.P.S. REC-13

EX-101

[REDACTED] ADVISED ATTORNEY, [REDACTED]

25 AUG 19 1965

APPEARED BEFORE CHIEF COOK COUNTY ILLINOIS CRIMINAL COURT JUDGE (u)

END PAGE ONE
70 AUG 2 1965

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-17-83 BY SP-8 BTJ/ML

PAGE TWO

CG 91-4165

See 8/18 teletype

[REDACTED] ON BEHALF [REDACTED] AUGUST THIRTEEN, LAST, WHEN
[REDACTED] BOND REDUCED TO THIRTY THOUSAND DOLLARS AND TEN PER CENT
CASH BOND POSTED BY [REDACTED] MOTHER FOR HIS RELEASE. [REDACTED] AND^{b6}_{b7C}
JUDGE NAPOLI SIGNED BOND. [REDACTED] PRESENTLY UNDER FEDERAL
INDICTMENT CHICAGO FOR FBW, MAIL FRAUD, ITSP, AND CONSPIRACY,
BUREAU FILE EIGHT SEVEN - EIGHT ZERO THREE SEVEN THREE. (u)

SERGEANT [REDACTED] ADVISED TODAY, [REDACTED], ORIGINAL SOURCE
OF ALLEGATION, CONSIDERED RESPONSIBLE FOR AT LEAST SIXTY BURGLARIES
AND THREE BRUTAL RAPES, CHICAGO AREA. [REDACTED] BEING HELD UNDER ONE
HUNDRED THOUSAND DOLLAR BOND. (u)

IF [REDACTED] APPREHENDED CHICAGO POLICE DEPARTMENT, CHICAGO WILL
CONSIDER INTERVIEW WITH HIM AT THAT TIME. IN EVENT [REDACTED] ARREST
DOES NOT MATERIALIZE IN FEW DAYS, [REDACTED] IS LOST BY POLICE ~~FIGURE~~ ^{INTELLIGENCE} OR
CHICAGO POLICE WITHDRAW COVERAGE, CHICAGO WILL ATTEMPT TO PLACE AN ^{b6}_{b7C}
INFORMANT IN CONTACT WITH [REDACTED] CHICAGO PRESENTLY HAS PCI COVERAGE
REGENCY HOTEL. (u)

LHM BEING PREPARED FOR DISSEMINATION SECRET SERVICE. BUREAU
WILL BE IMMEDIATELY ADVISED RE ANY DEVELOPMENTS. (u)

END

WA ..JXM

FBI WASH DC

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

AUG 18 1965

TELETYPE

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

FBI CHICAGO

10:41 PM CDST URGENT 8/18/65 JLV

TO DIRECTOR

FROM CHICAGO (91-4165)

W. J. 166

(u)

Good

[REDACTED] CONTEMPLATED ASSASSINATION JUDGE CLARK, POLICE LIAISON,

SPECIAL INVESTIGATIVE DIVISION MATTER. (u)

Tom CLARK

b2
b6
b7C
b7D

114 P

REMYTEL AND BUREAU TELEPHONE CALL TODAY. (u)

[REDACTED] ADVISED [REDACTED] SATISFIED

THIRTY THOUSAND DOLLAR BOND REQUIREMENT BY DEPOSIT TEN PER CENT OF BOND AMOUNT OR THREE THOUSAND DOLLARS WITH THE CRIMINAL COURT OF COOK COUNTY, ILLINOIS. NO BONDSMAN UTILIZED IN THIS METHOD OF POSTING BOND UNDER CURRENT ILLINOIS LAW. (u)

h

UNDER PROVISION ILLINOIS LAW WHEN DEFENDANT OR MEMBER OF DEFENDANT'S FAMILY POST BOND THE DEFENDANT AND JUDGE IN HIS OFFICIAL CAPACITY AS OFFICER OF THE COURT BOTH SIGN THE BOND. (u) 62-72944-433X5

END

FBI REC-1388-34814-9

WA...HFOL

FBI WASH DC

TU

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/19/83 BY SP-8 BTJ/aw
EX-101

25 AUG 19 1965

70 AUG 25 1965

12 15

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI (91-22141)

DATE: 8/18/65

FROM : SAC, CHICAGO (91-4165)

SUBJECT:

[Redacted]

CONTEMPLATED ASSASSINATION
OF JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE
DIVISION MATTER

Tom C. Clark

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

b6
b7C

Re Chicago teletype to the Bureau dated 8/18/65.

Enclosed herewith are eight (8) copies of a self-explanatory letterhead memorandum concerning the captioned matter. Sufficient copies are being provided for the Bureau in the event additional dissemination is desired. (u)

- 2 - Bureau (Enc. 8)
- 2 - Chicago
- 1 - 62-6343

RLB:MJD
(4)

REC-42

62-72944-433X6

86 34 911 11

EX-101

12 AUG 20 1965

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP 8 07/28

SEP 2 1965

UNREC COPY AND COPY OF ENCL FILED IN



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Chicago, Illinois
August 18, 1965

[Redacted]

INFORMATION CONCERNING
CONTEMPLATED ASSASSINATION
OF JUDGE CLARK

(u)

A confidential source, whose reliability has not been established, has furnished the following information to the Chicago Office of the Federal Bureau of Investigation (FBI) (u)

Information

On approximately August 2, 1965, [Redacted] an inmate in the Cook County, Illinois, Jail, overheard [Redacted] and [Redacted] also an inmate in the Cook County Jail, conversing in Italian language in the Cook County Jail yard. Later [Redacted] overheard [Redacted] and [Redacted] conversing in a Cook County Jail tier. [Redacted] became aware of [Redacted] and [Redacted] passing notes to each other, which notes were destroyed by flushing down toilets. (u)

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On approximately August 3, 1965, [Redacted] asked [Redacted] if he would be willing to kill someone for \$25,000 on his, [Redacted], release from jail on bond. [Redacted] agreed to this proposition and was then told that the intended victim was Judge Clark, a Federal judge who was over all the states of the United States. Judge Clark was further described, according to this source, as the man who turned [Redacted] down on appeal and who was going to put [Redacted] in. [Redacted] told [Redacted] that Judge Clark must be made an example of. [Redacted] mentioned something about Judge Clark staying on Lake Shore Drive and something about the sixth floor. [Redacted] said Judge Clark was being surveilled by two Italians. [Redacted] told [Redacted] that he would discuss [Redacted] use in this regard with [Redacted]. On the following day, after this discussion, [Redacted] introduced [Redacted] to [Redacted] at which time no discussion ensued. (u)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/82 BY SP-8 BJS/ML

62-72944-433X6

ENCLOSURE

88-34811-11

[redacted] was arrested in Chicago, Illinois, by Special Agents of the FBI on July 20, 1965, as an Unlawful Flight to Avoid Prosecution fugitive in connection with a \$67,000 robbery of the Philadelphia, Pennsylvania, Transportation Company on May 31, 1965. On August 13, 1965,

[redacted] was released from custody in the Cook County Jail following the posting of a \$30,000 bond. (u)

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A copy of this memorandum is being furnished to United States Secret Service, Chicago, Illinois. (u)

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

8/24/65

AIRTEL

1 - Mr. [redacted]

TO: SAC, Chicago

FROM: Director, FBI

(u)

Team C. CLARK

(u)

4

CONTEMPLATED ASSASSINATION JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

ReButel 8/17/65 and urtels 8/18/65.

Immediately furnish Bureau results of efforts to ascertain activities of [redacted] and other efforts to further resolve this matter. (u)

b6
b7c

NOTE: [redacted] incarcerated in Cook County Jail on local charges, recently furnished information to Chicago Agents concerning an alleged plot by Chicago top hoodlum [redacted] to assassinate Associate Justice Clark of the Supreme Court, who has twice denied [redacted] appeal for release from the Cook County Jail where he is being held on Federal contempt charges. Chicago attempting to ascertain activities of [redacted] also allegedly involved in this scheme, who was released on bond from Cook County Jail 8/18/65. Justice Clark advised of alleged threat and requested no action other than to be advised of any other further developments. (u)

JGL:ral
(4)

REC 62-72944-433X7

MAILED 25
1965
COMM-FBI

- Tolson _____
- Belmont _____
- Mohr _____
- DeLoach _____
- Casper _____
- Callahan _____
- Conrad _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

REC-42

88-34814 10

30 AUG 25 1965

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/20

53 SEP 1 1965 MAIL ROOM TELETYPE UNIT

FBI WASH DC

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

AUG 24 1965

TELETYPE

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	

FBI CHICAGO

PLS HOLD FOR TWO MSGS

1011PM CDST URGENT 8-24-65 JJC

TO DIRECTOR (91-22141)

FROM CHICAGO (91-4165) 2P

(u) ✓
TOM C. CLARK

[redacted] CONTEMPLATED ASSASSINATION JUDGE CLARK,
POLICE LIAISON, SPECIAL INVESTIGATIVE DIVISION MATTER.

REMYTEL AUGUST EIGHTEEN LAST. (u) ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BJS/RS

SERGEANT [redacted] CRIMINAL INTELLIGENCE UNIT, CHICAGO

PD, ADVISED TONIGHT THAT UNIT ANTICIPATES PICKING UP [redacted]
[redacted] WITHOUT ARREST WARRANT TOMORROW ON CHARGE OF "INVESTIGATION"

PROVIDING [redacted] CAN BE APPROACHED ALONE ON STREET. CHICAGO
OFFICE WILL BE IMMEDIATELY ADVISED WHEN AND IF THIS POLICE
ACTION CONSUMATED. UACB CHICAGO, PROPOSES BUAGENTS INTERVIEW

[redacted] WHILE IN POLICE CUSTODY WHICH INTERVIEW WILL CONSIST
OF QUESTIONS DESIGNED TO ELICIT COOPERATION FROM [redacted] OR

IF UNCOOPERATIVE TO ABORT THE SCHEME, IF IN FACT ONE EXISTS.
THE QUESTIONS WOULD EXPOSE THE GOVERNMENT'S KNOWLEDGE OF THIS
ALLEGED "PLOT". DUE TO LAPSE OF TIME SINCE [redacted] RELEASE

FROM COOK COUNTY JAIL ON LOCAL BOND, IT IS NOT CLEAR THE QUESTIONS
WOULD PLACE ORIGINAL SOURCE OF THIS ALLEGATION, [redacted]

END PAGE ONE
66 SEP 1 1965

MR. BELMONT FOR THE DIRECTOR

b6
b7c

PAGE TWO

IN UNDUE JEOPARDY. IT IS NOTED [REDACTED] HAS NO FEDERAL CHARGES
PENDING AGAINST HIM, AND , THEREFORE, IT IS FELT INTER VIEW WILL
NOT EMBARRASS BUREAU. (U)

b6
b7c

BUREAU WILL BE IMMEDIATELY ADVISED CONCERNING ANY DEVELOPEMENTS. (U)

[REDACTED] CONSIDERED ARMED AND DANGEROUS. (U)

END

PLS HOLD FOR SECOND MSG (U)

FBI WASH DC

CC: MR. GALE

RECEIVED

APR 17 1968

RECEIVED

SPECIAL INVESTIGATIVE DIVISION

8/25/65

A Cook County prisoner previously advised Chicago Office of contact made by [redacted] who was released on bond August 13 on UFAP-Robbery charges. [redacted] had indicated he had contract from [redacted] for murder of individual who from description was presumed to be Associate Justice Clark. [redacted] has been suspect by Chicago police in numerous robbery cases for which they plan to question him. Chicago Office will also interview

b6
b7C

[redacted] in effort to resolve allegations from Cook County Jail prisoner. It is noted Associate Justice Clark of Supreme Court, who had denied two of [redacted] appeals has been advised of allegations. (U)

AAS: [redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/rus

UNITED STATES GOVERNMENT

Memorandum

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

TO : MR. MOHR

DATE: 8/25/65

FROM : J. J. CASPER *JJC* (u)

SUBJECT: JUSTICE TOM C. CLARK
ASSOCIATE JUSTICE
U. S. SUPREME COURT
VISIT TO FBI ACADEMY
8/26/65 (u)

J. Sloan
cc 2

Confirming the telephone call from SAC Sloan to you at 12:30 today, this is to advise that Special Agent Geo. A. Zeiss, III, Supervisor in Charge of Firearms Training at Quantico, received a telephone call from Associate Justice Clark stating he would like to bring his 12-year-old grandson and two of his friends to Quantico on Thursday, 8/26/65, to visit the FBI Ranges. He advised they would arrive at approximately 10 AM, and will have lunch at the Academy. (u)

As you will recall, while Attorney General, Mr. Clark held a conference of the U. S. Attorneys during which they visited Quantico for dinner & a night firearms demonstration. The Director, Mr. Tolson & the Executives Conference were present. Mr. Clark has always held the Firearms Instructors, & especially Mr. Zeiss, in high esteem, & SAC Sloan & SA Zeiss have had lunch with Justice Clark in the Supreme Court Building. Also, while Attorney General, Justice Clark requested that his son, Ramsey Clark, now Deputy Attorney General, be afforded defensive tactics training prior to his military induction. This was handled by SA Zeiss in the gymnasium in the Justice Building. (u)

I have instructed SAC Sloan to extend every courtesy to Justice Clark on his visit to the Academy. (u)

ACTION: None. Informative. (u) ST-117

REG 27 *67-72744-434*

AUG 27 1965

1 - Mr. DeLoach

HLS:les;hd

show every courtesy
JJC
WOL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-9 BTJ/ED

20 AUG 31 1965

8/27/65

AIRTEL

1 - Mr. [redacted]

TO: SAC, Chicago REC-56

FROM: Director, FBI ~~88-34514-13~~

62-72944-434X

CONTEMPLATED ASSASSINATION JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

Reurtel 8/25/65. (u)

Authority not being given for polygraph examination of [redacted] original source of allegation in captioned matter. You should intensify efforts through informants and other avenues to completely resolve this matter at the earliest possible time, and in this connection confront [redacted] with fact [redacted] denies any knowledge of plot (u)

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b7c

NOTE: [redacted] originally furnished information that Chicago top hoodlum [redacted] and police character [redacted] were involved in an alleged scheme to assassinate Justice Clark of the U. S. Supreme Court. [redacted] interviewed while in custody of Chicago police and denies any knowledge of such plot and Chicago has recommended polygraph examination of [redacted] to assist in exploring this matter. Authorization not being given and Chicago instructed to utilize other means of approach in resolving this situation. (u)

JGL:ral
(4)

MAILED 2
AUG 27 1965
COMM-FBI

XEROX
AUG 31 1965

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

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BJS/RL

52 SEP 8 1965 TELETYPE UNIT

5/22/70
Cone/mh
62-72944 cc Destroyed

UNRECORDED COPY FILED IN 62-72944

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

AUG 25 1965

mm
[Routing slip with handwritten marks and names]

TELETYPE

FBI CHICAGO

8:47 PM CDST URGENT 8/25/65 DRS

TO: DIRECTOR (91-22141)

FROM: CHICAGO (91-4165)

(u)
Tom C. CLARK

[Redacted]

CONTEMPLATED ASSASSINATION JUDGE CLARK, POLICE LIAISON, SPECIAL INVESTIGATIVE DIVISION MATTER. (u)

REMYTEL AUGUST TWENTY FOUR LAST/. (u)

mc
Chicago

[Redacted]

ARRESTED FOR ROBBERY INVESTIGATION BY CGPD

TWELVE FIFTEEN PM TODAY. [Redacted] DECLINED TO ANSWER ANY QUESTIONS

ASKED BY PD STATING WOULD NOT TALK WITHOUT LAWYER PRESENT. [Redacted]

INTERVIEW BY BUAGENTS TWELVE FIFTY FIVE PM TODAY, WHEN HE STATED

"YOU HAVE BETTER INFORMATION THAN I'VE GOT. THIS IS NOT TRUE.

WHO IS JUDGE CLARK? I DON'T EVEN KNOW A JUDGE CLARK. I'VE ONLY

BEEN IN CHICAGO A COUPLE OF MONTHS AND ALL THESE THINGS HAPPEN TO ME. (u)

WHILE THIS INTERVIEW DID NOT ELICIT AN ADMISSION FROM [Redacted]

SAME DID RESULT IN A DENIAL AND COULD WELL HAVE RESULTED IN ABORTING

THIS ALLEGED "PLOT" IF ONE EXISTED. (u)

62-72944-434X

CRIMINAL INTELLIGENCE UNIT

SERGEANT [Redacted], CIU, INDICATED CHICAGO POLICE WOULD

RELEASE [Redacted] TODAY FOLLOWING ARREST PROCESSING. SGT. [Redacted]

PHYSICAL SURVEILLANCE

STATED THE TWENTY FOUR HOUR FISUR ON [Redacted] COULD NOT BE FURTHER

JUSTIFIED AS [Redacted] HAS MADE NO PERTINENT CONTACTS NOR ACTED IN

PHYSICAL SURVEILLANCE

A SUSPICIOUS MANNER SINCE POLICE FISUR INSTITUTED AUGUST EIGHTEEN LAST (u)

AUG 27 1965

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DATE 6-17-83 BY SP-8 BTG/ND

AUG 31 1965 XEROX

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PAGE TWO

CHICAGO NOW SURVEYING INFORMANTS PERTINENT AREAS [REDACTED]
RESIDENCE AND EMPLOYMENT IN EFFORT TO AFFORD COVERAGE [REDACTED]

ACTIVITIES. IN VIEW OF IMPASSE NOW REACHED THIS INVESTIGATION,
CHICAGO RECOMMENDS FURTHER CONSIDERATION BE GIVEN BY BUREAU
TO AFFORDING POLYGRAPH EXAMINATION TO ORIGINAL SOURCE OF

b6
b7c

ALLEGATION, [REDACTED]. ARRANGEMENTS COULD BE MADE THROUGH
USA, CHICAGO, TO HAVE [REDACTED] BROUGHT FROM COOK COUNTY JAIL TO
FEDERAL BUILDING UNDER SUBPOENA WHERE POLYGRAPH WOULD BE GIVEN. (u)

BUREAU WILL BE IMMEDIATELY ADVISED ANY DEVELOPMENTS. (u)

[REDACTED] CONSIDERED ARMED AND DANGEROUS. (u)

END

WA.....JXM

FBI WASH DC

SPECIAL INVESTIGATIVE DIVISION

8/26/65

[redacted], a UFAP-Robbery subject, now
Cook County Jail, Illinois,
[redacted] and, previously indicated to
[redacted] fellow prisoner that he had a "contract"
from [redacted] for murder of individual
who from description was believed to
be Associate Justice Clark. [redacted]
at interview indicated allegation
untrue. Chicago believes if plot did
exist, it may now be aborted but
recommends polygraph examination of
Cook County prisoner who gave us the
information. Authority for polygraph
not being granted. Chicago being
instructed to confront Cook County
prisoner, [redacted] with [redacted]
denial in effort to further resolve
allegation. (u)

b6

b7C

AAS:gjf

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DATE 6/11/83 BY SP-8 GTS/ELB

[Handwritten signatures and initials]

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Mohr

DATE: 8-27-65

FROM : J. J. Casper

SUBJECT: JUSTICE TOM C. CLARK
ASSOCIATE JUSTICE
U. S. SUPREME COURT
VISIT TO FBI ACADEMY, 8-26-65

ea

JJC / *(u)*

(u)
2-
Sh
B. J. ...
C. ...

Reference is made to my memo of 8-25-65. *(u)*

SAC Sloan advises that Justice Clark, accompanied by his grandson, [redacted] and his three young friends, [redacted] and [redacted] (neighbors of Ramsey Clark, Deputy Attorney General), arrived at the Academy yesterday morning. They were taken on a tour of the Academy Building by SA Zeiss, had lunch with SA Zeiss and SAC Sloan, and with them proceeded to the range, where Justice Clark and the boys fired .22 caliber revolvers, rifles, and the Thompson submachine gun. (Justice Clark stated that this is the first time he had ever fired a revolver.) *(u)*

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b7c

Mr. Clark made many complimentary remarks regarding our training facilities, and was most appreciative of the time spent by SAC Sloan and SA Zeiss with the group. He told SAC Sloan that in the recent conversation with President Johnson, he told the President that if all police officers could receive FBI training, we wouldn't have the crime problems we have today. He also advised that he was very grateful to Mr. Hoover for permitting us to train the Supreme Court guards in the use of firearms, and that as a result of the training, the guards were an entirely different and improved group. *(u)*

He made numerous pictures of the boys while firing and told SAC Sloan on leaving that if there was anything he could do to help us obtain our expanded training facilities, to let him know. He said he could see no difficulty in the Congress in that regard. *(u)*

ACTION:

None. Informative. *(u)*

REC 45. *72-144-435*

5 AUG 31 1965

1 - Mr. DeLoach

HLS:mm

(3)

52 SEP 3 1965

ALL INFORMATION CONTAINED
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DATE 6-17-83 BY SP-8 BTJ/aw

EMTO

9/1/65

AIRTEL

1 - Mr. [redacted]

TO: SAC, Chicago

FROM: Director, FBI

1 (u)
TOM C. CLARK

2
[Signature]

[redacted]

ILL

CONTEMPLATED ASSASSINATION JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

b6
b7c

ReBuairtel 8/27/65. *(u)*

Expedite requested investigation and promptly furnish results to Bureau. *(u)*

NOTE: Chicago is checking out an original allegation that top hoodlum [redacted] and one [redacted] were involved in an alleged scheme to assassinate Justice Clark of the U. S. Supreme Court. *(u)*

JGL:ral
(4)

[Handwritten signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9/17/83 BY SP-8 BTJ/RL

MAILED 25
SEP 1 1965
COMM-FBI

REC-66
EX 105

62-70944-436

19 SEP 2 1965

MAY 22 1970

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

MAIL ROOM TELETYPE UNIT

UNRECORDED-COPY-REFILED-IN

F B I

Date: 9/1/65

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

Via AIRTEL _____
(Priority)

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

TO : DIRECTOR, FBI (91-22141)

FROM : SAC, CHICAGO (91-4165)

SUBJECT: [REDACTED] ¹²²
CONTEMPLATED ASSASSINATION
JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

Re Bureau airtel, 8/27/65.

Chicago informants in position to furnish information re activities [REDACTED] including [REDACTED] and PCIs [REDACTED] and [REDACTED] unable to furnish pertinent information re this matter to date. (u)

[REDACTED] observed 8/31/65 by Chicago Police Department Detectives at Leaning Tower of Pizza, 851 North State State Street, Chicago. (u)

During past two weeks, Chicago newspapers have afforded considerable publicity to Cook County Sheriff's Office, probe re preferential treatment afforded [REDACTED] in Cook County jail. As result of this probe, two jail guards have been dismissed. US Bureau of Narcotics and USA Office, Chicago, also active in this probe, although newspapers in this connection only referred to another "investigative agency independent" from the Cook County Sheriff's Office. The Cook County Sheriff's (u)

- 3 - Bureau
 - 2 - Chicago
 - 1 - 62-6343 (u)
- RLB:cah
(5)

EX - 107 62-72944-436A

REC-50

2 SEP 2 1965

C C Wick

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/17/83 BY SP-8 RJS/RL

Approved: 54 SEP 3 1965 Special Agent in Charge

Sent _____ M Per _____

Tom C. Clark

CC 91-4165

[redacted] has declined to identify this other agency. It is noted [redacted] has been officially afforded FBI interview at Cook County Jail on two previous occasions. News sources have access to county jail logs reflecting interviews and might construe FBI investigation in this matter as being connected with the Cook County Jail probe. (U)

UACB due to nature of open inquiry necessitated by Cook County Jail regulations which include logging-in procedures by interviewers another interview with [redacted] [redacted] is not contemplated until such time as above probe quiets down. (U)

b6
b7C

[redacted] Chicago will intensify informant coverage, [redacted] [redacted] and will reinterview [redacted] when deemed advisable, probably within next two weeks. (U)

Bureau will be immediately advised any developments. (U)

[redacted] CONSIDERED ARMED AND DANGEROUS. (U)

F B I

Date: 9/10/65

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

Via AIRTEL _____
(Priority)

TO : DIRECTOR, FBI (91-22141) (u)
FROM : SAC, CHICAGO (91-4165) (u)
SUBJECT: [redacted] (u)
CONTEMPLATED ASSASSINATION
JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

Re Chicago airtel to Bureau 9/1/65. (u)

[redacted] advised 9/10/65 Leaning Tower of Pizza, 851 North State Street, Chicago, closed by Chicago PD 9/7/65 due to violation health regulations. [redacted] also ascertained [redacted] related to [redacted] aka [redacted] Informant also learned [redacted] and [redacted] (LNU), employee at Leaning Tower of Pizza, had recently travelled to Philadelphia, Pa., allegedly on behalf [redacted] (u)

[redacted] and PCIs [redacted] and [redacted] unable to furnish pertinent information re [redacted] during current contacts. Sergeant [redacted] Criminal Intelligence Unit, Chicago PD, advised 9/8/65 [redacted] hearing in Cook County Criminal Court, Chicago, re \$67,000.00 robbery of the Philadelphia Transportation Company, Philadelphia, Pa., continued to 9/29/65. (u)

If deemed advisable, Chicago will re-interview [redacted] during following week (u)

Bureau will be immediately advised any developments. (u)

[redacted] CONSIDERED ARMED AND DANGEROUS (u)

1 - Bureau
1 - Chicago
(1 - 62-6343)
RLB:jeo

MAY 22 1970

REC 1

62-92944-437

9 SEP 13 1965

Sent EX-113 M Per

Special Agent in Charge

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DATE 1-19-83 BY 88-8 GTS/ML

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b2
b6
b7C
b7D

F B I

Date: 9/15/65

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

Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI - (91-22211) (u)

FROM: SAC, CHICAGO (91-4165)

SUBJECT: [redacted] 142
CONTEMPLATED ASSASSINATION
JUDGE CLARK
POLICE LIAISON
SPECIAL INVESTIGATIVE DIVISION MATTER

Re Chicago airtel to Bureau dated 9/10/65. (u) 62-72944-437

[redacted] Inmate, Cook County Jail, Chicago, Illinois, who is original source of allegation concerning plot to kill Judge CLARK, reinterviewed by BuAgents 9/15/65, At commencement of interview, [redacted] expressed disappointment that FBI had not interceded on his behalf re pending local charges against him. [redacted] was reminded that no promises were ever made to him by BuAgents and [redacted] was told by FBI would not intercede with local prosecution against him. [redacted] agreed that no promises had been made to him by BuAgents in exchange for information but added that he hoped information furnished by him would merit assistance by the FBI re his local prosecution. (u)

[redacted] reiterated he had furnished the truth to BuAgents as best as he can recall and understand concerning the assassination plot. Following the gangland killing of Chicago hoodlum [redacted] during the early a.m. of 9/11/65 in Chicago, [redacted] stated that on further reflection, of this incident, he realized that the conversation he had with [redacted] in the Cook County Jail could have referred to [redacted] rather than Judge CLARK. [redacted] said he (u)

- 3 - Bureau
 - 2 - Chicago
 - 1 - 62-6343
- RLB/pa s
(5)

§§.SREC-42

1 SEP 17 1965

ALL INFORMATION CONTAINED

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Classified by 190 JMM/... DATE 6/1/83 BY 88-8 BTJ/RO Per [signature]
Special Agent in Charge

Tom C. CLARK

[Handwritten initials]

§§.SREC-42

b6
b7C
b7D

62-72944-437X

88-4714-14

seriously considered writing the Chicago FBI Office for another interview but did not do so because of close censorship in the Cook County Jail following investigation of [redacted] activities there. [redacted] explained he felt a letter would bring attention to him. [redacted] recalled Lake Shore Drive being mentioned by [redacted] and learned that MANNY SKAR was killed in the rear of his Lake Shore Apartment. [redacted] stated that he now recalls [redacted] talking about a man and a woman in connection with this assassination plot but cannot remember whether they were intended victims or any other reason why they were mentioned by [redacted] (U)

[redacted] also mentioned that approximately ten days after his interviews with BuAgents on 8/16/65 (FNU) [redacted] a Negro inmate in the Cook County Jail, gave [redacted] an address and phone number where he could contact [redacted] [redacted] should he change his mind". This address was at Leaning Tower Pizza, 851 North State Street, Chicago, telephone 664-5264, (FNU) [redacted] according to [redacted] is charged with armed robbery and was a close associate of [redacted] in the Cook County Jail. (U)

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b7C
b7D

[redacted] stated he has had no further discussions with anyone in connection with instant assassination plot since previous interviews by BuAgents. (U)

Above information furnished 9/15/65 to Commander [redacted] Homicide Division, Chicago Police Department, who is in charge of MANNY SKAR's homicide investigation. (U)

Inasmuch as no information re this alleged assassination plot has been received from any other sources and [redacted] has admitted confusion in his understanding of the details of the alleged plot, the Chicago Division does not contemplate further investigation UACB. (U)

[redacted] CONSIDERED ARMED AND DANGEROUS.

UNITED STATES GOVERNMENT

Memorandum

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

1-Mr. Conrad

DATE: 10/21/65

1-Mr. Jevons, 7133

TO : Mr. Conrad *JWC*

FROM : R. H. Jevons *RHJ*

SUBJECT: SUPREME COURT JUSTICE
TOM CLARK
DESTRUCTION OF OLD AMMUNITION

[redacted] of Supreme Court Justice Tom Clark's office telephoned this afternoon and advised that the Justice had a number of boxes of old shotgun shells that he would like to have destroyed. She is desirous of the Bureau destroying these old shotgun shells for the Justice. (u)

b6
b7C

ACTION:

Unless advised to the contrary, arrangements will be made to obtain these old shotgun shells and destroy them at Quantico. (u)

*Filed up by
Mrs. Dancy 11/02/65
Dumaine*

1-Mr. Belmont
1-Mr. Mohr
1-Mr. Casper
1-Mr. DeLoach

RHJ:feh

(7) *feh*

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DATE 6/12/83 BY 1888 BT/RLW

REC-40

62-72944-438

14 NOV 8 1965

F16
NOV 12 1965

SECRET

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Mohr

DATE: August 17, 1966

FROM : J. J. Casper

SUBJECT: JUSTICE TOM C. CLARK
ASSOCIATE JUSTICE
U. S. SUPREME COURT
VISIT TO FBI ACADEMY
AUGUST 17, 1966

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

[Handwritten signature]

[Handwritten initials: MAA, JRH, di]

Re memorandum J. J. Casper to Mr. Mohr dated August 16, 1966, ^{see file} advising that Justice Clark and his Grandson, Tommy Clark, would visit the FBI Academy today. (u) DC

Justice Clark and his Grandson together with two children, who are neighbors of Justice Clark, visited the Academy today and had lunch. Justice Clark was most complimentary of our facilities at Quantico and stated he wished that there was a facility for training U. S. Commissioners, Assistant U. S. Attorneys and new Federal District Judges similar to that of the FBI. He remarked that if such a training facility was available it would save the U. S. Supreme Court a lot of work. Justice Clark advised SAC Sloan that he had just returned from the West Coast and that everywhere he went he found a lot of enthusiasm for the expanded FBI training facilities and program. (u)

While at the Academy Justice Clark shot skeet for the first time in his life and broke 10 birds out of 25. He also brought his own .22 rifle and fired a few rounds with this rifle at our range. (u)

Justice Clark commented to SAC Sloan that he would probably call the Director sometime tomorrow and that as soon as the Supreme Court is convened in the Fall he was going to invite the Director to have lunch at the Supreme Court with members of the Court. (u)

RECOMMENDATION:

Submitted for information. (u)

- 1 - Miss Holmes
- 1 - Mr. Wick
- 1 - Mr. DeLoach

TJJ/hcv

57 AUG 24 1966

REC 20

62-72944-439

10 AUG 19 1966

[Handwritten signatures and initials]

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NOTED
[Handwritten initials]

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Mohr (u)

FROM : J. J. Casper (u)

SUBJECT: JUSTICE TOM C. CLARK
ASSOCIATE JUSTICE
U. S. SUPREME COURT
VISIT TO FBI ACADEMY
AUGUST 17, 1966 (u)

DATE: August 16, 1966

ADD
9-2-

SAC Sloan telephoned from Quantico advising that he received a telephone call from Justice Clark's secretary this morning stating that the Justice and his Grandson, [redacted] (son of Ramsey Clark, Deputy Attorney General) would like to visit the Academy tomorrow, 8/17/66. Sloan suggested they arrive at the Academy on time for lunch. (u)

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b7c

For information, Justice Clark and his Grandson visited the Academy on August 26, 1965, and both were most complimentary in their remarks of the facilities at Quantico and the caliber of training given to our Agents. (u)

I have instructed Sloan to extend every courtesy to the Justice on their visit tomorrow. (u)

SE

ACTION:

Information. (u)

Handwritten initials/signature

REC-37
FBI
AUG 17 1966

REC 37

62-72944-440

1 - Mr. Wick
1 - Mr. DeLoach
HLS/hcv
(4)

16 AUG 18 1966

ST-100

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DATE 6/17/83 BY SP8 BTJ/RLP

61 AUG 25 1966

Handwritten signature/initials

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Felt

DATE: September 14, 1966

FROM : H. L. Edwards

ALL INFORMATION CONTAINED

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DATE 6-17-83 BY 88-8 BTJ/W

SUBJECT

21ST NATIONAL CONFERENCE ON CITIZENSHIP
WASHINGTON, D. C., 9/12-14/66
ADDRESS BY ASSOCIATE JUSTICE OF THE U. S. SUPREME COURT
TOM C. CLARK

Attached is a copy of the address of Associate Justice Clark which he gave at the Annual Dinner, 9-13-66. It was entitled, "Citizenship -- Gives Much and Expects Much." (u)

Justice Clark's speech was one of the hardest hitting I have ever heard him give and some of his statements were particularly noteworthy, considering the fact that they come from one of the Justices of the U. S. Supreme Court. He said everything which is in the manuscript but, in addition, he adlibbed and even went beyond some of the hard-hitting manuscript statements. (u)

For example, on the subject of civil disobedience, Justice Clark stated, "Some of us also seem to forget that the right of the people to assemble and petition does not include fighting, looting, burning and killing. This turns a sacred right into a disgraceful riot. . . ." He later said, ". . . we have the spectacle of civil disorders breaking out like waves all over the land. Nor are those participating in them the garden variety of criminals. They are of many ages and occupations, of different colors and sex, all law breakers by mood in outbursts of disrespect for law and constituted authority. As a result, the ranks of the law-breaking and the law-abiding have become mixed and confused. Law and its authority are defied -- local governments are confronted with staggering problems of maintaining peace and safety -- and we agonize over the sight of individual liberty run riot. . . . Our problem today is our failure to teach our people democracy as written in our fundamental law -- individual rights rather than individual riot. . . ." (u)

62-72944-7410 X

Speaking of juvenile delinquency and youthful criminality, Justice Clark stated, "The first disturbing sign (speaking of the fact that after almost two centuries of law, today we are 'so remarkably lawless') is the increase in delinquency among young people between the ages of 15 to 25 years. Our highest incidence of crime is in this age bracket." He then adlibbed by making reference to the fact that in the present century the U. S. has set up a system of juvenile courts but parents have gone far beyond the legislative intention and have actually abdicated their parental responsibilities and have left the whole matter of training and disciplining of juveniles and youth up to the judges. (u)

Enclosures

Sent 9-15-66

REC-58 58-111-109-1557-66

ENCLOSURE

1 - Mr. DeLoach
OCT 18 1966

EX 106

10 OCT 12 1966

HLE:mbk

5)

(u) v - - v - -

(CONTINUED - OVER)

847

Memorandum to Mr. Felt

Re: 21st National Conference on Citizenship, Washington, D. C., 9/12-14/66
Address by Associate Justice Tom C. Clark

Speaking of education, Justice Clark spoke of the massive educational programs, the billions of dollars spent on education, and he said that education has become a mass production operation. "As a consequence there is little attention given the individual student, especially the average one. These knowledge factories have become faceless and machine like. . . . We have forgotten about teaching democracy in our homes, in our schools and in our colleges and universities." (u)

Approximately 500 people attended the banquet of whom at least one-third were teenagers and older youths. The impression and impact made by Justice Clark were obvious, judging from the applause he received, the numerous comments of a favorable nature which were made following his address, and the number of people who came up to congratulate him after it was over. Copies of his manuscript were distributed to all present. (u)

At the business session this morning Justice Clark was re-elected President of the National Conference on Citizenship for the next year. He has been connected with the National Conference on Citizenship since it began in 1946 and, as Attorney General of the United States in that year, he sponsored the First Conference at Philadelphia. The instant conference was the 21st, and Justice Clark referred to this Twenty-first Conference as the "coming of age" conference. He mentioned that the Conference now has as affiliates more than 700 outstanding organizations in the country whose representatives attend. (u)

RECOMMENDATION: That an appropriate letter be sent to Justice Clark congratulating him on his hard-hitting address and on his re-election as President of the National Conference on Citizenship. If approved, Crime Records Division to handle. (u)

Proposed letter attached. (u)

Handwritten notes and signatures:
✓
W TSB
7
JK
As
(u) / OK
K

An Address

by

MR. JUSTICE CLARK
Associate Justice
Supreme Court of the United States

"Citizenship -- Gives Much and Expects Much"

TWENTY-FIRST NATIONAL CONFERENCE ON CITIZENSHIP

Washington, D. C.

September 13, 1966

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/17/83 BY SP-8 BTJ/WD

62-72944-440X

~~62-97557~~ 88

ENCLOSURE

Mr. Justice Clark

It is a high honor and to me a cherished privilege to meet with you tonight at this the 21st National Conference on Citizenship. It was my good fortune as Attorney General of the United States to sponsor the first Conference at Philadelphia in 1946. The Conference has now become of age and we who conceived and have nurtured it over the years are proud of its accomplishment. Chartered by the Congress of the United States, the Conference now has as affiliates over 700 of the outstanding organizations of our country. Most of you who are in attendance here tonight come as the representatives of those associations; others attend as the delegates of States and municipalities.

The Conference has prospered because of the devotion of its members and the diligence and hard work of its staff, headed by my old friend, Judge Hyatt. I am pleased to announce that the Conference only last week received a three-year grant from the Allegheny Corporation. Through it we will be able to secure the services of Brigadier General Charles H. Cox, Retired, who will act as Executive Director of the Conference. We welcome General Cox to our staff and have every confidence that his service with it will be as distinguished as was that which he rendered in the United States Marine Corps. Having become of age, we are expecting even greater accomplishments from the Conference. Tonight, I predict that it will soon be recognized as the most effective organization in the field of citizenship in America.

The Conference has honored, and will continue to honor, the Purple Heart Veterans of America. Tonight, we honor those of Viet Nam. We owe them a deep debt of gratitude for continuing America's fight for the right of all men to be free. As we pay tribute to them we also recognize all Purple Heart veterans in homes and hospitals everywhere, as well as those who throughout our history have rendered like service even unto death. They teach us the lesson that a free people must always be ready and willing to defend their freedom.

It is true -- as we are often told -- "Memory is the thing we forget with."

Too often, too many forget. We often forget that our forefathers came here to escape tyranny, both temporal and spiritual; that they built a great democracy based on the fundamental proposition that all men are entitled to be free; that it took almost a hundred years and a war for us to secure the right of freedom to all Americans regardless of race, creed or color; and even now a century later we agonize among ourselves over the fulfillment of this same right to be free and equal among ourselves. In the foreign field we often forget that the security we enjoyed from the time of Napoleon until World War I was not due to our superiority in government but rather to a temporary constellation of world power. We overlook that we have since been twice surprised by the onset of war and seldom mention that in each instance we failed to capitalize fully on the opportunities for establishing a more stable world. In short, we underestimated the role of power and overestimated that of the good Samaritan as an instrument of world peace. Even today millions of us fail to realize that the world has grown so small that the possibility of any nation isolating itself is a physical impossibility. The advances of science have brought instantaneous communication and confrontation to all parts of the world; supersonic travel takes the astronauts around the world in the time that it takes to drive from Washington to Baltimore. You can leave Tokyo at 10:00 p.m. and arrive in Honolulu at 10:30 a.m. the same day -- eleven and a half hours before you took off. When I was a boy, there was an old Limerick that we thought expressed fantasy:

"There was a young man named Bright,
Whose speed was far faster than light.
He set off one day in a relative way
And came back the previous night."

Today, this Limerick reflects truth and actuality. As a consequence of these advances in technology, speed, communication and destruction we can escape the problems of the peoples on the other side of the earth about as well as we can escape

death and taxes.

Some of us also seem to forget that the right of the people to assemble and petition does not include fighting, looting, burning and killing. This turns a sacred right into a disgraceful riot. Those who engage in such conduct do lasting harm to their cause. They fail to remember that constitutional rights and privileges carry with them concomitant duties and responsibilities. Our individual rights are bound together with the welfare of all of us. Why is it that, after almost two centuries of law, today we are so remarkably lawless? Nor is it the cold, calculating criminal alone that faces us. We have a wider problem. The first disturbing sign is the increase in delinquency among young people between the ages of 15 to 25 years. Our highest incidence of crime is in this age bracket. Some say that it is the result of poverty, slums, housing, recreation, etc. But delinquency is present at an equal rate among the more affluent families. Next, we have the spectacle of civil disorders breaking out like waves all over the land. Nor are those participating in them the garden variety of criminals. They are of many ages and occupations, of different colors and sex, all law breakers by mood in outbursts of disrespect for law and constituted authority. As a result, the ranks of the law-breaking and the law-abiding have become mixed and confused. Law and its authority are defied -- local governments are confronted with staggering problems of maintaining peace and safety -- and we agonize over the sight of individual liberty run riot.

And another thing we forget is that this orgy of crime and riot is seen around the world. Who knows but what its image has accentuated the present low ebb in our standing in the community of nations? It was the German publicity chief, Goebbels, who said a quarter of a century ago that no country had so many social and racial tensions as did we. And he added: "I shall play upon them as on many, many strings." Others are now taking a lesson from his bow.

But let us reason together on the causes of this lawlessness. First of all, it is deep-seated and we cannot, therefore, expect to cure it overnight. Certainly

the many federal and state programs now in progress to eliminate slums and ghettos, to reduce poverty and to equalize opportunity, should be of great assistance. Likewise, the youth programs should prove most beneficial. And the national manpower conservation program of the Selective Service System, the Public Health Service and the Department of Defense should do much to remedy the health and physical defects of these young men who, because of these deficiencies, are not able to participate in their country's fight for world peace. We have forgotten that in World War II some 5,000,000 young men could not respond to their country's call because of physical and mental defects. And, we have massive educational programs. Indeed we have forged a new educational system. We spend 38 billion dollars on it, 30% of which is for higher education. The federal government alone poured two billion dollars last year into universities for research and development. That is almost a fourth of the operating income of all of the colleges and universities in the ~~United~~ States. Research grants are engulfing the universities and the whole education system is on a mass production basis. As a consequence there is little attention given the individual student, especially the average one. These knowledge factories have become faceless and machine like. I stand up with Amory Houghton, Jr., Chairman of the Corning Glass Works, who declared recently in an address at Centre College: "Our problem today is not in producing more technology; our problem is in using it. Our problem is not science, it's democracy." We have forgotten about teaching democracy in our homes, in our schools and in our colleges and universities. A family used to be more than a blood-relationship. It was a special place we all loved and were taught standards of behavior and democratic living that stayed with us the rest of our lives. And our grade and preparatory schools supplemented this homework by teaching about our heritage, our government, the respect that we each owe to law and constituted authority and other basic principles that govern a democratic society.

Our great President touched upon the problem in his Citizenship Day and Con-

stitution Week Proclamation. He said, in part, that "It is very important that every American understand our system of government, cherish the fundamentals of freedom and be always ready to defend our heritage for which so many have given so much." I submit that one cannot "be ready" unless he knows of his heritage, has been taught to cherish his freedom, and understands his system of government.

Sophocles said that truth is the strongest argument. And it still is. The truth is that millions of our citizens know little or nothing about the Constitution, the Bill of Rights, the nature of our government and the distinguished heritage that is theirs. You read about the citizen who, a few years ago, tore the Bill of Rights from a bulletin board in a public building and denounced it as subversive material; you heard of civil rights leaders denouncing court orders and refusing to obey those that did not suit their mood; you know that we have 15 million functional illiterates in our population and that some 65 million citizens over the age of 18 years do not have a high school education. Our problem today is our failure to teach our people democracy as written in our fundamental law -- individual rights rather than individual riot -- respect for law and constituted authority and the personal relationship that each of us must maintain with our great heritage and the government that it represents. These principles must be brought home to all Americans. This is the challenge that this Conference must meet. With its 700 affiliated organizations and their millions of members, it can perform this job. We must bring the problem to the attention of all Americans, especially educators and youth organizations so that our educational system may be alerted and steps taken to correct these deficiencies.

It is vitally important that our country produce more citizens who are alert to these fundamental concepts of our society. This is especially true with youth. I am happy to say that one-third of the attendance at this Conference is made up of young citizens. We who are of an older generation are proud of them. We feel that we have improved upon ourselves. As has been said, "Youth is not a time of life, it

is a state of mind." And the state of mind of youth as a whole today is far more knowledgeable than their years. They say it is a young man's world but I like to think at age 67 that we grow old only when we desert our ideals; we are as young as our faith; as strong as our self-confidence and as happy as our hopes; we grow old only when we are overcome by our doubts; when we nourish our fears and practice our despairs.

It is true that our future is in the hands of those of younger years. We are fortunate in having such a good crop. I have explicit faith in them. As I have said, some get out of line but percentagewise it is small. We must enlist them in a great campaign for good citizenship. That is our salvation. In this challenging age we must think of them as being "of us" not just "with us." Properly trained they will continue to improve our society and its processes. Their dedication to this goal depends upon our actions. Together we must develop a living democracy in which we all partake in perfect harmony.

It has been my good fortune to be permitted over a lifetime to be and to work with the Boy Scouts. Each year they have a Jamboree at which over 50,000 boys attend. At its close they have a very impressive ceremony. As they stand in mass on a hillside, each boy lights a tiny candle -- 50,000 candle power lights them and the earth about them. No dark place can be seen.

We see many dark places in our social structure today. But all that we need are candles -- you and I and millions of others must be like candles bringing light to dark places, here and there and everywhere -- you in your place and I in mine. Never forget. "It is better to light one candle than to curse the darkness."

September 15, 1966

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C. 20543

Dear Tom:

I have read a copy of your address of
September 13th before the Twenty-first National
Conference on Citizenship and want to congratulate
you for your timely and hard-hitting remarks, which
I am sure were well received. (u)

Your re-election to the presidency of
the National Conference on Citizenship is still another
tribute to you, and you have my very best wishes for a
highly successful year in this office. (u)

Sincerely,

Edgar



MAILED 11
SEP 15 1966
COMM-FBI

NOTE: Justice Clark is on the Special Correspondents' List on a
first-name basis. This letter recommended by Inspection Division. See
Edwards to Felt, 21st Nat'l. Conf. on Citizenship. Wash, D.C. 9-12-14-66
HRH:rlf Address by Assoc. Just. of U.S. Supreme Ct. Tom C. Clark
(3) *rlf* dated 9/14/66, HLE:mb

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TELETYPE UNIT

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE TOM C. CLARK

September 23, 1966

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. DeLoach	<input checked="" type="checkbox"/>
Mr. Mohr	<input checked="" type="checkbox"/>
Mr. Wick	<input checked="" type="checkbox"/>
Mr. Casper	<input checked="" type="checkbox"/>
Mr. Callahan	<input type="checkbox"/>
Mr. Conrad	<input type="checkbox"/>
Mr. Felt	<input type="checkbox"/>
Mr. Gale	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Sullivan	<input type="checkbox"/>
Mr. Tavel	<input type="checkbox"/>
Mr. Trotter	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Miss Holmes	<input type="checkbox"/>
Miss Gandy	<input checked="" type="checkbox"/>

Dear Edgar:

Upon my return from a trip West I found your September 15th letter about my National Conference on Citizenship speech. I very much appreciate your generous words. The Conference on Citizenship organization is a good one and needs all the help it can muster.

REC-48

With best wishes, I remain

Tom Clark
Sincerely,

Tom Clark

Tom (Clark)

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

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Houston, Texas
October 16, 1945

Director, FBI

Re: TOM C. CLARK
Attorney General
Miscellaneous

ATTENTION: Inspector Robert C. Hendon

Dear Sir:

The following information is being submitted relative to the Attorney General's visit in the Houston territory and in conformity with instructions received from Inspector Hendon.

The Attorney General, accompanied by his brother, ROBERT; SAM RIDDICK, Public Relations Officer for the Department of Justice; and Special Agent TOM WEBB, arrived at Corpus Christi, Texas at 4:15 P.M. on October 11, 1945. Through arrangements perfected by Mr. James L. Lattimore, President of the Nueces County Bar Association, the Writer was in attendance at all functions given in honor of the General. His main and only public appearance at Corpus Christi was at a dinner dance given by the Nueces Bar Association in the Driscoll Hotel on October 11 at 7 P.M. Mr. Lattimore served as toastmaster and the Attorney General, in his talk, made a very complimentary reference to the FBI when he mentioned the manner in which Federal Judgeships were selected. He stated that each application, after being personally considered by him, was given the FBI for appropriate investigation. He said, speaking of the FBI, he wanted at that point to mention that the FBI was the best investigative agency of its kind in the world. He said that as Attorney General he had had the opportunity of trying numerous important cases as based on FBI testimony and that FBI Agents were the best witnesses since they had their facts well at hand and knew how to put proper emphasis on matters developed by investigation. In his talk, he also dealt on the matter of juvenile delinquency and used figures supplied by the Director to whom he gave full credit in talking on these matters.

The Attorney General's reference to the FBI at this meeting should be considered most helpful since all members of the State Supreme Court, the Circuit Court of Appeals, and local State Judges from the southeastern part of Texas were in attendance. In addition, all lawyers were present and many State officials, including the former Governor, James Allred.

Director

Re: Tom C. Clark, Attorney General

HO 10/16/45

The Attorney General left Corpus Christi, Texas for Houston at 9:20 A.M. on October 12 by Braniff plane and the Writer accompanied him at the General's request. During the course of the trip, I told the Attorney General that we of the FBI were truly appreciative of his complimentary reference to the Bureau in his speech the evening before. He said he was sincere in making the remark as he really felt the FBI, under the Director's leadership, was the finest of its kind.

While the Attorney General was in Corpus Christi, Admiral J. J. (Jocko) Clark, Commander of the Corpus Christi Naval Air Training Bases, served as his host upon arrival and at a club breakfast at the Admiral's home on the morning prior to his departure for Houston. Admiral Clark, it will be recalled, is of The Fighting Lady fame and a nationally known figure in Naval actions in the Pacific.

On arrival at Houston at 10:30 A.M. on October 12, the Attorney General and members of his party were guests at a luncheon held at the Houston Country Club and sponsored by Mr. Douglas W. McGregor, former United States Attorney for the Southern District of Texas, and former Governor William P. Hobby, now of the "Houston Post." The Writer was in attendance with the Attorney General at both the invitation of Mr. McGregor and Mr. Hobby. The talk given by the Attorney General on this occasion was strictly informal with no references being made to Departmental matters.

On the evening of October 12, 1945, the Attorney General, as the guest of honor, appeared at a dinner given at the Rice Hotel under the sponsorship of the Houston Bar Association. Mr. James L. Shepherd, Jr., President, served as toastmaster and principal arranger, being assisted by Mr. McGregor. An estimated 500 people were present as dinner guests. In this address, the Attorney General again referred to juvenile delinquency, using the figures and reference to the Director as in the Corpus Christi talk. In his talk he related the following humorous incident concerning a watch which was given him upon his inauguration as Attorney General by an unknown donor. He said appreciating that he would be unable to accept the gift if it came from a member of the Department of Justice, he called upon the Director to make an investigation. He said that true to its reputation, the FBI always got its man and he was relieved to know that the donor of the watch was an outside individual thus enabling him to retain the gift. No other reference was made to the Bureau in this particular talk.

Director

Re: Tom C. Clark, Attorney General

HO 10/16/45

As indicated, I was able to be with the Attorney General the majority of the time and I know from his comments made publicly and to me personally that he thinks most highly of the Director and what the Bureau is accomplishing in investigative matters. Mr. Robert Clark, the Attorney General's brother, personally told me of his high admiration for the Bureau. I found Sam B. Riddick very affable and a sincere admirer of the Bureau. Special Agent Tom Webb performed his duties creditably.

The Attorney General, after staying in Houston on the night of October 12, was personally taken to the airport by the Writer and he departed for Dallas, Texas at 8:29 A.M. on that date. SAC Percy Wily was notified telephonically of this fact.

Of interest to the Bureau, I am enclosing herewith one copy each of the press releases which appeared in the papers in Corpus Christi and Houston. Two additional copies of the releases, together with glossy photographs taken, are being sent separately and directly to Mr. Riddick in accordance with his request.

I might mention that the Attorney General gave the Writer an autographed photograph of himself. I feel from my own experience and from remarks made by those making arrangements for the Attorney General's visit in the Houston territory that everything went along smoothly and to the satisfaction of all those participating.

Very truly yours,

GALEN N. WILLIS
SAC

GNW:NK
Enclosures
67-199

SPECIAL DELIVERY

THE HOUSTON POST
HOUSTON, TEXAS
OCTOBER 9, 1945

Tom C. Clark Will Talk Here

United States Attorney General Tom C. Clark will talk here Friday.

He will be guest speaker at a dinner of the Houston Bar association at 7 p. m. in the main ballroom of the Rice hotel. Before the dinner a cocktail party will be held at 6:15 p. m. in the South American room.

More than 500 are expected to attend. Invitations have been extended to members of the bar in Southeast Texas.

Attorney General Clark is a Texan. He was appointed by President Truman and took the oath of office June 30 after the Senate had confirmed the appointment.

Former United States District Attorney Douglas McGregor will introduce Mr. Clark at the dinner. James L. Shepherd, president of the Houston bar, will preside.

Tickets are not on sale in the office of the bar association in the Civil Courts building.

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THE HOUSTON CHRONICLE
HOUSTON, TEXAS
OCTOBER 11, 1945

COMING HERE.



United States Attorney General Tom C. Clark of Dallas will arrive here by plane at 10 a.m. Friday, James L. Shepherd, president of the Houston Bar Association, said Thursday.

Mr. Clark will be honor gueset and speaker at a dinner given by the association in the Rice Hotel at 7 p.m. Friday. Earlier, he will attend a luncheon given by friends at the Houston Country Club.

More than 400 reservations have been made for the Friday night dinner. Others wishing to attend are urged by Mr. Shepherd to secure reservations at the bar association's office in the Civil Courts Building.

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FBI	HOUSTON, TEXAS	
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THE HOUSTON POST
HOUSTON, TEXAS
OCTOBER 11, 1945
FRONT PAGE

Free Competition Will Be Protected, Clark Promises

DALLAS, Oct. 10.—(AP)—Attorney General Tom C. Clark said here Wednesday night that the department of justice is open to every person with an honorable cause and no businessman need fear government interference where the ethical rights of free competition are respected.

The attorney general, a native of Dallas, in an address prepared for delivery at a banquet in his honor, mentioned the Sherman anti-trust act. He said it was designed to maintain free enterprise and "no honest man at all can look at it in fear."

"I acknowledge myself and desire above all to be the lawyer for the people of the United States," he said. "If the department of justice abides by its very name then justice compels me to be the advocate of every person with an honest cause and an honest hand."

No Terror Instrument

"I want no notion to exist that the department of justice is an instrument of terrifying account raised to batter American business and the free enterprise for which our great President has but so recently given the freest rein. Every door in the department is open to any American businessman, from the largest to the smallest, if he has a cause and is deserving under

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the law of protection. I am somewhat abashed at the very saying of this. But too often we must correct misconceptions.

"To a recent group of prominent Maryland attorneys I stated: I shall be the people's lawyer, the people's lawyer to see that the innocent are protected, the guilty punished, monopolies, trusts and restraints in interstate business prevented, the public purse guarded, civil liberties preserved and constitutional guarantees held inviolate. That is my goal."

"In none of this will I institute nor under any circumstances tolerate anything like a witch hunt. I am triumphantly proud to proclaim that we finished off a war that tried the nerves of everyone. But no man can show an instance of the slightest hysteria from the United States department of justice. Such a policy of even-handed and even-eyed approach is going to continue."

"I will insist that every problem get a thorough looking over. I want no snap judgments nor quick nods of agreement on anything."

"We want a free economy. In this connection I want to speak a minute about the Sherman act, which is nothing less than a bedrock of

free economy. The act is designed to maintain the conditions of free enterprise. It stands out as the expression of the American tradition against the domination of economic life by monopoly.

Competition Guaranteed

"It holds that in a free market enterprise and initiative shall have the opportunity to compete without fear or restraint by combination without the dread of reprisal by monopoly methods."

"Search it as you will and nothing will be found remotely to indicate that through this act the

DALLAS, Oct. 10. (AP)—Washington and a critical son have made their impression on Tom Clark. The attorney general of the United States, who came back home in the role of the home town boy who made good, appeared at a civic dinner here in his honor Wednesday night minus the bow tie for which he is famous.

He wore a black and blue four-in-hand with two large white diamond figures visible above his double-breasted coat.

An anonymous note he found in the suggestion box he recently set up in the department of justice, Clark told the diners, suggested that he give up bow ties as unbecoming to an attorney general.

The F. B. I. investigated and learned that the author was Mr. Clark's son Ramsey, a marine and three inches taller than his father.

"That is when I stopped wearing bow ties," Mr. Clark said.

government can regulate business. There is a misconception on this score and sadly it exists among the people most concerned, the businessman. The anti-trust laws place no restriction upon industry. It puts no bridle whatsoever upon the businessman. No honest man at all can look at it in fear. The anti-trust law seeks only to relieve business from arbitrary types of restriction imposed by monopoly and from regimentation by entrenched monopoly groups.

Freedom to Compete

"It asserts the freedom to compete. It seeks and successfully must to remove illegal obstacles to competition."

"No man who runs his business on a plane where the ethical rights of free competition are respected can say that he fears the anti-trust laws. We are not interested in the fears of those who would violate this almost first tenet of American life."

"And I will say that those who wish for their gain to strangle free enterprise in America, who would hog our markets, who would chase honest competitors from the field, can expect only one thing from the department of justice. They may expect prosecution."

"An honest businessman had nothing whatsoever to fear. On the contrary, he has, for his own, to wear the cape of protection which is the act itself, the guarantee that he can operate to the full limits of his genius and ethical opportunity."

End of Domination

"For one last word on this subject I would say and underscore

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THE HOUSTON CHRONICLE
HOUSTON, TEXAS
OCTOBER 12, 1945

Attorney General Clark Arrives



United States Attorney General Tom C. Clark is shown as he stepped from a Braniff plane at the Municipal Airport Friday morning.

Attorney General Arrives Here for Dinner Tonight

Tom Clark Is Greeted at Airport by Prominent Members of Houston Bar.

Wearing a broad-brimmed sheriff's hat, a plain gray suit and a big infectious smile, Tom C. Clark, United States attorney general, stepped from a chartered Braniff passenger plane at 11 a.m. Friday and shook hands in rapid succession with a dozen or more prominent members of the Houston bar.

He was accompanied by his brother, Bob Clark of Dallas, and also by Douglas W. McGregor, former United States district attorney in Houston, now in the private practice of law. They flew to the Municipal Airport on Telephone Road from Corpus Christi.

Not in Serious Mood.

The young attorney general was definitely not in a serious mood as he shook hands first with James L. Shepherd, president of the Harris County Bar Association, and with other prominent attorneys.

Included among the attorneys on hand to meet him were State Senator Weaver Moore, Rex Baker, Col. W. B. Bates, K. C. Barkley, Wilmer Hunt, William L. Hemper and M. E. Kurth.

A reporter sought to find out some of Mr. Clark's ideas on current topics, but he said: "I will go into all that tonight when I speak at the bar association dinner."

Dinner Set Tonight.

Mr. Shepherd said the dinner at the Rice Hotel tonight will begin at 7 p.m. but will be preceded by a cocktail party at 6:15 p.m. Mr. Clark was invited to attend as the guest of honor. Mr. Shepherd, who will preside, will introduce Mr. McGregor, who in turn will introduce Mr. Clark at the meeting. The meeting will be "streamlined," Mr. Shepherd said, and long speeches will be banned, except for Mr. Clark, who will be

(See CLARK, Page 4)

privileged to speak as long as he desires, Mr. Shepherd laughed.

After shaking hands with members of the bar reception committee, Mr. Clark in company with an FBI man, and a newsman was brought to the Rice Hotel in Mr. Shepherd's car for a few minutes before leaving for the Houston Country Club where he was guest of honor at a private luncheon at 12:30 given him by some 30 or 40 personal friends in Houston.

Talks About Problem.

En route to the city, Mr. Clark did permit himself to dwell briefly on some of the problems facing the country, now that the war is over.

The No. 1 problem, he said, of course is to provide returning ex-servicemen with employment, and the next most important thing, he continued, is to pay more attention to the nation's juvenile problem.

He seemed to think that the U. S. O. Clubs for soldiers had opened up a new vista for handling youths. These clubs modified for juveniles, he said, could provide decent places for youth to go and have some excitement.

Doing something for the youth of the nation, he said, is imperative, because during the past six months juvenile crimes over the country have jumped up 27 per cent.

The attorney general is very

much interested in trials of war criminals in both Europe and Asia, and said some of the Asiatic trials would deal with Japanese criminals as far back as the conquest of Manchuria.

Sees Death for Criminals.

He predicted death sentences for all of the major war leaders of Germany and Japan, now classed as criminals. He said several able members of his staff are now aiding in the prosecution of criminals.

Machinery for the trial of war criminals in Germany already has been set up, he said, and the machinery for Japanese trials is now being set up.

Regarding laws to help reconviction activities, Mr. Clark said he "might go into that tonight."

"However, you can never tell what Tom Clark is going to talk about," he laughed. "I have had nice speeches prepared for me time and again, but when I get before the crowd, the prepared speeches just don't seem to fit in, and I just ramble on."

"Recently, in a hurry to catch a plane, I left a prepared speech on the table for the audience to read, if they cared to."

Kidded About Cooking.

Some members of the party kidded the attorney general on his pancake cooking prowess as described recently in an article about him in the Saturday Evening Post. A picture in the Post showed him tossing a pancake high in the air.

"You know what that really was?" the attorney general said.

"What was it?" some one bit.

"It was bread." Everybody laughed. And then he explained that it was a piece of bread which had been trimmed like a pancake.

"But I caught that 'pancake' all right," Mr. Clark chuckled.

Mr. Clark will leave for Dallas Saturday and then from there to St. Louis. He came here at the invitation of the Houston Bar.

At Corpus Christi, Mr. Clark was given a dinner Thursday night by members of the Nueces County Bar Association and a breakfast at the naval air station Friday morning given by Rear Adm. J. J. Clark.

Present at the dinner Thursday night were members of the Texas Supreme Court, representatives of the Texas Court of Criminal Appeals, Fourth Court of Civil Appeals, district judges and lawyers from all over South Texas.

The tall Dallas cabinet member told the group last night that the enforcement of the Sherman anti-trust act will be one of his major objectives.

"If it were not for our antitrust law, entrenched greed would take the position it had before 1933," Clark stated. "I am going to see to it that these laws are enforced," he added.

government relationship. The government's mixing in business during the war wasn't popular with everybody," he said.

"As far as the Department of Justice is concerned, we intend to cooperate with business in barring unfair governmental encroachment, in order that business may go forward to provide jobs for labor, a fair return on capital, and to provide the citizens with the goods they are entitled to."

"No Witch-Hunting."

Speaking in a courtroom baritone that alternated with a soft Texas drawl, Mr. Clark added that there would be "no witch-hunting, no fishing expeditions to harass business—but there will be strong enforcement of proper, impartial, simple, straightforward justice."

"As a policy, I assure you there will be no criminal indictments against any trade association or group of business associations for practices which it has openly followed for years in the belief that it was right. Civil action will be instituted in each district to enjoin the continuance of any objectionable practice," he said.

Recommending Judges.

Turning to the attorney general's duty of recommending federal judges, Mr. Clark said, "I found it impossible to 'close my eyes, reach in a hat, and come up with a judge.'"

Many capable lawyers will not accept commissions because of the low salaries paid to judges. Yet there never was a time when the nation had more need for judges who can comprehend the problems of the ordinary citizen.

"As attorney general, I will appoint only those lawyers who have had practical courtroom experience, who are men of the common people, who have everyday horse-sense."

Expressing concern over the rising tide of juvenile delinquency during the first half of 1945, the attorney general urged the bar association to cooperate fully with any civic movement intended to provide young people with places to "kick up their heels," rather than to turn to crime for an outlet to their energy.

To Go After Evaders.

"And I want you to bear with me when we get after the tax evaders. When someone tries to get out of paying his just share of taxes, it is tough on us who pay our shares."

Concerning his new official status, Mr. Clark said the attorney general's office is so plushy that it makes him feel like "a small-town boy in tall cotton."

"But the attorney general's office is really a small-town law office, except that it has a right smart number of lawyers—about 27,000; I understand—working for it."

His "Greatest Client."

Describing President Truman as "my greatest client," Mr. Clark said all cabinet members greatly admired the president's ability to make sound, quick decisions in any emergency.

He also paid high praise to the sound judgment of former Secretary of Commerce Jesse H. Jones, who, incidentally, he said, gave to the late President Roosevelt the octagonal table around which the cabinet gathers each week.

Mr. Clark was introduced by former United States District Attorney Douglas W. McGregor. He left Saturday for Dallas and St. Louis, and expects to be in Washington for a cabinet meeting Tuesday morning.

Out-of-town guests at the dinner, presided over by James L. Shepherd, president of the Houston Bar Association, included Claude Carter of Harlingen; Robert Clark, the attorney general's brother; Stephen A. Kay, United States District attorney for East Texas, and Murray Smythe, chairman of the board of directors of the State Bar Association.

THE HOUSTON CHRONICLE
HOUSTON, TEXAS
OCTOBER 13, 1945

CLARK GIVES HIS IDEAS ON RECONVERSION

Attorney General Says It Is
Important to Decide How
Far Government and
Business Should Mix.

The opinions of "the president's lawyer" on problems of reconversion, juvenile delinquency, appointments of federal judges and contacts with the public at large were clearly set forth Friday night when Tom C. Clark, attorney general of the United States

BACK IN DALLAS.

By Associated Press.

Dallas, Oct. 13.—Attorney General Tom Clark returned to Dallas Saturday, following a two-day tour to San Antonio, Corpus Christi and Houston.

He was back in his hometown to attend a meeting of the Dallas Bar Association, where he was the honor guest. Clark also was to witness the Texas University-Oklahoma football game in the Cotton Bowl Saturday afternoon.

and self-styled "small-town lawyer from Dallas," spoke before 50 persons at a Houston Bar Association dinner in his honor at the Rice Hotel. "The war isn't over so long as the battle of reconversion is yet to be won," Mr. Clark said.

"In reconversion it is important that something should be decided about how far government and business should mix and just how far free enterprise in the United States should be permitted to go.

"Our victory in the war came through a close business-labor-

(See CLARK, Page 2.)

THE HOUSTON POST
HOUSTON, TEXAS
OCTOBER 12, 1945



DALLAS, Oct. 11.—(AP)—UNITED STATES ATTORNEY GENERAL TOM CLARK and his wife are shown after their arrival in Dallas to attend a banquet in Clark's honor. Dallas is the attorney general's home town.

Attorney General Clark Will Arrive Here This Morning

Tom C. Clark, United States attorney general, will arrive at the municipal airport here at 10 a. m. Friday.

He was in Corpus Christi Thursday. He will be accompanied by his brother, Bob Clark of Dallas, and former United States District Attorney Douglas McGregor of Houston.

Attorney General Clark will speak here at a dinner Friday night given by the Houston Bar association.

The dinner will be held at 7 p. m. in the main ballroom of the Rice hotel. A reception and cocktail party will be held at 6:15 p. m. in the South American room.

A reception committee from the bar association will meet Mr. Clark Friday morning. This committee is composed of:

James L. Shepherd, president of the bar; Rex Baker, Col. W. B. Bates, K. C. Barkley, Charles I. Francis, Wilmer Hunt, William L. Kemper, M. E. Kurth, and Senator Weaver Moore.

More than 475 are expected to attend the dinner. The attorney general will be introduced by Mr. McGregor.

Attorney General Clark leaves Saturday morning for Dallas. He will be the guest of the Dallas Bar association at a luncheon there.

THE HOUSTON POST
HOUSTON, TEXAS
OCTOBER 13, 1945



UNITED STATES ATTORNEY GENERAL TOM CLARK, pictured here with former United States District Attorney Douglas W. McGregor, left, and James L. Shepherd, right, president of the Houston Bar association, was honored by Houston friends, during a one-day visit Friday. A dinner was given the noted Texan by the bar association Friday night at the Rice hotel.

Clark Promises Healthful Climate For Business

By ROY GRIMES

No American business need fear criminal prosecution under his administration for practices which have been followed publicly for years and which might later be construed as violating federal statutes, United States Attorney General Tom C. Clark assured a Houston Bar association dinner in his honor Friday night at the Rice hotel.

"Where an industry has gone forward in the belief that it was right in such a practice and where it was common public knowledge that the

More than 100 Houston men attended a luncheon Friday noon at the Houston country club.

The luncheon was in honor of Attorney General Tom C. Clark and was given by Douglas W. McGregor and former Governor W. P. Hobby, The Post's publisher.

Clark got a big hand when Governor Hobby introduced him: "Tom Clark, a COUNTRY BOY, who was born in, reared in and still calls Dallas his home."

practice existed," the attorney general pledged, "I intend to permit no criminal prosecution. On the other hand, civil action will be instituted to enjoin the continuance of the objectionable practice."

In an address largely following the lines of speeches made in Dallas, San Antonio and Corpus Christi on his brief visit home to Texas, adorned with passing references to himself as "that flapjack turner from Texas," "that bow-tie expert" and "small town lawyer," Attorney General Clark dealt briefly with the problems of reconversion, juvenile delinquency, government cooperation with private enterprise, and attracting able lawyers to the federal judiciary.

Cooperation Pledged

Under his administration, he declared, the department of justice can be expected to cooperate with

See BUSINESS PROMISED
Page 5, Column 7

Business Promised Healthful Climate

(Continued from Page 1.)

business, so private enterprise can go forward into reconversion without hindrance, "so American labor can get its just dues, American capital can get its return and the American people can get the goods they produce."

The attorney general, wearing his accustomed bow-tie and like most of its natives calling Dallas "Dallas," pledged that in his enforcement of anti-trust laws there will be "no witch-hunting and no fishing expeditions" but a strong policy of enforcement to the letter in "a practical, simple, every day fashion."

Juvenile delinquency, he said, is one of the major problems now facing the department of justice and the nation. Recent statistics from J. Edgar Hoover, director of the federal bureau of investigation, show that delinquency among teenage boys has increased 27 per cent since the beginning of 1945 and among girls 16 per cent.

Follow U. S. O. Example

There must be concerted and continuing effort to control these conditions, he said, and he believes the success of the U. S. O. in providing recreation centers for servicemen has shown the way for the establishment of similar entertainment centers for juveniles.

The need for raising the salaries of federal judges from the district benches up through the supreme court was emphasized by the attorney general, who noted the frequent refusal of able lawyers to accept commissions on the federal bench because of the inadequacy of the income.

He promised unrelenting prosecution in cases of tax evasion, which might be expected to develop in numbers under the pressure of a high post-war level of taxation.

"The atomic bombs no longer are falling," Attorney General Clark said, "the bullets are not flying and the submarines are not sending forth their torpedoes. But the peace is not won. The battle now is the battle of reconversion. American business, labor and government co-

THE HOUSTON PRESS
HOUSTON, TEXAS
OCTOBER 12, 1945

Postwar 'Witch-Hunt' Decried by Clark

There will be no "witch-hunt" for so-called Reds, such as that which followed the end of World War I, in the present postwar era, U. S. Attorney General Tom C. Clark declared Friday on his arrival in Houston.

Mr. Clark, here to attend a dinner sponsored by the Houston Bar Assn., recalled how A. Mitchell Palmer, attorney general in 1918 directed a nationwide hunt for alleged agitators and troublemakers. Mr. Clark stated that, although crime increased greatly during the war and remains a serious problem, he believes reconversion of industry and the return of servicemen to normal civilian lives will do much to improve the situation.

Expressing concern over the spread of juvenile delinquency in the nation, Mr. Clark said he hoped that peacetime organizations patterned after the USO and similar groups would be formed to provide places of recreation for teen-age boys and girls. He suggested that large concerns might be interested in sponsoring such youth centers, in co-operation with civic authorities.

Mr. Clark arrived here Friday morning by plane from Corpus Christi.



TOM CLARK

THE HOUSTON PRESS
HOUSTON, TEXAS
OCTOBER 13, 1945

Full Prosecution Due Tax Evaders, Clark Declares

Co-operation Urged By Attorney General

United States Attorney General Tom Clark, who calls himself a "small town lawyer," Friday night told the Houston Bar Association that American business, government and labor must continue wartime co-operation to win the battle of reconversion.

Speaking at a dinner in his honor at the Houston Country Club, Mr. Clark said that no American business need fear criminal prosecution under his administration for practices which have been followed publicly for years and which might later be construed as violating federal statutes.

"Where an industry has gone forward in the belief that it was right in such a practice, and where it was common public knowledge that the practice existed," he said, "I intend to permit no criminal prosecution. However, civil action will be instituted to enjoin the continuance of the objectionable practice."

The attorney general dealt briefly with the problems of reconversion, juvenile delinquency, government co-operation with private enterprise and the need of able lawyers in the federal judiciary.

The need for raising the salaries of federal judges from the district benches up through the Supreme Court was emphasized by the cabinet member, who noted the frequent refusal of able lawyers to accept commissions on the federal bench because of the inadequacy of the income.

He promised relentless prosecution in cases of tax evasion which might be expected to develop in numbers under the pressure of high postwar level of taxation.

Douglas McGregor, Houston attorney and former federal district attorney, introduced Mr. Clark. James L. Shepherd Jr., president of the Houston Bar Association, presided.

Mr. Clark left Houston Saturday for Dallas, where Mrs. Clark is visiting her parents, and will return to Washington after a brief visit in St. Louis, Mo.

CORPUS CHRISTI TIMES
Corpus Christi, Texas
October 8, 1945

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CORPUS CHRISTI TIMES
Corpus Christi, Texas
October 9, 1945

High Federal Officials To Be Here With Clark

**Hannegan, McGrath, Pauley and Porter
To Arrive at Dallas Tomorrow, Travel
To Corpus Christi for Dinner Thursday**

Four high Washington officials are expected to accompany U. S. Atty. Gen. Tom C. Clark on his visit to Corpus Christi, Thursday. Warren B. Phillips, chairman of the local Bar Assn. committee on invitations, said today.

These include: Postmaster Gen. Robert E. Hannegan; J. Howard McGrath, who recently resigned as governor of Rhode Island to become Solicitor General of the United States; Edwin W. Pauley, United States representative on the Allied Reparations Commission, and Paul A. Porter, chairman of the Federal Communications Commission.

The group will arrive at Dallas tomorrow by plane, accompanied by Rep. Hatton W. Sumners. On the following day, they will fly by private plane to Corpus Christi, although it is not certain that Sumners will accompany the party here.

Phillips said this morning he expected all nine justices of the Supreme Court of Texas to be present, in view of the last-minute notice from Chief Justice James P. Alexander, who at first had written that he could not attend.

Reception at 6

The committee hopes to be able to handle arrangements for 500 in all, Phillips said. This will include 120 lawyers from 24 surrounding countries, commanding officers and the legal staff at the Naval Air Training Bases; district judges; officers of the State Bar and the justices of the high state courts.

The program here calls for reception at 6 o'clock in the Robert Driscoll mezzanine, which will be open to the public, socially, and a dinner-dance starting at

Bickett To Attend

The affair is being arranged by the Nueces County Bar Assn. of which James L. Lattimore is president. Various other officers and members of the association are acting on the numerous committees set up to prepare the event.

With Chief Justice Alexander, these Supreme Court judges are expected: John H. Sharp, Gordon Simpson, J. E. Hickman, F. W. Brewster, A. J. Polley, G. B. Smedley, W. M. Taylor and C. S. Slatton. They will be joined by George H. Templin, clerk of the Supreme Court.

From the Court of Criminal Appeals, Judge Tom L. Beauchamp and probably two others will attend, while Chief Justice W. Edwards Smith, W. O. Murray and James R. Norvell with Clerk Robert L. Cook of the Fourth Court of Civil Appeals will be here from San Antonio.

Judge Mallory B. Blair of the Court of Civil Appeals at Austin and John H. Bickett, president of the State Bar Assn. from Dallas, also have sent word they will attend. Three other former state

presidents are on the reservations list, including Claude Carter of Harlingen.

Some Will Fish

Among the district judges who have indicated their intentions of attending are L. Broster of Alice, H. D. Barrow of Jourdanton, W. C. Gayle of Beeville, Howard Green of Cuero and three from the Valley and one from Laredo.

The NATB party will be headed by Rear Adm. J. J. Clark, commanding officer, and Capt. P. T. Tucker, commander of the Naval Air Station.

This morning wires were received at Phillips' office from Reps. John E. Lyle and Lyndon Johnson, confirming their plans to fly here. Robert Clark, brother of the United States Attorney General, also will be here.

Many of the out-of-town dignitaries from other parts of the state, among them Judge Alexander, are planning to move over to Port Aransas now that the causeway once again is open—and to spend a few added days in fishing and relaxation, Phillips said.

The government was not interfering with the formation of the prospective new Socialist Party, he said. He was not prepared to answer whether the new administration would permit organization of Communist parties, but he knew of no plans for organization of the latter.

THE CORPUS CHRISTI TIMES
CORPUS CHRISTI, TEXAS
OCTOBER 10, 1945
FRONT PAGE

Attorney General Clark Will Arrive at 4 Tomorrow; Dinner List Limited to 500 Persons

U. S. Atty. Gen. Tom Clark, who landed by plane at Dallas today to be given an enthusiastic welcome by his fellow townsmen in the city where he began his legal career, will land at the Corpus Christi Naval Air Station at approximately 4 o'clock tomorrow afternoon.

Accompanying him will be members of his party who are to attend the reception and dinner-dance at the Robert Driscoll Hotel, planned in his honor by the Nueces County Bar Association.

The Clark plane will take off from San Antonio at 3 p. m. on its flight from Dallas. Rear Adm. J. J. Clark, commanding officer of the NATB, will head the reception party to meet the attorney general at the Navy field.

The reception at the hotel here has been moved ahead to 5 o'clock tomorrow afternoon at the mezzanine, with the dinner-dance to start at 7:30 p. m. in the ballroom for invited guests and members of the bar only.

At least 500 persons are expected to attend this event, which is the principal reason why ad-

mission has been confined, since the facilities of the ballroom probably will be taxed at that number.

The guests, besides Clark and his official party, will include ranking officers and the legal staff at the NATB, judges of the high state courts, district judges, attorneys from all over the state, and the 100-odd members of the Nueces County Bar Assn.

It was announced this afternoon that as a special entertainment feature during the dinner-dance intermission, Nancy Yeager Swinford concert, soprano, will be soloist, accompanied by Ann Pittman at the piano.

THE CORPUS CHRISTI CALLER
Corpus Christi, Texas
October 11, 1945

CORPUS CHRISTI, TEXAS, THURSDAY MORNING, OCTOBER 11, 1945



TOM C. CLARK
... arrives here today

Texas Bar Honors Clark Here Today

Tom C. Clark, U. S. attorney general, with members of the Nueces County Bar Association as host, will be given a big welcome today with a public reception to be followed with a dinner in his honor at the Robert Driscoll Hotel.

Texas' member of President Truman's cabinet is scheduled to arrive by plane this afternoon from Dallas, his home city, where he was honored last night. He will be escorted

from the airport to his quarters at the hotel. There on the mezzanine starting at 5 o'clock, Clark will be honored with a reception to which the general public is invited.

This will be followed at 7 o'clock with a dinner and dance in which judicial and political leaders of the state will join with the Nueces County Bar Association in honoring Clark.

Principal Address

James L. Lattimore, president of the Nueces County Bar Association, will preside at the dinner as master of ceremonies. The program will begin with the singing of the National Anthem by Nancy Yeager Swinford with Ann Pittman piano accompanist. The only speaker of the evening will be the attorney general.

Lattimore has appointed a number of committees which are working on the details of the entertainment. One committee will meet Clark and his party at the airport and escort him to the hotel. Another committee will meet the train from Austin which will bring members of the Texas Supreme Court, the Court of Criminal Appeals and of the attorney general's staff here for the reception and banquet.

Separate committees have been named by Lattimore to greet members of the Fourth Court of Civil Appeals, visiting district judges and out-of-town lawyers who are coming in from all over South Texas for the affair.

Only attorneys and their wives and executives of the Naval Air Station will be at the dinner and dance because so many lawyers from out of the city have made reservations, Lattimore said.

Speaks at Dallas

Clark told a hometown audience at Dallas last night that the Sherman Antitrust Act is the "bedrock of a free economy" and that he stands ready to prosecute anyone who tries to strangle free enterprise in America.

"Search it as you will and nothing will be found remotely to indicate that through this act the

(Continued From Page 1)

government can regulate business," he said.

"There is a misconception on this score and it sadly exists among the people most concerned, the businessman."

"I desire above all to be the lawyer for the people of the United States," he said. "If the Department of Justice abides by its very name then justice compels me to be the advocate of every person with an honest cause and an honest hand."

CORPUS CHRISTI TIMES
Corpus Christi, Texas
October 11, 1945

Editorial

South Texans Will Welcome Clark As One of Their Own During Visit

Although Tom Clark is a native of a section of the state many miles from here, he always has been a Texan, and as such, Corpus Christians and South Texans will welcome President Truman's attorney general during his visit here as one of their own.

The attorney general will find that members of the bar in this area and just plain citizens take the pride in his spectacular advancement to one of the highest places in the nation's government.

Texans like to have something to boast about. In Attorney General Clark they have just that. Clark made an enviable record as a young practicing attorney. His climb has been even more rapid since he entered the federal service.

Few United States attorney generals have come into that high office with such varied experience within the Department of Justice as Clark brought with him. Like the familiar big business success story, Clark started at the bottom of the department. He

moved into the antitrust division as special assistant to the attorney general, later served as assistant to trust-buster Thurman Arnold and then took over Arnold's job when Arnold became a federal judge. Security considerations made it impossible for Clark to catch public attention as a trust-buster, but some of the suits which he started are beginning to come to light.

He also served as coordinator of alien enemy control in the Western Defense Command, as assistant attorney general in charge of the Department of Justice's criminal division and prior to that he had been in charge of the war frauds unit.

Popular interest in Clark, locally and nationally, can be explained by the attorney general's recent statement:

"I desire above all to be the lawyer for the people of the United States. If the Department of Justice abides by its very name, then justice compels me to be the advocate of every person with an honest cause and an honest hand."

Leading Judges and Attorneys Of State Here To Honor Clark

A United States prosecutor, two district judges and a former governor and federal district judge are in the van today, as attorneys and jurists from all over Texas began pouring into Corpus Christi to join in doing honor to Tom C. Clark, second Texan in history to hold the exalted cabinet post of United States attorney general. First to register at the White House today were James V. Allred, governor during the Texas centennial year, and later United States district judge, in company with J. Patman, Jr.

They were followed soon afterward by Charles C. Bowie, assistant United States district attorney; Judge W. R. Blalock of Mission and Judge Bryce Ferguson of San Antonio.

Meanwhile, the honor guest of the night's reception and dinner, arranged by the Nueces County Bar Association, flew into San Antonio from Dallas at noon. He and his party was traveling in the Braniff company executive plane, placed at their disposal with the entire crew by Braniff Airways, Inc.

At San Antonio, Clark and his group stopped over for lunch, taking off again at 3 p. m., for the Royal Air Station where Rear Admiral J. J. Clark, commanding officer, was head of a reception committee awaiting their arrival. 4 p. m.

The reception at the Robert

Driscoll mezzanine was to start at 5 p. m., lasting until shortly before the private party begins in the ballroom at 7:30 o'clock.



THOMAS C. CLARK
 ... takes son's advice

Four-in-Hand Ties Replace Bow Variety

DALLAS, Oct. 11. (AP)—A critical son of Washington, D. C., is making an impression on the attorney general of the United States.

Nearly all of the state dignitaries expected here for the big event tonight were still on the road during the early afternoon.

Chief Justice James P. Alexander of the State Supreme Court was understood to be traveling by special train from Austin, accompanied by other members of the high tribunal, clerks of the Supreme and Appellate Courts and members of the Court of Criminal Appeals.

They were slated to register at the Robert Driscoll, but were not due until late afternoon.

At first reports from Dallas earlier this week, it was believed a second cabinet official, Postmaster Gen. Robert E. Hannegan,

and several others high in Washington circles would join Clark at his reception here.

Word was received today from Dallas, however, that Hannegan and his party who flew to Dallas with Clark were compelled by the press of official business to return to Washington, whence they returned by plane this morning.

Clark will leave here on his Braniff liner tomorrow for Houston and Austin, where he will greet old friends before returning to Dallas Saturday to witness the Oklahoma-Texas football game in the afternoon and attend a final reception at Dallas before going back to Washington Sunday night or Monday morning.

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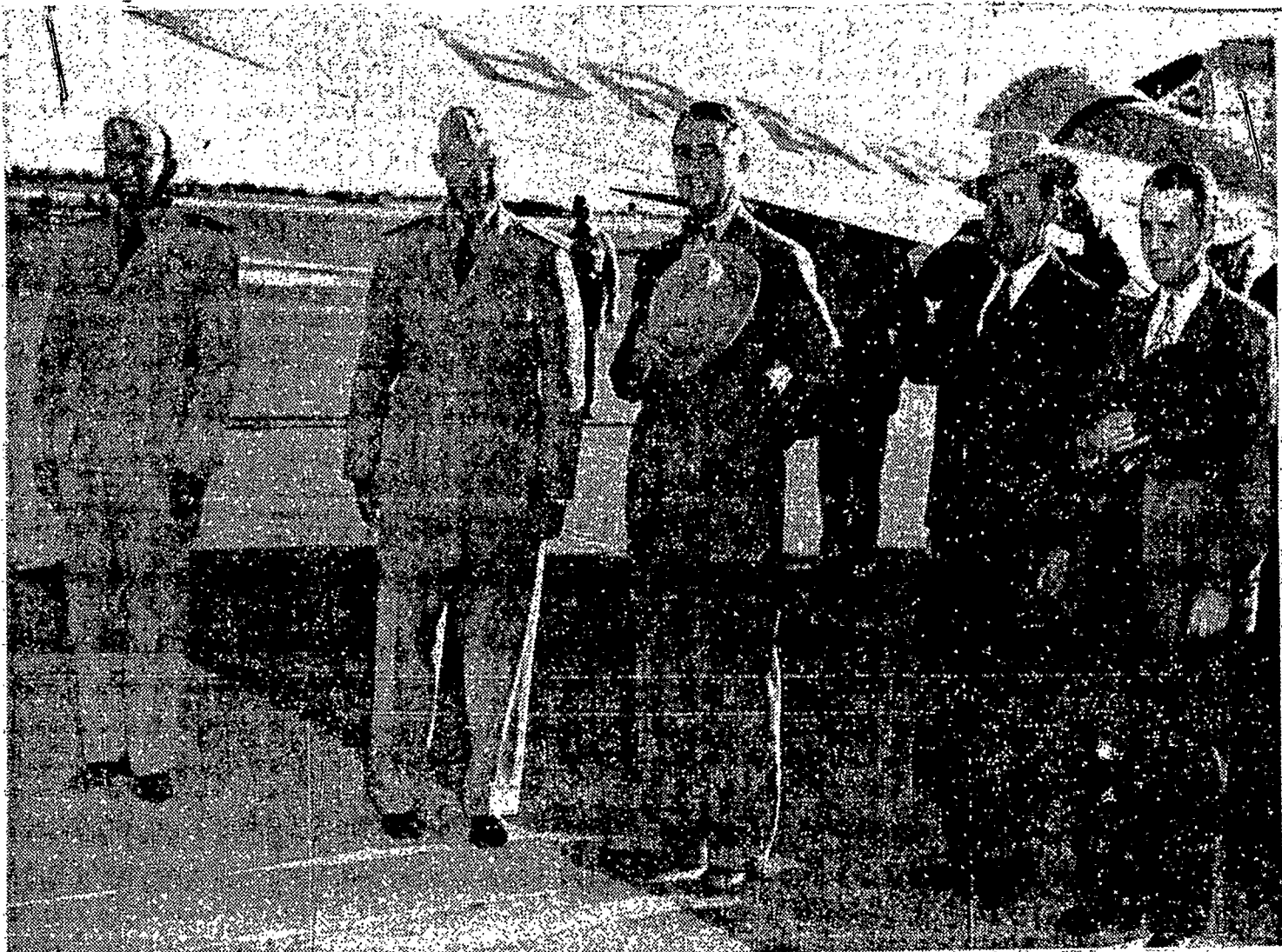
CORPUS CHRISTI CALLER
Corpus Christi, Texas
October 12, 1945

Military and Civilian Officials Greet Clark

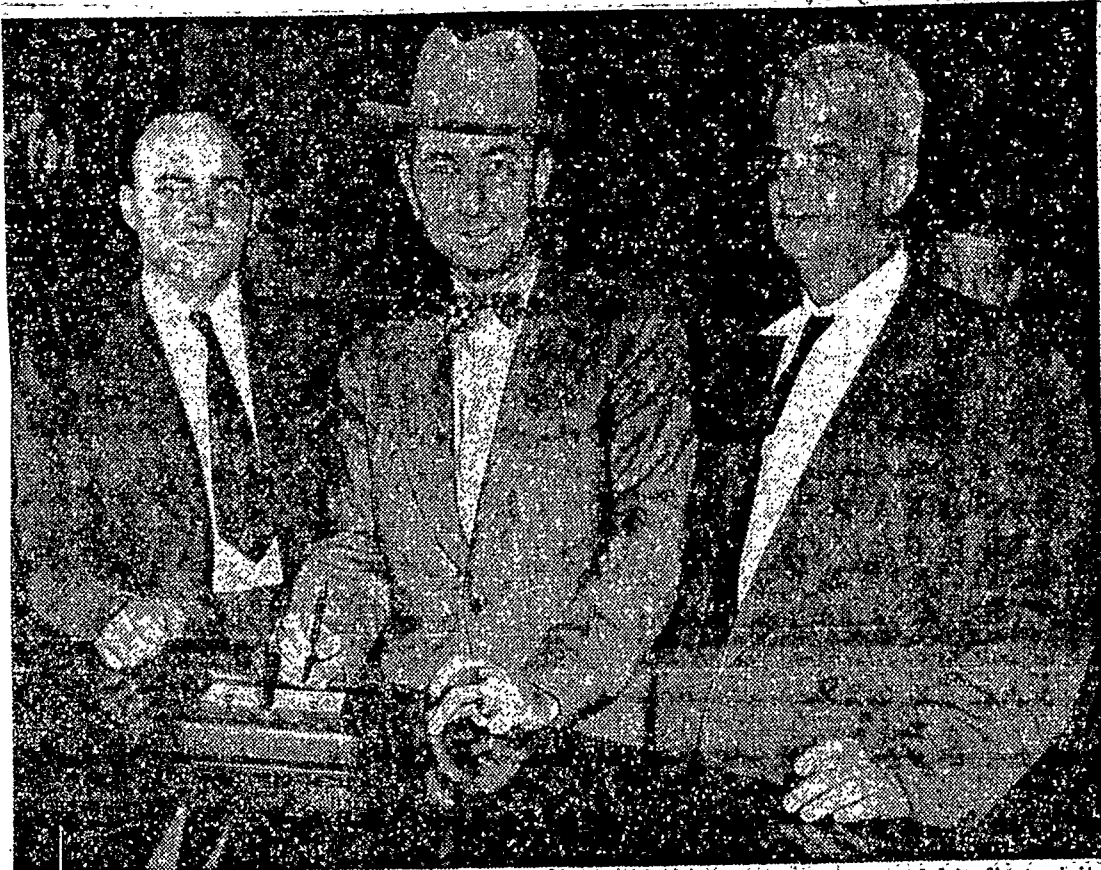
at NAS



LAWYERS JOIN GREETINGS—A number of Corpus Christi lawyers and visiting officials were on hand to welcome Clark when he arrived by specially chartered plane. Here, the attorney general of the United States, a native of Dallas, talks with some of the civilian visitors. In the picture, left to right, are: Joe J. Alsup, assistant district attorney, Dudley Tarlton, chairman of the reception committee for the Nueces County Bar Association, James V. Allred, former governor of Texas and later a United States district judge, and the attorney general. (Official U. S. Navy photograph.)



RECEIVES FULL HONORS—Atty. Gen. Tom Clark, as a cabinet member, was accorded full honors when he arrived at the Naval Air Station by plane yesterday afternoon. Although the Texan reportedly had recently stopped wearing bow ties, long his favorites, he wasn't wearing a four-in-hand yesterday. This picture, made just after the plane landed, shows, left to right, Capt. T. T. Tucker, commanding officer of NAS, Rear Adm. J. J. Clark, chief of NAITC, and commander of NATB; Congressman John E. Lyle, and Robert Clark of Dallas, brother of the attorney general. (Official U. S. Navy Photograph.)



FIRST VISIT IN DECADE—Tom Clark, attorney general, yesterday paid his first visit to Corpus Christi in 10 years and expressed great enthusiasm for the growth and prospects of the city. He is shown here registering at the Robert Driscoll Hotel with James L. Lattimore, president of the Nueces County Bar Association, left, and Dudley Tatton, chairman of the bar association's reception committee. Clark came here at the invitation of the bar association. (Paul W. Riegel Photo).

Clark Accorded Enthusiastic Reception by South Texas Bar And State Legal Dignitaries

Tom Clark, the tall, smiling Texan whom President Truman recently appointed attorney general, left Corpus Christi for Houston this morning after an enthusiastic reception by the South Texas bar and a notable gathering of legal dignitaries from throughout the state.

About 500 members of the legal fraternity and their guests heard Clark last night as he pledged a strict enforcement of the anti-trust laws and declared that the war is not over until the United States reconverts to peace-time economy.

The attorney general, his brother, Robert Clark, a Dallas attorney, and Sam Riddick, one of his aides, were breakfast guests

impartial enforcement of the laws."

He indicated plainly that the black market is a major concern of the Justice Department and asserted that the war will not be finally over until a stable peace-time economy is achieved. Continuance of some restrictions and

Clark operated on a crowded schedule throughout his brief visit in Corpus Christi, but he obviously enjoyed every minute of his stay and seemed not at all displeased that he had not a moment to rest. Arriving by plane shortly after 4 o'clock, Clark was welcomed at the NAS by Admiral Clark and accorded all the honors prescribed for a cabinet member. He was whisked to the Robert Driscoll Hotel behind an escort of siren-screaming motorcycles and went almost at once to the mezzanine of the hotel where an informal reception was held.

The dinner started shortly after 7. After the conclusion of the attorney general's speech—the only one on the program—the guests left the Terrace Room while it was cleared for dancing and Clark shook hands for half an hour before retiring to his suite.

Clark's speech was a mixture of levity and serious discussion of the problems of his office and obviously was well received by the audience. He made much of the identical surname he and the admiral bear, and referred to the naval officer many times as "Cousin Jocko." They are not related. He joked about the attentions and facilities accorded the attorney general from the "piping over the side" at the air station here to the bullet-proof automobile which is provided him in Washington by the Justice Department and said that the attorney general's office is really "tall cotton."

Juvenile Crime Increasing
Throughout his speech, the attorney general talked as a Texan back home among his own people and there was no levity in his voice when he said with emphasized earnestness:

"Texas is dear to my heart. I was born in Texas, reared in Texas, and went to school in Texas. Texas is the dearest thing in the world to me, next to Mary, my wife."

Juvenile delinquency, the enforcement of the anti-trust laws, and the fight on the black market were stressed by the attorney general.

He quoted figures recently compiled for him by J. Edgar Hoover, head of the FBI, showing a great increase in federal crimes committed by juveniles and offered as the possible solution the opening of more youth centers. He urged civic clubs to undertake the work of sponsoring such centers, and said that lawyers should assist them and give freely of their time and energy in promoting such institutions.

The enforcement of the anti-trust laws will be one of the major objectives, Clark said.

Restrictions Will Continue
"If it were not for our anti-trust laws, entrenched greed would take the position it had before 1933," he declared. "The problem is particularly bad with the government having for disposal billions of dollars worth of manufacturing plants created for the war effort.

"I am going to see that these laws are enforced. By that I do not mean hunting or fishing expeditions, but I do mean strict,

Chief Justice Alexander Here
Headed by Chief Justice James P. Alexander and Mrs. Alexander were the following other members of the court: Associate Justice C. S. Slatton and Mrs. Slatton; Associate Justice W. M. Taylor and Mrs. Taylor; Associate Justice G. B. Smedley and Mrs. Smedley; Associate Justice A. J. Folley and Mrs. Folley; Associate Justice Few Brewster and Mrs. Brewster; Associate Justice J. E. Hickman and Mrs. Hickman; Associate Justice Gordon Simpson; Associate Justice John H. Sharp and Mrs. Sharp. The clerk of the supreme court, George H. Templin and Mrs. Templin were also present.

Representing the Court of Criminal Appeals was Associate Justice Tom L. Beauchamp and State's Attorney Ernest Goens.

From the Fourth Court of Civil Appeals, San Antonio, came two of three members of the court, Associate Justice James R. Norvell and Associate Justice W. O. Murray.

Allred and Lyle Present
James L. Lattimore, president of the Nueces County Bar Association, who presided at the banquet, introduced all of the high court members and a number of other notables, including James V. Allred, former governor and former United States district judge, and Rep. John E. Lyle, who came here from Washington with the attorney general.

Ed P. Williams introduced the attorney general. The banquet was given by the bar association here which had as its guests a great many attorneys from South Texas and the Valley. Due to the many out-of-town guests, the audience was composed almost exclusively of lawyers and their wives, the few others principally being Navy and other officials.

CORPUS CHRISTI CALLER
Corpus Christi, Texas
October 12, 1945

Front Page



CLARK GREETES CLARK—Atty. Gen. Tom Clark grinned widely as he stepped from his plane at the Naval Air Station landing field yesterday afternoon, and was greeted by Rear Adm. J. J. (Jocko) Clark, chief of the Naval Air Intermediate training and commander of the Naval Air Training Bases. The attorney general was "piped aboard" as he left the plane. (Official U. S. Navy Photograph.)

CORPUS CHRISTI CALLER
Corpus Christi, Texas
October 12, 1945

Clark Praises Texas Judiciary, Pledges Battle on Monopolies

All Members Of State High Court Here

By HERSCHIEL HUNT

With a smile as broad as the brim of his big Texas hat, Tom Clark of Dallas who went to Washington only a few years ago and became attorney general of the United States, strode into Corpus Christi, and into the hearts of his fellow Texans yesterday.

Arriving by plane the middle of the afternoon, Clark was given a landing welcome at the Naval Air Station that continued until this morning when he breakfasted with Rear Adm. J. J. Clark at the base again and took off by plane for Austin.

Top Judges Here

Last night at the Robert Driscoll Hotel, the Nueces County Bar Association joined by the nine members of the Texas Supreme Court, representatives of the Texas Court of Criminal Appeals, the Fourth Court of Civil Appeals and district judges and lawyers from all over South Texas and their wives, paid tribute to the native Texan who represents this state in President Truman's cabinet.

About 500 members of the legal fraternity and their guests heard and saw a man who went to Washington a Texan and one who came back the same way.

Informal, yet with an innate and commanding dignity, this group listened for 45 minutes as they heard of the Sherman Antitrust Act, enforcement of which will be one of his major objectives. "If it were not for our antitrust law, entrenched greed would take the position it had before 1933. I am going to see to it that these laws are enforced," the attorney general said.

No. Witch Hunting

By that I don't mean witch hunting or fishing expeditions, but I do mean strict impartial enforcement of the antitrust laws. The attorney general in asking that lawyers as community leaders take the initiative in demanding higher salaries for judges and other places of legal responsibility, told how hard it is to get good talent to work in his own department.

Clark was profuse in his praise of individuals. Of President Truman, he said "a man just like you and me, a man of the common people, a man with the uncanny ability to make up his mind quickly and correctly."

He paid tribute to the late Clara Driscoll of Corpus Christi, former Democratic national committeewoman for Texas. He declared it fitting that the meeting should be held in the hotel built by Mrs. Driscoll and named for her father.

Of Rep. John E. Lyle, he said this district's representative went to Washington as "freshman" but he's already graduated, and when you graduate in that school, you have come up the hard way.

Turning to Lyle who was sitting nearby and who had flown from Washington, Clark said "this is not a political meeting but I have always been taught that one good turn deserves another."

He paid his respects to Chief Justice James P. Alexander and the entire membership of the Texas Supreme Court who had come here to honor him. That Texas did a great thing in changing its Supreme Court from a three-man to a nine-man tribunal was his opinion.

He ended on a homey note that made his hearers realize that high honor and responsibility had not changed him.

Great to Be Here

"It's great to be down here in Texas. This is the first time I've been back in months and the first time to be in Corpus Christi in nearly 10 years. Since I can't come back very often, you must come to see me."

"Just come to the office and tell Mrs. Stewart, my secretary, you

(Turn to Page 16, Column 2)

Clark

(Continued From Page One)

want to see old Tom, and I'll come right out," he declared.

Presiding at the tribute dinner was James Lattimore, president of the Nueces County Bar Association, who introduced the great array of distinguished guests. Lattimore presented Edwin P. Williams who in turn presented the attorney general.

Tom Clark told simply, eloquently, and at times facetiously of the duties of his office.

Still Black Markets

Clark discussed juvenile delinquency, income taxes, told how judges for the United States courts are selected, suggested that higher salaries be paid the judiciary so that better men can afford to go on the bench, praised the Federal Bureau of Investigation, declared personnel on Texas higher courts is equal to that of the United States Supreme Court and made no bones about the fact that the black market is still a major Department of Justice problem.

On juvenile delinquency, he quoted figures recently given by J. Edgar Hoover, head of the FBI, showing that for the first six months of this year juvenile delinquency among boys 17 years and under increased 27 per cent. For girls in the same age bracket, and for the same period, he showed that juvenile delinquency had increased 18 per cent.

Urges Youth Program

Clark suggested that the lawyers of the nation with the Rotary and other service clubs work out a joint program to provide youth centers so that the youthful spirits of juveniles could be channeled into the proper direction.

Of the black market operations, he declared that the war is not over and will not be over until the nation is converted to peacetime production. "Business, labor, government, men, women, boys and girls," he said, "all worked together to win the war. Likewise we must all work together and fight for the peace with a full pail for labor and a just return for capital."

A reception in honor of the attorney general was held on the mezzanine floor of the Driscoll from 5 to 7 o'clock to which the general public was invited.

Precedent Set

For the first time in the history of the Supreme Court, all nine of its members and the clerk of the court, many of them with their wives, had left Austin to attend a function of this character. Headed by Chief Justice James P. Alexander and Mrs. Alexander, were the following other members of the court: Associate Justice C. S. Slatton and Mrs. Slatton; Associate Justice W. M. Taylor and Mrs. Taylor; Associate Justice G. B. Smedley and Mrs. Smedley; Associate Justice A. J. Folley and Mrs. Folley; Associate Justice Few Brewster and Mrs. Brewster; Associate Justice J. E. Hickman and Mrs. Hickman; Associate Justice Gordon Simpson; Associate Justice John H. Sharp and Mrs. Sharp. The clerk of the supreme court, George H. Templin and Mrs. Templin, were also present.

Representing the Court of Criminal Appeals was Associate Justice Tom L. Beauchamp, and State's Attorney Ernest Goens.

From the Fourth Court of Civil Appeals, San Antonio, came two of three members of the court, Associate Justice James R. Norvell and Associate Justice W. O. Murray.

Also introduced were Brian Odum, present United States District Attorney for the Southern District and Douglas McGregor of Houston, who formerly held that office.

Navy Officers Presented

Aside from the judiciary, Lattimore presented Rear Admiral J. J. Clark and Captain T. T. Tucker of the Naval Air Station and James V. Allred, former governor, former attorney general and former federal district judge, Houston.

Among those from throughout this area attending were Sen. Rogers Kelley of Edinburg; Robert Lee Bobbitt of San Antonio, former attorney general; District Judge H. P. Green of Refugio; District Judge W. G. Gayle of Beeville; District Judge L. Broecker of Alice; District Judge Bryce Ferguson and District Judge W. R. Blalock of Hidalgo County; County Judge F. B. Guerra of Hebbronville; Volney Taylor, Brownsville; Ed Mann and Bismarck Pope of Laredo; Claude Carter, Brownsville, former president of the Texas Bar Association; George Parr of Bexar and Goodhill Weatherly of Falls.

67-72944-1

7/23/48

Honorable Tom C. Clark
Assistant Attorney General
United States Department of Justice
Washington, D. C.

Dear Mr. Clark:

It was very gracious of you indeed to write to us as you did on July 2, 1948, and commend the work of the personnel of the FBI in the matter of our fraud investigations.

I do want you to know that it has been a pleasure for us to work with you in this problem, and your thoughtful expressions are a real source of encouragement to me during this period when the FBI is shouldering the greatest responsibilities it has ever been called upon to meet.

With best wishes and kind regards,

Sincerely yours,

J. Edgar Hoover

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Acers _____
- Mr. Carson _____

Mr. Harbo _____

Mr. Hendon _____

Mr. Mumford _____

Mr. Starke _____

Mr. Quinn Tamm _____

Mr. Nease _____

Miss Gandy _____

RECORDS SECTION
JUL 23 1948
U.S. DEPARTMENT OF JUSTICE

JUL 24 1 53 PM '48

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U.S. DEPT. OF JUSTICE

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ALL INFORMATION CONTAINED
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DATE 6/6/83 BY SP-8 GJS/RL

JUL 20 1948

TOM C. CLARK

ASSISTANT ATTORNEY GENERAL
WASHINGTON

July 2, 1943

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	
Mr. Acers	
Mr. Carson	
Mr. E. J. Connelley	
Mr. Lunsford	
Mr. Harbo	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

My dear Mr. Director:

Permit me to call your attention to and thank you for the splendid results we are getting from the Bureau.

Assistant Director Rosen has done a splendid job of supervision of war fraud investigations. Under his direction the Special Agents in Charge have given us such superb cooperation that we have been able to perform our job with dispatch and effectiveness.

The cooperation of Mr. Tamm in working out many unusual problems has been most helpful.

Again thanking you and trusting that you will call upon me if I can be of service, I am

Sincerely yours,

[Handwritten signature]
TOM C. CLARK

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

RECORDED

62-72944-1

21 JUL 8 1943

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PERSONNEL

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Federal Bureau of Investigation
United States Department of Justice
Washington, D. C.

DML:PC
4:15 PM

December 13, 1943

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Acers _____
- Mr. Carson _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Starke _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

MEMORANDUM FOR MR. TAMM

While calling on another matter, Assistant Attorney General Tom C. Clark inquired if the Bureau had any additional information on the plane crash in which his brother was killed.

I told Mr. Clark that a check would be made to determine if we have any additional information and he would be advised.

Very truly yours,

[Signature]
D. M. Ladd

62-72944-2
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DATE 6/6/83 BY SP-8 BTJ/RW

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JEH'HWG-dem

October 16, 1943

Honorable Tom C. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

Please be assured that my thoughts are with you in your sorrow at the death of your brother in the airplane crash in Tennessee today.

I hope the Bureau facilities at Nashville may be of some assistance to you and please feel free to call upon me if there is anything at all I may do either personally or officially to make things easier for you at this time.

With kindest regards and deepest sympathy,
I am

Sincerely,

[Handwritten signature]

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SENT FROM D. O.
TIME _____
DATE _____
BY _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RW

Tom C. Clark

ASSISTANT ATTORNEY GENERAL
Washington

Monday

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Acers	
Mr. Carson	
Mr. Hendon	
Mr. Mumford	
Mr. Starke	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

My dear Edgar:--

Your thoughtful letter regarding the passing of brother was so much appreciated but the hearty and helpful cooperation you and Al Kosen and Special Agent Wilson gave shall always be remembered.

Al was so kind and considerate - saw me off on the plane here and had Agent Wilson meet me at Nashville. And Agent Wilson could not do enough. The Dallas boys also pitched in.

It is such friendship that really makes the heart happy for it is so strong and dependable.

Although I doubt if the cause of the crash can be definitely established I thought, perhaps, you might have something on it. If so I would like to have it.

Again, many, many thanks. And remember, if any time I can serve you I do hope you will give me the opportunity.

Sincerely your friend,

/s/ Tom

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8	OCT 30 1943	
	CRIME REC.	

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59 NOV 22 1943

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ASSISTANT ATTORNEY GENERAL
WASHINGTON

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Coffey
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....

Monday

My dear Edgar:-

Your thoughtful letter regarding the passing of my brother was so much appreciated but the hearty and helpful cooperation you and Al Rosen and Special Agent Wilson gave me shall always be remembered.

Al was so kind and considerate - saw me off on the plane here and had agent Wilson meet me at Nashville - And agent Wilson could not do enough - The Dallas boys also pitched in.

It is such friendship that really makes the heart happy for it is so strong and dependable -

Although I doubt if the cause
of the crash can be definitely established
I thought, perhaps, you might have some-
thing on it. If so I would like to have
it.

Again, many, many thanks.
And remember, if any time I can
serve you I do hope you will give me
the opportunity -

Sincerely yours friend,

Tom

October 14, 1973

MEMORANDUM FOR HONORABLE J. EDGAR HOOVER,
DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

Re: United States v. M. Claude Crews et al

Mr. G. Maynard Smith, of my Division, has informed me of the splendid job done in the case of United States v. M. Claude Crews et al by Special Agent in Charge Frank Hammock and Special Agents Marcus B. Calhoun and William H. Crawford, all of the Atlanta Field Office.

This was one of the finest reporting jobs the Criminal Division has ever experienced. Every angle of the case was completely covered and this was accomplished under the most adverse circumstances. Every lawyer wishes for one case in which every possible angle has been covered thoroughly, and this case was the answer to that wish.

Not only was the case well prepared by these agents, but their manner of testifying was equally as well done and the services of the agents and Special Agent in Charge Hammock were invaluable during the trial of the case.

I also want to commend to you the splendid job done by Mr. R. L. Davis, Jr., of the Technical Laboratory in analyzing and testifying to the handwriting exhibits in the case. His presentation of his findings was done in an expert manner and he conducted himself in the very finest way on the cross-examination.

Respectfully,

TOM C. CLARK,
Assistant Attorney General.

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OCT 16 1973

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OCT 16 1973

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62-73944-6

January 21, 1944

Honorable Tom C. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

It was very kind of you to drop me your note of January 17, 1944, concerning the Baker-Lockwood case.

Your commendation of this Bureau and my administration of it is deeply appreciated and I do want to express my heartfelt thanks. It was typically thoughtful of you to mention the Agents associated with Mr. G. M. Fay in this trial and I am grateful for the skillful handling of it by your staff.

With best wishes and kind regards,

Sincerely yours,

J. Edgar Hoover

- cc - Kansas City
- cc - Cincinnati
- cc - New York
- cc - Milwaukee

COMMUNICATIONS SECTION

JAN 22 1944 P.M.

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ALL INFORMATION CONTAINED
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DATE 6/6/83 BY SP-8 BTJ/RW

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ASSISTANT ATTORNEY GENERAL

WASHINGTON

January 17, 1944

*Edgar
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10
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10*

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Dear Edgar:

I want to call to your attention the splendid work of the Special Agents assigned to the Baker-Lockwood case.

Mr. G. M. ~~Ray~~ of my staff, who participated in the trial of the case, has informed me that Agent Leonard Walters of the Kansas City Field Office, had at all times during the course of the investigation displayed an attitude of painstaking industry and keen insight into the complete development of the facts, that Agent Maxwell Johnson of the Cincinnati Field Office, performed a splendid service in compiling the information which was responsible for the proof that the defendant Cornelius G. Loose had expended money far in excess of any known legitimate income. I also want to mention Agent William Hamilton of the New York office and Agent Merrill Drennan

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62-72947
FEDERAL BUREAU OF INVESTIGATION
FEB 19 1944
U. S. DEPT. OF JUSTICE

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of the Milwaukee office whose assistance in the presentation of the case was of great value. Without this help and the complete cooperation of the Bureau the results might have been quite different.

With kind personal regards and best wishes,

Sincerely,

⁽¹⁾
TOM G. CLARK

J. Edgar Hoover, Director, ~~X~~ *Commissioner, State*
Federal Bureau of Investigation,
Washington, D. C.

P. S. Edgar, the fine work and complete cooperation of your boys spells "success" in our cases -- and besides I sleep so much better knowing our cases are being handled by them under your direction. Thanks so much.

Federal Bureau of Investigation
United States Department of Justice
 San Antonio, Texas
 February 19, 1944

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Coffey	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn	.....
Mr. Nease	.....
Miss Gandy	.....

Director, FBI

Re: HON. TOM CLARK
ASSISTANT ATTORNEY GENERAL

Dear Sir:

On February 16, 1944 Assistant Attorney General TOM CLARK was the guest at a dinner given in Austin, Texas. There is attached hereto a clipping from the Austin American of February 17, 1944 which is self-explanatory concerning the affair.

Lt. Col. HOMER GARRISON, Jr., Director of the Texas Department of Public Safety, attended the dinner and reported that Mr. CLARK was very commendatory in his praise of the Director and the FBI. Lt. Col. GARRISON is writing a personal letter to the Director concerning his observations.

I thought the Bureau would be interested in this matter.

Very truly yours,

R. C. Suran
 R. C. SURAN
 SAC

RCS:ALC

Encl.

707-1000

*Letter written
 Garrison
 M.A.*

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 FEB 23 1944

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 DATE _____ BY _____

February 17, 1944

Tom Clark Paid High Tribute At Austin Banquet

Delegations From All
Larger Cities Attend;
Promotion, Is Hinted

A statewide gathering of lawyers, judges and officials Wednesday night honored Tom Clark, Dallas lawyer, university law graduate, now head of the criminal division of the US attorney general's department, and a potential future attorney general of the nation, at a testimonial banquet given by J. Percy Rice and W. B. Harrell of Dallas.

Delegations were here from all the larger Texas cities.

Non-political nature of the gathering was stressed by Former Gov. Dan Moody, toastmaster, and by speakers; and Clark himself said he is "running for no office." But through several of the speeches of tribute to the distinguished Texan were predictions that he may be expected to advance in his legal services to the nation and attain cabinet rank.

Mayor Welcomes

Facetiously, Gov. Moody said it had been rumored Clark might be a candidate against Sen. Lee O'Daniel, but added, if he was thinking about it, "I can give him some advice; and if he doesn't believe me, I'll refer him to Gov. James V. Allred over there"—both opponents of O'Daniel in the senate race.

Mayor Tom Miller of Austin welcomed the guest of honor and out-of-city visitors for the gathering. Invocation was offered by the Rev. Kenneth Pope.

Several of the distinguished visitors were introduced—Former US Judge James V. Allred, Judge W. A. Keeling, members of the Texas supreme court and other appellate courts, including all members of the Waco court of civil appeals, and Judges Towne Young and J. R. Bond of the Dallas court of civil appeals; US Dist. Attys. Clyde Estus and Ben Foster, Sheriff Smoot Schmid of Dallas, Mayor Gus Mauerer and others of San Antonio.

Wirtz Pays Tribute

Former Undersery. of Int. Al J. Wirtz paid tribute to Clark as a lawyer, and predicted that Clark will "go higher" in his federal service, and that in the highest legal office of his nation he would reflect credit upon himself and honor upon Texas.

Atty. Charles L. Black commended Clark as one of the great young lawyers of Texas. Henry H. Brooks who was associated with Clark in several cases, paid tribute to him as a friend and to his personal qualifications.

Clark, in his response, told of the extensive work of the attorney general's department, and described the work of its FBI division. He turned aside to pay tribute to the Texas delegation in congress, and declared if Texans might see the delegation in its work their effectiveness in counsels and achievements of congress would be more fully realized.

Asks Lawyer Assistance

He described the work of his own division, the criminal division, and the 226 lawyers in it. Many types of cases are carried on even in war times, he said. He added that the Chaplin charges in California and the "Hopkins letter" forgery case at Washington will be prosecuted immediately.

He closed his talk with an appeal for lawyers to assist the government, when they can, by serving as trial lawyers for the department in cases in their vicinity, pointing out that the government agencies had great losses of personnel to the armed forces.

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HEREIN IS UNCLASSIFIED

DATE 6/6/83 BY SP-8 BTJ/RW

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ENCLOSURE

EDM:MM

February 23, 1944

Honorable Tom G. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

Lieutenant Colonel Homer Garrison, Jr.,
of the Texas Department of Public Safety told me
of your commendatory remarks concerning the work
of the FBI and my administration of it which you
made on the occasion of a testimonial dinner
tendered you in Austin. Please accept my deep
thanks for your kind statements and it is a
pleasure to work where mutual admiration exists.

With best wishes and kind regards,

Sincerely yours,

[Faint signature and date]

REC'D 4:01 PM '44
FEB 24 1944
U.S. DEPT. OF JUSTICE

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Coffey _____
- Glavin _____
- Ladd _____
- Nichols _____
- Rosen _____
- Tracy _____
- Acers _____
- Carson _____
- Harbo _____
- Hendon _____
- Mumford _____
- Starke _____
- Quinn Tamm _____
- Nease _____
- Gandy _____

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DATE 11/13 BY SP-8 BTJ/RLB

FEB 24 1944

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OT:MM

May 28, 1944

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RECORDED

Honorable Tom C. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

I have received your note of May 22,
and am very glad indeed to know that it was
possible for our representatives in St. Louis
and Kansas City to be of assistance to you
on your recent trip. It was thoughtful of
you to write me about it.

With kindest personal regards,

Sincerely,

Handwritten checkmark

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTJ/RW

TOM C. CLARK

ASSISTANT ATTORNEY GENERAL
WASHINGTON

May 22, 1944

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Mohr	
Mr. Carson	
Mr. Hendon	
Mr. Mumford	
Mr. Jones	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Dear Edgar:

I want to pass along to you my appreciation for the fine reception I got in St. Louis from Mr. G. B. Norris, your Special Agent in Charge, and also for the assistance given me by Bailey Miller, Special Agent in Kansas City. Had it not been for Mr. Miller's help, I never would have made my plane and you know how important that is.

You have a fine group of men and they have never failed to do a good job for me.

With kind, personal regards and best wishes,

Sincerely,

TOM C. CLARK

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

*ack
5/25/44
✓*

RECORDED

62-72944-8
MAY 27 1944
MAY 27 1944

Office Memorandum • UNITED STATES GOVERNMENT

N:HBM

TO : MR. TOLSON ✓
 FROM : L. B. NICHOLS ✓
 SUBJECT:

DATE: October 11, 1944

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

A Mr. McCoy, who identified himself as being associated with Tom Clark in the Department, called at my office. Clark had seen some statement by the Director on postwar crime and wanted to get figures.

I told Mr. McCoy that undoubtedly Clark had confused a story based on the Uniform Crime Reports bulletin as the Director had made no statement on postwar crime supported by figures. McCoy stated they wanted this information to use to support their request for appropriations, but since the Director had not talked about crimes within the Criminal Division's jurisdiction he would disregard the matter. He did ask for a copy of the Uniform Crime Reports bulletin, which was furnished him.

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 DATE 6/6/83 BY SP-8 BTJ/2U

NOV 24 1944

Office Memorandum • UNITED STATES GOVERNMENT

EAT:DS

TO : THE DIRECTOR

FROM : Edw. A. Tamm

SUBJECT:

DATE:

October 16, 1944

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

At the request of Mr. Tom Clark, on October 14th I talked to him about his desire to obtain some statistics which might be used by him in a political speech on October 17th. Fundamentally Mr. Clark was interested in showing trends in crime rates between Republican and Democratic Administrations. I pointed out to him that we had no material of this kind, although I did furnish him with figures on the decline in the number of bank robbery cases, which decline exceeds 90 per cent since 1932. I also furnished him with statistics on the number of kidnapings reported and solved since 1932.

Mr. Clark wanted to obtain figures showing murder or other felony rates in cities such as Chicago, Los Angeles, San Francisco, etc. as compared with New York, during the period when Mr. Dewey was District Attorney in New York. I pointed out to Mr. Clark that the Bureau's figures from its crime statistics project would represent the entire metropolitan area of New York, while Mr. Dewey's office was in but one borough so that the figures could not be used with any degree of accuracy to establish any point of this kind.

I pointed out to Mr. Clark that he might desire to point out that during the present Administration the Federal Bank Robbery Statute, the National Firearms Act, the Federal Kidnaping Act, the Fugitive Felon Statute, etc. had been placed on the books.

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ALL INFORMATION CONTAINED
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DATE 6/6/83 BY SP-8 BTJ/RW

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October 28, 1944

Honorable Tom C. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

I am writing you this personal note to express my sincere thanks for your taking time out to be with us this morning to present the diplomas to the members of the Twenty-sixth and Twenty-seventh Sessions of the FBI National Academy.

The members of the graduating class were greatly honored to receive their diplomas from you and I sincerely hope that you found the program interesting.

With best wishes and kind regards,

Sincerely yours,

[Handwritten signature]

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EX - 3

62-72944-9
FEDERAL BUREAU OF INVESTIGATION
OCT 31 1944
U. S. DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/1/83 BY 80-8 BTJ/RW

[Handwritten signature]

November 2, 1944

Honorable Tom C. Clark
Assistant Attorney General
United States Department of Justice
Washington, D. C.

Dear Tom:

I am enclosing copies of the photographs made during the Graduation Exercises of the 26th and 27th Sessions, FBI National Academy, on October 26, 1944, at Washington, D. C.

With best wishes and kind regards,

Sincerely yours,

Enclosure

RECEIVED
NOV 4 1944
U.S. DEPARTMENT OF JUSTICE

62-72944-10

FEDERAL BUREAU OF INVESTIGATION

NOV 4 1944

U.S. DEPARTMENT OF JUSTICE

EX - 35

COMMUNICATIONS SECTION

NOV 2 1944
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

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DATE 6/6/83 BY SP-8 BTJ/20

MAJ

TOM C. CLARK

ASSISTANT ATTORNEY GENERAL
WASHINGTON

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Carson	✓
Mr. Egan	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

November 6, 1944

Dear Edgar:

I appreciate very much your sending me the photographs made at the Graduation Exercises. It was an interesting meeting and I enjoyed it very much.

Kind personal regards,

Sincerely,

T.C. Clark
TOM C. CLARK

Honorable J. Edgar Hoover
Director
Federal Bureau of Investigation
United States Department of Justice

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Handed
78 NOV 15 1944

MAJ:ET:RHR

November 9, 1944

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EX-8

Honorable Tom C. Clark
Assistant Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

In accordance with the request of your secretary, it is a pleasure to enclose a transcript of the proceedings at the Graduation Exercises of the Twenty-sixth and Twenty-seventh Sessions of the FBI National Academy on October 28, 1944.

With best wishes and kind regards,

Sincerely,

Enclosure

62-77944-1

RECEIVED-DIRECTOR
F B I
DEPT. OF JUSTICE
NOV 10 02 PM '44

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Coffey _____
- Glavin _____
- Ladd _____
- Nichols _____
- Rosen _____
- Tracy _____
- Acers _____
- Carson _____
- Harbo _____
- Hendon _____
- Mumford _____
- Starke _____
- Quinn Tamm _____
- Nease _____

COMMUNICATIONS SECTION
MAILED
NOV 10 1944
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

1331

NOV 21 1944

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RD

NOV 9 7 09 PM '44

ASSISTANT ATTORNEY GENERAL
Washington

10/31

Tom C. Clark

Dear Edgar:

You may be sure I enjoyed the "graduation exercises" very much. It opened my eyes to the great service you are rendering all of our law enforcement agencies through education.

I was honored at being included in this inspiring ceremony. Your kind introductory words concerning myself - though not deserved - are greatly appreciated and I shall always treasure them.

Your friend,

TOM

Hon. J. Edgar Hoover
Washington

no answer required 11/1

Handwritten marks and initials in the top right corner, including a circled 'A' and a large 'W'.

Handwritten signature 'M. SCABE' and other initials.

RECORDED 62-72944-12
EX-111
NOV 15 1962
JFK

ASSISTANT ATTORNEY GENERAL
WASHINGTON

Mr. Tolson.....
Mr. E. A. Tamm.....
Mr. Clegg.....
Mr. Coffey.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Mohr.....
Mr. Carson.....
Mr. Hendon.....
Mr. Mumford.....
Mr. Jones.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....

10/31 -

Dear Edgar:-

You may be sure I enjoyed

the "graduation exercises" very much.

It opened my eyes to the great service you are rendering all of our law enforcement agencies through education.

I was honored at being included in this inspiring ceremony - your kind introductory words concerning myself - though not deserved - are greatly appreciated and I shall always treasure them.

Your friend,

Tom

Hon - J Edgar Hoover,
Washington -

Federal Bureau of Investigation
United States Department of Justice

January 4, 1945

PERSONAL AND CONFIDENTIAL

Mr. J. Edgar Hoover, Director
Federal Bureau of Investigation
U. S. Department of Justice
Washington, D. C.

Dear Mr. Hoover:

Former Special Agent Ross Bohannon, as you know, is presently practicing law at Brownwood, Texas. Recently he and his partner had occasion to contact United States Senator Tom Connally concerning certain patronage matters.

Mr. Bohannon advises me that Senator Connally stated that Attorney General Francis Biddle is "on his way out" and that the Texas delegation is reserving their full patronage strength to endeavor to have Tom Clark appointed Attorney General.

Senator Connally indicated that Speaker Sam Raburn, Congressman Lyndon Johnson, and he, Senator Connally, were going to do everything in their power to have Clark appointed as Attorney General.

I thought you would be interested in this information.

Sincerely,

DEAN R. MORLEY
Special Agent in Charge

DRM:FB

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/ew
DECLASSIFIED BY SP-8 BTJ/ew
ON 6/6/83

67-72744-12X

RCH:DW

May 24, 1945

Honorable Tom C. ⁶Clark
U. S. Department of Justice
Washington, D. C.

Dear Tom:

Your appointment as Attorney General
is indeed gratifying and I want to extend my
heartiest congratulations.

I know you will fill the position with
distinction and will do a grand job. You may
be assured of my personal and official coopera-
tion.

With most cordial regards,

Sincerely yours,

RECORDED

62-72944-13

MAY 29 1945

EX-16

RECEIVED-DIRECTOR
F B I
MAY 24 9 57 AM '45

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/18/83 BY 88-8 BTJ/RL

1945

47

ASSISTANT ATTORNEY GENERAL
WASHINGTON

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	✓

June 12, 1945

Dear Edgar:

I shall be glad to address your graduating class on July 21st, and appreciate very much your asking me. I know this will be an interesting occasion and I am looking forward to it.

John Hoover

With kind personal regards and best wishes,

Sincerely yours,

Tom C. Clark
TOM C. CLARK
Assistant Attorney General

John Edgar Hoover, Esq.
Director, Federal Bureau of Investigation
Department of Justice
Washington, D.C.

RECORDED
62-72944-13X
F B I
EX - 49 32 JUN 22 1945

P.S. Thanks for everything - anything I can do let me know.
(P.S. Thanks for everything - anything I can do let me know)

71
JUN 27 1945

Office Memorandum • UNITED STATES GOVERNMENT

DML:DS

TO : THE DIRECTOR

DATE: ✓

FROM : D. M. LADD

June 14, 1945
call : 2:45 P. M.

SUBJECT:

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Mr. Gandy	

SAC Kimball at Norfolk telephoned and advised that the new Attorney General, Tom Clark, was coming to Norfolk on June 21st and was going to join Assistant United States Attorney Johnson in going down to the Eastern Shore of Maryland, presumably on a fishing trip. Mr. Kimball said that he had been requested by the Assistant United States Attorney to have a car meet Tom Clark at the boat and drive him to the Federal Building to meet the Assistant United States Attorney. I told Mr. Kimball this should be done.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/6/83 BY SP-8 BTJ/KW

RECORDED
EX-11 2-72944-1381

71
50 JUN 29 1945

WAL

DEPARTMENT OF JUSTICE POST #41
THE AMERICAN LEGION

June 18th, 1945.

Dear Comrade:-

THE DEPARTMENT OF JUSTICE POST #41 OF THE AMERICAN LEGION

will give a reception and cocktail party in honor of

HON. TOM C. CLARK
THE INCOMING ATTORNEY GENERAL OF THE UNITED STATES
and
MRS. CLARK

Thursday July 5th, 1945
5:30 to 7:30 P.M.

at the

WILLARD HOTEL
Parlors A,B,C,D & E

You and your family and friends are cordially invited to attend.

Tickets are \$3.50 per person and may be obtained from

JOHN P. BEEBE
Chairman of the Subcommittee on tickets
Room 2527 Department of Justice Bld'g, RE.8200, Branch 545
or

ARTHUR BREUER
Post Adjutant
Room 2120 Department of Justice Bld'g, RE.8200, Branch 1061

ALEXANDER HOLTZOFF
Post Commander

EDWARD J. SHAUGHNESSY
Chairman, Committee on Arrangements

62-72944-13X3

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

RECORDED

EX - 68

DATE 6/6/83 BY SP-8 BJA/ru

JUN 30 1945

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

ad

✓

4

JUN 14 1945

PERSONAL AND CONFIDENTIAL

The Attorney General

July 19, 1945

John Edgar Hoover - Director, Federal Bureau of Investigation

Thomas C. Clark

Pursuant to your request, there are set forth below the names, titles and correspondence addresses of the FBI representatives in charge at the American diplomatic establishments in London, England, Paris, France and Rome, Italy:

- (1) Mr. H. Joseph Lynch
Legal Attache
The American Embassy
London, England
- (2) Mr. Horton R. Telford
Attache
The American Embassy
Paris, France
- (3) Mr. Stanley Russo
Vice Consul
The American Consulate
Rome, Italy

RECEIVED

100-22744-14

EX-80

80

24 JUL 20 1945

[Handwritten signatures and initials]

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

SECRET FROM P. O.

TIME 10:15 AM

DATE 7-19-45

BY *[initials]*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BLS/RW

204
57 JUL 23 1945

[Handwritten initials]

CT:DSS

THE ATTORNEY GENERAL

July 23, 1945

JOHN EDGAR HOOVER
DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

7-23-45

I thought you might like to see the attached photograph
which appeared in this morning's New York Daily Mirror.

RECORDED

100-2574-15

~~EX~~

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Coffey _____
- Glavin _____
- Ladd _____
- Nichols _____
- Rosen _____
- Tracy _____
- Carson _____
- Egan _____
- Hendon _____
- Pennington _____
- Quinn Tamm _____
- Nease _____
- Gandy _____

7-23-45

7-23-45

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/aw

54 JUL 25 1945

JSR:BJB

July 21, 1945

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

I just wanted to let you know that you made a great talk at the graduating exercises this morning, and that we all deeply appreciate your taking time to address the class. I thought your remarks were very timely and I know that the entire audience received a great deal of benefit as well as pleasure from what you had to say.

We were honored to have you appear before the class and I have heard many remarks by the class members themselves and they appreciated not only hearing your address but receiving from you personally their diplomas.

With best wishes and greatest respect,

Cordially,

RECORDED & INDEXED

162-98944-16

U.S. DEPARTMENT OF JUSTICE
RECORDS SECTION
JUL 27 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/87 BY SP-8 BTJ/RL

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Coffey _____
- Glavin _____
- Ladd _____
- Nichols _____
- Rosen _____
- Tracy _____
- Carson _____
- Egan _____
- Hendon _____
- Pennington _____
- Quinn Tamm _____
- Nease _____
- Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7-23-1987
BY SP-8 BTJ/RL

209
1945

GMM:KCM
JJM:HEM

July 23, 1945

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

~~SECRET~~

I have heard numerous favorable comments concerning the speech you made at the Commencement Exercises of the Twenty-ninth Session of the FBI National Academy on July 21, 1945, and I am wondering whether you would have any objection to our printing your prepared talk in the next issue of the FBI Law Enforcement Bulletin. This publication has a wide circulation among more than 15,000 chiefs of police, sheriffs and other law enforcement officers throughout the United States. I know they would enjoy reading your remarks.

With best wishes and kind regards,

Sincerely,

Edgar

cc - Training Division
Attention Mr. Rogers

RECORDED

INDEXED
37

62-72944-17

72-21

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

M. D. O.
4-20-45

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/ew

The Attorney General

July 23, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

NEWSPAPER EDITORIAL

7:00 AM

A photostatic copy of the editorial ~~"Work Of The FBI"~~ which appeared in the Easton Daily Express at Easton, Pennsylvania, on July 11, 1945, is transmitted herewith. It is believed you may find this commentary on our work of interest.

Attachment

RECORDED & INDEXED

23

62-72924-18

Stamp: 107-66, 1154, 7-27-45

EX-74

U.S. DEPT. OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
RECEIVED
JUL 23 5 52 PM '45
DEPT. OF JUSTICE
FED. BUREAU OF INVESTIGATION

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTB/RLW

Table with 10 rows and 2 columns, mostly blank.

Office Memorandum • UNITED STATES GOVERNMENT

DML:DS

TO : THE DIRECTOR

DATE: ✓

FROM : D. M. Ladd

June 28, 1945

SUBJECT:

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Gandy	

Gus Vanech called and wanted you to be advised that the induction ceremony for Tom Clark in the Department on Saturday PM will be broadcast over Wayne Coy's radio Station WINX at 2:45 P. M. It is possible other radio stations will also broadcast the ceremony. Mr. Vanech stated, however, that the ceremonies would start at 2:30.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/hw

EX-25

62-72944-19

JUN 30 1945

74 JUL 5, 1945

633 Federal Building
Louisville 2, Kentucky

June 30, 1945

Director, FBI

PERSONAL AND ~~CONFIDENTIAL~~

Re: HARLAN COUNTY, KENTUCKY
November 3, 1942
ELECTION LAWS
CONSPIRACY

Dear Sir:

This will confirm the telephonic information furnished to Supervisor PAUL J. SHINE of the Bureau by Special Agent C. ADDISON KINCAID on June 25, 1945.

Special Agent FRANCIS X. JAHN informs me that United States Attorney CLAUDE P. STEPHENS and his assistant MACK STEPHENSON left Lexington, Kentucky, for Washington, D. C., on Thursday, June 21, 1945. On Saturday, June 23, 1945, Miss JOHN BILLINGSLEY, secretary to Mr. STEPHENS, informed Agent JAHN that Mr. STEPHENS had gone to Washington in response to a telegram from the Attorney General (Mr. TOM CLARK), which telegram stated he was to proceed to Washington in connection with the Harlan vote cases.

On June 24, 1945, Special Agent EDWARD J. GEBBEN was traveling from Norfolk, Virginia, to Lexington, Kentucky, in response to a subpoena in these cases which were set for arraignments and trial at London, Kentucky, June 25, 1945. On the train he met Mr. STEPHENS who was returning from Washington. Agent GEBBEN reports that Mr. STEPHENS appeared to be extremely dejected. STEPHENS informed Agent GEBBEN that he had been called to Washington by the Attorney General and the Attorney General had instructed him flatly that he was to move to dismiss the cases against the election commissioners and tabulators. Mr. STEPHENS went on to say that the Department had carefully inquired into the question as to whether or not Federal Judge H. CHURCH FORD could obstruct a motion to dismiss and the Department was of the opinion that the Judge would be without authority to demand that the Government proceed with trials on the two pending indictments against the commissioners and tabulators. Mr. STEPHENS stated that the Attorney General's position was based on a memorandum prepared for him by Mr. TURNER SMITH, who is in the Civil Rights Section and who has heretofore participated actively in the court proceedings in the Eastern District of Kentucky. Mr. SMITH's memorandum, according to Mr. STEPHENS, asserts that the Government has insufficient evidence upon which to base a conviction. Mr. STEPHENS is convinced that there are other factors

RECORDED

62-72197-20
FEDERAL BUREAU OF INVESTIGATION
JUL 17 1945
U. S. DEPARTMENT OF JUSTICE

DECLASSIFIED BY SP-8 BTJ/ED
ON 6/18/83

behind the Attorney General's orders to him to dismiss these cases.

Mr. STEPHENS went on to tell Agent GEBBEN he learned in Washington that at the time the appointment of Mr. TOM CLARK as Attorney General was to be presented to the Senate, Senator A. B. CHANDLER received a telephone call from Senator TOM CONNALLY in which CONNALLY informed CHANDLER, "I've got TOM CLARK here and he wants to see you." CHANDLER is reported to have replied, "I thought he would be coming around to see me about now." Mr. STEPHENS stated that Mr. CLARK then met with Senator CHANDLER and it was agreed that CHANDLER would not oppose Mr. CLARK's nomination to a cabinet post in consideration of which Mr. CLARK would instruct the United States Attorney for the Eastern District of Kentucky to dismiss the commissioners and tabulators cases.

Mr. STEPHENS is seriously concerned about these instructions because Federal Judge H. CHURCH FORD has been insistent that any action taken in these cases be taken on the merits. For example, on June 11 and 12, 1945, Attorney JIM GOLDEN, who represents almost all of the defendants in these cases, called upon Mr. STEPHENS at Lexington, Kentucky, to discuss with him the possibility of entering a nolle prosequi with respect to certain of the defendants and with respect to recommending probations for others. Special Agent FRANCIS X. JAHN was requested by Mr. STEPHENS to be present during these discussions to inform him of the specific facts with respect to the individual defendants. In these discussions only the precinct officials were mentioned and no reference was made to the commissioners and tabulators. When the discussions were completed on June 12, 1945, Mr. STEPHENS decided that he should nolle the indictments as to five of the precinct officials and that in the interest of justice he should recommend probation for certain of the precinct officials who were undoubtedly under the domination of one or more of their co-defendants. He then proposed to Attorney GOLDEN that they go to Judge FORD's office and review the discussions with him. Mr. STEPHENS requested Agent JAHN to accompany him to Judge FORD's chambers in order to provide him with any information concerning the facts in these cases into which the Judge might inquire.

On June 12, 1945, in Judge FORD's chambers, Mr. STEPHENS opened the discussion by informing the Judge that he and Mr. GOLDEN had been reviewing the cases with respect to the precinct officials and they had arrived at certain conclusions which they would like to take up with the Judge. Judge FORD, however, cut Mr. STEPHENS short with the statement that he did not care to hear anything about these cases except in open court. Judge FORD went on to say that after the hearing at London, Kentucky, on March 19, 1945, when the Government moved to dismiss its charges with respect to eleven of the precinct officials, as reported heretofore, he thereafter received a large volume of letters from citizens of Kentucky who complained to him that

they could not understand why certain of the defendants were punished while certain others were let go. Judge FORD said emphatically that when these cases are called in court, he will be very glad to hear any pleas which Mr. GOLDEN might make for his clients or any recommendations which the United States Attorney cared to make, but under no circumstances did he desire to enter into a private discussion of these cases to work out any arrangements which might or might not be understood by the general public.

On June 25, 1945, when the remaining fifty-seven defendants in these cases were arraigned, Precinct 17-C, Cumberland, was called first. The three defendants entered their pleas of guilty. In the second case called, that of Precinct 48, Totz, three of the four defendants pleaded guilty and Defendant JAMES LEWIS pleaded not guilty. According to the evidence in this case, JAMES H. LEWIS acted as a precinct official and signed the ballots for an hour or so, at the expiration of which time his co-defendants informed him that they intended to write up some votes. LEWIS entered a vehement protest but the others would not listen to him. LEWIS thereafter obtained a book and sat in a corner of the room where the polling took place and engaged in reading the balance of the day. One of his co-defendants forged his name to a large number of ballots which were illegally voted. LEWIS gave a complete statement to the investigating agents and the United States Attorney had proposed to use him as a Government witness if this precinct case went to trial. However, in view of the pleas of guilty on the part of LEWIS' co-defendants, Mr. STEPHENS then moved in open court to nolle the indictment as to LEWIS. Judge FORD then stated from the bench that he would like to have Mr. STEPHENS file with his nolle a written statement outlining the reasons upon which the nolle was based. Judge FORD remarked that he appreciated that he could not require the United States to do this, but he felt that in order to avoid any misunderstanding of the Government's position in the matter this should be done. To this recommendation of Judge FORD, Mr. STEPHENS expressed his acquiescence in open court.

During the balance of the arraignments, Mr. STEPHENS moved to nolle with respect to four additional precinct defendants in those instances where it appeared in the interest of justice that such action should be taken. On each and every occasion when Mr. STEPHENS did announce his intention to nolle, Judge FORD repeated his recommendation in open court that the United States Attorney file with the motion a written statement of the reasons therefor.

When the cases were called with respect to the commissioners and tabulators, the defendants present entered pleas of not guilty and these cases were set for trial by Judge FORD for July 23, 1945.

After the arraignments, Mr. STEPHENS stated to Agent JAHN that he had been placed in a very embarrassing position by the Attorney General and he did not know how he could get around it unless he resigned. He continued that he had decided in any event he should discuss the situation fully and completely with Federal Judge H. CHURCH FORD to explain to the Judge that he was being instructed to enter a dismissal in the commissioners and tabulators cases and did not know what else to do but follow these instructions.

The court was adjourned on June 26, 1945, after the petit jury returned a verdict of guilty with respect to Precinct 56, Three Point, defendants who stood trial beginning on June 25, 1945. The next case on the docket is that of the Mary Helen Precinct defendants which is set for July 16, 1945. The United States Attorney and Judge FORD returned to Lexington on the evening of June 26, 1945, and it is quite likely that within the next few days Mr. STEPHENS will discuss with Judge FORD the instructions he had received from the Attorney General and at that time reach a decision as to what shall be done in the commissioners and tabulators cases.

I will keep you informed of any developments in this matter which come to my attention.

Very truly yours

M. W. McFARLIN
SAC

FXJ:gt
56-5

Office Memorandum • UNITED STATES GOVERNMENT

SJW:mjm

TO : Mr. Tolson ✓

DATE: July 7, 1945

FROM : Mr. Nichols

SUBJECT:

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg ✓
- Mr. Coffey ✓
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy ✓
- Mr. Mohr ✓
- Mr. Carson ✓
- Mr. Hendon ✓
- Mr. Mumford ✓
- Mr. Jones ✓
- Mr. Quinn Tamm ✓
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

The Attorney General, Tom Clark, in a broadcast over WRC at 10:45 p.m. on July 6, 1945, stated:

"Tax evasions, war frauds, antitrusts, and the black market will be stamped out. John Edgar Hoover of the Federal Bureau of Investigation has built up the world's best investigative agency. He and I see eye to eye on these problems, and together we will solve them."

100-12944-21

31 JUL 10 1945

670

~~SECRET~~

1124

50 JUL 21 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BJD/WU

July 25, 1945

Honorable ^① Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

I want to say again how much your presence and your fine address contributed to the most successful graduation exercises for the 20th Session of the FBI National Academy last Saturday morning. It seemed to me that the program was one of the finest we had ever had and your contribution was definitely the high light.

Enclosed herewith is a set of photographs showing you at the graduation exercises. I thought you might like to have them for your memoirs.

With best wishes and kind regards,

Sincerely yours,

Enclosure

RECORDED

62-71974-22

SEARCHED
SERIALIZED
INDEXED
FILED
JUL 27 1945
FBI - WASH DC

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/83 BY SP-8 BLS/RW

MAJ:NR

The Attorney General

July 28, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

There is attached hereto a copy of this Bureau's publication, "FBI This Week," for July 28, 1945, which I thought you might like to see.

Attachment

Toni Clark

RECEIVED
TIME 11:50 AM
DATE 7-30-45
BY [Signature]

62-72944-23

EX-65

- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Coffey.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

JUL 30 9 52 AM '45

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTJ/RD
AUG 1 - 1945

11301

CT:DSS

July 12, 1945

7-14-24
BLS

Honorable Tom C. Clark
The Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

It was thoughtful of you to send the
congratulatory note with regard to the
accomplishments of the Bureau during the
past fiscal year.

I personally appreciate your interest
and am taking pleasure in advising my
assistants of your kind note.

With kindest regards,

Sincerely,

MAILED 3
JUL 14 1945

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RLD

OFFICE OF
THE ATTORNEY GENERAL



7-9-45

Dear Edgar:-

Congratulations on your
last year's report.

It is a great record for
a great bureau - and it reflects
your brains and stamina -

Please express to your
staff my deep appreciation -

Sincerely,

Tom Clark

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

COPY

OFFICE OF
THE ATTORNEY GENERAL

7-9-45

Dear Edgar:-

Congratulations on your
last year's report.

It is a great record for
a great bureau - and it re-
flects your brains and stamina -

Please express to your staff my
deep appreciation -

Sincerely,
/s/ Tom Clark

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg ✓
- Mr. Coffey ✓
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy ✓
- Mr. Carson ✓
- Mr. Egan ✓
- Mr. Hendon ✓
- Mr. Mumford ✓
- Mr. Jones ✓
- Mr. Pennington ✓
- Tele. Room ✓
- Mr. Nease ✓
- Miss Beahm ✓
- Miss Gandy ✓

File
10/1/45

FILE
10/1/45

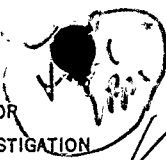
COPY

ack
7/17/45

62-72745-51

EX-49

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTJ/ru



OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

COPY

Office of the Attorney General

7-19-45

Edgar:

The Arkansas editorials
are very good. We could stand
more of them. Thanks.

I do appreciate your
sending them to me. I think
we should get some sort of
clipping service to watch things
of this type. Do you have such?

Your constant help makes things much easier
for me.

/s/ Tom ^O CLARK

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Pennington
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

ll

RECORDED

62-72944-25

EX-8

*Revised 7/20/45
JJA:mjw*

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY 88-8 BJK/US~~

OFFICE OF
THE ATTORNEY GENERAL



7-19-48

Edgar:-

The Arkansas editorials
are very good - We could stand
more of them - Thanks -

I do appreciate your
sending them to me. I think
we should get some sort of clip-
ping service to watch things
of this type. Do you have such?

Your constant help
makes things much easier

for me -

askill 7/20/48
55 W. High

Tom

JJM:mjm

July 20, 1945

7-1774-25-

RECORDED

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

With reference to your note of July 19, 1945, regarding the Arkansas editorials recently forwarded to you, I thought you might like to know that the FBI does not engage a clipping service in order to have editorial comment called to our attention.

We have arrangements through the Special Agents in Charge of each field division for clippings in the local publications in their field division district which are of interest to the Department of Justice, to be sent directly to our Washington headquarters, and in accord with your desire I will be very happy to see that items sent in to us are promptly called to your attention.

Sincerely,

J. Edgar Hoover

CC Mr. Jones: In perusing newspaper clippings, arrangements are to be made by you to see that items which are of interest to the Attorney General and which mention him by name are to be photostated and a positive photostatic copy furnished to the Attorney General by cover memorandum.

JUL 20 4 22 PM '45

RECEIVED

READING ROOM

SEARCHED
INDEXED
SERIALIZED
FILED

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Mr. Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/22/82 BY SP-8 BTJ/aw

THE ATTORNEY GENERAL
WASHINGTON

July 27, 1945

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

dk

Dear Mr. Hoover:

Thank you for sending me a photostatic copy of the editorial "~~W~~Worthily Rewarded" from ~~The~~ Charlotte Observer. Your thoughtfulness is very much appreciated.

Charlotte, North Carolina

With kind personal regards,

Sincerely yours,

Tom Clark
Tom C. Clark

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

dk

*Reaction
9/2/45*

RECORDED

INDEXED

83

62-72944-26
AUG 1 1945

EX-10

AUG 1 1945

THE ATTORNEY GENERAL
WASHINGTON

August 2, 1945

Dear Edgar:

I am delighted to have the set of photographs of the FBI graduation exercises last Saturday, and it was very thoughtful of you to send them to me.

Thanks also for your fine words of commendation on my talk and I assure you it was a great pleasure to me to have had the opportunity to participate in these exercises.

With kind personal regards and best wishes,

Sincerely yours,

Tom C. Clark

Mr. J. Edgar Hoover

Director, Federal Bureau of Investigation

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Carson	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

W. Rogers

RECORDED

EX-62

62-72944-27

[Handwritten signature]

56 AUG 14 1945²¹

Office Memorandum • UNITED STATES GOVERNMENT

EDM:eb

TO : Mr. Nichols

DATE: August 2, 1945

FROM : M. A. Jones

SUBJECT: Special Tour for Ramsey Clark, son of the Attorney General

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

In accordance with instructions received from Mr. Clegg some time ago, Special Agent E. D. Mason today appeared at the roof gymnasium and met Attorney General Tom Clark and his 17-year-old son, Ramsey. Mr. Mason was with Ramsey for approximately three hours on the roof, and he was with the Attorney General for two hours.

Arrangements had been previously made through the Training Division for a disarming and judo demonstration for the Attorney General and his son. Prior to the Attorney General's arrival at the roof gym, Mr. Mason made friends with his son and played several games of quoits. It appears that young Ramsey, who is completing his high school education in summer school which will conclude about the middle of this month, intends to enlist in some branch of the armed forces toward the end of the month. He will be 18 years old next December.

The Attorney General came up to the gym about noon, and gym instructors Smith and Zeiss put on a gala show. During the disarming demonstration the Attorney General participated and was thoroughly convinced of the ability of Mr. Zeiss and Mr. Smith at disarming a person, for they with great facility stripped him of a revolver and held him at their mercy. At the close of the demonstration Attorney General Clark's son had a number of questions to ask and these were very patiently explained by Mr. Zeiss and Mr. Smith. The Attorney General seemed very interested in it all and told his son to accept the invitation of Mr. Zeiss and Mr. Smith to come back and get any further advice or instruction the boy wanted.

It should be made a matter of record that the Attorney General has been attending FBI gym classes regularly and that Mr. Zeiss and Mr. Smith have a very close liaison with him. The Attorney General calls them by their first names and seems genuinely appreciative of their assistance in physical training matters. The demonstration which Zeiss and Smith put on for the Attorney General this morning held his interest and provided an opportunity for an explanation as to the Bureau's training work along judo and disarming lines for police departments through Special Agent instructors. The show was the same one which has been given before clerical war schools, and it was handled with its usual dispatch and efficiency. Zeiss and Smith both made splendid impressions, talked clearly and forcefully, and everything moved quickly with no delay or hesitation. Mason pointed out that this made a very fine impression

RECORDED & INDEXED 62-72944 28

204
Mr. Jones
AUG 16 1945

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DATE 6/6/83 BY 88-8 BTJ/RW

Mr. Nichols

August 4, 1945

on the Attorney General. The thought is offered for whatever use the Bureau may see fit to put it, that if some special work needs to be done for the Attorney General, Mr. Zeiss and Mr. Smith, because of their friendship with Mr. Clark, might be in a position to help.

Mason invited the Attorney General to take a tour and Mr. Clark stated that he would be very happy to take a tour because his friends had been through the FBI and they report back to him sketches of the various things they have seen and he would like to see the FBI in action for himself. While he did not have time to take a tour this afternoon, he stated that he will call in the near future. This tour, when arranged, should be very thorough indeed. Ramsey hopes to take a tour this afternoon and will call Mason in his office when he gets back from a luncheon appointment his father has arranged.

cc - Mr. Clegg

ADDENDUM: Ramsey Clark was taken on a tour this afternoon by Agent Mason. They covered the Laboratory thoroughly and detailed arrangements had been made for exhibits to be laid out so that the Bureau's work would be presented at its best. Ramsey seemed to be quite thrilled and the scope and detail of the Laboratory made a great hit with him. Because his father intended to leave at 4:30 P.M. today, the tour was necessarily cut short, but arrangements have been made whereby Ramsey will telephone Mason next Saturday morning to complete the tour. At that time the rest of the Bureau's facilities will be shown him and if Ramsey has time a car will be reserved to take him over to the Armory. Ramsey again mentioned to his father the prospects of the Attorney General taking a trip through the Bureau, and his father confirmed his previous statement to the effect that he intended to take one just as soon as he could get time to do so.

Ramsey

Clark

Office Memorandum • UNITED STATES GOVERNMENT

EPM:HD

TO : MR. TOLSON

DATE: 8/3/45

FROM : H. H. CLEGG

SUBJECT:

Mr. Tolson _____
Mr. E. A. Tamm _____
Mr. Clegg _____
Mr. Coffey _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Mohr _____
Mr. Carson _____
Mr. Hendon _____
Mr. Mumford _____
Mr. Jones _____
Mr. Quinn Tamm _____
Tele. Room _____
Mr. Nease _____
Miss Beahm _____
Miss Gandy _____

Tom C. Clark

While at the Roof Gym on August 3, the Attorney General advised Mr. Zeiss that he would like for his son to come around for a Defensive Tactics demonstration on "some Saturday" and suggested that he very possibly would be able to come around on Saturday, August 4.

Mt. Zeiss was advised to make arrangements to handle the demonstration for the Attorney General's son and Supervisor E. D. Mason of the Crime Records Section was contacted, it being suggested that he arrange to be present at the demonstration and thereafter conduct the Attorney General's son on a tour of the Bureau if he desired.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6-6-83 BY 88-8 BTJ/RW
55 AUG-22 1945

RECORDED
&
INDEXED
EX-47

62-7244 29

160

MAJ:NR

The Attorney General

August 13, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

There is attached hereto a copy of this Bureau's publication, "FBI This Week," for August 11, 1945, which I thought you might like to see.

Attachment

Tom C. ...

62-72944-30

RECORDED

EX-2

RECEIVED-DIRECTOR
F B I
AUG 13 10 12 AM '45

Handwritten notes and stamps
AUG 13 1945
AUG 13 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RW

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.
 TIME 11-54
 DATE 8-13-45
 BY *[Signature]*

GA:med

The Attorney General

August 14, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

NEWSPAPER ARTICLE

Transmitted herewith for your information is a photostatic copy of the following editorial:

"Unprecedented Record Is Established by the FBI" which appeared in the August 11, 1945, issue of The Florida Times-Union, Jacksonville, Florida.

Attachment

SENT PROC NO
7-15-45
17-17-45

RECORDED & INDEXED

62-72777-311

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/NU

40 406 22 1945

FLORIDA TIMES UNION
JACKSONVILLE, FLORIDA
August 11, 1945

Unprecedented Record Established by the FBI

Americans should be thankful to the Federal Bureau of Investigation for the outstanding work it has done in protecting war plants and other interests of this country during World War II. Evidence is piling higher and higher week by week, month by month, to show that Director John Edgar Hoover and his men have done one of the outstanding jobs in the over-all war effort.

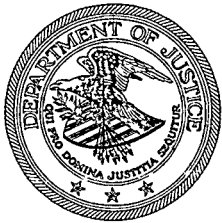
A fair and significant sample of the successes achieved by the FBI forces is revealed in the announcement that five German spies sent to the United States after 1939 to learn of atomic bomb developments were persuaded to double cross the Nazis and work as counter espionage agents.

It is worthy of special note that some of the spies were intercepted in Europe and South America en route to the United States and made "double agents" before they launched any espionage activities of the Nazis.

This same kind of alertness is responsible for the fact that not only was no sabotage of any kind committed in an atomic plant, but none of major importance has been committed since the United States entered the war, or immediately prior thereto.

A comparison of the record during the present war with that during the war of 1917-18 serves to emphasize how greatly superior is the FBI of today to the forces doing similar work were in the other world war.

Mr. Hoover and his men undoubtedly are justifiably proud of their record, and certainly they deserve the gratitude of all Americans.



Office of the Attorney General
Washington, D.C.

July 21, 1945

Tom
Tom Clark
Thomas C. Clark

MEMORANDUM FOR J. EDGAR HOOVER
DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	✓
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Dear Edgar:

I regret that the pressure of official duties has caused me to delay expressing to you my appreciation for the services rendered by Messrs. S. V. O'Grady, Robert C. Hendon, F. J. Beattie, N. T. Callahan, James A. Carlson, Rolf Fosseen, E. D. Mason, B. M. Suttler, H. W. Costello, George E. Allen and W. W. Wood, in connection with the swearing-in ceremonies in the Great Hall on June 30th.

The service rendered by your men greatly facilitated the handling of such a large number of people and I deeply appreciate their effort.

P.S. I thought this done long ago. Please ask the boys to come in and see me sometime so I can thank them.

184 P.S. I thought this done long ago. Please ask the boys to come in and see me sometime so I can thank them. Tom

Tom C. Clark

see index

no reply 1-25-45

13
RECORDED
EX-27
AUG 17 1945
62-72944-32
AUG 12 1945
[Handwritten signatures and initials]

The Attorney General

August 22, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

TOM C. BLANK

There is attached hereto a copy of this Bureau's publication, "The Investigator," for August, 1945, which I thought you might like to see.

Attachment

Aug 22 4 49 PM '45
RECEIVED-DIRECTOR
F. B. I.
AUG 22 4 30 PM '45
62-1114-33

RECEIVED

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

Handwritten notes and stamps in the routing slip area, including "BY" and "DATE".

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/aw

Handwritten initials or mark.

OFFICE OF
THE ATTORNEY GENERAL



Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
August 11th 1945	✓
Mr. Tracy	✓
Mr. Carson	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

Dear Edgar:

Thank you for sending me a copy of the publication "FBI This Week", dated August 4. It is always good to read of the Bureau's activities. *Just received Aug 11th one. They are all most interesting.* (Just received Aug. 11th one. They are all most interesting.)

Tom C. Clark

Attorney General

62-72944-34

RECORDED

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

204
76 AUG 30 1945

OFFICE OF
THE ATTORNEY GENERAL



- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Miss Gandy

August 20 1945

ef

Dear Edgar:

Thank you for sending me photostatic copies of the three editorials. I was interested in seeing them.

Kind personal regards and best wishes,

Sincerely yours,

Tom C. Clark

Handwritten signature of Tom C. Clark

RECORDED

62-12944-35

Mr. J. Edgar Hoover

Director, Federal Bureau of Investigation

Handwritten signature

56 AUG 31 1945

185

The Attorney General

August 24, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

TO ALL (C) (U) (L) (R) (K)

There is attached hereto a copy of this Bureau's publication, ~~"FBI This Week,"~~ for August 25, 1945, which I thought you might like to see.

Attachment

RECEIVED-DIRECTOR
F B I
AUG 25 10 57 AM '45

RECORDED & INDEXED
AUG 25 AM '45

62-12147-36

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

Handwritten notes and signatures:
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5-41...
fill all...
in 2...

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/1/83 BY SP-8 GRS/RW

30 AUG 29 1945

The Attorney General

August 29, 1945

get John Edgar Hoover, Director, Federal Bureau of Investigation

EDITORIAL ~~FBI~~ GETS ALL SET TO START DRIVE TO SHUT DOWN CHISELERS"

There is attached hereto a photostatic copy of the following editorial in which I thought you might be interested:

"FBI Gets All Set To Start Drive To Shut Down Chiselers" from the August 11, 1945, edition of the Independent-Tribune, Anderson, South Carolina.

~~Anderson~~

Attachment

Tom C. O'Clair

RECORDED & INDEXED

67

62-22944-37

67 EX-27

U.S. DEPT. OF JUSTICE
RECORDS DIVISION
AUG 29 1945
EX-27 29 AUG 29 1945
Cast 8-29-45

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.

TIME 6:05 pm

DATE 8-29-45

BY [Signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY sp-8/BJP/PLU

[Handwritten signature]



"MOP UP THESE ENEMIES"

- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Coffey.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/19/83 BY SP-8 BTJ/AD

'BI Gets All Set To Start Drive To Run Down Chiselers

Black marketeers and tax evaders are the cause for a lot of grief. The Law is getting pretty tired of them and proposes to do something about them, and at once.

The Treasury and Justice Departments and the Agriculture Department and the OPA are ganging up on the crooks. Tax revision and black market cases are to get priority over all others in the offices of the ninety-four U. S. attorney's offices throughout the country.

Estimates say that the black marketeers robbed the American people of around \$1,000,000,000 during the last fiscal year, ending June 30.

Tax dodging, it is estimated, has cost the country another \$1,000,000,000. This is believed to be a direct by-product of black marketing.

But the government has not been idle. Last year \$123,000,000 in taxes and penalties was wrung from delinquents through court action.

Sixty-five defendants received new fines or prison sentences.

Between 1943 and the summer of 1945, 300 black market cases had been turned

over to the Department of Justice by the OPA alone.

Out of this number, 4,280 convictions were obtained, including 841 prison sentences, and fines totaling \$4,638,000.

The public hasn't been very helpful, which is why the black markets have flourished.

The people have bought and are buying wherever they can get what they want and that has encouraged the crooks.

But now sleuths are everywhere, running down the black marketeer and the tax evader wherever he may be found.

Every man arrested is going to get a prompt and vigorous prosecution, every state is joining in the drive.

To head the campaign, Attorney General TOM CLARK has brought to Washington a two-fisted prosecutor, T. VANCE QUINN of New York.

HOOPER'S men are already on the job, like eager bloodhounds, to run down their prey.

We won't know about the hunting, of course, until the game has been bagged, but it looks like a good season.

COPY DESTROYED
150 NOV 10 1964

Handwritten notes:
 11-11-45
 The Independent
 Anderson, S.C.
 August 11, 1945
 Edited by Charlotte Off

GMM:MGM

September 5, 1945

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

I thought you would be interested in the attached copies of the FBI Law Enforcement Bulletin for September, 1945, containing a ~~reprint~~ of your address "Ten Years of Progress in Law Enforcement" which was delivered before the 29th Session of the FBI National Academy on July 21, 1945.

We continue to receive numerous favorable comments concerning this fine speech and I feel confident law enforcement officers throughout the United States who read our Bulletin will find your observations both enjoyable and inspiring.

With best wishes and kind regards,

Sincerely yours,

J. Edgar

Enclosure

5 copies FBI LEB, Sept. 1945.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

John Quinn

SEP 10 1945

62-72944-38

RECORDED & INDEXED

SEP 10 1945

62-72944-38

155

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HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY 80-8 BTJ/RW

OT:102

September 6, 1945

Honorable Tom C. Clark
The Attorney General of the United States
Washington, D. C.

Dear Tom:

As you know, the 20th Century Fox Company is planning to release the picture "~~House on 32nd Street~~" which was produced with the full cooperation of the FBI. Mr. Spyros P. Skouras, President of the 20th Century Fox Company is planning a special showing of the picture in New York City on the evening of Thursday, September 13th at the Studio Auditorium located at 424 West 56th Street, at 8 P. M., to be followed by the serving of supper. There will be another private showing of the picture to a small group of invited guests on Monday evening, September 17th, at 8 o'clock in the Ballroom at the Carlton Hotel, to be followed by supper. Mr. Skouras will send you an invitation to both showings.

I am sending you this note in the hope that it will be possible for you to attend either one, or both of the private showings of the picture. It is an excellent portrayal of the counter-espionage work of the Bureau during the war and I am sure you will enjoy seeing the film.

With kind personal regards,

Sincerely,

RECORDED & INDEXED

62-72944-39

67

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Jones
- Mr. Quinn
- Mr. Nease
- Miss Gandy

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SEP 22 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTJ/RW

LBN:am1

September 10, 1945

Honorable Tom C. Clark
The Attorney General of the United States
Washington, D. C.

Dear Tom:

With further reference to my letter of September 6, 1945, regarding the buffet supper and the showing of the picture "~~The House on 52nd Street~~" the New York preview has been changed from Thursday night to Friday night in view of the reception being given General MacArthur on Thursday night in New York. The picture will be shown at the Little Playhouse, the Sixth Floor of the home office of Twentieth Century-Fox Film Corporation, 422 West 58th Street at 8 p.m.

The special showing in Washington on Monday evening, September 17, has been changed from 8 p.m. to 7:45 p.m. in the Ballroom of the Statler Hotel rather than the Carlton Hotel.

I do hope that you can be present at both of these functions.

With best wishes and kind regards,

Sincerely,

E. A. Tamm

SENT FROM D. O.
TIME 7:10 PM
DATE 9-10-45
BY [Signature]

NO. 100 ON 1
SEP 11 1945

RECORDED & INDEXED
67

SEP 11 1945
62-72944-40
32 SEP 11 1945

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RW

The Attorney General

September 14, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom C. Clark

There is attached hereto a copy of this Bureau's publication, "FBI This Week," for the current week, which I thought you might like to see.

Attachment

2

ALL INFORMATION CONTAINED
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DATE 6/6/83 BY 88-8 BJS/RO

RECORDED

&
INDEXED

163-7-1744-41

SEP 17 1945

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

SEARCHED
SERIALIZED
9-17-45

[Handwritten signature]

OFFICE OF
THE ATTORNEY GENERAL



Mr. Tolson	✓
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Coffey	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	✓
Mr. Rosen	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

September 13, 1945

Tom O'CLARK

Dear Edgar:

I have your letter of Sep-
 tember 6th concerning the production
 "The House on 92nd Street" and most cer-
 tainly want to see it when it is shown
 in Washington. Spiros Skouras reminded me
 of it again the other day when I talked with
 him and I told him I would attend on the 17th.

Thank you for writing me.

Kind personal regards and

best wishes.

RECORDED
& INDEXED

62-72944-42

SEP 20 1945

Attorney General

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

70 SEP 27 1945

Handwritten initials and scribbles.

no other
 necessary
 9/29/45

Handwritten initials and scribbles.

Since the Attorney General signed this Miss Gandy has invited Mrs. Clark, the children and me. Mrs. Clark says she will be delighted to be there and will bring Mildred. Ramsey left today for boot camp with the Marines. I, too, shall be glad to be there. Many thanks.

Grace Stewart

62-72944-42

ENCLOSURE

MAJ:tan

The Attorney General

September 24, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom C. Clark

There is attached hereto a copy of this Bureau's publication "FBI this Week" for September 22, 1945, which I thought you might like to see.

Attachment

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

11-20
 9-24-45
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 INDEX

62-72944-3

RECEIVED
 FBI
 SEPT 24 1945
 5 30 PM '45

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 HEREIN IS UNCLASSIFIED
 DATE 6/6/83 BY 108 BTJ/RW

Handwritten signature

The Attorney General

October 1, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

TO ALL

There is attached hereto a copy of this Bureau's publication "FBI This Week" for September 29, 1945, which I thought you might like to see.

J.E.H.

RECORDED
INDEXED
OCT 1 4 03 PM '45

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

4:45
10-1-45

Wm
10-1-45
62-73944-44

RECORDED

53 OCT 4 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/18/83 BY 80-9 873 AN

EPM:BG

October 5, 1945

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

On Friday, October 26, 1945, at 10:30 A.M.,
graduating exercises for the Thirtieth Session of the
FDI National Academy will be held at the Departmental
Auditorium, located on Constitution Avenue between
12th and 14th Streets, Northwest.

I would appreciate it very much if you could
arrange to attend the exercises and present the diplomas
to the graduates.

Sincerely,

12:20
10-28-45
T.C.

RECORDED
INDEXED
62-7244-145
OCT 5 10 16 AM '45
FBI DEPT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY 88-8 BTJ/RW

51 OCT 12 1945

LBN:HBM

RECORDED

46

October 5, 1945

Mr. Sam Riddick
Public Relations Office
John Edgar Hoover, Director, Federal Bureau of Investigation

In accordance with your request of Mr. Nichols, there is attached a memorandum containing numerous interesting incidents, which I trust will be of assistance.

Attachment

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

OCT 5 5 01 PM '45
 FEDERAL BUREAU OF INVESTIGATION
 U. S. DEPT. OF JUSTICE

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/6/83 BY 88-8 BTJ/RW

unknown spy. His suspicions were confirmed by experts in the FBI Laboratory and as a result, one of the most dangerous spies, potentially, was uncovered and was brought to justice along with the one other individual who had worked with him. Each was sentenced to serve 30 years. (Lehmitz case, #65-40282)

* * * * *

The woman spy who operated in the United States under the observation and complete control of the Federal Bureau of Investigation was one of the best dressed Nazi agents ever to leave Europe. When she was arrested, she had in her possession 40 pairs of nylon stockings, 41 pairs of shoes, 20 two-way-stretch girdles, 23 dresses, 7 suits, 19 handbags, 27 rings, 20 jeweled bracelets, and a varied assortment of other clothing and adornments. (Grace Buchanan Dineen)

* * * * *

While the average citizen was enjoying the Christmas Season in 1941, Special Agents of the FBI were extremely busy on a vital assignment which had to be handled successfully. Several weeks prior to the holiday season, information had been developed that two strange men had been seen in the vicinity of a spot where it was suspected that the enemy may have landed agents. The first real break came on December 26, 1942, when one of the spies was located in New York City and admitted his identity. He said that he had landed on the coast of Maine with a companion whose name he gave but whose whereabouts he

M E M O R A N D U M

RE: ~~INTERESTING OCCURRENCES IN FBI CASES~~

CONFIDENTIAL

Early in 1942 the Federal Bureau of Investigation received 12 letters which appeared quite innocent but which actually contained, in secret writing, detailed information of extreme value to the enemy. These letters were addressed to an intermediary in a neutral country but were obviously intended for the directors of the German submarine campaign in the Atlantic.

The communications were mailed from New York City, but to find a spy in the midst of this metropolis was a difficult assignment indeed. But it was the FBI's job and the job was done.

First, all information appearing in the letters was carefully analyzed. The Agents knew that the spy had a dog which had been sick, that he was about to lose his home through a foreclosure, that he himself had been ill of pneumonia, and that he had been to Portugal during a recent spring. Hospitals, dog-license records, and other possible sources of information were checked but the Agents did not hit the jackpot until they began a close inspection of baggage declarations made by passengers entering the port of New York on ships coming from

Portugal. A Special Agent noticed that one of these declarations bore handwriting closely resembling the handwriting of the

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 GWT/OLD

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

EX-118
M

said he could not supply. He did state, however, that this individual formerly lived in Peru and that he was in the habit of buying Peruvian newspapers at a Times Square newsstand. Fearful Special Agents established surveillances at a number of newsstands in New York City and their patience was rewarded on Saturday evening, December 30, when the remaining member of the spy team walked into the newsstand. Strangely enough, he did not come at that time to buy a Peruvian newspaper. But he was there, the Agents recognized him, and took him into custody, completing the job of removing two dangerous enemies from circulation.

The first of these men who was found was William Curtis Colepaugh and the one who was arrested at the newsstand was Erich Gimpel. They were turned over to military authorities, were tried, and each received a life sentence.

SABOTAGE

Since the emergency began there have been 19,466 complaints of sabotage. The FBI investigations have disclosed sabotage in some form in 2,282 instances. But, in the vast majority the damage has been traced to individuals motivated by spite, or to juvenile mischief, or gross carelessness. Not one single act of foreign-directed sabotage occurred during the wartime emergency. Many cases of reported sabotage were found upon investigation to be industrial accidents or to be the

result of thoughtlessness on the part of those guilty.

For instance, two friends were spending a Sunday evening together and after a couple of shots of bourbon each, they decided to go to the box factory where one worked and rob some wild bees which were believed to have stored up honey in one wall of the factory. They went to the plant, which was doing important war work, managed to get by the watchmen since one was employed there, and proceeded with their plans. The bees proved to be quite capable guardians of their golden treasure and it became necessary, after the boards had been pulled from one section of the wall, for the men to devise some means of fighting off the bees before they could nail the boards back in place. The solution was a blow torch. It completely vanquished the bees and the men left with some honey, but the sirens started sounding about the time they reached home, and as a result, the box factory, valued at \$200,000, was destroyed. These individuals were carefully checked and there was no indication that they committed sabotage or that they intended to burn down the plant. They were, however, convicted in state court of second-degree burglary and were placed on probation.

* * * * *

Occasionally justice is shockingly swift and falls with a finality which is impressive to us all. A fire occurred

in a big eastern building in which war work was being done and the FBI investigated to ascertain if there had been any sabotage. A body was found at the scene and when it was identified through fingerprints it was determined that the dead man was a person with a criminal record who had long been suspected of covering up his thefts by starting fires. In this instance he apparently made the mistake of starting a fire near some explosive material. The explosion blew a heavy door down on him and he apparently was trapped as a result of his own mischief. (98-31407)

* * * * *

In another case a powder factory blew up. An FBI investigation disclosed several burned match stems and a portion of a pipe, although absolutely no smoking was the rule on the project. A check of employees disclosed that one was extremely fond of his pipe and it was found that the pipe found in proximity to the burned match stems was his. The pipe smoker could not be questioned for he was among the dead but it was obvious that he had succumbed to the desire for an after-lunch smoke. That was his last mistake.

SELECTIVE SERVICE

Various schemes have been devised by Selective Service evaders in an attempt to outwit the FBI. In one such case Special Agents began looking for a delinquent and soon

found his wife who described herself as a widow. She sorrowfully related that her husband had died some time before and said that a death notice had appeared in a national publication. But the Agents did not take her word for it. They checked both reports, found that they were erroneous, looked further into the woman's background and found that she had recently married an individual whose name was entirely different from that of the missing registrant. You have already guessed the answer. The registrant had merely changed his name, hoping that he would be considered dead, and had remarried his wife. But he failed to get away with it. He was caught and was sent to prison for a two-year term. (25-46222)

FINGERPRINTS

Fingerprints frequently are the connecting link between a criminal and a crime. In one of the FBI's most important kidnapping cases every effort was being made to turn up some evidence which would identify the kidnapers. At that stage of the hunt a fortune in ransom had been paid, the kidnapers had released their victim and had disappeared to enjoy an easy life on their loot.

The victim recalled that gasoline had been placed in the automobile, in which he was transported, from a can. Special Agents of the FBI asked all officers in the area to be on lookout for abandoned gasoline cans. A farmer near a small town in Wisconsin found a can and because of the work

done by the FBI, his find was reported, the can was sent to the FBI Laboratory, and on it was developed the clear print of a single finger. This fingerprint was identical with one of the patterns on a fingerprint card already in the FBI's possession, and resulted in the identification of Doc Barker. This gave the FBI information that the notorious Barker-Karpis gang was responsible for the kidnaping and you will recall that the mob was quickly cleaned up.

Office Memorandum • UNITED STATES GOVERNMENT

LBN:HBM

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE: October 1, 1945

DATE 6/6/83 BY SP-8 BJS/NW

TO : MR. TOLSON

FROM : L. B. NICHOLS

SUBJECT:

Tom

←

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahr
- Miss Gandy

Sam Riddick in the Public Relations Office called. He stated they were in an awful jam and could we give them a hand. He stated that "Tom" is making four or five talks before bar associations in the next two weeks, that they don't have time to prepare manuscripts for each one, that he accordingly is going to talk extemporaneously. He, Riddick, is calling the various divisions for some interesting items and was wondering if we could give him something in the next three or four days in the form of a memorandum including factual items which the AG could work in his speech.

RECORDED & INDEXED
62-72947-46

*Amc
GMB
10-3-45*

I told Riddick we were pretty pressed but we would look around and I would let him know. It is recommended that we get up such a factual memorandum, which the AG might use.

*ok
10*

✓ NW

Office Memorandum • UNITED STATES GOVERNMENT

RCH:DW

TO : MR. TOLSON
FROM : R. C. HENDON
SUBJECT: ATTORNEY GENERAL

DATE: 10/10/45

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10/23/83 BY SP-8 BTJ/RO

Tom C. Clark

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

There is attached hereto the final itinerary of the Attorney General's trip as furnished by Mr. Clark to Agent Webb yesterday. Webb stated that the Attorney General was very cordial to him and told him that he wanted to be a regular fellow on this particular trip but desired that Webb serve as a buffer for him and keep him on the itinerary. He further suggested that it would be well to have an Agent handle his telephone calls and help with the visitors at each of the places he was stopping. Webb is meeting the Attorney General at 9:30 a.m. today in his office and riding with him to the airport from where they expect to depart at 10:00 a.m.

I called SAC Wily at Dallas, SAC Acers of San Antonio, SAC Willis of Houston and SAC Norris of St. Louis. I gave them in detail the present itinerary and advised them in each instance that they were to be at the airport to meet the Attorney General and that they were to assist in any way they could. I told them that Webb would be with the Attorney General at all times and that they should help him when he requested assistance in any way. I said that it would be well for them to have extra cars available and three or four well qualified Agents standing by should something special be needed. I further indicated that they should have capable men on the desks during the Attorney General's presence in their divisions so that proper action could be taken should there be any change in plans. I also instructed that they were to advise the next office of the departure and arrival times of the party. Agent Webb will keep them closely advised in this regard. I further instructed that a capable Agent should be made available to help with the telephone calls and visitors as the Attorney General had indicated to Webb.

SAC Wily has been in close touch with Robert Clark, the Attorney General's brother, and has been invited to attend all of the receptions and events at Dallas with the exception of the private dinner for the members of the family on Sunday evening at the Clark home. He is also attending the football game.

SAC Acers at San Antonio is on the Reception Committee, had already been scheduled to ride in the Attorney General's car to and from the airport and is in close touch with the entire situation.

SAC Willis, who had just arrived back in Houston from Richmond, was not yet fully advised although he was planning to attend the banquet in Houston on Friday evening. I told him he should make necessary contacts to attend the affairs in Corpus Christi on the 11th and to be back in Houston on the 12th. I told him that should the Attorney General

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EX-18

morning of the 12th that this would be satisfactory, in which event he of course should arrange for someone from the office to meet them that morning at the airport.

SAC Norris advised that on Monday evening the Attorney General was scheduled to address a banquet sponsored by the St. Louis Bar Association at the Jefferson Hotel and that he and some other Agents had a "table." He said some very important people were scheduled to sit at the speaker's table. I told Norris what the SAC's in Texas were doing and told him it would be entirely proper for him to attend any of the receptions that might be given at St. Louis and sit at the speaker's table were he to be invited. I further told him that Wylie would advise him from Dallas as to the departure and arrival time and that he should advise the Bureau as to the departure time of the Attorney General from St. Louis.

In each instance I told the SAC's that they should take a prominent part in all of the activities. The Attorney General advised Webb that in the party leaving today would be Mrs. Clark; Solicitor General McGrath; Bob Hannegan; Ed Pauley; Hatton Sumners; Congressman John Tyle; Joe Nunan, Commissioner of Internal Revenue; Dale Miller, Washington representative of the Texas Chamber of Commerce; and possibly Secretary of War Patterson. These names were furnished to each of the SAC's with advice as to their identity although I pointed out that it was probable all would return to Washington direct from Dallas tomorrow. The Attorney General indicated to Webb that only the two of them would make the remainder of the trip.

✓ 

F I N A L
TEXAS ITINERARY
HONORABLE TOM C. CLARK
OCTOBER 10-14

Wednesday,
October 10th

Arrive Dallas 2:30 p.m. if at all possible. Land at Love Field Airport.

5:00 p.m. - R. L. Thornton cocktails, top of Mercantile Bank Building.

6:00 p.m. - Reception, cocktails preceding banquet, Hotel Adolphus.

7:00 p.m. - Banquet sponsored by Dallas Citizens Council and Dallas Chamber of Commerce, Grand Ballroom, Hotel Adolphus. This is a stag affair.

9:00 p.m. - Talk by The Attorney General to be carried by all radio stations in the Texas Quality Network and Texas State Network and Radio Station KRLD.

10:00 p.m. - Tom C. Gooch, cocktails, Danish Room, Hotel Adolphus.

Thursday,
October 11th

8:30 a.m. - Leave Love Field Airport at Dallas for San Antonio by private plane.

Arrive San Antonio, 10:00 a.m. Land at Municipal Airport.

11:15 a.m. - Reception, St. Anthony Hotel.

12 o'clock Noon - Luncheon sponsored by San Antonio Bar Association at St. Anthony Hotel.

3:00 p.m. - Leave Municipal Airport at San Antonio for Corpus Christi.

62-72944-47

Thursday,
October 11th, continued

3:50 p.m. - Arrive Naval Airport at
Corpus Christi.

5:00 p.m. - Public reception at
Driscoll Hotel.

6:30 p.m. - Cocktails and reception
by Southwest Texas Bar Association
at Driscoll Hotel.

7:00 p.m. - Banquet sponsored by
Southwest Texas Bar Association,
Driscoll Hotel. Spend the night at
Driscoll Hotel.

Friday,
October 12th

9:00 a.m. - Leave Naval Airport
Corpus Christi for Houston.

10:00 a.m. - Arrive Municipal Airport
at Houston.

12 o'clock Noon - Governor W. P.
Hobby luncheon at Country Club.

6:00 p.m. - Reception preceding
banquet.

7:00 p.m. - Banquet at Rice Hotel
sponsored by Houston Bar Association.

Saturday,
October 13th

8:00 a.m. - Leave Municipal Airport,
Houston, for Dallas, Texas.

9:30 a.m. - Arrive Dallas, Texas.

11:00 a.m. - Reception, Hotel
Adolphus preceding luncheon.

11:45 a.m. - Luncheon, Hotel Adolphus,
sponsored by Dallas Bar Association
and Dallas Chapter of the Federal Bar
Association. Ladies invited.

2:00 p.m. - Leave Hotel for Fair Park
to attend football game between Univ.
of Texas and University of Oklahoma.

2:30 p.m. - Arrive football game.

Saturday,
October 13th, continued

5:00 p.m. - End of football game,
return to Hotel Adolphus.

7:30 p.m. - George L. MacGregor,
cocktails and dinner, Brook Hollow
Country Club. Ladies invited.

Sunday,
October 14th

9:30 a.m. - F. O. Burns, breakfast
Dallas Country Club. Stag affair.

Balance of time until 2:30 unscheduled.

3:00 p.m. - Robert L. Clark at home,
4411 Belfort, public reception until
6:00 p.m.

6:30 p.m. - Robert L. Clark, dinner
at home for all members of the Clark
and Ramsey families.

Monday,
October 15th

Nothing scheduled in Dallas.
Leave for St. Louis

Office Memorandum • UNITED STATES GOVERNMENT

EAT:dmg

TO : THE DIRECTOR

DATE: 10/6/45

FROM : Mr. Edw. A. Tamm

SUBJECT:

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Coffey	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Mohr	_____
Mr. Carson	_____
Mr. Hendon	_____
Mr. Mumford	_____
Mr. Jones	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

Miss O'Donnell of the Attorney General's Office called me today and advised that the following was the Attorney General's itinerary for his forthcoming trip:

Attorney General leaving 9 or 10 A.M. and arriving Dallas 2:30, Wednesday October 10.

WEDNESDAY, October 10

There will be a reception and banquet in the evening at the Hotel Adolphus at 7:00 P.M. and is sponsored by the Dallas Chamber of Commerce.

9:00 P.M. there will be a talk by the Attorney General carried by all radio stations in the Texas Quality network and radio station KRLB (phonetic)

THURSDAY, October 11th

Leave Dallas and arrive San Antonio 10:30 A.M. and there will be a luncheon for the Attorney General at noon sponsored by the San Antonio Bar and Chamber of Commerce.

3 P.M.

Leave San Antonio and arrive Corpus Christi at 5 P.M.. At 7 P.M. there will be a banquet sponsored by the Southwest Texas Bar Association at the Driscoll Hotel.

FRIDAY, October 12th

Leave Corpus Christi at 9 for Austin. Arrive Austin 11 and there will be a luncheon for him arranged by Charles Black, an attorney there. (He hasn't sent the Attorney General's Office all the information, but Attorney General leaves Austin at 2:30 P.M. for Houston).

Attorney General arrives Houston 4:30 P.M. 6 P.M. reception and 7 P.M. banquet to be held at the Rice Hotel sponsored by the Houston Bar Association.

SATURDAY, October 13th

Leave Houston 7 A.M., arrive Dallas 9:30. At 11 A.M. reception at Hotel Adolphus. 11:45 AM luncheon at same hotel sponsored by the Dallas Bar Association and by the Dallas Chapter of the Federal Bar Association.

53 OCT 18 1945

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DATE 6/6/83 BY SP-8 BTJ/RW

Memorandum for the Director

SATURDAY, October 13th (continued)

2:00 P.M. tentative plans to attend football game (believed this item canceled)

7:30 P.M. dinner at the Brook Hollow Country Club (personal one - no speech)

SUNDAY, October 14th

9:30 A.M. Stag breakfast. Balance time until 2:30 P.M. unscheduled.

Attorney General's brother has reception for him until 6 P.M.

MONDAY, October 15th ✓

Leaving for St. Louis. Speech in St. Louis (details not yet available to Attorney General's Office except that it is at Jefferson Hotel).

I requested Miss O'Donnell to advise me as soon as the time of departure from St. Louis and arrival in Washington were known. She said she would so advise me.

Office Memorandum - UNITED STATES GOVERNMENT

DATE: DMG

TO : THE DIRECTOR

DATE: October 8, 1945

FROM : Mr. Edw. A. Tamm

SUBJECT:

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

On Saturday Mr. Gus Vanech advised me Mr. Clark was making a trip of about one-week's duration leaving Washington by Secretary Patterson's private plane for stops in Dallas, San Antonio, Corpus Christi, Austin and Houston. The Attorney General is to be the recipient of a number of banquets, receptions, luncheons, etc. Accompanying him at least on the first stage of the trip will be Solicitor General McGrath, Bob Hannegan, Ed Pauley, Lynden Johnson, Paul Porter, Haddon Summers, John Lyle, Mrs. Clark and possibly Secretary of War Patterson. According to Mr. Vanech Mr. Clark was most anxious that you make this trip with him. He would like to have you for the whole trip but if you could not make the entire trip he would like to have you attend the dinner on Wednesday night at Dallas, flying back to Washington after the dinner if necessary. If you could not go Mr. Clark wanted your representative to travel with him as a general overseer to handle all details, etc.

I told Mr. Vanech I knew you had a number of long-standing commitments this week but that I knew likewise you would be most anxious to do anything the Attorney General desired in a situation of this kind. Mr. Vanech was told this invitation would be brought to your attention when you called in by long distance telephone.

I subsequently talked to you about this situation and you desired to give it consideration in the light of your commitments.

On Sunday morning Mr. Vanech called me and said the Attorney General was most anxious to have your decision in this matter. After talking to you on Sunday about the situation I contacted Mr. Vanech telephonically and advised him you greatly regretted having to decline an invitation to attend the Clark dinner in Dallas Wednesday night which had been sent to you by telegram by Mr. Clark's brother some days ago. I advised Mr. Vanech that you believed Special Agent Tom Webb would be the best selection to accompany the Attorney General on this trip since he had made similar trips with Mr. Stettinius and others, and would do a good job for the Attorney General on such an assignment. Mr. Vanech said he would advise the Attorney General and let me know if Mr. Clark wanted Tommy Webb to accompany him. I tried on a number of occasions to reach Mr. Vanech without success. At 5:30 PM I talked to him by telephone and informed him that one of the considerations which you had considered in reaching a decision that you could not make this trip was the fact that Senator Connally was so hostile to you and

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/11/83 BY SP-8 RST/20

Memorandum for the Director

the Bureau that you were afraid Connally might construe Tom Clark's taking you on this trip as a direct affront to him, Connally and pointed out to Vanech you were afraid Connally would retaliate by some hostile act against Clark in the future and you didn't want to expose Clark to this. Mr. Vanech stated that this thought had not occurred to him and he would transmit it to Tom Clark immediately. At 5:35 P.M. Tom Clark called and stated he was very sorry that you could not make the trip but was most appreciative of the consideration you had given to it and your analysis of all of the circumstances involved in your going. He stated consequently he would be glad to have Tommy Webb accompany him and his office would tomorrow let Mr. Webb know of the time of the departure, etc.

I have not taken this matter up with Tom Webb but will do so unless you personally desire to talk with him.

Respectfully,



Edw. A. Tamm

Yes contact Webb
prepare him for
it.



Webb 10/20
2:00 p.m.
10/20

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: 10/6/45

FROM : Mr. Edw. A. Tamm

Call: 4:36 PM

SUBJECT: -

John E. Clark

- Mr. Tolson _____
- Mr. E. A. Tamm
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

I called SAC Hallford of Baltimore Field Division at this time and advised him that the Attorney General was going over to Baltimore and would make an address at the Levindale Hebrew Home scheduled to appear there at 2:00 PM. I told Mr. Hallford it would be well for him to contact the Attorney General upon his arrival to inquire whether there was anything the Bureau could do for him in Baltimore. Mr. Hallford was further advised that the Attorney General is driving to Baltimore.

W

RECORDED
 162-22944-50
 BY 13 II
 30 OCT 10 1945

53 OCT 18 1945 *306*

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/6/83 BY SP-8 RJS/W

Office Memorandum • UNITED STATES GOVERNMENT

RCH:DW

TO : MR. TOLSON

DATE: 10/15/45

FROM : R. C. HENDON

SUBJECT: ATTORNEY GENERAL'S TRIP

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

SAC Wylie telephoned this morning from Dallas to advise that the Attorney General left for St. Louis at 8:35 a.m. today accompanied by Congressman Hatton Sumners, Sam Reddick and Tom Webb in a private plane. They are arriving at St. Louis shortly after noon where the Attorney General is to attend a luncheon at the Racquet Club and then he will address the Bar Association meeting at the Jefferson Hotel tonight. Wylie stated that the Attorney General was presently intending to leave St. Louis tomorrow morning direct for Washington, D. C. Wylie said that everything again went smoothly during the Attorney General's second visit to Dallas.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/6/83 BY SP8 BTJ/CLB

*Later information that
 leaving St. Louis 11 PM tonight
 arriving Wash. D.C. 3 a.m.
 Mr. Nease and Mrs. Stewart of
 A.G.'s office advised. She
 is arranging for party to be
 met and no action necessary
 by us. 10-15'*

Later information that
 leaving St. Louis 11 p.m.
 tonight, arriving Wash.
 D. C. 3 a.m. Mr. Nease
 and Mrs. Stewart of A.G.'s
 Office advised. She is
 arranging for party to be
 met and no action necessary
 by us.

RECORDED
 10-15-45
 10-15-45

1567:tan

The Attorney General

October 15, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Handwritten initials

Handwritten: Tm C^o Clark

There is attached hereto a copy of this Bureau's publication "FBI This Week" for October 13, 1945, which I thought you might like to see.

Attachment

RECORDED
INDEXED

Handwritten: 62-7297-52

Handwritten signature

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

U.S. DEPARTMENT OF JUSTICE

RECEIVED
OCT 17 9 20 AM '45

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/11/83 BY SP-8 BTJ/aw

70 OCT 23 1945

J. E. Hoover

October 16, 1945

3:42PM
JCH:JLT

MEMORANDUM FOR MR. TOLSON
MR. CLEGG
MR. NICHOLS

Mrs. Stewart, the Attorney General's Secretary, telephoned to advise that the Attorney General will be unable to deliver the diplomas at the Graduation Exercises on Friday, October 20, 1945, as the White House has changed the Cabinet Meetings from Friday afternoon to Friday morning.

I thanked her for calling, and furnishing this information.

Very truly yours,

J. E. Hoover

John Edgar Hoover
Director

RECORDED 62-72944-53

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RW

OCT 18 1945

5303
10-16-45

OFFICE
THE ATTORNEY GENERAL



- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Misc Gandy

Oct. 9, 1945

4

NO

TOM C. CLARK

Dear Edgar:

Thank you very much for the copy
of my address at the New York University
Club on September 25th and for your favor-
able comments thereon.

7cc

J

RECORDED 62-72944-54

EX-21 12

1335
OCT 24 1945

Handwritten signature

Office Memorandum • UNITED STATES GOVERNMENT

RCH:DW

TO : MR. TOLSON

DATE: 10/12/45

FROM : R. C. HENDON

OF

SUBJECT: ATTORNEY GENERAL'S TRIP

Tom C. Clark

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Beahm
- Miss Gandy

SAC Wily advises that everything went smoothly at Dallas in connection with the first portion of the Attorney General's visit in that city. Wily attended all of the functions and was at the speaker's table for the banquet, being introduced. He said both the Attorney General and Solicitor General McGrath gave excellent speeches. Wily stated McGrath's speech was particularly outstanding and he is going over so well that they almost voted him "Texas citizenship." The Attorney General in speaking of the President said that a better man could not have been found even had the facilities of the FBI been used and that "the FBI has lots of facilities believe you me." Also in his speech he mentioned the Suggestion Box case which he mentioned at the Press Club here some time ago. Wily stated that he had breakfast yesterday morning in the Attorney General's suite at the hotel at which Hatton Sumners, Congressman Lyle, Dick Nash, Sam Reddick, Tom Webb and Pat Coon, formerly with the Department who is now in the firm of Clark and Coon, were present.

Wily stated that Tom Webb is handling all of the Attorney General's calls and according to Wily is doing an excellent job, with the Attorney General seeming to like him very much. Wily said the Attorney General was very complimentary and was apparently well pleased. Accompanying him for the remainder of the trip upon leaving Dallas in addition to Webb were Bob Clark, Congressman Lyle and Sam Reddick. Wily said that he was going to meet the Attorney General upon his arrival back in Dallas tomorrow and was attending all of the other functions as planned.

RECORDED 100-12444-55

SAC Acers likewise said everything went extremely smoothly in San Antonio where he attended all of the functions. His speech dealt solely with antitrust matters and he did not mention the Bureau but during the reception afterwards he was highly complimentary of the Bureau and the Director, stating there was nothing that the FBI couldn't do. He particularly complimented the work in the Gimpel case and referred to the Identification Division. Acers stated Congressman John Lyle agreed with everything the Attorney General said, stating that the work of the Bureau was uncanny and "we couldn't do without it." Acers stated that he understood that in his speech at Corpus Christi last night the Attorney General referred to the "unbelievable job performed by the Bureau before and during the war." Acers likewise said that Webb was doing a fine job.

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53 OCT 20 1945

DATE 6/16/83 BY 80-8 BTJ/W

SAC Willis met the Attorney General at Corpus Christi yesterday and then rode with the party from Corpus Christi to Houston this morning. He said that there has not been a hitch. The Attorney General has been very complimentary to the Bureau and the Director and referred to the Bureau in glowing terms in his speech last night. Willis is attending all of the functions at Houston today.

~~CH~~
✓ vth

OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

TO

OFFICIAL INDICATED BELOW BY CHECK MARK

- Mr. Tolson _____ ()
- Mr. E. A. Tamm _____ ()
- Mr. Clegg _____ ()
- Mr. Coffey _____ ()
- Mr. Glavin _____ ()
- Mr. Ladd _____ ()
- Mr. Nichols _____ ()
- Mr. Rosen _____ ()
- Mr. Tracy _____ ()
- Mr. Carson _____ ()
- Mr. Gurnea _____ ()
- Mr. Hendon _____ ()
- Mr. Quinn Tamm _____ ()
- Mr. Nease _____ ()
- Miss Gandy _____ ()

Wouldn't it be well to check in with Dacs by phone where W. G. has been & determine whether every-thing has gone on (satisfactory)?

- See Me _____ ()
- Note and Return _____ ()
- Remarks:

10/12/45

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY 88-8 BTJ/aw

MAJ:eb

The Attorney General

October 19, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

The Investigator

Handwritten signature

There is attached hereto a copy of "The Investigator" for September, 1945, which I thought you might be interested in seeing.

Attachment

585
10-19-45
Handwritten notes

RECORDED

62-72944-56

EX-8

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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DATE 6/6/83 BY SP-8 BTJ/RW

Handwritten signatures and initials

MAJ:MKH

The Attorney General

October 23, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom C. Clark

Attached hereto is a copy of the October, 1945, issue of the FBI Law Enforcement Bulletin which I thought you might like to see.

REC'D FROM D. C.
1045
OCT 24 1945

RECORDED

EX-52

62-72744-57

U.S. DEPT. OF JUSTICE

RECEIVED

OCT 23 7 27 PM '45

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 GTO/RO

Handwritten signature and initials

100-26

Federal Bureau of Investigation
United States Department of Justice

Houston, Texas
October 16, 1945

Mr. Tolson	
Mr. E.A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

JMM

met

Director, FBI

Re: TOM C. CLARK
Attorney General
Miscellaneous

ATTENTION: Inspector Robert C. Hendon

Dear Sir:

The following information is being submitted relative to the Attorney General's visit in the Houston territory and in conformity with instructions received from Inspector Hendon.

clark

The Attorney General, accompanied by his brother, ROBERT; SAM RIDDICK, Public Relations Officer for the Department of Justice; and Special Agent TOM WEBB, arrived at Corpus Christi, Texas at 4:15 P.M. on October 11, 1945. Through arrangements perfected by Mr. James L. Lattimore, President of the Nueces County Bar Association, the Attorney General was in attendance at all functions given in honor of the General. His main and only public appearance at Corpus Christi was at a dinner dance given by the Nueces Bar Association in the Driscoll Hotel on October 11 at 7 P.M. Mr. Lattimore served as toastmaster and the Attorney General, in his talk, made a very complimentary reference to the FBI when he mentioned the manner in which Federal Judgeships were selected. He stated that each application, after being personally considered by him, was given the FBI for appropriate investigation. He said, speaking of the FBI, he wanted at that point to mention that the FBI was the best investigative agency of its kind in the world. He said that as Attorney General he had had the opportunity of trying numerous important cases as based on FBI testimony and that FBI Agents were the best witnesses since they had their facts well at hand and knew how to put proper emphasis on matters developed by investigation. In his talk, he also dealt on the matter of juvenile delinquency and used figures supplied by the Director to whom he gave full credit in talking on these matters.

EX-35

The Attorney General's reference to the FBI at this meeting should be considered most helpful since all members of the State Supreme Court, the Circuit Court of Appeals, and local State Judges from the southeastern part of Texas were in attendance. In addition, all lawyers were present and many State officials, including the former Governor, James Allred.

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DATE 6/6/83 BY 98-8 BTJ/ru

57 NOV 18 1945

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PERM. FILES

Director

Re: Tom C. Clark, Attorney General
HO 10/16/45

The Attorney General left Corpus Christi, Texas for Houston at 9:20 A.M. on October 12 by Braniff plane and the Writer accompanied him at the General's request. During the course of the trip, I told the Attorney General that we of the FBI were truly appreciative of his complimentary reference to the Bureau in his speech the evening before. He said he was sincere in making the remark as he really felt the FBI, under the Director's leadership, was the finest of its kind.

While the Attorney General was in Corpus Christi, Admiral J. J. (Jocko) Clark, Commander of the Corpus Christi Naval Air Training Bases, served as his host upon arrival and at a club breakfast at the Admiral's home on the morning prior to his departure for Houston. Admiral Clark, it will be recalled, is of The Fighting Lady fame and a nationally known figure in Naval actions in the Pacific.

On arrival at Houston at 10:30 A.M. on October 12, the Attorney General and members of his party were guests at a luncheon held at the Houston Country Club and sponsored by Mr. Douglas W. McGregor, former United States Attorney for the Southern District of Texas, and former Governor William P. Hobby, now of the "Houston Post." The Writer was in attendance with the Attorney General at both the invitation of Mr. McGregor and Mr. Hobby. The talk given by the Attorney General on this occasion was strictly informal with no references being made to Departmental matters.

On the evening of October 12, 1945, the Attorney General, as the guest of honor, appeared at a dinner given at the Rice Hotel under the sponsorship of the Houston Bar Association. Mr. James L. Shepherd, Jr., President, served as toastmaster and principal arranger, being assisted by Mr. McGregor. An estimated 500 people were present as dinner guests. In this address, the Attorney General again referred to juvenile delinquency, using the figures and reference to the Director as in the Corpus Christi talk. In his talk he related the following humorous incident concerning a watch which was given him upon his inauguration as Attorney General by an unknown donor. He said appreciating that he would be unable to accept the gift if it came from a member of the Department of Justice, he called upon the Director to make an investigation. He said that true to its reputation, the FBI always got its man and he was relieved to know that the donor of the watch was an outside individual thus enabling him to retain the gift. No other reference was made to the Bureau in this particular talk.

Director

Re: Tom C. Clark, Attorney General

HO 10/16/45

As indicated, I was able to be with the Attorney General the majority of the time and I know from his comments made publicly and to me personally that he thinks most highly of the Director and what the Bureau is accomplishing in investigative matters. Mr. Robert Clark, the Attorney General's brother, personally told me of his high admiration for the Bureau. I found Sam B. Riddick very affable and a sincere admirer of the Bureau. Special Agent Tom Webb performed his duties creditably.

The Attorney General, after staying in Houston on the night of October 12, was personally taken to the airport by the Writer and he departed for Dallas, Texas at 8:29 A.M. on that date. SAC Percy Wyly was notified telephonically of this fact.

Of interest to the Bureau, I am enclosing herewith one copy each of the press releases which appeared in the papers in Corpus Christi and Houston. Two additional copies of the releases, together with glossy photographs taken, are being sent separately and directly to Mr. Riddick in accordance with his request.

I might mention that the Attorney General gave the Writer an autographed photograph of himself. I feel from my own experience and from remarks made by those making arrangements for the Attorney General's visit in the Houston territory that everything went along smoothly and to the satisfaction of all those participating.

Very truly yours,

Galen N. Willis
GNS

GALEN N. WILLIS
SAC

GNW:NK
Enclosures
67-199

SPECIAL DELIVERY

The Attorney General

October 26, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Time Clark

There is attached hereto a copy of this Bureau's publication "FBI This Week" for October 27, 1945, which I thought you might like to see.

Attachment

RECEIVED
OCT 27 1945
FBI

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62-72941-59

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Hendon
- Quinn Tamm
- Nease
- Harbo

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Division

✓

FEDERAL BUREAU OF INVESTIGATION

October 22- 1945

<input checked="" type="checkbox"/> The Director	_____ Records Section
_____ Mr. Tolson	_____ Personnel Files
_____ Mr. Ladd	_____ Send File
_____ Mr. Coffey	_____ Bring file up-
_____ Mr. Rosen	_____ to-date
_____ Mr. Clegg	_____ Search, serial-
_____ Mr. Glavin	_____ ize, and route
_____ Mr. Nichols	_____ Reading Room
_____ Mr. Tracy	_____ Mechanical Section
_____ Mr. Hendon	_____
_____ Mr. Pennington	_____
_____ Mr. Quinn Tamm	_____
_____ Mr. Nease	_____ Call me re this
_____ Mr. Welch	_____ Note and return
_____ Miss Gandy	_____
_____ Miss Stalcup	_____ Stamp and mail
_____ Miss Gray	_____ Prepare tickler
_____ Miss Hines	_____ Call these files
	_____ File

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Coffey
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn Tamm
Mr. Nease
Miss Gandy

TOM CLARK

See Me

Apropos of our recent discussion, I have talked further to Gus Vanech about the Attorney General's program of obtaining an Army bomber for his personal use and neither your name nor that of the Bureau will enter into this matter in any way.

Edward A. Tamm
5734

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DATE 6/6/83 BY SP-8 BTJ/aw

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OCT 24 1945
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Federal Bureau of Investigation
United States Department of Justice

San Antonio, Texas
October 17, 1945

Director, FBI

0
Re: ATTORNEY GENERAL TOM CLARK
VISIT TO SAN ANTONIO, TEXAS
OCTOBER 11, 1945

Dear Sir:

Reference is made to San Antonio letter to Bureau dated October 12, 1945, with which were transmitted ten mat finish prints of photographs taken upon the occasion of the Attorney General's visit to San Antonio, October 11, 1945.

In accordance with Mr. SAM REDDICK's request, glossy finish prints of these photographs have been secured and are transmitted herewith.

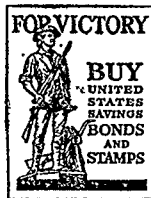
Very truly yours,



M. W. ACERS, SAC

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/W

MWA:CL



Enclosures (10)

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M. W. Acers
Reddick
10/23/45

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ack
10-23-45
M. W. Acers

EX-5
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OCT 26 1945
177
OCT 26 1945

GEM:mc

61

Mr. Samuel B. Reddick, Public Relations Office, Room 5119, U. S. Department of Justice
October 14, 1945
John Edgar Hoover, Director, Federal Bureau of Investigation

Attorney General's Visit To San Antonio, Texas
October 11, 1945

Transmitted herewith are several copies of photographs taken on the occasion of the Attorney General's recent visit to San Antonio, Texas, which I thought you might care to have.

Enclosure

CC - San Antonio

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY 88-8 BTJ/RW

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

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OCT 14 1945

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FEDERAL BUREAU OF INVESTIGATION

OCT 24 1945

1945

<input checked="" type="checkbox"/> The Director	_____	Records Section
_____ Mr. Tolson	_____	Personnel Files
_____ Mr. Ladd	_____	Send File
_____ Mr. Coffey	_____	Bring file up-
_____ Mr. Rosen	_____	to-date
_____ Mr. Clegg	_____	Search, serial-
_____ Mr. Glavin	_____	ize, and route
_____ Mr. Nichols	_____	Reading Room
_____ Mr. Tracy	_____	Mechanical Section
_____ Mr. Hendon	_____	
_____ Mr. Pennington	_____	
_____ Mr. Quinn Tamm	_____	
_____ Mr. Nease	_____	Call me re this
_____ Mr. Welch	_____	Note and return
_____ Miss Gandy	_____	
_____ Miss Stalcup	_____	Stamp and mail
_____ Miss Gray	_____	Prepare tickler
_____ Miss Hines	_____	Call these files
	_____	File

ALL INFORMATION CONTAINED

See Me

HEREIN IS UNCLASSIFIED

DATE 6/6/83 BY SP-8 BTJ/RU

Edward A. Tamm

5734

Office Memorandum • UNITED STATES GOVERNMENT

EAT:dmg

TO : THE DIRECTOR

DATE: 10/23/45

FROM : Mr. Edw. A. Tamm

Call: 2:40 PM

SUBJECT: \$500.00 FUND TO BE TRANSMITTED TO YUGOSLAVIAN INDIVIDUAL

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

Miss O'Donnell of the Attorney General's Office called me at this time and advised that the Attorney General is anxious to send some money in the amount of approximately \$500.00 to a very worthy cause in Yugoslavia for people who are in need of money. She explained that the exchange is not possible because the Yugoslavian bank has not set up the mechanics for it. She further explained that although the United States government has cleared all of the legal mechanics necessary for it the Yugoslavian government has not set up any bank to accept the money.

Miss O'Donnell said they had been working on this matter for some time now for the Attorney General. The money was intended for the mother of a family very much in need of money and who has died since they began this negotiation. At this time the money is for the sister. The family is Yugoslavian but they have an American brother who is sending the money.

The Attorney General thought perhaps they could send the money over with some of the people going over there at different times but as yet they haven't been able to locate anybody who is going over. I inquired of Miss O'Donnell whether they had contacted the State Department and she replied that they had turned her over to the Treasury Department since it was a matter of foreign funds and because it originally started out that they were just going to try to send the money over. Miss Stewart suggested the possibility that perhaps the FBI would have someone going over or someone over there now. Miss O'Donnell asked if I had any views on this.

I told Miss O'Donnell I would check into this matter to see whether there was anything we could do and later advise her. She expressed her appreciation.

*We will ask Fred Lyons
at State what if
anything can be done*

EAT

RECORDED

INDEXED

EX-1

62

ALL INFORMATION CONTAINED
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DATE 6/1/83 BY SP-8 BTW/aw

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EAT:DS

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62-72944-63
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dx

October 31, 1945

MEMORANDUM FOR THE ATTORNEY GENERAL

Recently Miss O'Donnell of your office contacted the Bureau for the purpose of determining whether it would be possible to make arrangements for the transmittal of \$500.00 to a needy family in Yugoslavia. I have checked into this matter through Bureau contacts within the State Department and in other agencies, and do not believe it is possible for you at this time to transmit funds to Yugoslavia. Embassy or State Department facilities may not be used for the transmittal of money to persons of foreign nationality. The State Department has a regulation which prohibits the use of any of its facilities for the transmittal of money to aliens although I am advised that if you personally "brought sufficient pressure" upon the Secretary of State and established a case of absolute necessity on the part of persons in Yugoslavia, it might be possible to have an exception made in this case, although I am advised that no exception has ever been made heretofore. Unless, therefore, you have some strong, personal interest in this transmittal, I think it would be inadvisable for you to attempt to have the State Department make an exception.

Respectfully,

John Edgar Hoover
Director

U.S. DEPT. OF JUSTICE

RECEIVED

OCT 31 3 16 PM '45

OCT 31 12 19 PM '45

Handwritten signature and initials

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.
 TIME 4:21 PM
 DATE 10-31-45
 BY EAT

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/6/83 BY SP-8 BTJ/WP

NOV 5 1945

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

FROM : Mr. R. R. Roach

SUBJECT: \$500 FUND TO BE TRANSMITTED TO
A YUGOSLAVIAN INDIVIDUAL

DATE: October 29, 1945

RRR:MGC

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Coffey	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

Reference is made to Mr. Tamm's memorandum to the Director concerning the Attorney General's inquiry with reference to the transmittal of \$500 to a family in Yugoslavia.

Pursuant to your request I checked on this matter with Mr. Fred Lyon of the State Department to determine whether such a transaction could be handled through the State Department.

Mr. Lyon has now informed me that after checking with Mr. Castle of the State Department, it was learned that Embassy facilities cannot be used to transmit American funds to aliens. However, it is possible to send money via State Department pouches to American citizens abroad or to alien relatives of Servicemen.

After talking to Mr. Castle, Mr. Lyon informed me that the State Department has never permitted the use of their facilities in making money available to aliens, but that he, Mr. Lyon, felt that if the case warranted making an exception he felt that sufficient pressure could be exerted by the Attorney General on the State Department to have the money transmitted. He stated that the case would have to be one of absolute necessity and even at that it would be considered a great exception to the State Department procedure, citing the fact that it had never been done before.

No further request is being made at the State Department unless advised to the contrary. You may, however, desire to inform the Attorney General's office of the above facts so that they make take any further action desired.

RECORDED
&
INDEXED

162-111-63

13 NOV 1 1945

EX-1
C. G. [Signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/20

LBN:JV

October 30, 1945

MEMORANDUM FOR MR. TOLSON

Tom C. Clark

McCabe called from Knoxville. The Attorney General is coming to Knoxville on November 1 to address the Tennessee Bar Association by army plane. He wanted to know if there was anything they should do. I told him that he should do nothing until instructed by the Bureau.

Respectfully,

L. B. Nichols

62-72944-64
11/2 31 NOV 2 1945

Tolson:

See Mrs. Steward & try to arrange for me to be always advised even though they may want nothing

EX-27

10731

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RLW

cc - Mr. E. A. Tamm
Ladd
Liaison
Webb

October 30, 1945

THE ATTORNEY GENERAL

John Edgar Hoover - Director, Federal Bureau of Investigation

dkp
0 gah

RECORDED

62-72944-65

I received the attached photographs and newspaper clippings from Mr. M. W. Acers, Special Agent in Charge of our San Antonio Field Office, pertaining to your recent visit to San Antonio, Texas. I thought you might be interested in having them to complete your file on this trip in the event you have not already received these copies.

Mr. Acers advised me that your trip was very successful, and there was quite a bit of favorable comment relative to your speech before the San Antonio Bar Association at the St. Anthony Hotel.

Attachment

RECEIVED-DIRECTOR
OCT 30 9 25 AM '45
U.S. DEPT. OF JUSTICE

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

SENT FROM D. O.
 TIME 11:55 AM
 DATE 10-31-45
 BY *gm*

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/1/83 BY SP8 BTJ/PL

NOV 29 1945

OCT 29 7 15 PM '45

[Handwritten signatures and initials]

Federal Bureau of Investigation
U. S. Department of Justice

San Antonio, Texas
October 12, 1945

AIR MAIL
SPECIAL DELIVERY

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Coffey	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Carson	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

Director, FBI

Re: ATTORNEY GENERAL TOM CLARK
VISIT TO SAN ANTONIO, TEXAS,
OCTOBER 11, 1945

Dear Sir:

In confirmation of telephonic communication with Inspector R. C. HENDON of the Bureau, I wish to advise that the Attorney General's visit to San Antonio seemingly went quite well.

The Attorney General arrived in San Antonio at the Municipal Airport at 10:53 AM on October 11, 1945, in TOM BRANIFF's private executive plane. He was met at the airport by the Reception Committee consisting of the following individuals:

~~OFFERED TO REPORT~~
Mayor GUS MAUERMANN
Mayor of the City of San Antonio;

WALTER LOUGHRIDGE
President of the San Antonio Bar;

C. W. MILLER
President, San Antonio Chamber of Commerce;

W. R. SMITH, Jr.
U. S. Attorney;

GUY McNAMARA
U. S. Marshal;

HENRY H. SUND
Assistant U. S. Attorney;

M. J. O'NEILL
SAC, FBI, San Antonio

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RO

RECORDED
&
INDEXED

The Attorney General's party consisted of the following individuals: TOM CLARK, Attorney General of the United States; ROBERT CLARK, the Attorney General's brother; Congressman JOHN LYLE, Corpus Christi, Texas; TOM WEBB, Special Agent, FBI; SAM REDDICK, Public Relations Officer for the Department of Justice.

COPY DESTROYED
150 NOV 10 1964

Letter to Director, Page 2, October 12, 1945

The Attorney General's party was escorted from the airport to the St. Anthony Hotel in the Mayor's official car and two of the cars of the San Antonio office. A motorcycle escort was provided by the Mayor.

At the St. Anthony Hotel, the Attorney General was conducted to Suite 716, which had been arranged for by the Bar Association, and he was interviewed by representatives of the ~~the~~ San Antonio papers, the San Antonio Light, the San Antonio Express, and the San Antonio Evening News. Public relations were handled for the Bar Association by AL HECK, prominent San Antonio attorney and former County Judge.

At 11:15 AM, the reception for the Attorney General was held in Room 329 of the St. Anthony Hotel and over 150 lawyers met the Attorney General as did Justices of the Supreme Court and the Court of Criminal Appeals. Neither Governor COKE R. STEVENSON or Attorney General GROVER SELLERS were present, although invitations had been extended to them.

The scheduled luncheon in the Anacacho Room of the Hotel began at 12:00 noon. The Speakers' Table, in addition to Mr. CLARK, consisted of his brother, Congressman LYLE, W. R. SMITH, Jr., who arranged for the Attorney General's visit to San Antonio, WALTER LOUGHRIDGE, President of the Bar Association, and Master of Ceremonies, as well as members of the Supreme Court.

A special table was provided for the remaining members of the Attorney General's Party and ASAC G. W. H. CAPLSON, Ass't. USA HENRY MOURSUND (who will probably be the next USA), and the writer. Those in attendance were almost exclusively attorneys. For example, not even WILLIAM A. WHALEN, District Director of Immigration & Naturalization, was invited, nor were other city officials. It was strictly a Bar Association luncheon to provide the Attorney General with an opportunity to speak to the lawyers.

The only speech was that of the Attorney General. Other members at the Speakers' Table were introduced briefly. The new Federal Judge, BEN RICE, was squeezed in at the Speakers' Table at the last minute; as arrangements had not been made to include him.

The Attorney General's remarks were centered around his belief that the enforcement of laws to avert inflation was the paramount work of the Department of Justice in the Post-War Period. Ranking next to this was the enforcement of the Anti-Trust laws to the end that small businesses may be preserved. He

Letter to Director, Page 3, October 12, 1945

added that the prosecution of black marketeers is proceeding, pointing out the campaign now in full swing in the East.

The luncheon came to a close at 1:30 PM, after which the Attorney General and the Reception Committee retired to his suite and engaged in an informal discussion for approximately 40 minutes.

During the luncheon, Mr. SAM REDDICK thought that a bag containing photographs of the Attorney General had been misplaced. These were found on the special plane by SA JOE B. ABERNATHY and placed in Mr. REDDICK's hands in less than 40 minutes.

Congressman LYLE wanted to contact his brother-in-law, who was thought to be at a Separation Center. Despite the fact that it is almost impossible to locate anyone at a separation center, and despite the fact that his brother-in-law was many miles from San Antonio on leave, he was located, telephonically contacted, and instructed to get in touch with Congressman LYLE in Corpus Christi by telephone.

Apparently, the Attorney General's Party was impressed with the manner in which they were handled during their five hours' stay in San Antonio.

During the informal discussion in the Attorney General's suite, he said there were three things which he intended to mention and should have mentioned during his remarks to the San Antonio Bar. "First", he said, "I should have mentioned BOB SMITH and the fine job he has done as U. S. Attorney". (It is to be noted that Mr. SMITH is the one who made arrangements for the Attorney General's visit to San Antonio) "Secondly", he said, "I should have mentioned Sheriff O'EN KILDAY's brother, Congressman PAUL KILDAY, but it is apparent from talking to the people that this was unnecessary. Thirdly, I should have mentioned the FBI and meant to, but I did cover it in Dallas and that was broadcast over the Texas Network."

Thereafter, he said, referring to the FBI, "There is nothing those fellows can't do. Since I have been connected with the Department of Justice, I have had the privilege of working closely with EDGAR HOOVER and the FBI and I have known for a long time just what a wonderful organization it is. But since I have been Attorney General, I have learned even more about what outstanding work the FBI can do."

The Attorney General then elaborated on the Bureau's outstanding job in the apprehension of ERIC GIMPEL and referred to the clue which resulted in his apprehension, namely, the fact that GIMPLE kept a small amount of money in his upper left-hand pocket. He told about the surveillance maintained and about

Letter to Director, Page 4, October 12, 1945

the Agents' seeing GIMPLE buy a paper as the news stand closed, drawing from his upper left-hand pocket the money with which he paid for the paper. He said, "The FBI is the finest organization in the world and did a splendid job before and during the war".

U. S. Attorney W. R. SMITH, Jr. pointed out to the group that there had been no foreign directed sabotage in the U. S. and he attributed this record to the work of the FBI.

Representative JOHN LYLE of Corpus Christi, Texas, said, "The work of the FBI is uncanny - we just couldn't do without it". Representative LYLE elaborated on this while driving out to the airport and he was high in his praise of the Director and the Bureau.

Late papers were secured for the party and the group was escorted to the airport. The plane took to the air at 3:07 PM, October 11. The Houston office was immediately advised and the information relayed by the Houston office to SAC WILLIS, who was in Corpus Christi to meet the Attorney General there.

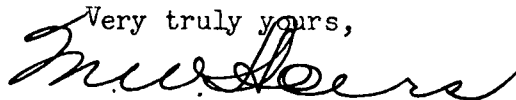
Pursuant to the request of U. S. Attorney W. R. SMITH, Jr. and Bureau authorization, a check was made of the suite occupied by the Attorney General, the reception room, and the Anacacho Room, in which the luncheon was held, for the purpose of providing safety to the Attorney General while he was in San Antonio.

By teletype from Houston dated 10-12-45, Mr. SAM REDDICK requested two copies of all newspaper releases incidental to the Attorney General's visit together with two copies of any glossy photographs which may have been taken. There are attached two mat finish copies of each photograph taken during the Attorney General's visit, which prints were ordered prior to Mr. REDDICK's request. Glossy photographs are presently being prepared and will be forwarded immediately upon their receipt.

Photographs were also taken by a photographer employed by the Bar Association. These photographs are being forwarded to the Attorney General by Mr. AL HECK, who apparently desired to forward them direct on behalf of the Bar Association. When these are received, complete photographic coverage will have been effected.

There are also attached two copies of all newspaper releases in San Antonio relating to the Attorney General's visit. The photographs and newspaper releases requested by Mr. SAM REDDICK are being sent to the Bureau so that they may be appropriately forwarded by the Director.

Very truly yours,



M. W. ACERS, SAC

MWA:CL
Enclosures

The Attorney General

November 5, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

THIRTY-SIXTH ANNUAL DINNER
HOME AND HOSPITAL OF THE DAUGHTERS OF ISRAEL
WALDORF-ASTORIA HOTEL
OCTOBER 28, 1945

Transmitted herewith for your information is a copy of the journal which was issued in connection with the above dinner. It was obtained by a representative of our New York Field Office and I believe you will find it of interest.

Enclosure

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BJA/RL

NOV 6 1 09 PM '45
RECEIVED-DIRECTOR
F B I
DEPT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

Handwritten notes and signatures, including "let's see" and "11/5/45"

Handwritten signature and initials

NOV 5 1945



Federal Bureau of Investigation
United States Department of Justice



New York, N. Y.
October 29, 1945.

WJM:MT
IN REPLY, PLEASE REFER TO
FILE NO. _____

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin ✓
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm

PERSONAL AND CONFIDENTIAL

Director, FBI

Tom C Clark

RE: 36th ANNUAL DINNER, HOME AND HOSPITAL
OF THE DAUGHTERS OF ISRAEL, WALDORF-
ASTORIA HOTEL, SUNDAY, OCTOBER 28, 1945.

Dear Sir:

In connection with the captioned dinner, at which gathering Attorney General Tom C. Clark was the principal speaker, a request was made of Special Agent W. J. McNulty of this office at the time Attorney General Clark departed from LaGuardia Airport for Washington, D. C., on the late evening of October 28th, that a journal for the dinner be secured and forwarded to him. Accordingly, a journal was obtained and same is being forwarded herewith for delivery to the Attorney General.

Very truly yours,

E. E. Conroy
E. E. CONROY
SAC

attn

92

Enclosure.

*Send memo to
no need
copy for me*

RECORDED

INDEXED

162-72744-66

EX-101

OK 11/1/45

*sent to all
11/5/45*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY 88-8 BTG/BL

Jm

THE ATTORNEY GENERAL
WASHINGTON

October 29, 1945

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Dear Edgar:

Thank you very much for the photographs which were taken on the occasion of my recent visit to San Antonio, Texas. They are excellent pictures and I am delighted to have them in remembrance of my trip.

With kind personal regards,

Sincerely,

Tom Clark
Attorney General

TOM CLARK *EW*

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

RECORDED

62-72944-67

30 NOV 2 1945

50 NOV 14 1945

185

WAT

Washington

The Attorney General

November 5, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

There is attached hereto a copy of this Bureau's publication "FBI This Week" for November 3, 1945, which I thought you might like to see.

Attachment

CONFIDENTIAL

100-7111-68

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/6/83 BY SP-8 BTJ/RW

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Jm

- Mr. Tolson _____
- Mr. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

Record of Telephone Call or Visitor

Tom C. Clark

Mr. Stewart in the Attorney
~~called~~ -phoned. *General's Office*

Phone No. _____

Hour *5:00pm* Date *Nov. 6,* 19 *45*

REMARKS

When she was told that Mr. Hoover and Mr. Tamm were out of the office, she said she did not really want to talk to anyone but just wanted to know if we had any night mimeographers. After checking with Mr. Ladd, she was told that there were no night mimeographers as that office closed at 5:30pm.

RECORDED

162-72944-69

NOV 8 1945

Absolutely right

H.

iec

513

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *6/6/83* BY *SP-8 BTJ/RW*

LBN:HBM

47

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Coffey	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

November 6, 1945

MEMORANDUM FOR MR. TOLSON

Tom O'Clark *John*
ATTORNEY GENERAL

Colonel McInerney called me early this morning and told me about the AG's press conference at 11:45 today. The AG is going to discuss 4 points: 1--the reorganization of the public relations office and introduce McInerney to the press, 2--the Ezra Pound case, 3--juvenile delinquency, 4--the AG is going to ask the press to cooperate in holding down juvenile delinquency.

McInerney invited me to attend the press conference. He stated he thought that whenever the AG had a press conference that it would be well for me to be there. I told him that I could not contribute anything. He stated that was not his idea, but he thought that there are a lot of members of the press who would come to the AG's press conference who are not acquainted with the Bureau, and this would give them a contact.

I thanked McInerney and told him I had an appointment today and did not know whether I could get out of it, that I would let him know.

I think no

Respectfully,

RECORDED & INDEXED
11-6-45

D. B. Nichols

ADDENDUM; LBN:HBM; 11-6-45

162-72944-70

While talking to McInerney after dictating the above, he told me the AG was also going to elaborate on the anti-trust situation and point out that the FBI is to do investigations. Berge is going to be present to answer any questions.

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DATE *6/6/83* BY *SP-8 BTJ/CD*

agree.
d.

The Attorney General

November 8, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

PHOTOGRAPHS AND NEWSPAPER CLIPPINGS

Texas ...

It is a pleasure to transmit herewith photographs and newspaper clippings which have been received in connection with the recent visit of your party to the State of Texas. I believe you will find this material of considerable interest.

Attachment

5 401
11 81

RECORDED
EX-11

62-7

71

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/2/83 BY SP-8 RTS/RLD

EMM:MP

Handwritten notes and signatures

Handwritten initials

OFFICE MEMORANDUM

UNITED STATES GOVERNMENT

TO: MR. D. M. LADD

DATE: October 17, 1945

FROM: Mr. T. D. Webb

TDM:NGC

SUBJECT: TRIP TO TEXAS WITH THE ATTORNEY GENERAL

The trip to Dallas, Texas, by way of Secretary of War Patterson's private plane left Washington, D. C. at approximately 10:30 AM on October 10, 1945, and arrived at Dallas, Texas (Dallas time) 4:30 PM the same day. Those present on the plane were the Attorney General, the Postmaster General, Ed Pauley, head of the Reparations Committee, Congressman John Lyle of Texas, Congressman Hatton Summers of Texas, Dale Miller, Chamber of Commerce representative from Dallas, Colonel Fogelson, Mrs. Clark and the writer.

SAC Percy Wyly and Agents from his office met this plane at Love Field outside of Dallas, and had all arrangements made for taking the bags from the plane and transportation to the Hotel Adolphus, room reservations, etc. The General and other members of the party commented on the efficient manner in which SAC Wyly handled matters in Dallas, Texas. SAC Wyly made an extremely favorable impression on the Attorney General as did other Agents of his office.

The itinerary of the Attorney General as furnished to Mr. Hendon was followed out in Dallas smoothly and efficiently.

Mr. Tom Braniff, President of Braniff Airlines, furnished his private plane for the Attorney General's party to fulfill commitments in San Antonio, Corpus Christi and Houston. SAC Maurice Acers of the San Antonio Office met the Attorney General's party at the airport and likewise had overlooked nothing in making the Attorney General's visit extremely successful. The Attorney General's brother, Robert Clark, who accompanied the Attorney General throughout Texas commented on the efficient and smooth manner in which the FBI had taken care of even the smallest details in San Antonio. Congressman Lyle was not only very much impressed with SAC Acers, but also Special Agents Jim Kennedy and George Carlson.

At the conclusion of the luncheon at the St. Anthony Hotel in San Antonio given by the Bar Association, the Attorney General's party departed at 3:00 PM for Corpus Christi, where the party was formally received by Admiral Jocko Clark (of Fighting Lady fame), at the Corpus Christi Naval Air Base. SAC Galen Willis and his Agents met the party at the base and also had made excellent arrangements for all the activities at Corpus Christi. The Attorney General made a very fine speech at a banquet at the Driscoll Hotel on this evening, and mentioned the Bureau very favorably, stating it had done an outstanding job during this war and was the best investigative organization in the world. It might be noted at this time that in all of the Attorney General's speeches he brought in the Director's name by calling him "Edgar", and mentioned as a basis for the various stories he told in his speeches the excellent manner in which "Edgar's boys" had always been able to find out the impossible information for him.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY SP-8 BTJ/WJL

The following morning, Friday the 12th, the Attorney General's party was the guest of Admiral Jock Clark for a breakfast at his quarters at the Corpus Christi Air Base. After the breakfast the party left for Houston, Texas, arriving there around noon. The Attorney General made another fine talk at a banquet sponsored by the Bar Association given at the Rice Hotel that evening.

The Bureau might be interested in knowing that SAC Galen Willis and his men did an excellent job in Corpus Christi and Houston in making various arrangements for the Attorney General's commitments in these two cities to be run off smoothly and without any hitch.

SAC Willis although he has only been in Houston a short time appeared to have the key men of Houston and Corpus Christi very well in hand. The Attorney General's party left Saturday morning, October 13, to return to Dallas, Texas.

After a luncheon at the Adolphus Hotel sponsored by the local Bar Association of Dallas, the entire party proceeded to the football game between Texas University and Oklahoma University. That evening a dinner party was given the Attorney General at the Country Club which was a very informal affair. The following morning, October 14, an informal breakfast was given the Attorney General at the Dallas Country Club which was attended by approximately 60 close friends of the Attorney General. At 3 PM this same date, a reception was given for the Attorney General by his brother, Robert Clark, which was attended by approximately 700 people, at his home.

The Attorney General's party left the following morning, October 15, for St. Louis, Missouri, in Tom Braniff's private plane. Those present on this trip with the Attorney General were Congressman Hatton Summers, Tom Braniff, Sam Widdick, new Public Relations man for the Department of Justice, Dale Miller and the writer. On the arrival of the party at St. Louis, SAC Gerald Norris and his agents met the plane and also had made excellent arrangements which were instrumental in making the Attorney General's trip to St. Louis very successful and pleasant.

After a luncheon at the Racquet Club, the Attorney General was taken to visit various places of public interest in St. Louis. That evening the Attorney General made another excellent speech before the Bar Association of St. Louis at a Banquet given at the Jefferson Hotel. The party left St. Louis at 1:30 AM (St. Louis time) on October 16, 1945 and arrived in Washington, D. A. 7 AM the same day.

For the information of the Bureau SAC Norris and his men handled everything in such a manner that it placed an extremely favorable light on the Bureau as evidenced by comments from the Attorney General and members of the Party.

It might be noted that the Attorney General was warmly received every place he went, and there were many comments not only in Texas, but in St. Louis after he made his various speeches that he was definitely Presidential timber. These comments came from influential individuals in the various places visited.

The simple down-to-earth manner of the Attorney General and his "common horse sense" language, and "regular guy manner" were the things that impressed the people most. It is felt by the writer that the Bureau made a definitely favorable impression on the Attorney General and his party by the manner in which the various SAC's and the offices visited took care of making things run smoothly and efficiently without entering into the picture too much.

If the Bureau deems it advisable, it is respectfully suggested that a letter of commendation be sent to SAC's Percy Wyly, Maurice Acers, Galen Willis and Gerald Morris,, for the very excellent job they did.

The Attorney General

November 19, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

There is attached hereto a copy of this Bureau's publication "FBI This Week" for November 17, 1945, which I thought you might like to see.

Attachment

RECORDED

62-12949-73

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/2/83 BY 80-8 BTJ/EL

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

W.T.:

11:20
11:20-45

[Handwritten signature]

Colonel Timothy A. McInerney
Director of Public Relations

November 9, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

PHOTOGRAPHS AND NEWSPAPER CLIPPINGS

It is believed that you will be interested in the attached photographs and newspaper clippings which have been received in connection with the recent visit of the Attorney General and his party to the State of Texas.

Attachment

GMM:MP

SEARCHED _____
SERIALIZED _____
INDEXED _____
FILED _____
NOV 15 1945
FBI - MEMPHIS

DEC 4 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RLP



Federal Bureau of Investigation
United States Department of Justice
 Dallas, Texas
 November 1, 1945



IN REPLY, PLEASE REFER TO
 FILE NO. _____

Director, FBI

ATTENTION: CRIME RECORDS SECTION *W*

RE: MATERIAL CONCERNING ATTORNEY GENERAL
 TOM CLARK'S VISIT TO TEXAS

Dear Sir:

The Houston Field Division advised this office that Mr. SAM RIDDICK, Public Relations Officer for the Department of Justice, desired two copies of all newspaper releases incidental to the visit to Texas of Attorney General TOM C. CLARK, together with two copies of any glossy photographs which may have been taken. The Houston Office suggested that one copy be forwarded to Mr. RIDDICK and the remaining copies to the Bureau, which action is being taken by the Houston Field Division.

With the assistance of Mr. T. H. BARRETT, Press Relations Man for "The Dallas Morning News", two copies of each issue of that newspaper during the period of Mr. CLARK's visit were obtained. Similar assistance was received from Assistant City Editor STEVE WALSH of "The Times-Herald", the Dallas afternoon paper.

Enclosed are clippings, appropriately dated and identified, obtained from such papers.

In connection with the photographs which were taken during Mr. CLARK's visit, DENNY HAYES, the photographer for "The Times-Herald", advised that he is an independent contractor who, together with his staff, takes photographs of apparently newsworthy scenes which photographs in turn are purchased by "The Times-Herald" on a selective basis. He had taken thirty-seven photographs in connection with the visit of Mr. CLARK and he advised that copies of prints of these photographs could be obtained at a purchase price of fifty cents per print of 4 X 5 size and one dollar per print on 8 X 10 size. No such photographs were ordered.

Mr. BARRETT of "The Dallas Morning News" advised on first contact that it would be possible to get glossy print photographs of pictures concerning Mr. CLARK's visit which he had made available to "The Dallas Morning News". Mr. BARRETT was requested to obtain such pictures and when such pictures were called for by Special Agent JOHN H. DEWEIN of this office, he was advised that there was a service charge of \$1.00 in connection with these


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 DATE 6/7/83 BY SP-8 BJS/RS

Letter to Director from Dallas, 11-1-45 RE: MATERIAL CONCERNING ATTORNEY
GENERAL TOM CLARK'S VISIT
TO TEXAS

photographs. Agent DEVLIN personally paid this fee and these photographs
are also enclosed.

It is suggested that the Bureau take whatever copies of
the pictures or news clippings they desire and forward the remaining ma-
terial to Mr. RIDDICK.

Very truly yours,


PERCY WILY II
SAC

JHD:BD

Enclosures

*Memo to AG 11-8-45
gmm*

*Memo to Col. Jeremiah A. McInerney
11-9-45
gmm*

Office Memorandum

UNITED STATES GOVERNMENT

TO : MR. LADD

DATE: November 16, 1945

FROM : K. C. HOWE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/27/83 BY SP-8 BTJ/RL

SUBJECT:

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

Agent Wood called from the New York Office at 7:40 PM this evening with information to the effect that the Attorney General has a reservation to leave New York City tonight at 11:30 PM, arriving in Washington, D. C. at 12:59 AM via Eastern Airlines.

Wood stated that a call had been received at the New York Office earlier today from the Bureau, at which time the New York Office was told to advise the Bureau as soon as the Attorney General's reservation to Washington was confirmed in order that the Attorney General's chauffeur might be instructed to meet him at the airport.

ADDENDUM: At 8:10 PM the Attorney General's chauffeur called and inquired whether the Bureau had any word as yet concerning the AG's arrival. He was given the above information, whereupon he said he would meet the Attorney General at the airport.

ADDENDUM: At 9:15 PM Miss O'Donnell of the AG's office called and inquired concerning any word from the Attorney General. She was told when he is coming in and that his chauffeur had the information and intended meeting him.

KCH:RMB

RECORDED

62-12944-75

259

W

W. C. Clark

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD *SL*

DATE: November 16, 1945

FROM : K. G. HOWE *Howe*

Call: 11-15-45

8:55 PM

KCH:DA

SUBJECT: *Tamm*

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Special Agent J. G. Woods of the New York Office called at the above time and stated that Agent McNulty had just called the office three and advised that the Attorney General is leaving New York tonight from LaGuardia Field on Flight 11 of Eastern Airlines at 11:30 PM, due to arrive in Washington at 12:59 AM, November 16. McNulty is with the AG in connection with some activity in New York, and in calling the office had left instructions that the Bureau be called and requested to have a car meet the AG at the National Airport.

Agent Woods did not know whether the AG had made a specific request to be met at the Airport here by a Bureau car or whether McNulty had merely suggested this. He did not know how he could get in touch with McNulty at the moment in order to check this, and was told to leave it go until or unless he was called back from the Bureau.

As you will recall, you discussed this matter with Mr. Tamm, who in turn took it up with Mr. Gus Vanech of the Department.

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DATE 6/9/83 BY SP-8 BTJ/ND

58 NOV 28 1945

259

RECORDED

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62-72944-76

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI *[Signature]*

FROM : SAC, Boston *[Signature]*

SUBJECT: ATTORNEY GENERAL TOM CLARK'S VISIT TO PROVIDENCE, RHODE ISLAND
November 8, 1945

DATE: November 16, 1945

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Pursuant to information received from E. E. CONROY of the New York Field Division that the Attorney General, TOM CLARK, was to visit Providence, Rhode Island on November 8, 1945, agents of the Providence Residency met him at the train on that date.

He was escorted and assisted in every possible manner by the Providence agents during his visit to Providence.

Attached are clippings obtained from the PROVIDENCE JOURNAL and the EVENING BULLETIN newspapers, as indicated.

JAO:MEM
Enclosures

[Handwritten notes]
ENC. attached
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217

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RB

RECORDED
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162-72944-77
NOV 23 1945

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56 NOV 30 1945

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Prominent Personalities at McGrath-Pastore Dinner



THE TESTIMONIAL DINNER to two Rhode Island Democrats at the Narragansett Hotel last night was probably the largest political dinner in the history of the State. Above (l-r): Mrs. Tom Clark, Sen. Theodore Francis Green, Mrs. J. Howard McGrath, Mayor Dennis J. Roberts and Rep. John E. Fogarty. Upper right: Toastmaster John E.



Assistant pastor of St. Mary's Church Providence.

Others seated at the head table were Mrs. Clark, former Governor William S. Flynn, Harry F. Curvin of Pawtucket, speaker of the House of Representatives; Attorney General John H. Nolan; Judge John P. Hartigan; of the United States District Court; U. S. Representatives John E. Fogarty and Alvin J. Forand, Walter H. Reynolds of Providence, chairman of the dinner committee; Judge Jeremiah E. O'Connell, presiding justice of the Superior Court; Mrs. Margaret M. Sullivan, Democratic National Committeewoman from Rhode Island; Armand H. Cote, Secretary of State; Russell H. Handy, General Treasurer; Capt. Robert E. Quinn, USNR, former Governor and James H. Kiernan, Democratic majority leader in the R. I. House of Representatives, and Senator William G. Troy, minority leader in the State Senate.

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*Providence
Evening
Bulletin
Nov. 9, 1945*

Five of the mills were closed, two were opening but not operating, and two maintained partial production.

DINNER

Continued

In presenting Roberts, the State chairman said the mayor was "a man whose future in public office is as big as he wants to make it."

Attorney General Clark, a Texan, revealed that it was he who suggested McGrath's nomination as solicitor general to President Truman. "We wanted a man steeped in law, a man who knew a jury, a man who could deal out just simple justice as attorney for the United States," said Clark in telling how he had reviewed McGrath's record as United States District Attorney in Rhode Island before selecting the then Rhode Island Governor as the logical man to be named solicitor general.

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McGrath Voices Thanks

Former Governor McGrath expressed "thanks—eternally thanks—to the citizens of Rhode Island for co-operating with him during the war years. "Mine is an obligation of thanks to all" who co-operated with me in difficult times," he said.

Turning to the other guest of honor, Governor Pastore, he said he realized that his successor would not now have patriotism as a force to summon co-operation in the affairs of the State. McGrath mentioned "times of political strife that are ahead" and told Pastore, "you will have now political feuds rising again." He did not elaborate.

"Judge Louis W. Cappelletti of the Superior Court, a former lieutenant governor, drew a parallel between the careers of Pastore and McGrath. Of McGrath's appointment as solicitor general, Judge Cappelletti said: "I am sure that this is but a step to further reward, further glory."

virtue of the fact that he was lieutenant governor, Judge Cappelletti emphasized, "We are going to nominate him and elect him governor next year." A rousing ovation followed Judge Cappelletti's remarks.

Senator Theodore Francis Green reviewed the political records of Pastore and McGrath. He said that as United States Attorney for Rhode Island, McGrath "demonstrated his remarkable legal capabilities so well that his superiors in the Department of Justice singled him out then as one who could one day be considered for high office in the department."

Senator Peter G. Gerry also reviewed the careers of Governor Pastore and his predecessor.

Attorney General Clark left immediately following the dinner for the State Airport at Hills Grove, from which he took off in a private plane for Washington. He is scheduled to attend a Cabinet meeting at 10 o'clock this morning.

To Stay Until Monday
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then Rhode Island Governor as the logical man to be named solicitor general.

"I predict for him a great future," Clark said. "I know he will fill that office with distinction."

Clark continued: "McGrath and I are going to run the Department of Justice together—Texas and Rhode Island, we'll run it together. It's the largest law office in the land."

\$500 Check Presented

Mayor Roberts presented a check for \$500 to McGrath on behalf of the gathering, and Mullen presented bouquets to Mrs. Pastore and to Mrs. McGrath.

Alluding to Attorney General Clark's statement that he had inspected McGrath's record as United States District Attorney in Rhode Island before suggesting him as a nominee for the post of solicitor general, the former Governor observed, "We find lawyers waste time, after all. All you would have to do, Tom, was to look at the record of the Democratic convention of 1942."

Earlier, Clark had said that when he brought McGrath's name before President Truman the President had said, "Why, that's the man who sec-

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Predicts Pastore's Election
Pointing out that Pastore succeeded to the governor's chair by

this morning.

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The dinner was opened with a prayer by the Rev. John T. Tully, as-

Wives in Spotlight At Testimonial Dinner



MRS. J. HOWARD MCGRATH, wife of the Solicitor General, Mrs. Tom C. Clark of Texas, wife of the U. S. Attorney General, and Mrs. John O. Pastore, the State's First Lady, left to right, were among the prominent guests last night at the dinner in Narragansett Hotel in testimony to Mr. McGrath and Governor Pastore.

U. S. Attorney General's Wife Gets Silver Serving Tray

Slim, attractive Mrs. Tom C. Clark, wife of the U. S. Attorney General, received a sterling silver serving tray, a gift from 1400 Rhode Islanders, on her 21st wedding anniversary, last night.

The Texas-born former Mary Jane Ramsey visited the State for the first time to attend, with her husband, a testimonial dinner for J. Howard McGrath, U. S. Solicitor General, and Gov. John O. Pastore. The tray was presented to Mrs. Clark by John E. Mullen, Democratic State chairman, toastmaster at the dinner in the Narragansett Hotel.

Upon her arrival at Union Station, Mrs. Clark stepped from the Yankee

Clipper wearing a brown fur-trimmed hat and a brown fur jacket over a green wool traveling dress. At the dinner she wore a dark crepe-street-length dress with a hat of orchid feathers, matching an orchid corsage.

Mrs. Clark and her husband have "never been separated on a wedding anniversary," she said, "although we've been away from home for most of our celebrations."

Their two children were unable to accompany their parents, Mrs. Clark said because Mildred, 12, is at school, and Ramsey, 17, entered the marine corps in September.

The Clarks, with the former governor and his wife and son, David, and a party of friends and political associates, inspected the Federal Building where the Attorney General conferred with U. S. District Judge John P. Hartigan, late yesterday afternoon.

They then proceeded to a cocktail party at the home of Frank Crook in Pawtucket.

Providence Evening Bulletin,

November 9, 1945

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
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Chairman Mullen, in presenting the anniversary gift to Mrs. Clark at the dinner, said that it was the product of Rhode Island craftsmen and would serve as a memento of the Clarks' visit to Rhode Island from the guests assembled at the dinner.

*Providence Evening
Bulletin,*

November 9, 1945

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On the 21st Anniversary of Their Marriage



ATTORNEY GENERAL OF THE UNITED STATES TOM CLARK AND MRS. TOM CLARK at the Mc-Grath-Pastore dinner at the Narragansett Hotel last night as they acknowledged the gift of a huge silver tray on the occasion of the 21st anniversary of their marriage. The presentation was made by the toastmaster, John E. Mullen, in behalf of the throng assembled to pay honor to Solicitor General J. Howard Mc-Grath and Gov. John O. Pastore. Attorney General Clark was one of the principal speakers.

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DATE 6/7/83 BY SP-8 [signature]

*Silver Serving Tray Is Presented
To Wife of U. S. Attorney General*

*Mrs. Tom Clark's Visit to Providence Coincides with
21st Anniversary of Her Wedding; She Was
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83 BY SP-8 RBN/ML

MCGRATH, PASTORE HAILED AT DINNER

Continued from Page One.

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\$500 Check Presented

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To Stay Until Monday

McGrath said he expected to be in Rhode Island until Monday.

The dinner was opened with a prayer by the Rev. John T. Tully, assistant pastor of St. Mary's Church, Providence.

Others seated at the head table were Mrs. Clark, former Governor William S. Flynn, Harry F. Curvin of Pawtucket, speaker of the House of Representatives; Attorney General John H. Nolan; Judge John P. Hartigan of the United States District Court; U. S. Representatives John E. Fogarty and Aime J. Forand; Walter H. Reynolds of Providence, chairman of the dinner committee; Judge Jeremiah E. O'Connell, presiding justice of the Superior Court; Mrs. Margaret M. Sullivan, Democratic National Committeewoman from Rhode Island; Armand H. Cote, Secretary of State; Russell H. Handy,

General Treasurer; Capt. Robert E. Quinn, USNR, former Governor; and James H. Kiernan, Democratic majority leader in the R. I. House of Representatives, and Senator William G. Troy, minority leader in the State Senate.

*Providence Journal
November 9, 1945*

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HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 RTS/RW

OWIDE

PROVIDENCE, FRIDA

McGRATH, PASTORE DINED AT DINNER ATTENDED BY 1400

Now Solicitor General of U. S.
Disavows Further Ambitions
for Political Office

HONORS CITIZENS OF R. I.

Attorney General Clark Voices
Faith in Aide; Governor Assures
Nothing Spectacular

J. Howard McGrath, solicitor general of the United States, who together with his successor, Gov. John O. Pastore, was honored at a testimonial last night, told a gathering of 1400 persons, "I have no further ambitions for political office, nothing to the contrary withstanding."

Raising his voice as he neared the end of a talk in which he expressed profound thanks to the citizens of Rhode Island for their co-operation during his terms of office, former Governor McGrath said he went to Washington to serve as solicitor general because Attorney General Tom Clark asked him to go.

"I go to serve the President of the United States," McGrath said. "I have no further ambitions for political office, nothing to the contrary withstanding."

Then, turning to Attorney General Clark, who was seated next to him, McGrath added, "I want to stay there as long as you are there, as long as the President wishes me to be there."

Some Republicans Present

Democrats and a generous sprinkling of Republicans crowded the Narragansett Hotel to attend the dinner to McGrath and to Governor Pastore. Nearly 400 persons crowded into the ballroom for the dinner, while the others were served in surrounding corridors and parlors. The affair was probably the largest political dinner in the history of the State. Governor Pastore promised that whatever I do shall always be done to reflect credit upon my State, my party and my family.

"I may not be spectacular," he continued. "I don't choose to be spectacular." Including his family in his remarks, Pastore said, "We have no pride, no desire for grandeur. We are as we have been."

Suggested McGrath, Clark Says
Attorney General Clark, a Texan,

Outstanding Figures at McGrath-Pastore Dinner



ABOUT TO TAKE THEIR SEATS AT THE HEAD TABLE at the Testimonial Dinner to Former Gov. J. Howard McGrath, Now Solicitor General of the United States, and Gov. John O. Pastore, at the Narragansett Hotel Last Night, Are, Left to Right: U. S. Attorney General Tom Clark, Solicitor General McGrath, Toastmaster John E. Mullen and Governor Pastore. 1400 Attended the Dinner.

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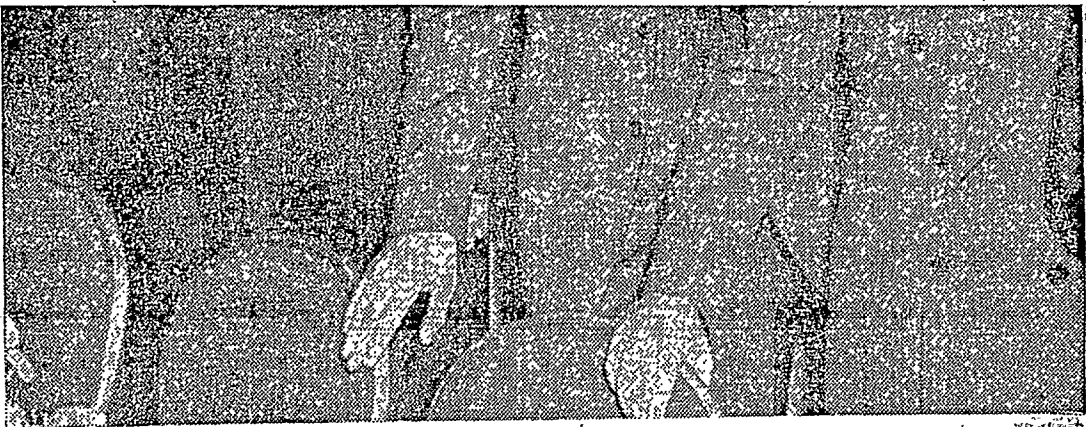
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"I predict for him a great future," Clark said. "I know he will fill that office with distinction."

Clark continued: "McGrath and I

Continued on Page 8, Column 5



ABOUT TO TAKE THEIR SEATS AT THE HEAD TABLE at the Testimonial Dinner to Former Gov. J. Howard McGrath, Now Solicitor General of the United States, and Gov. John O. Pastore, at the Narragansett Hotel Last Night, Are, Left to Right: U. S. Attorney General Tom Clark, Solicitor General McGrath, Toastmaster John E. Mullen and Governor Pastore. 1400 Attended the Dinner.

As Some Distinguished Visitors Arrived in Providence



THE CLARKS AND THE McGRATHS CHECK IN at the Biltmore after their arrival here yesterday. From left to right are: Mrs. McGrath, Mrs. Clark, U. S. Attorney General Tom Clark, David McGrath, Solicitor General J. Howard McGrath, Gov. John O. Pastore and (in rear) Fred Kilguss, the governor's secretary. For pictures taken at the testimonial dinner last night, turn to page 18. And for a picture of the wives of three prominent Democrats, see the Woman's Page.

Pastore, McGrath Honored by Politicians at Dinner

Approximately 1400 Democrats and a good sprinkling of Republicans paid tribute last night to Rhode Island's new governor, John O. Pastore, and his predecessor, J. Howard McGrath, who resigned the chief executive's chair to become U. S. Solicitor General.

In one of the biggest political dinners on record in the State, nearly 400 persons crowded into the ball-

room of the Narragansett Hotel, while the others were served in corridors and several smaller dining parlors, which were wired with loud speaker equipment.

In the presence of his new superior, U. S. Attorney General Tom C. Clark, who accompanied him from Washington yesterday, McGrath declared that he had "no further ambitions for political office." He said he became solicitor general because

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DATE 6/1/83 BY SP-8 CBY/AL

62-72944-77

ing Bulletin
9, 1945

asked him to, and as long as
in Washington as long as

12-72944-77

...the chief ex-
ecutive's chair to become U. S. Solicitor General.
In one of the biggest political dinners on record in the State, nearly 400 persons crowded into the ball-

9, 1945

In the presence of his new superior, U. S. Attorney General Tom C. Clark, who accompanied him from Washington yesterday, McGrath declared that he had "no further ambitions for political office." He said he became solicitor general because he was asked to, and that he would stay in Washington as long as the attorney general is there and "as long as the President wishes me to be there."

Pastore Speech

In a speech of homespun simplicity to which those present—the fabric of the Democratic organization in Rhode Island—listened attentively, Governor Pastore promised that "whatever I do shall always be done to reflect credit upon my State, my party and my family."

Saying, "I am a simple man," Pastore continued:

"I may not be spectacular. I don't choose to be spectacular." Then, including his family in his remarks, he said, "We have no hope, no desire for grandeur. We are as we have been."

Democratic State Chairman John E. Mullen, toastmaster, turned over to Mayor Dennis J. Roberts of Providence the privilege of introducing the principal speakers of the dinner.

Continued on Page 18, Col. 3.

Dinner

OFFICE OF
THE ATTORNEY GENERAL



- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

November 15, 1945

Dear Edgar:

Thank you for your kindness in sending me a copy of the Journal which was issued on the occasion of the Thirty-sixth annual dinner of the Home and Hospital of the Daughters of Israel held at the Waldorf-Astoria Hotel on October 28th last.

TOM CLARK TC

Waldorf Astoria
12/19

RECORDED

EX - 68

162-72944-78

NOV 15 1945

Waldorf

The Attorney General

November 21, 1945

J. Edgar Hoover
John Edgar Hoover, Director, Federal Bureau of Investigation
Tom Clark

Attached hereto is a copy of the November, 1945, issue of the FBI Law Enforcement Bulletin which I thought you might like to see.

RECORDED

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NOV 21 1945
FBI - WASH DC

YAJ:KH

EX-1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY 98-8 BTJRU

Tolson _____
A. Tamm _____
E. A. Tamm _____
Clegg _____
Glavin _____
Ladd _____
Nichols _____
Tracy _____
Harbo _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Nease _____
Gandy _____

8
162-1111-179
NOV 21 1945
FBI - WASH DC

162-1111-179
NOV 21 1945
FBI - WASH DC

The Attorney General

November 26, 1945

gry

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom Clark

There is attached hereto a copy of this Bureau's publication "FBI This Week" for November 24, 1945, which I thought you might like to see.

Attachment

62-7311-80

WIX - R1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RL

[Handwritten signature]

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

[Handwritten notes and signatures]

Office Memorandum • UNITED STATES GOVERNMENT

DML:dmg

TO : MR. E. A. TAMM

DATE: 12/7/45

FROM : Mr. D. M. Ladd

Call: 11:25 A.M.

SUBJECT: ATTORNEY GENERAL'S TRIP
TO BIRMINGHAM, ALABAMA
December 7, 1945ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY 88-8 BJS/KW

At the above time I called the Birmingham Field Office and advised ASAC J. A. Robey that the Attorney General is leaving via Navy plane at 3:00 P.M. today due to arrive in Birmingham at approximately 5:45 P.M. Birmingham time. I told him they will land at Birmingham Airport and the Attorney General will be accompanied by Chief Justice Laws and Congressman Luther Patrick. I advised Mr. Robey that the Attorney General desires to have a Bureau car to meet his party at the airport. I stated I thought it would be well to have a couple of cars because with three in the party they may have luggage and one car should be for the luggage. I told Mr. Robey it would be advisable to check up on the arrival time inasmuch as it was a Navy plane rather than a commercial plane and they may make up time as they are not traveling on schedule. ASAC Robey said he would have people there early enough to take care of this matter. I instructed Mr. Robey to take care of the party while there were there, to make cars available to hold them around, etc. I advised Mr. Robey I did not know just how long the Attorney General and his party would be in Birmingham.

Mr. Tolson ✓
Mr. E. A. Tamm ✓
Mr. Clegg _____
Mr. Coffey _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols ✓
Mr. Rosen _____
Mr. Tracy _____
Mr. Mohr _____
Mr. Carson _____
Mr. Hendon _____
Mr. Mumford _____
Mr. Jones _____
Mr. Quinn Tamm _____
Tele. Room _____
Mr. Nease _____
Miss Beahm _____
Miss Gandy _____

60 DEC 20 1945

62-72974

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. D. M. Ladd *JH*

DATE: December 8, 1945

FROM : J. D. Donohue

Call: 9:58 a.m. *K*SUBJECT: ITINERARY OF ATTORNEY GENERAL,
December 8, 1945

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	<i>[initials]</i>
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

At the above time, SA Garvin of the Birmingham Office called and advised that he had just put the Attorney General on the plane to return to Washington and also advised that the AG planed to go on through to New York. He stated that the AG got on the plane at 8:30 a.m. their time, which would be 9:30a.m. our time, and will arrive at the Anacostia Air Field at about 1:15 p.m., Washington time. The plane number is Navy-JRB90571. The pilot of the plane is named Mercer.

SA Garvin advised that Ms. Stewart, the AG's secretary, is to have Mr. McInerney pick up the little suitcase by the desk in the big office and bring it to the airport when he meets Mr. Clark. Mr. Clark advised he will arrange for his own transportation to New York. Garvin adv. that the AG said Bill McMillan (phonetic) always meets him in New York and that Bill knows he is coming. Garvin advised that the AG would stop at the airport here and while here, arrange for someone to meet him in New York, but he will fly to New York. Garvin suggested that Bill McMillan be contacted to determine the probable time the AG will arrive in New York.

JDD:cg

*ms Stewart
advised - JDD*

59 JAN 15 1946

166

Top Office
62-72944-82
ALL INFORMATION CONTAINED
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DATE 6/7/83 BY SP-8 [signature]

OFFICE OF
THE ATTORNEY GENERAL



ml

V.

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Coffey	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

Nov. 30, 1945

Dear Edgar:

Thanks for sending me a copy of
the November, 1945, issue of the FBI
Law Enforcement Bulletin. I enjoyed
it very much.

Tom^o Clark

cc

cm

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NOV 29 1945

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DEC 10 1945

EX-33

50 DEC 19 1945

263

MA

Office Memorandum • UNITED STATES GOVERNMENT

TO : D. M. LADD

FROM : J. D. DONOHUE - 5

SUBJECT: ATTORNEY GENERAL'S RESERVATIONS

Call rec'd: 2:46 p.m.
DATE: December 8, 1945

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

Miss O'Donnell of the Attorney General's Office called and advised that the reservation for the Attorney General on the B & O Railroad for Sunday morning will not be needed.

It was ascertained that neither yourself nor Messrs. Mumford, Nichols, Tolson or the the Chief Clerk's Office knew anything about this reservation.

Upon Mr. Tolson's authorization, Supervisor J. J. Ryan in New York was contacted at 3:25 p.m. and he advised that probably Mr. William McNulty, who was presently with the Attorney General, would know more details about this reservation since he was handling the contact with the Attorney General in New York.

ACTION:

None.

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EX-10

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DATE 6/1/83 BY 88-8875/jw

JDD:mod

DEC 28 1945 86

Tom C. CLARKE

The Attorney General

December 17, 1945

John Edgar Hoover, Director, Federal Bureau of Investigation

Attached hereto is a copy of the FBI Law Enforcement Bulletin for December, 1945, which I thought you might like to have.

Attachment

DEC 16 10 12 AM '45
RECEIVED-DIRECTOR

85

EX-4

MAJ:tan

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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DATE 6/9/83 BY SP-8 GTR/UP

Federal Bureau of Investigation
United States Department of Justice

Post Office Box 4261
Miami 26, Florida

November 30, 1945

PERSONAL and CONFIDENTIAL

Director, FBI.

Dear Sir:

This is to advise the Bureau that Attorney General TOM CLARK visited this area November 26 and 27, 1945, during the occasion of his address before the Dade County Bar Association banquet November 26th. While he was in the vicinity I visited with him at the Roney Plaza Hotel, where I paid my respects and offered him my services.

The Attorney General was in the process at the time of preparing his speech to be delivered before the convention of State Attorneys General at Jacksonville and requested stenographic assistance. A stenographer from the Miami Office was furnished Mr. Clark and his companion, Colonel Tim McInerney, for approximately one hour. He commented to me later on the efficiency of the stenographer, Miss HELEN RICHARDSON.

At the Dade County Bar Association banquet, to which Mrs. Danner and I had been invited, the Attorney General spoke more or less extemporaneously, during which time he paid several fine tributes to the FBI. He related an amusing incident wherein he had received an anonymous letter in his suggestion box criticizing his wearing of bow ties and the manner in which Mrs. Clark fixed her hair. He stated he had called on you for assistance and that in no time at all you had advised him that the identity of the letter writer was known, namely, Mr. Clark's son. He stated at the time that he had soon learned, following his elevation to the position of Attorney General, that if he wanted to find out anything he had only to ask you and that if you did not know you would find out in a very short time.

On November 27, 1945, I arranged a fishing trip and the Attorney General's entire party, accompanied by GEORGE SMATHERS, Special Assistant to the Attorney General, and the writer went out on TATEM WOLFORD'S boat. We fished furiously from about 9:00 A.M. to 2:00 P.M. and, while the trip was delightful, the sun was warm and the lunch was excellent, the fish just did not bite. No one even got a good hearty strike. The Attorney General, however, seemed to enjoy himself very much and got a fair start toward a case of sunburn while out on the boat.

Before departing he thanked me very much for my attention and seemed to enjoy his visit here very much.



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EX-68
#

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

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DATE 6/18/83 BY SP-8 BTJ/ML

Director,

11/30/45

There is attached hereto a clipping concerning his contemplated visit here.

Very truly yours,

A handwritten signature in cursive script, appearing to read "R. G. Danner".

R. G. DANNER
SAC.

Enclosure (1)

RGD:C

Tom Clark Will Speak At Coral Gables Club

To afford all attorneys in the area an opportunity to hear U. S. Attorney General Tom Clark, the Dade County Bar association Saturday invited all members of the legal profession and their wives to attend the reception and dinner scheduled for 6:30 p. m. Monday at the Coral Gables Country club.



CLARK

Attorney General Clark will be the featured speaker at the banquet, which will start at 7:30 p. m.

The attorney general, accompanied by Harold Judson, assistant solicitor-general, will arrive sometime Monday, according to word received Saturday by W. L. Gray, chairman of the monthly meeting for the bar association.

He will be met at the airport by Will M. Preston, president of the association; Gray, City Commissioner James Dunn and R. G. Danner, head of the Miami office of the FBI.

The reception committee at the club will include Federal Judge John W. Holland, U. S. District Attorney Herbert S. Phillips, Assistant District Attorneys Ernest Duhaime and Fred Botts; George A. Smathers, special assistant to the attorney general, Stuart W. Patton, Danner and officers and directors of the association.

Gray said that tickets may be obtained today at the Country club and on Monday at 1425 duPont bldg., 540 Ingraham bldg., 1408 Congress bldg., 715 Security bldg., 830 Seybold bldg., 1110 Biscayne bldg., 226 Shoreland bldg., 10th floor of the First National bank bldg., and at room 621, 605 Lincoln Road bldg., Miami Beach.

Dress will be formal for the ladies. Attorneys may wear business suits.

Attorney General Clark is scheduled to address the National Association of Attorneys General at Oksonville Tuesday.

FEDERAL U. S.	INVESTIGATION OFFICE
NOV 26 1945	
MIAMI FIELD OFFICE	
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DATE 6/2/83 BY 88-8 RJS/RW

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ENCLOSURE

FEDERAL BUREAU OF INVESTIGATION
U S DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

DEC 15 1945

TELETYPE

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DATE 6/2/83 BY SP-8 BTJ/LL

FBI ~~MIAMI~~ MIAMI 12-15-45 9-32 PM MFD

DIRECTOR URGENT

ATTORNEY GENERAL TOM C. CLARK DEPARTED MIAMI, FLORIDA, EIGHT PM,
THIS DATE VIA FEC RR, CAR F DASH SEVENTHSIX, DRAWING ROOM A, WITH
SCHEDULED ARRIVAL AT WASHINGTON, DC, EIGHT PM, DECEMBER SIXTEEN.
THE ATTORNEY GENERAL DESIRES THAT HIS OFFICE BE ADVISED AND THAT HE
BE MET BY HIS CHAUFFEUR UPON HIS ARRIVAL AT WASHINGTON. HANDLE.

SMITH

ACK AND HOLD

9-31 PM OK, FBI WASH DC MT

57 JAN 4 1946

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Justice Chamber
U and
DEC 18 1945
62-75944-87

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI.

DATE: December 11, 1945.

FROM : SAC Birmingham.

AMSD

SUBJECT: VISIT OF ATTORNEY GENERAL TOM C. CLARK
TO BIRMINGHAM, ALA.

Reference is made to my telephonic conversation with Assistant Director H. H. CLEGG on December 6, 1945, regarding the visit of Attorney General TOM C. CLARK to Birmingham on December 7, 1945, to speak at the Alabama Bar Association convention. Inasmuch as I was scheduled to appear at one of the sessions of FBI Law Enforcement conferences to be held at Montgomery, Ala., on the evening of December 7, 1945, Mr. CLEGG stated that it would not be necessary for me to return to Birmingham for the purpose of meeting Mr. CLARK.

Reference is further made to the telephonic conversation between Assistant Director D. M. LADD and Assistant SAC JAMES A. ROBEY of this office on December 7, 1945, at which time Mr. LADD requested that the Attorney General be met at the Birmingham airport upon his arrival and transported to his hotel, or wherever he desired to go. Mr. LADD also suggested that another automobile be made available for the transportation of Mr. CLARK's luggage. Later Mr. LADD again called and requested that a message that Solicitor General McGRATH desired to have the Attorney General call him on arrival in Birmingham be furnished to the Attorney General.

Please be advised that ASAC JAMES A. ROBEY, accompanied by Agents E. B. BRUNINGA, W. T. HARDY and J. P. MANSFIELD, with two automobiles, proceeded to the Army Air Base. At approximately 6 PM, Attorney General CLARK, accompanied by Chief Justice BOLITHA LAWS and Congressman LUTHER PATRICK, arrived by Navy plane. Mr. CLARK was immediately contacted by ASAC ROBEY, at which time he was given the message to call Mr. McGRATH and also was informed that two automobiles were immediately available for the purpose of transporting himself, his guests and his baggage to wherever he may desire to go. At the same time a delegation of approximately fifteen members of the Alabama Bar Association, among those being RODERICK BEDDOW, President, State Bar Association, and LAWRENCE F. GERALD, Secretary of the State Bar Association, were on hand to greet Mr. CLARK. Also U. S. Marshal RAYMOND M. THOMASON was on hand to greet Mr. CLARK. Mr. BEDDOW extended Mr. CLARK an invitation to attend a cocktail party given by HENRY SIMS, former President of the American Bar Association, which cocktail party was to be held prior to Mr. CLARK's appearance at the Tutwiler Hotel for a speech at 8 PM. An invitation was also extended to ASAC ROBEY by Mr. BEDDOW to attend the cocktail party, which was declined. Mr. CLARK decided to attend the cocktail party and informed ASAC ROBEY that he and his guests would go in the car of Mr. BEDDOW, however, he requested that his baggage, as well as the two Navy Lieutenants, pilot and co-pilot of the plane which brought him to Birmingham, be taken to the Tutwiler Hotel, which was done. Mr. CLARK had a reservation at the Tutwiler Hotel and spent the night there. Mr. CLARK was also informed that in the event the Birmingham Bureau office could be of any assistance to him during his stay in Birmingham that he should not hesitate to communicate with ASAC ROBEY. An automobile was available during the evening of December 7, 1945, however, no request was received from Mr. CLARK for any assistance.

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EX - 12

ALL INFORMATION CONTAINED

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DATE 6-2-83 BY SP-8 BTJ/RW

Ltr. BH to Bureau 12-11-45
RE: VISIT OF ATTORNEY GENERAL
TOM C. CLARK TO BIRMINGHAM,
ALA.

Mr. CLARK requested that an automobile be made available at the Tutwiler Hotel at 7:30 AM on December 8, 1945, for the purpose of transporting him to the airport as he intended to proceed to Washington at approximately 8 AM on that morning. A car was made available and Agents J. P. MANSFIELD and ROBERT O. FRENCH transported Mr. CLARK to the Army Airport where he departed by Navy plane for Washington, D. C., at approximately 8:15 AM.

Mr. CLARK expressed his appreciation to the Bureau for meeting him and making available transportation for him while in Birmingham.

JAR:Mc

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. E. A. TAMM
FROM : A. ROSEN
SUBJECT: ITINERARY OF ATTORNEY GENERAL

DATE: 12/19/45
Call 6:15 PM

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

SA Young of the Cincinnati Division telephonically advised that the Attorney General will leave Cincinnati for Chicago tonight. The Cincinnati office called SAC McSwain at Chicago and Agents will meet the train at Chicago at 7:30 tomorrow and they will go with the Attorney General while he shops. The Attorney General did not want hotel reservations in Chicago.

Mr. Young stated the Attorney General spoke about 10:30 AM today in Cincinnati and then left immediately for a luncheon engagement in Dayton and Agents were with him all day.

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DATE 6/18/83 BY SP-8 RJS/W

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DEC 21 1945

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Office Memorandum • UNITED STATES GOVERNMENT

TO : ~~Mr. Tolson~~ *Mr. Callahan*

FROM : Mr. Edw. A. Tamm

SUBJECT: ATTORNEY GENERAL'S TRIP
TO CINCINNATI AND CHICAGO

DATE: 12/18/45

Call: 6:59 PM

Mr. Tolson _____

Mr. E. A. Tamm _____

Mr. Clegg _____

Mr. Coffey _____

Mr. Glavin _____

Mr. Ladd _____

Mr. Nichols _____

Mr. Rosen _____

Mr. Tracy _____

Mr. Carson _____

Mr. Egan _____

Mr. Gurnea _____

Mr. Harbo _____

Mr. Hendon _____

Mr. Pennington _____

Mr. Quinn Tamm _____

Tele. Room _____

Mr. Nease _____

Miss Beahn _____

Miss Gandy _____

I called the Cincinnati Field Division at the above time and in the absence of SAC Holloman and ASAC King, spoke with Special Agent Cranston. I instructed him to get in touch with SAC Holloman tonight and advise him the Attorney General is arriving in Cincinnati at 7:22 A.M., December 19, 1945, on the Baltimore and Ohio, and that he will be in Compartment B, Car 11. I told him I wanted Mr. Holloman to meet the Attorney General at the train, to have a car there and to put himself and the office entirely at the disposal of the Attorney General for the day. I advised Mr. Cranston it was my understanding that the Attorney General might want some reservations on a night train going to Chicago, although I did not know whether he had made those arrangements, that they should wait and check on this with the Attorney General December 19, 1945. I stated if the Attorney General desires to be met by Bureau Agents in Chicago on Thursday morning, December 20, 1945, Mr. Holloman should call Chicago as soon as he is able and advise SAC McSwain what time the Attorney General is arriving in Chicago, by what means, et cetera. I told him this should be left for Mr. Clark to decide inasmuch as he may have made arrangements to be met by the U. S. Attorney in Chicago.

EAT:dmg

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HEREIN IS UNCLASSIFIED

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29

Office Memorandum • UNITED STATES GOVERNMENT

EJM:abk

TO : Mr. A. Rosen

DATE: December 19, 1945

FROM : J. E. J. McCabe

SUBJECT: ITINERARY OF THE ATTORNEY GENERAL

To: Clark

Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Coffey	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahn	
Miss Gandy	

Special Agent Young of the Cincinnati Division advised the writer at 2:20 P.M. on December 19, 1945, that the Attorney General and Mr. Timothy McInerney have tickets to Chicago and will leave Cincinnati at 11:40 P.M. tonight, December 19, 1945, via Pennsylvania Railroad, arriving in Chicago at 7:30 A.M. on December 20, 1945. They will occupy Drawing Room B in Car A70.

Special Agent Young further advised that Mr. George Smathers, who was also with the Attorney General, was going to Akron, Ohio, tonight and would stay at the Mayflower Hotel there. He said the Cleveland Division had secured hotel reservations for him there.

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 8/9/83 BY 88-8 BTJ/W

RECORDED

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30 DEC 31 1945

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70 JAN 4 1946

REC'D

December 26, 1945

Honorable Tom C. Clark
The Attorney General
U. S. Department of Justice
Washington, D. C.

Dear Tom:

I thought you would be interested in the attached cartoon which was drawn by Cartoonist Bliss and was made available to the Bureau by Mr. Gene Conley of the Publishers Syndicate, 30 North LaSalle Street, Chicago, Illinois. I have directed a letter to Mr. Conley thanking him for making this cartoon available and extending my thanks to Mr. Bliss. I have also advised him that I was making this cartoon available to you as I knew you would be interested in having it.

With best wishes and kind regards,

Sincerely yours,

S/Elger

Enclosure

RECORDED & INDEXED
DEC 27 11 25 PM '45

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EX - 40

SJW:JW

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/83 BY SP-8 BTJ/RS

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

[Handwritten initials]

10150 am
103-146
103-296

[Handwritten initials]

[Handwritten initials]

4

Office Memorandum • UNITED STATES GOVERNMENT

ACB:mr

TO : Mr. D. M. Ladd *DL*

DATE: December 20, 1945

FROM : A. C. Bise *ACB*

SUBJECT:

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

SAC McSwain, Chicago, telephoned at 7:35 P.M. He advised that the Attorney General had arrived at Chicago at 11:45 A.M. and was met by McSwain and United States Attorney Al Woll. He stated that the Attorney General, Mr. Woll and he went directly to the Sherman Hotel where the Attorney General spoke at a luncheon of the Executives Group.

From this luncheon they went to the United States Attorney's office and from the United States Attorney's office to the Standard Club where they met with Judges William J. Campbell, John P. Barnes, and LuBuy.

The Attorney General was accompanied by Timothy McInerney.

Early in the day, while at the Office of the United States Attorney Mr. McInerney made reservations for him and the Attorney General to return from Chicago to Washington, D. C. on Flight 46 of the Pennsylvania Central Airlines. However, due to uncertain weather, there was some question whether Flight 46 would depart on time and through the facilities of the Chicago Field Office accommodations were secured on Flight 66 of the American Airlines for the Attorney General only.

Mr. McSwain advised that the Attorney General had left Chicago on Flight 66, American Airlines, at 6:40 P.M. Central Time for Washington, D. C. and that Mr. McInerney would depart on Flight 46 of the Pennsylvania Central Airlines. Mr. McSwain stated that the Attorney General had requested that these flights be met at the Washington Air Port by Departmental chauffeurs and further that Mrs. Tom Clark be telephonically advised of his plans.

Mrs. Grace Stewart, Secretary to the Attorney General, and Mr. John Clark, in charge of chauffeurs, were not available. However, Miss Davis, Secretary to Mr. A. D. Vanech of the Department, was available and in a conference called among Miss Davis, William Jetter (colored chauffeur) and the writer, it was arranged that William Jetter would meet the Attorney General arriving at 10:37 P.M. on Flight 66, American Airlines, and that either William Jetter or Chauffeur Butler (colored) would meet Mr. McInerney, arriving at 12:23 A.M. on Flight 46, Pennsylvania Central Airlines.

Mrs. Tom Clark was telephonically advised that the Attorney General left Chicago on Flight 66, American Airlines and would arrive at Washington Air Port at 10:37 P.M. She was further informed that a Departmental/chauffeur had been requested to meet him there.

Williams
Williams, the Attorney General's private chauffeur, telephoned at 8:50 P.M. advising that he would meet the Attorney General at the Air Port at 10:37 P.M. and that he also would meet Mr. McInerney at 12:23 A.M. or see that he was met by another chauffeur.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/21/83 BY SP-8 GBJ/MD

5 Addendum
 50 JAN 7 1946

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 EX-45

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VLS
A
W

Federal Bureau of Investigation
United States Department of Justice
Miami, Florida
December 17 - 1945

AIR MAIL
SPECIAL DELIVERY

Director, FBI

(B)
Re: ATTORNEY GENERAL TOM C. CLARK

Dear Sir:

Just before Attorney General TOM C. CLARK left Miami, Florida, he gave to Special Agent John L. Quigley, of this office, the name of ED WEISL who he stated was a personal friend of his and requested that the writer contact him and express the Attorney General's regrets at not being able to see him personally or talk to him on the phone while he was here in Miami, Florida.

Agent Quigley made an effort to contact Mr. WEISL and was informed that on Friday, the day before the request was made by the Attorney General to contact Mr. WEISL, he had returned to New York City. It was determined that Mr. WEISL's residence in New York City was Hampshire House, Central Park South.

It is suggested that this matter be brought to the attention of the Attorney General as he may desire to contact Mr. WEISL while he is in New York. It is understood he contemplates being there for the next few days.

Very truly yours,

Roswell E. Smith

ROSSELL E. SMITH, SAC

Wm. H. ...
12 22
Jan

JLQ: HMR
ALSD

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DATE 6/7/83 BY SP-8 BTJ/OW

60 JAN 14 1946

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U.S. DEPT. OF JUSTICE
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60-47

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd *DL*
 FROM : C. D. Marron

DATE: December 22, 1945

SUBJECT:

TOM C. CLARK

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

Agent Nathan called at 3:00 a.m. this morning advising that the two packages for the Attorney General and one for Colonel Timothy A. McInerney, which were to go on Flight 72, PCA, Chicago to Washington, were not sent due to the cancellation of the flight. This flight was scheduled to leave at 8:15 p.m. and arrive at Washington at 1:10 a.m., December 22. The packages will be sent on Flight 18, PCA, leaving Chicago at 6:45 a.m., December 22, arriving Washington, D. C., at 3:50 p.m., December 22, 1945; 3:50 p.m. might possibly be Chicago time.

Due to the fact that an agent was assigned by the Washington Field Office to meet this plane and pick up these packages, an attempt was made to locate him through the PCA desk at the Washington Airport, with negative results. This morning the writer talked with Special Agent Tierney of the Washington Field Office, and he was advised that the packages would arrive on Flight 18. He was advised that unless he heard to the contrary from the Bureau the packages should still be brought to the Attorney General's office when picked up.

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DEC 28 1945

CDM:ers

50 JAN 10 1946

EX - 45

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 DATE 6/1/83 BY SP-8 BTJ/ew

CRT/AN

RECORDED COPY FILED IN 62-80101-1

STANDARD FORM NO. 64
Call: 6:45 p.m., 12-21-45

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. E. A. Tamm

DATE: December 22, 1945

FROM : D. M. Ladd

SUBJECT: Packages to be Delivered to Attorney General's Office

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Coffey	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

Tom CLARK

SAC G. R. McSwain telephonically contacted me at 6:45 p.m., December 21, 1945, and advised that the Attorney General had bought some items in Chicago, which were Christmas presents for his family, and wanted to get them to Washington. SAC McSwain made arrangements to put the packages on Flight 72, PCA, December 21, 1945, in care of the pilot. Agent McSwain requested clearance to call the Washington Field Office and have an agent meet the plane, pick up the packages, and deliver them to the Attorney General's office on December 22, 1945. He was told to go ahead with his plans.

DML:ers

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EX-8

162-72944-96

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30 DEC 22 1945

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50 JAN 9 - 1946

Office Memorandum • UNITED STATES GOVERNMENT

TO : ~~THE DIRECTOR~~ *Mr. Ladd* DATE 12/28/45
 FROM : Mr. Edw. A. Tamm Call: 12:02 P.M.
 SUBJECT: ATTORNEY GENERAL'S TRIP TO
 NEW YORK CITY December 28, 1945

Tom Clark

At the above time I called SAC Conroy of New York City and advised him word had been received that the Attorney General and Mrs. Clark are en route to New York City due to arrive there at 1:00 P.M. via Pennsylvania Railroad, that when they left they were in Car 260, Seat 15, but their reservations probably would be changed en route inasmuch as their seats were not together and they were going to try to obtain a drawing-room on the train, etc. I asked Mr. Conroy to arrange for Mr. and Mrs. Clark to be met at the train and to determine if there was anything else the Bureau could do for the Attorney General and his wife.

Mr. Conroy advised it would be difficult with Mr. McNulty on leave and the other chauffeur who had been driving the Attorney General just out on an errand. He said they would handle this the best way possible.

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 39 JAN 4 1946

EX-59

56 JAN 10 1946 95

CHIEF OF BUREAU

4

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Coffey	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

Office Memorandum • UNITED STATES GOVERNMENT

TO : ~~Mr. Tolson~~

DATE: 12/26/45

FROM : Mr. Edw. A. Tamm

Call: 2:24 P.M.

SUBJECT: ATTORNEY GENERAL'S TRIP TO LINCOLN, NEBRASKA

Tom Clark

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

At the above time I called the Omaha Field Division and in the absence of SAC Logan, who is in Seattle on extended leave, I spoke with ASAC J. C. Mulroy. I advised him that the Attorney General plans to leave Washington, D. C. on December 27, 1945, at approximately 8:00 A.M., via Navy plane. The plane is that of the Assistant Secretary of the Navy the number of which is given as 05046. I told Mr. Mulroy that the Attorney General is flying to Lincoln, Nebraska, to address the Bar Association there after which he will fly back to Washington tomorrow night. I advised him it was my understanding that the Attorney General's office was now talking with U. S. Attorney Joseph T. Votava regarding the Attorney General's plans but as yet they do not know whether anyone else will meet him. Mr. Mulroy was advised of your desire that the Bureau's facilities be made available to the Attorney General on his various trips and if he wishes to use Bureau cars, cooperation and assistance he should feel free to do so.

I instructed Mr. Mulroy to have a couple of cars at the Lincoln Army Air Field tomorrow in plenty of time to meet Mr. Clark that he should personally identify himself to the Attorney General and to take along a couple of well-appearing, good men with him. I said I thought two cars would be enough, that the Attorney General should be advised the cars are available to him in the event he wishes to be driven into town. On the other hand, I stated if the Bar Association has made plans to handle the transportation the Agents should not force themselves, that the Bureau's facilities are merely available if needed. I told him it would be well to go on in to Lincoln to the Bar Association meeting which, I understood, was to be at the Corn Husker Hotel and if the Attorney General desired the use of a stenographer, reservations for anything, et cetera, the Agents will be available to handle these things. I advised him our position is to always be available on call but never to force ourselves into the picture. He said he understood.

Mr. Mulroy was advised that Mr. Clark plans to leave via the same Navy plane tomorrow evening some time to be back in Washington by Friday as there is to be a Cabinet meeting on Friday. I told him I did not think there would be a question of obtaining reservations for travel unless the weather completely closes in. I advised him the estimated flying time from Washington, D. C. to Lincoln is 7 hours, but it is undependable and they should arrange to arrive there in plenty of time, and also to arrange with the Control Tower or someone else to be advised when the plane arrives.

Mr. Mulroy stated there had been considerable publicity out there today concerning the Attorney General's trip and they had

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DATE 6-1-83 BY SP-8 GTS/RSW

20 JAN 10 1946

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Memorandum for the Director

been wondering whether they would hear from Washington regarding this trip. I advised him I was not aware until the last few minutes that this trip was to take place and had not known of the publicity. I instructed him to handle this matter and advise the Bureau tomorrow of the developments. He said he would do this.

EAT:DMG

Jm

The Attorney General

January 5, 1946

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom Clark

There is attached hereto a copy of this Bureau's publication "FBI This Week" for January 4, 1946, which I thought you might like to see.

Attachment

SENT FROM D. O.
 TIME *11:25 am*
 DATE *1-7-46*
 BY *mtb*

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162-227

39 JAN 7 1946

EX-25

mtb

Sh
 JAN 7 11 05 AM '46
 RECEIVED-DIRECTOR
 F. B. I.
 U.S. DEPT. OF JUSTICE

99

U.S. DEPT. OF JUSTICE

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

MAJ:tan

10 JAN 9 1946

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 DATE *6/2/83* BY *SP-8 BTJ/RO*

January 7, 1946

Jim

Honorable Tom C. Clark
The Attorney General
Washington, D. C.

Dear Tom:

It is a pleasure to enclose
at this time photographs taken at
Miami Beach, Florida, during the
International Association of Chiefs
of Police convention which I thought
you might like to have.

With kindest regards,

Sincerely yours,

eh

MAJ:eb

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EX-23

62-72944-100

SENT FROM D. O.
TIME 12:30 pm
DATE 1-7-46
BY *MAJ*

JAN 7 10 59 AM '46
RECEIVED DIRECTOR
F. B. I.
U. S. DEPT. OF JUSTICE

ALL INFORMATION CONTAINED
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DATE 6/7/82 BY SP-8 RYD/RL

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

51 JAN 9 1946

1000 pm

1002

Office Memorandum
LBA:bs

UNITED STATES GOVERNMENT

TO : Mr. Tolson
FROM : Mr. Nichols
SUBJECT:

DATE: 12/29/45

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Mohr
- Mr. Carson
- Mr. Hendon
- Mr. Mumford
- Mr. Jones
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahn
- Miss Gandy

Cadison in the Public Relations Office called me December 27 stating that the Attorney General had been asked to contribute to the President's State of Union Message. They had to have something within an hour as they had to send the material to the Attorney General by wire in Lincoln, Nebraska.

I prepared the attached statement which was approved by Mr. Tamm and handed it to Cadison. Later in the afternoon Coblenz brought their proposed statement around and asked that we send it by teletype to Omaha and have it delivered to the Attorney General. There was no other choice but to have this done.

Attached

72944-101

RECORDED & INDEXED

162
29 JAN 10 1946

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DATE 6/7/83 BY SP-8 BTJ/ew

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EX-63

Sam A. Clark

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~~CONFIDENTIAL~~

For years prior to the outbreak of war, the United States was a haven for foreign espionage agents who because of our liberty-loving laws encountered no difficulty in coming and going as they pleased. Despite their head start from the very inception of the Emergency our Democracy showed its superior ability to cope with these matters in the American way through the stellar work of the Federal Bureau of Investigation which has been able to keep espionage under control through the war years. Its counter-espionage program reached its height in actually recruiting enemy spies and using them against the enemy in a systematic program of furnishing deceptive information so that at the time of the invasion it was possible to deceive the enemy by deploying their forces to the north.

The battle of espionage is not over. Our country will continue to be the target of foreign agents and it is incumbent that the counter-espionage forces that were centered around the Federal Bureau of Investigation during the war years not be permitted to deteriorate but on the other hand be invigorated to increasingly be on the alert. This is the best insurance that we can have in protecting ourselves from subversive forces that would supplant American Democracy.

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DATE 6-28-83 BY SP-8 RTS/jrw

The war record of security on the home front is spectacular by the absence of sabotage that plagued the United States in World War I. Our national accomplishments are a tribute to the cooperation of key industries and local law enforcement agencies who worked with the FBI at the time it started its preventive program.

Sabotage in future wars can be expected to take a definite turn. An atomic bomb with time fuses could be planted days or months in advance to the actual time it was to take effect. We cannot relax our securities and as we press toward friendly relations among the civilized peoples of the world, it is of course incumbent that at all times we think of our own security first. From the very inception of the war until its end there was not a single enemy-directed act of sabotage. The FBI was able to nip their plans in the bud.

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WHERE SHOWN OTHERWISE~~

~~Classified by SP-8 RTS/jrw
Declassify on: OADR 6/7/83~~

62-92744-101

~~CONFIDENTIAL~~

SENSITIVE (D)

~~CONFIDENTIAL~~

The increased security regulations in other wars did bring about widespread suspension of civil rights. I am happy to report that our nation has come through the war years with civil rights being protected as never before in the history of any nation. The policies and programs worked out in the Department of Justice and the Federal Bureau of Investigation not only detected and brought about the apprehension of the guilty but likewise curbed the suspicions from literally thousands of innocent individuals who otherwise would have been victimized by wartime hysteria.

* * * * *

The solidarity of the Western Hemisphere has enhanced during the war years. We were able to render great assistance through our Federal Bureau of Investigation to many South American Republics which made it possible for our neighbors in the south to have the same high degree of security from enemy espionage and sabotage agents that we had in the United States. The liaison created with the authorities in the Western Hemisphere ranging from the Royal Canadian Mounted Police in Canada down through Central and South America have been a factor in bringing about better relationships. These gains should not be sacrificed but must be carried on into the peacetime years to increase the neighborly spirit and protect the Western Hemisphere from invasion of subversive forces from every direction. (S)(u)

~~CONFIDENTIAL~~

(a)

FEDERAL BUREAU OF INVESTIGATION

Room 5744

1-1

1945

To: Director
 Mr. Edward Tamm
 Mr. Clegg
 Mr. Glavin
 Mr. Ladd
 Mr. Nichols
 Mr. Rosen
 Mr. Tracy
 Mr. Carson
 Mr. Hendon
 Mr. Jones
 Mr. Nease
 Miss Gandy
 Personnel Files Section
 Records Section
 Mrs. Skillman

Mr. Tolson.....
Mr. E. A. Tamm.....
Mr. Clegg.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Carson.....
Mr. Egan.....
Mr. Gurnea.....
Mr. Harbo.....
Mr. Hendon.....
Mr. Pennington.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....
.....
.....

See Me For Appropriate Action

Send File Note and Return

~~ALL INFORMATION CONTAINED
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DATE 6/2/83 BY 88-8 BJS/RUS

Clyde Tolson

THE ATTORNEY GENERAL



- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

December 28, 1945

Tom Clark

Dear Edgar:

Thank you for your memo of December

22nd giving me the information concerning Mr. Ed

Weisl's return from Miami to New York. I appre-

ciate Agent Quigley's efforts in this connection.

Sincerely,

Attorney General

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HEREIN IS UNCLASSIFIED
DATE 8/16/03 BY SP2 RAL/tdj
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JAN 3 8 1946
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U.S. DEPT. OF JUSTICE
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39 JAN 27 1946

60 JAN 14 1946

166

ORD. REC.

December 26, 1945

RECORDED

62-72144-103

Mr. Cane Conley
Publishers Syndicate
30 North LaSalle Street
Chicago, Illinois

Dear Mr. Conley:

Mr. G. B. McSwain, Special Agent in Charge of the Chicago Field Office of the Bureau, forwarded to me the original cartoon by cartoonist Bliss dated December 11 concerning the Attorney General. I want you to know that I deeply appreciate your making this cartoon available and I would also appreciate your extending my thanks to Mr. Bliss. I am taking the liberty of forwarding this cartoon to the Attorney General as I thought he would be interested in having it.

With best wishes and kind regards,

Sincerely yours,

J. Edgar Hoover

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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 CHICAGO
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 SJW:JW
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DEC 27 12 25 PM '45

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 DATE 6/17/82 BY SP-8 BTJ/ru

8

Federal Bureau of Investigation
United States Department of Justice
CHICAGO 90, ILLINOIS

VAB

Mr. Tolson	✓
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	✓
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

December 11, 1945

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

Tom Clark

Dear Mr. Hoover:

I have received from Mr. Gene Conley of Publishers Syndicate, 30 North La Salle Street, Chicago, Illinois original of a cartoon by Bliss concerning the Attorney General.

It was thought that possibly you might like to personally pass this on to Mr. Clark and that in addition you might wish to thank Mr. Conley by personal communication for making this available.

Sincerely yours,

G. R. McSwain
G. R. McSWAIN
SAC

GRM:MG

Encl.

*lc to Conley
12-26-45
sgw*

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&
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EX-47



ALL INFORMATION CONTAINED
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DATE 6/7/83 BY SP-8 BTJ/RLW

Office Memorandum • UNITED STATES GOVERNMENT

JJM:mjm

TO : Mr. Tolson

DATE: December 28, 1945

FROM : L. B. Nichols

SUBJECT:

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

Mr. Mulroy, ASAC at Omaha, called Mr. McGuire from Lincoln, Nebraska, this morning, reporting that arrangements for the handling of Attorney General Clark last evening at Lincoln went very smoothly. The Attorney General arrived shortly before 4 p.m. and was met at the airport by Mr. Mulroy and United States Attorney Joseph Votova and escorted to the Cornhusker Hotel. Mr. Clark was accompanied by Colonel McInerny, a Mr. Lowell Mason of the Federal Trade Commission, and a Mr. Kilday of the Department.

Immediately upon arrival, the Attorney General requested Mr. Mulroy to obtain three stenographers and to have his speech retyped. Apparently he had revised the speech on the plane and, of course, wanted it for delivery that night. Mulroy states that McInerny tried to urge Clark not to change his talk and that subsequently the Attorney General remarked that the changes apparently went over all right and the FBI did a good job in getting the copy back to him. Actually, we had no Bureau stenographers in Lincoln and Mr. Mulroy was successful in obtaining a stenographer from the United States Attorney's office in Lincoln and the stenographers of two local attorneys who are friendly with the Omaha Office.

Mr. Mulroy stated that he also delivered personally to the Attorney General the teletype sent by the Department over the Bureau's lines to the Omaha Office last night relative to material for the contemplated State of the Union talk of the President.

Mulroy advised that the Attorney General appeared to rely entirely on the Bureau, as he did not even look up the reception committee after the completion of his speech, but headed right for Mulroy and the Bureau car and the airport. The party left at 10:30 p.m. for Washington.

Mr. Tamm, who had asked for a report from Mulroy, has been telephonically furnished the substance of the above.

CC Mr. E. A. Tamm

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DATE 6/7/83 BY SP-8 RJS/aw

EX - 8

62-72944-104
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32 JAN 4 1946

50 JAN 11 1946
166

CR. RECD

Tamm C. Clark

Tamm

December 27, 1945

Captain Albert K. Lorchouse
Commanding Officer
U. S. Naval Air Station
Miami, Florida

Dear Captain Lorchouse:

I did want to write and express my appreciation for your assistance in connection with the arrival of the Honorable Tom Clark, Attorney General of the United States, at your station. I knew that an urgent heard inquiry prevented your being present at the time, but your assistants were of great help and I wanted you to know that the Attorney General and I are grateful for their splendid cooperation.

With best wishes and cordial greetings for the Holiday Season,

Sincerely yours,
S. Walter Hoover

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DATE 6/2/83 BY SP-8 BTJ/RS

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EX - 40
62-72944-105
JAN 8 1946

cc - Miami

MAILED 3

ED: rjl: jw

JAN 12 1946

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

JAN 16 1946

7371



FEDERAL BUREAU OF INVESTIGATION
U S DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

DEC 29 1945

TELETYPE

9/10

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

W

WASH FROM NEW YORK 3 29 11-43 AM

✓ DIRECTOR

URGENT.....

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY SP-8 [signature]

Tomo

ATTORNEY GENERAL AND MRS. CLARK LEAVING NEW YORK ONE FORTY FIVE PM
TODAY TRAVELING PENNSYLVANIA RR ~~RR~~ ~~RR~~ TRAIN NUMBER ONE
NINE ONE, BEDROOM A, CAR SA FORTY SIX. TO ARRIVE IN WASHINGTON
FIVE FIFTY FIVE PM.

CONROY

END

NY R 3 WA

52 JAN 15 1946
166

*Admiral
2 PM*

cc: Mr. Nichols

RECORDED

162-72944-106

2 JAN 9 1946

EX-74

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. EDW. A. TAMM

DATE: 1/7/46

FROM : Mr. D. M. Ladd

Call: 5:22 P.M.

SUBJECT:

Tom Clark

Mrs. Grace Stewart of the Attorney General's office called me at this time and advised that Mr. Don Cook and Mr. H. Graham Morrison, Executive Assistants to the Attorney General, inquired if it would be all right for them to use the gymnasium on occasion. Mrs. Stewart was making this inquiry for the Attorney General.

EX-70 RECORDED & INDEXED

306 162-72944-107

I advised her I would have to check with the Director inasmuch as the gymnasium is used so much of the time now especially with the Police Academy commencing today for another session. Mrs. Stewart requested me to call her when I determined the Director's views on this.

1-7-46 Addendum: In accordance with the Director's instructions communicated with Mrs. Stewart and advised her that the gym was used full-time by the Police Academy and In-Service class which started today. Mrs. Stewart stated she appreciated this but if at some later time it was possible for the two men to use the gym, she would appreciate being advised. DML

1/17/46
DML:dmg
DML

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DATE 09/18/87 BY SP-6/BJW/MS

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....

MEMORANDUM

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Attorney General, War
- Alien Enemy Control Unit
- Alien Property Unit
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization ..
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Mr. Holtzoff
- Mr.
- Mrs. Stewart
- Miss McCarron
- Miss Filsinger
- Mrs. Smith

Mr Hoover
Walt & Paul
like to have the
names of the
gentlemen appearing
in this photograph.
Do you
recall them?
W.C.T.

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 DATE 4/16/83 BY SP-11/EL/ky

SEARCHED
 SERIALIZED

1/7/46
 62-72944-106

Notation reads: JAN 16 1946

Mr. Hoover, The AG would like to have the names of the gentlemen appearing in this photograph. Do you recall them?

Tom Clark

DCC 1/7/46

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 DATE 6/7/83 BY SP-8 [signature]~~

Photos. returned
Memo 11-14-46
W.C.T.

OFFICE
THE ATTORNEY GENERAL



Jim

Tolson	<input checked="" type="checkbox"/>
E. A. Tamm	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tracy	<input checked="" type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Dean	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Harbo	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

January 8, 1946

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HEREIN IS UNCLASSIFIED
DATE 4/16/83 BY SP2MLT/ckj
971255

Dear Edgar:

Thanks for sending me the
photographs with your memorandum of
January 4, taken on the occasion of
the presentation to you of the Certifi-
cate of Distinguished and Public Service
by Mayor LaGuardia. I am glad I could
be there.

Tom Clark

Ice

an

P.S. also the *Miami* ones - That trip

RECORDED 162-72944-109

EX-49 FBI

JAN 16 1946

"short but perfect"

CRIME DIV.

Notation Reads: P. S. Also the Miami ones. That trip was "short but perfect".

56 JAN 28 1946 29 v



The Attorney General

January 17, 1946

John Edgar Hoover, Director, Federal Bureau of Investigation

Newspaper Editorials

Fullack

Transmitted herewith for your information is a photostatic copy of the following editorial:

"Attorney-General Clark on the 'Pay-off of Law-Violations'" from the January 3, 1946, issue of the San Antonio Evening News, San Antonio, Texas.

Enclosure

EX-20

J

RECORDED & INDEXED

125

162-72944-110

EX-20

file in [unclear] P.O.

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DATE 6/7/83 BY SP-8 [unclear]

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

FDD:mas

612
1-17-46
51

Attorney-General Clark on the "Pay-off of Law-Violations"

EVEN AS rills at last grow into mighty rivers, so do the little sins sow the seeds of major crimes. Small law-in-fractions—not worth bothering about in themselves—tolerated day by day, may provide fertile soil for a rank weed: contempt of law in general.

Such are the ill effects of sumptuary laws that attempt to control people's deep-seated habits and customs—the curfew, the "blue" laws and constitutional prohibition. Thomas Jefferson had that principle in mind when he said that the least-governed people were the best governed.

When it comes to training the youth in the way he should go, the essential thing is to teach him the difference between right and wrong—and with that instruction, to arouse in him the desire to do right. That was a noble maxim which the boy George Washington wrote in his copy book:

"Labor to keep alive in your breast that spark of celestial fire called conscience."

Give the growing lad an alert conscience, teach him to respect authority and the law, and he will not turn delinquent.

Attorney-General Tom C. Clark, in an interview lately given The Dallas Morning News, emphasized that truth. As Mr. Clark warned:

"Slight and seemingly innocent violations of the law have a pay-off more serious than people think. . . In the days of war-shortages, some people obtained meat, cigarettes, butter, nylon stockings, apartments, shoes, new tires and even new automobiles, through the underground, grapevine or black mar-

ket by means of so-called tips. Such practices have their harvests."

The principle applies with particular force to traffic-law violations. The pedestrian who habitually crosses the street where he pleases, disregards the signal light when he can get away with it, and "jaywalks" at will, cannot justifiably blame the motorist who drives as though he owned the street and the traffic laws were not made for him.

Such are the practices and attitudes, which pile up a distressingly high accident-rate. Suppose a motorist made a practice of running through red signal lights when he saw no car coming down the intersecting street. Sooner or later that driver would miscalculate and get in trouble. That is also true as to the pedestrian, as of every person who seemingly thinks himself above the law.

Attorney-General Clark cited some "arithmetic of crime" from F.B.I. reports. Youths not yet 21 years old are charged with 15 per cent of the murders, 36 per cent of the robberies, 51 per cent of the burglaries, 26 per cent of the arson, 62 per cent of the automobile-thefts, 30 per cent of the rapes recorded last year. More persons 17 years old than of any other age were arrested for all types of offense.

That is the juvenile crime problem. What can be done about it? Mr. Clark is putting that question to the "Attorney-General's panel"—15 outstanding citizens. He has requested the panel, that will meet shortly in Washington, to work out a program which he can suggest to the States—legislature, law officers and courts.

Mr. Tolson _____
 Mr. E. A. Tamm _____
 Mr. Clegg _____
 Mr. Coffey _____
 Mr. Glavin _____
 Mr. Ladd _____
 Mr. Nichols _____
 Mr. Rosen _____
 Mr. Tracy _____
 Mr. Mohr _____
 Mr. Carson _____
 Mr. Harbo _____
 Mr. Hendon _____
 Mr. Mumford _____
 Mr. Jones _____
 Mr. Quinn Tamm _____
 Mr. Nease _____
 Miss Gandy _____

11ce 111

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ack 1-17-46 RDD
 Photostatic copy sent to AG

San Antonio Evening News
 Jan 3, 1946
 Page 2A
 62-72944-110

ENCLOSURE

Jim
OFFICE OF
THE ATTORNEY GENERAL

#0



January 10, 1946

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#971255

Dear Edgar:

Thank you very much for sending
me the Bliss cartoon. I am going to
have it framed -- I like it so well.
It was very thoughtful of you to get
it for me. 7

TC
Tom[©] Clark

112-72944
NOT RECORDED
JAN 17 1946

WAD

50 JAN 23 1946 '95



FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

URGENT

DECEMBER 27, 1945

To: COMMUNICATIONS SECTION.

SAC, OMAHA

Transmit the following message to:

DELIVER IMMEDIATELY TO ATTORNEY GENERAL CLARK OR TO COLONEL TIMOTHY
MCINERNEY PERSONALLY AT ONEP TONIGHT AT CROWN CREST HOTEL, LINCOLN,
NEBRASKA.

Hoover

MEMORANDUM FOR THE ATTORNEY GENERAL

THIS IS THE PROPOSED MATERIAL FOR SUBMISSION TO THE WHITE
HOUSE AS REQUESTED BY THE OFFICE OF THE SOLICITOR GENERAL AS OF
FOUR THIRTY PM TODAY. IT IS NOT DETERMINED WHO WILL ATTEND THE CABINET
MEETING.

COBLENZ

(TELETYPE - COPY FOLLOWING MATERIAL (FREE COMPETITION).)

~~HOOPER~~

JJM:KJM

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Tracy _____
- Mr. Rosen _____
- Mr. Carson _____
- Mr. Coffey _____
- Mr. Hendon _____
- Mr. Holloman _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

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30 JAN 18 1946

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DATE 6/7/83 BY SP-8 BTJ/RS

JAN 25 1946

SENT VIA

Per _____

DEC 27 1945

TELETYPE

FBI-WASH DC 12-27-45 6-34 PM DTS

SAC, OMAHA U R G E N T

DELIVER IMMEDIATELY TO ATTORNEY GENERAL CLARK OR TO COLONEL
TIMOTHY MCINERNEY PERSONALLY AT ONCE TONIGHT AT CORNHUSKER HOTEL,
LINCOLN, NEBRASKA.

HOOVER

MEMORANDUM FOR THE ATTORNEY GENERAL

THIS IS THE PROPOSED MATERIAL FOR SUBMISSION TO THE WHITE HOUSE
AS PREPARED BY THE OFFICE OF THE SOLICITOR GENERAL AS OF FOUR THIRTY
PM TODAY. IT IS NOT DETERMINED WHO WILL ATTEND THE CABINET MEETING.

COBLENZ

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DATE 6/2/83 BY SP-8 BTJ/RW

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3832 ~~DEC 26 1964~~

FREE COMPETITION

THE ECONOMIC EFFECTIVENESS OF PRIVATE ENTERPRISE DEPENDS UPON
THE CONTINUOUSLY RENEWED VITALITY THAT COMES FROM FAIR AND FREE COM-
PETITION. THAT IS THE KIND OF COMPETITION THAT THE MAJORITY OF AMERICAN

END PAGE ONE

PAGE TWO

BUSINESSMEN WANT. THEY KNOW THAT IT MADE AMERICA INDUSTRIALLY GREAT.

BY VIGOROUS ENFORCEMENT OF THE ANTITRUST LAWS DURING WARTIME THE GOVERNMENT WAS ABLE TO EXPOSE AND TO OVERCOME THE DANGEROUS INFLUENCE WHICH INTERNATIONAL COMBINES AND CARTELS EXERTED ON A NUMBER OF OUR STRATEGIC INDUSTRIES. AS A RESULT OF ANTITRUST ACTION MANY CARTEL ARRANGEMENTS AND CONSPIRACIES WERE BROKEN UP AND MANY RESTRICTIONS WHICH HAD HAMPERED WAR PRODUCTION AND CREATED SERIOUS SHORTAGES WERE REMOVED.

YET IT IS AN HISTORICAL FACT THAT MONOPOLIES FLOURISH MOST LUXURIANTLY IN WARTIME AND IN THE RECONVERSION PERIOD FOLLOWING WAR. UNAVOIDABLY SOME CONCENTRATION OF CONTROL IN INDUSTRY HAS OCCURRED DURING THE WAR YEARS. MANY SMALLER BUSINESSES, UNABLE TO SUSTAIN THEMSELVES UNDER THE NECESSARILY HARSH CONDITIONS OF A WARTIME ECONOMY, WERE COMPELLED TO GO OUT OF EXISTENCE.

IT IS ESSENTIAL TO THE FUTURE WELL-BEING OF OUR ECONOMIC SYSTEM THAT THIS TREND NOW BE CORRECTED. EXISTING MONOPOLISTIC AGGREGATIONS IN VIOLATION OF THE LAW MUST BE RESTRAINED, OR SPLIT INTO THEIR COMPONENT PARTS, THROUGH LEGAL PROCESS. TO EXPEDITE RECONVERSION, TO STIMULATE FULL EMPLOYMENT, TO PROTECT CONSUMERS AND TO INCREASE OPPORTUNITIES FOR ENTERPRISE, IT IS IMPERATIVE THAT THE ANTITRUST LAWS BE VIGOROUSLY ENFORCED. THE PROTECTION OF THE RIGHTS OF SMALL BUSINESS IS ESPECIALLY IMPORTANT IN ORDER TO FACILITATE THE RE-ENTRY OF VETERANS INTO THE ECONOMIC LIFE OF THE COMMUNITY.

END PAGE TWO

PAGE THREE

/INTERNAL SECURITY-- CRIME/

DURING THE WAR YEARS THE INTERNAL SECURITY OF THE COUNTRY WAS MAINTAINED AT A HIGH LEVEL--AND WITHOUT INFRINGING UPON THE CIVIL LIBERTIES OF OUR CITIZENS. ENEMY AGENTS /AND THEY WERE NUMEROUS/ WERE INTERCEPTED, AND IN SOME CASES WERE ACTUALLY USED TO SERVE OUR OWN CAUSE. NOT A SINGLE WAR PLANT OR MILITARY INSTALLATION IN THIS COUNTRY WAS DESTROYED BY ENEMY SABOTAGE. HIGH TRIBUTE MUST BE PAID NOT ONLY THE PATRIOTISM OF OUR PEOPLE BUT ALSO TO THE VIGILANCE AND EFFICIENCY OF FEDERAL AND STATE LAW ENFORCEMENT OFFICERS.

BLACK MARKETS DEVELOPED DURING THE WAR IN A LARGE NUMBER OF COMMODITIES. INTENSIVE ACTION HAS BEEN TAKEN BY THE GOVERNMENT. IN MANY FIELDS A HIGH DEGREE OF SUCCESS IN ERADICATING THESE ILLEGAL MARKETS HAS BEEN ACHIEVED-- IN OTHERS, CONTINUED EFFORT IS REQUIRED AND IS BEING GIVEN. EVERY WEAPON IN OUR ARMORY IS BEING USED-- ^{DETENTION-OK'S.} ~~FORFEITURE~~ OF GOODS SOLD IN VIOLATION OF LAW, FINES, PROSECUTIONS FOR TAX EVASION, JAIL SENTENCES. BUT THE PROBLEM REMAINS ONE OF VITAL IMPORTANCE IN OUR FIGHT AGAINST INFLATION.

AS AN AFTERMATH OF THE STRESSES OF THE WAR, WE ARE THREATENED WITH A CRIME WAVE--PARTICULARLY AMONG YOUNG PEOPLE--EVEN MORE VICIOUS AND WIDESPREAD THAN THAT WHICH OCCURRED AFTER THE FIRST WORLD WAR. WE CAN MEET THIS THREAT, FIRST OF ALL, BY CONCERTED EFFORT TOWARD THE ACHIEVEMENT OF PROSPERITY AND A HIGH STANDARD OF LIVING FOR ALL OUR PEOPLE. HONEST AND WELL-PAID EMPLOYMENT MUST BE MADE AVAILABLE TO ALL. SECONDLY, WE MUST, EACH OF US, AS A MATTER OF PATRIOTIC DUTY, SO CONDUCT

END PAGE THREE

OURSELVES AS NOT TO COURAGE ANY FORM OF VIOLATION OF LAW. BY REFUSING TO PATRONIZE BLACK MARKETS WE WILL CUT AWAY THE PROFIT WHICH KEEPS THEM ALIVE.

WE MUST AT THE SAME TIME STRENGTHEN AND SUPPORT OUR LAW ENFORCEMENT AGENCIES. MUCH HAS BEEN ACHIEVED IN THE PAST BY COOPERATION BETWEEN THE STATE AND FEDERAL GOVERNMENTS. IT IS MY HOPE THAT THIS COOPERATION WILL CONTINUE ON AN EVER-INCREASING SCALE, SO THAT VIOLATORS OF THE LAW CAN ANTICIPATE PROMPT DETECTION, APPREHENSION, AND CONVICTION. TO THIS END I PLEDGE VIGOROUS ACTION BY THE FEDERAL LAW ENFORCEMENT AGENCIES.

THE FOLLOWING OPTIONAL PARAGRAPHS WERE DRAWN UP SO THAT THE PRESIDENT COULD, IF HE THOUGHT THEM SUFFICIENTLY IMPORTANT, INCLUDE THEM IN HIS MESSAGE. THEY ALL RELATE, OF COURSE, TO THE WORK OF THE DEPARTMENT. WE UNDERSTAND THAT COLONEL MCINERNEY IS PREPARING CERTAIN ADDITIONAL MATERIAL ON MATTERS NOT DIRECTLY RELATED TO THE WORK OF THE DEPARTMENT.

WAR TRIALS--TREASON/

OPTIONAL 1

THE TRIALS OF NAZI WAR CRIMINALS ARE NOW PROCEEDING AT NUREMBERG, IN PURSUANCE OF THE DECLARED POLICY OF THE UNITED NATIONS THAT THESE OFFENDERS BE SPEEDILY BROUGHT TO THE BAR OF JUSTICE. THE TRIALS OF JAPANESE WAR CRIMINALS WILL BE CONDUCTED ON A LIKE BASIS.

HERE AT HOME, THERE REMAINS THE TASK OF DEALING APPROPRIATELY WITH SUCH AMERICAN CITIZENS AS HAVE GIVEN TREASONABLE AID TO THE ENEMY WHILE IN GERMANY, ITALY, AND JAPAN. THE GOVERNMENT WILL PROCEED TO BRING THESE INDIVIDUALS TO TRIAL, WHEN EVIDENCE IS AVAILABLE TO MEET THE STRICT TEST OF TREASON EMBODIED IN OUR CONSTITUTION. ALSO, THOSE FEW WHO HAVE UNTIL NOW SUCCESSFULLY EVADED THE SELECTIVE SERVICE ACT WILL BE SOUGHT OUT AND PROSECUTED.

END PAGE FOUR

PAGE FIVE

/VETERANS REEMPLOYMENT RIGHTS/

OPTIONAL 2

IT HAS BEEN AND IT WILL CONTINUE TO BE THE POLICY OF THE EXECUTIVE BRANCH OF THE GOVERNMENT TO CARRY OUT THE MANDATE OF CONGRESS IN ASSISTING VETERANS IN ENFORCING THEIR RIGHTS TO REEMPLOYMENT IN THE JOBS THEY HELD PRIOR TO THEIR ENTRY INTO THE MILITARY SERVICES. THESE RIGHTS WILL BE VIGOROUSLY ASSERTED IN THEIR BEHALF.

/ALIEN PROPERTY LITIGATION/

OPTIONAL 3

IT IS THE POLICY OF THE GOVERNMENT TO COORDINATE LITIGATION REGARDING ALIEN PROPERTY WITH ANTITRUST LITIGATION, SO AS EFFECTIVELY TO PREVENT THE RESUMPTION OF ILLEGAL TRADE RELATIONS IN WHICH FORMER ENEMY-CONTROLLED COMPANIES IN THE UNITED STATES WERE ENGAGED THROUGH CORPORATE DEVICES, PATENT HOLDINGS, AND PATENT LICENSES AND CONTRACTS.

CAREFUL EXAMINATION HAS BEEN MADE OF A VAST AMOUNT OF DOCUMENTS SEIZED BY THE OCCUPATION FORCES IN GERMANY, INCLUDING, FOR EXAMPLE, RECORDS OF THE I.G. FARBEN INDUSTRY OCTOPUS. IN MANY CASES THESE DOCUMENTS TEND TO PROVE THAT THE BENEFICIAL OR REAL OWNERS OF PROPERTY SEIZED BY THE ALIEN PROPERTY CUSTODIAN WERE ENEMIES, AND NOT THE AMERICAN OR NEUTRAL PERSONS WHO CLAIM TO BE OWNERS. OTHER EFFECTIVE STEPS ARE BEING TAKEN TO PREVENT THE CONTROL BY CARTELS OF VITAL SEGMENTS OF AMERICAN BUSINESS.

/LAND ACQUISITION/

OPTIONAL 4

UP TO VJ DAY IT WAS NECESSARY FOR THE GOVERNMENT TO ACQUIRE FOR ^{6K-5}WAR PURPOSES OVER FOURTEEN MILLION ACRES OF LAND AND IMPROVEMENTS, PLUS TWENTY SIX THOUSAND TWO HUNDRED FIFTY PARCELS OF LAND NOT MEASURED ON AN ACREAGE BASIS. IN ADDITION, THERE WERE REQUIRED FOR NON-WAR
END PAGE FIVE

PAGE SIX

PURPOSES APPROXIMATELY NINE MILLION ACRES AND OVER FOUR THOUSAND PA
OF LAND. IT WAS NECESSARY TO SUPERINTEND THE PAYMENT OF HUNDREDS
OF MILLIONS OF DOLLARS TO LANDOWNERS-- TO TAKE ALL POSSIBLE PRECAUTIONS
TO PREVENT PROFITEERING-- AND AT THE SAME TIME TO INSURE FAIR AND,
JUST COMPENSATION FOR LANDS ACQUIRED.

/ALIENS/

OPTIONAL 5

IT HAS BEEN MOST REASSURING TO THE NATION AS A WHOLE THAT, DESPITE
THE FEARS THAT ONCE EXISTED OF POSSIBLE ACTIVITIES OF A FIFTH COLUMN,
OUR FOREIGN-BORN POPULATION HAS IN OVERWHELMING MAJORITY PROVED ITS
LOYALTY AND DEVOTION TO OUR GOVERNMENT. THEIR GALLANTRY HAS BEEN DEMON-
STRATED ON THE FIELD OF BATTLE. THEY HAVE MADE A MAGNIFICENT RECORD
IN WAR PRODUCTION IN OUR FACTORIES. DURING THE PAST FIVE YEARS MORE
THAN A MILLION AND A HALF MEN AND WOMEN RECEIVED UNITED STATES CITIZENSHIP
BY NATURALIZATION. IT IS ESTIMATED THAT TODAY THERE ARE APPROXIMATELY
THREE MILLION ALIENS IN THIS COUNTRY--UNDOUBTEDLY THE SMALLEST PERCENTAGE
OF ALIENS, IN TERMS OF OUR TOTAL POPULATION, WE HAVE EVER HAD.

AT NO TIME DURING THE WAR DID THE TOTAL NUMBER OF ALIEN ENEMIES
INTERNEED AS POTENTIALLY DANGEROUS PERSONS EXCEED TEN THOUSAND. THAT
IS TRULY AN AMAZING FACT IN A NATION OF ONE HUNDRED THIRTY NINE MILLION
PEOPLE OF DIVERSE NATIONALITIES. SOME OF THOSE WHO WERE INTERNED
HAVE NOW BEEN RELEASED-- MANY OTHERS ARE NOW BEING RETURNED TO THEIR
NATIVE COUNTRIES. AND NOW THAT THE SHIPPING LANES ARE ^{OPEN - O.K.'S,} ~~OPEN~~ THE DEPORTA-
TION OF ALIENS ILLEGALLY IN THIS COUNTRY HAS BEEN RESUMED.

END

CORRECTION: PAGE 3 LINE 13, WELL U PLS CHANGE THE WORD "FORFEITURE"
TO "DETENTION" OK FBI OM TMH

FREE COMPETITION

The economic effectiveness of private enterprise depends upon the continuously renewed vitality that comes from fair and free competition. That is the kind of competition that the majority of American businessmen want. They know that it made America industrially great.

By vigorous enforcement of the antitrust laws during wartime the Government was able to expose and to overcome the dangerous influence which international combines and cartels exerted on a number of our strategic industries. As a result of antitrust action many cartel arrangements and conspiracies were broken up and many restrictions which had hampered war production and created serious shortages were removed.

Yet it is an historical fact that monopolies flourish most luxuriantly in wartime and in the reconversion period following war. Unavoidably some concentration of control in industry has occurred during the war years. Many smaller businesses, unable to sustain themselves under the necessarily harsh conditions of a wartime economy, were compelled to go out of existence.

It is essential to the future well-being of our economic system that this trend now be corrected. Existing monopolistic aggregations in violation of the law must be restrained, or split into their component parts, through legal process. To expedite reconversion, to stimulate full employment, to protect consumers and to increase opportunities for enterprise, it is imperative that the antitrust laws be vigorously enforced. The protection of the rights of small business is especially important in order to facilitate the re-entry of veterans into the economic life of the community.

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6-7-83 BY SP-8 BTJ/RW

(Internal Security; Crime)

During the war years the internal security of the country was maintained at a high level--and without infringing upon the civil liberties of our citizens. Enemy agents (and they were numerous) were intercepted, and in some cases were actually used to serve our own cause. Not a single war plant or military installation in this country was destroyed by enemy sabotage. High tribute must be paid not only to the patriotism of our people but also to the vigilance and efficiency of Federal and State law enforcement officers.

Black markets developed during the war in a large number of commodities. Intensive action has been taken by the Government. In many fields a high degree of success in eradicating these illegal markets has been achieved; in others, continued effort is required and is being given. Every weapon in our armory is being used: ^{active} ~~prosecutions~~ of goods sold in violation of law, fines, prosecutions for tax evasion, jail sentences. But the problem remains one of vital importance in our fight against inflation.

As an aftermath of the stresses of the war, we are threatened with a crime wave--particularly among young people--even more vicious and widespread than that which occurred after the first World War. We can meet this threat, first of all, by concerted effort toward the achievement of prosperity and a high standard of living for all our people. Honest and well-paid employment must be made available to all. Secondly, we must, each of us, as a matter of patriotic duty, so conduct ourselves as not to encourage any form of violation of law. By refusing to patronize black markets we will cut away the profit which keeps them alive.

We must at the same time strengthen and support our law enforcement agencies. Much has been achieved in the past by cooperation ^{between} ~~between~~.

the State and Federal governments. It is my hope that this cooperation will continue on an ever-increasing scale, so that violators of the law can anticipate prompt detection, apprehension, and conviction. To this end I pledge vigorous action by the Federal law enforcement agencies.

~~more to follow~~

0 4 . . . 0

Note to the Attorney General

The following ^{optional} paragraphs were drawn up so that the President could, if he thought them sufficiently important, include them in his ^{message} ~~speech~~.

They all relate, of course, to the work of the Department. We understand that Colonel Mc Inerney is preparing certain additional material on matters not directly related to the work of the Department.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RW

(5)
(WAR TRIALS: TREASON)

OPTIONAL (1)

The trials of Nazi war criminals are now proceeding at Nuremberg, in pursuance of the declared policy of the United Nations that these offenders be speedily brought to the bar of justice. The trials of Japanese war criminals will be conducted on a like basis.

Here at home, there remains the task of dealing appropriately with such American citizens as have given treasonable aid to the enemy while in Germany, Italy, and Japan. The Government will proceed to bring these individuals to trial, when evidence is available to meet the strict test of treason embodied in our Constitution. Also, those few who have until now successfully evaded the Selective Service Act will be sought out and prosecuted.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/9/83 BY SP-8 BTJ/RS

(VETERANS REEMPLOYMENT RIGHTS)

OPTIONAL (2)

It has been and it will continue to be the policy of the executive branch of the Government to carry out the mandate of Congress in assisting veterans in enforcing their rights to reemployment in the jobs they held prior to their entry into the military services. These rights will be vigorously asserted in their behalf.

(Alien Property Litigation)

①

②

OPTIONAL (3)

It is the policy of the Government to coordinate litigation regarding alien property with antitrust litigation, so as effectively to prevent the resumption of illegal trade relations in which former enemy-controlled companies in the United States were engaged through corporate devices, patent holdings, and patent licenses and contracts.

Careful examination has been made of a vast amount of documents seized by the occupation forces in Germany, including, for example, records of the I. G. Farben Industry octopus. In many cases these documents tend to prove that the beneficial or real owners of property seized by the Alien Property Custodian were enemies, and not the American or neutral persons who claim to be owners. Other effective steps are being taken to prevent the control by cartels of vital segments of American business.

(LAND ACQUISITION)

Up to VJ Day it was necessary for the Government to acquire for war purposes over 14,000,000 acres of land and improvements, plus 26,250 parcels of land not measured on an acreage basis. In addition, there were required for non-war purposes approximately 9,000,000 acres and over 4,000 parcels of land. It was necessary to superintend the payment of hundreds of millions of dollars to landowners; to take all possible precautions to prevent profiteering; and at the same time to insure fair and just compensation for lands acquired.

war to present

(ALIENS)

It has been most reassuring to the Nation as a whole that, despite the fears that once existed of possible activities of a Fifth Column, our foreign-born population has in overwhelming majority proved its loyalty and devotion to our Government. Their gallantry has been demonstrated on the field of battle. They have made a significant record in war production in our factories. During the past 5 years more than a million and a half men and women received United States citizenship by naturalization. It is estimated that today there are approximately 3,000,000 aliens in this country—undoubtedly the smallest percentage of aliens, in terms of our total population, we have ever had.

At no time during the war did the total number of alien enemies interned as potentially dangerous persons exceed 10,000. That is truly an amazing fact in a nation of ^{129,000,000}~~130,000,000~~ people of diverse nationalities. Some of those who were interned have now been released; many others are now being returned to their native countries. And now that the shipping lanes are open the deportation of aliens illegally in this country has been resumed.

END

- 139,000,000 -

The Attorney General

January 18, 1946

John Edgar Hoover, Director, Federal Bureau of Investigation

Tom Clark

There is attached hereto a copy of this Bureau's publication "FBI This Week" for January 18, 1946, which I thought you might like to see.

Attachment

RECORDED
EX-71
162-72744-112
JAN 22 1946
M. B. V.

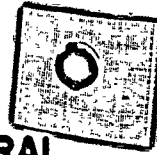
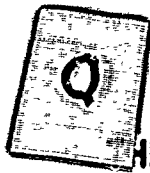
- Tolson
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- Hendon
- Pennington
- Quinn Tamm
- Nease
- Nease

MAJ: tan

SENT FROM D. O.
 TIME 5:40 PM
 DATE 1/21/46
John

51 JAN 24 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RW



A

FROM THE ATTORNEY GENERAL

TO

Official indicated below by check mark

du not

gm

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Attorney General, War
- Alien Enemy Control Unit
- Alien Property Unit
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Relations
- Mr. Donald Cook
- Mrs. Stewart
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Moore

MEMORANDUM

Miss Gandy
J.P.O.
Tom Clark

The Attorney General asks that you have made up six more of the attached photograph.

A. O'Connell

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 DATE 4/16/03 BY SP2MLT/eh

#971255

162-73744-113
 F B I

RECORDED
 JAN 23 1946

5 FEB 1 1946

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

January 3, 1946

- Mr. Tolson _____
- Mr. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

I spoke again with Miss O'Donnell about the copies of photographs.

She said the Attorney General had said he just wanted to have one of these photographs for himself at the office and two or three for his home and he did not see where there could be any matter of copy-right laws involved in doing this

Tom Clark

hwg

Please

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HEREIN IS UNCLASSIFIED
DATE 7/28/83 BY SP8 BJS/LS

162-2944-114
F B I

RECORDED 30 JAN 23 1946

EX-19

52 FEB 7 1946
Miss O'Donnell
HWG



FROM

THE ATTORNEY GENERAL

TO

Official indicated below by check mark

July 1951

MEMORANDUM

JAN. 25, 1946

MISS GANDY:

The General is having family pictures framed for his desk and it seems Ramsey Clark's picture, attached, is just a bit smaller than the other two pictures. Wonder if we could have Ramsey's picture rephotoed to bring it up to size of others, or 10-1/2" x 13-1/2" Needs to be 1/2" longer and 1-1/2" wider. I know he would appreciate it a great deal.

Alice O'Donnell

- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

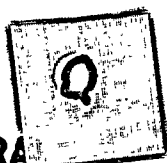
- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Attorney General, War
- Alien Enemy Control Unit
- Alien Property Unit
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals'
- Librarian
- Director of Public Information
- Mr. Donald Cook
- Mr. Morrison
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Moore
- Miss Dennis

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DATE 4/16/03 BY SP2MEL/eh
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RECORDED 162-72944-113
EX - 40
30 JAN 31 1946

sent to Miss O'Donnell 1-30-46

52 FEB 11 1946 259



FROM THE ATTORNEY GENERAL

TO

Official indicated below by check mark

gm

MEMORANDUM

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Attorney General, War
- Alien Enemy Control Unit
- Alien Property Unit
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
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- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information

- Mr. Donald Cook
- Mr. Morrison
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Moore
- Miss Dennis

MISS GANDY:

Please have 250 of the large pictures and 50 glossies made up for the Attorney General.

Mary McCarron

Tony Clark

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HEREIN IS UNCLASSIFIED
DATE 4/16/03 BY SP2 MJA/efg
#971255

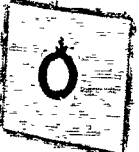
Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Harbo	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

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Delivered to Miss Mary

2-5-46

RECORDED
EX-37

62-7294-411
116



January 28, 1946

MEMORANDUM FOR MESSRS. TOLSON
 E. A. TAMM
 CLEGG
 GLAVIN
 HARBO
 LADD
 NICHOLS
 ROSEN
 TRACY
 NEASE

Tom Clark

It is desired that in the future any calls from the Attorney General's Office regarding the Attorney General's itinerary, particularly in instances when the Bureau is to meet the Attorney General at his point of destination, be referred to Mr. Nichols' office for handling in order that the calls will be properly channeled.

Very truly yours,

John Edgar Hoover
Director

RECORDED

162-72744-117

FEB 5 1946

EX-63

✓

✓

RECEIVED-DIRECTOR

Tolson	
E. A. Tamm	
Clegg	
Coffey	
Glavin	
Ladd	
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Hendon	
Perkins	
Quinn Tamm	
Nease	
Gandy	

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 DATE 6/7/83 BY SP-8 CTS/aw

1946

FEDERAL BUREAU OF INVESTIGATION

7/10 1946

TO:

- | | |
|--------------------|------------------------|
| ___ Director | ___ Mr. Leonard |
| ___ Mr. Tolson | ___ Mr. McGuire |
| ___ Mr. E. A. Tamm | ___ Mr. Nease |
| ___ Mr. Clegg | ___ Mr. Quinn Tamm |
| ___ Mr. Glavin | ___ Miss Gandy |
| ___ Mr. Harbo | ✓ ___ Records Section |
| ___ Mr. Ladd | ___ Pers. Records Sec. |
| ___ Mr. Rosen | ___ Reading Room |
| ___ Mr. Tracy | ___ Mail Room |
| ___ Mr. Carson | ___ Room 5627 |
| ___ Mr. Cartwright | ___ Miss Ledman |
| ___ Mr. Heinritz | ___ Miss Middleton |
| ___ Mr. Hendon | ___ Miss Mumford |
| ___ Mr. Jones | ___ M |

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DATE 6/7/83 BY SP 8810/RLS

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place of a yellow
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Jm*

L. B. Nichols
Room 5640, Ext. 691

ADDRESS,
BY
ATTORNEY GENERAL TOM C. CLARK

0, 12/15, Draft

At your annual meeting in 1916, Elihu Root, as President of your Association, made a memorable address on the subject of "Public Service by the Bar." In the course of his speech, he had occasion to recognize the inevitable development of a system of administrative law. In this country, he said, such a system "is still in its infancy."

The infant to which Mr. Root referred has had an extraordinary growth since that time. So precocious has it shown itself that for the past 20 years it has been perhaps the primary subject of discussion among legal thinkers. Some have considered the infant prodigy as a threat to our democracy--an alien system--a "contrivance of self-seeking bureaucrats." Others, with whom I agree, have recognized that the administrative process has had to expand to meet the needs of an increasingly complex civilization. Full recognition, it seems to me, has not been given to the fact that the phenomenal growth of the administrative process in recent years has been forced by phenomenal events--two World Wars of catastrophic proportions, and an intervening financial depression, all in one generation. *The belief is fairly common*
~~Some people seem to think~~ that the administrative process in the Federal Government is new--that it is wholly a creation of the present era. Not at all! It is as old as the Government itself. At the very first session of the first Congress under the Constitution, statutes were enacted conferring important administrative powers. In that year--1789--the Congress passed laws involving the administration of customs and the regulation of ocean-going vessels--laws which are the antecedents of statutes now administered by the Bureau of Customs in the Treasury Department. At that time the first pension law was passed--the first of a long series of pension laws

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now in the charge of the Veterans' Administration. Payments to invalid pensioners were to be made under regulations issued by the President—an early recognition by Congress of the advantage of delegating to the Executive broad rule-making power within the framework of statutory policies.

In 1790, Congress initiated the succession of laws governing the issuing and recording of patents. The Secretary of State, the Secretary of War and the Attorney General of the United States were empowered to grant a patent to any person petitioning for it, if his invention or discovery were deemed "sufficiently useful and important." In 1796, provision was made for trading with the Indians according to such rules and orders as the President should prescribe.

In fact, the growth of the administrative process may be said to follow the path of the growth of the Union. As problems have been encountered, they have been met—sometimes too quickly, it is true—sometimes not

quickly enough. *To meet emergent problems, policies must be debated and adopted; appropriate governmental agencies representatives, in establishing policies and governmental agencies to meet must be established; appropriate procedures must be put into effect.* And it is the people who first must act, through their representatives, while hasty legislation is to be deplored, the lack of legislation may bring a result which will be mourned as "too little and too late."

It was the growth of steam navigation which gave rise in 1839 to "An act to provide for the better security of the lives of passengers on board of vessels propelled in whole or in part by steam." This act made it unlawful for an owner of a steamboat to operate without a license from the Collector of the Port. It was the rapid expansion of railroads, accompanied by discriminatory rate adjustments, irresponsible financial manipulation, and speculation, that led to the enactment in 1887 of "An act to regulate com-

merce," creating the Interstate Commerce Commission. *The creation of other agencies, to meet the needs of changing times, has steadily continued, in the state governments as well as the Federal.*

~~1938—the increasing use of the airplane as a method of public transportation led to the establishment of a Civil Aeronautics Authority with power "to promote the development and safety, and to provide for the regulation, of civil aeronautics."~~

The great advantage of administrative agencies is their flexibility, their capacity to do a complex task fairly and with dispatch. A few weeks ago I read the Fifth Quarterly Report of the Office of Contract Settlement. I was amazed by the tremendous progress which has been made in settling terminated war contracts through ^{use} administrative action. The surrender of Japan caused the termination of over 100 thousand prime contracts, involving 24 billion dollars in cancelled commitments. Add to this the contracts that were terminated by V-E Day and you have some realization of the gigantic task faced by the War and Navy Departments and by the Office of Contract Settlement. Some 258,000 prime contracts, involving 62 billion dollars in cancelled commitments, ^{have been} ~~were~~ terminated from the beginning of our war production to date. Of these, ^{some} 185,000 contracts, ~~also~~ involving over 25 billion dollars, have now been settled.

Similar records of accomplishment may be found in other administrative agencies. The Interstate Commerce Commission receives, analyzes, and files thousands of rate schedules, applications and complaints. Yet that is only a part of its work. The Social Security Board keeps literally millions of records, and disposes of 8 or 9 hundred thousand claims a year. The Grain Standards Administration in the Department of Agriculture supervises over a million gradings of grain annually. In the light of these few examples, it is no wonder that Congress has resorted more and more frequently to the administrative process as an in-

strument for the execution of its legislative policies.

As lawyers, you are, no doubt, most concerned with the rule-making and adjudicatory functions of administrative agencies. In a sense, some agencies may be viewed as highly specialized legislatures and courts. As specialized legislatures, certain agencies enact rules and regulations under powers delegated to them by Congress. Within the confines of these powers they may fill in the details of the national legislative program. As specialized courts, certain agencies hear and decide controversies affecting private interests. Most of these controversies are decided informally, but some may result in formal hearings with lengthy records.

An examination of an act with which we are all familiar — the Selective Training and Service Act — ^{serve to illustrate} will show the manner in which the Congress has placed broad rule-making and adjudicatory functions in a single agency. In this ^{statute} act Congress wisely refrained from seeking to control every possible aspect of the induction process. Instead, Congress incorporated into the act a general statement of the policy to be pursued in inducting men into the armed forces. It has delegated to the President the power to make such rules and regulations ^{may} as ~~might~~ be necessary to carry out the congressional policy. The President, under the express authority of the ^{act}, has delegated ^{broad} ~~broad~~ powers to the Director of Selective Service. The Director, by virtue of his highly specialized duties, is in a position to know the day-to-day needs of the armed forces and the manner in which those needs can best be met. The Director has been able to weigh such considerations

as age, occupation and family status in formulating the rules guiding induction. It is these rules, promulgated by the Director of Selective Service, that have given the act its flexibility and vitality.

In addition to the grant of rule-making power, the Selective Training and Service Act makes provision for the performance of quasi-judicial functions within the administrative framework. Registrants who are dissatisfied with their classification may ask for a hearing to obtain a deferment, or a different classification. The local Selective Service Board hears and decides such complaints. Should the registrant be dissatisfied with the decision of the local Board, he has recourse to a local Board of Appeal and, in exceptional circumstances, to the President of the United States. Such are the manifold administrative remedies which the act provides.

The administrative process, of course, has not been free of criticism. Some of this criticism has been based on a disapproving view of the legislative policies which the agencies are bound by law to execute. Some of it has been based on dissatisfaction — sometimes ^{no doubt} justified — with the procedures followed by some of the agencies. Many members of the bar have vigorously opposed the growth of the administrative process. This opposition, to quote Chief Justice Stone, is "reminiscent of the distrust of equity displayed by the common law judges and of their resistance to its expansion." Instead of resisting its growth, he added, the legal profession should seek "to adopt the undoubted advantages of the new agencies as efficient working implements of government, surrounded, at the same time, with every needful guarantee against abuse."

Your Association, over a period of many years, has taken a ^{very keen} ~~tremendous~~ interest in problems of administrative law and procedure. Your Special Committee on Administrative Law, since its formation in 1933, has steadily sought to have Congress enact regulatory legislation in this field. And I think it is fair to say that we, in the Government, have also worked hard in the same general field in an effort to improve our procedures. As defects have been pointed out, we have tried to correct them. We have tried to make of the administrative process an efficient and, withal, fair implement for the proper functioning of government.

In 1939, President Roosevelt directed Attorney General Murphy to select a committee of eminent lawyers, jurists, scholars and administrators to investigate the "need for procedural reform in the field of administrative law." For two years this Committee on Administrative Procedure examined carefully the workings of the more important administrative agencies. In 1941, its full report was given to the President and to the Congress. The Committee made a number of specific recommendations for the improvement of the procedures of particular agencies -- recommendations which, in the main, have been adopted. In addition, the majority of the Committee made general recommendations, embodied in a bill which it prepared for submission to Congress,

Further effort looking toward general legislation in the field of administrative law was ^{in large measure} necessarily suspended during the war years.

A number of bills on this subject have, however, been introduced in the present session of Congress. I should like to speak particularly of the McCarran-Sumners bill. For the past several months your Special Committee on Administrative law and the Department of Justice have collaborated with the Judiciary Committees of both Houses, at their specific request, in seeking to arrive at a final draft of the McCarran-Sumners bill which would be acceptable to all interests concerned.

I think the hard work which has thus been carried on has been ^{rewarded} crowned with success. The final draft of the McCarran-Sumners bill, recently reported ^{favorably} by the Senate Judiciary Committee, may be ^{described as a} ~~deemed a~~ restatement of the law of due process for administrative agencies. It establishes minimum procedural requirements in terms applicable to all administrative agencies of the Federal government. Broad general principles are laid down with a sufficient degree of flexibility ~~to~~ ^{to be consistent with} ~~as not to~~ prejudice the effective operation of Government and at the same time with a sufficient degree of definiteness ~~as~~ to protect the public in its dealings with the Government. Recognition has been given to the fact that not every function of governmental agencies can be regulated uniformly. Their functions are far too varied for ^{an over-generalized} Procrustean approach. Adjudications of disputes between citizens, for example, are to be sharply distinguished from, ^{such matters as} ~~let us say,~~ disposals of surplus Government property. Accordingly, appropriate exceptions have been made, not of agencies as such, but of certain of their functions.

War and defense functions, for example, are exempted from all the provisions of the bill except the section requiring increased public information. Appropriate exceptions, too, have been made of functions of the United States requiring secrecy in the public interest, such as the confidential operations of the Secret Service and the Federal Bureau of Investigation. The paramount public interest is also appropriately recognized. ^{Thus,} ~~For example,~~ while the general rule is that agencies must publish notice of proposed rule-making in the Federal Register, such notice need not be given where it is contrary to the public interest. ^{yet} ~~However,~~ in such circumstances, an agency must make a finding to that effect and incorporate a brief statement of the reasons therefor in the rules issued.

The basic scheme underlying this legislation is to classify all administrative proceedings into ^{general} ~~the~~ two categories, ~~we have discussed,~~ namely, rule-making and adjudication. But the bill does not specify the agencies which have rule-making powers and adjudicatory functions. To determine that, reference must be made to the special laws Congress has enacted for a particular agency. Proceedings are classed as rule-making under the bill, not merely when they result in regulations of general applicability (something akin to the legislative process), but ^{in certain cases involving} also ~~when they involve~~ subject matter demanding judgments based on ^{a wide range of} technical knowledge and experience, such as corporate reorganizations and the prescription of rates for the future. Proceedings are considered as adjudications, on the other hand, ^{when} ~~where~~ the element of

accusation is strong, and individual compliance or behavior is challenged. It is important to bear in mind the essential difference between these two types of proceedings in order to understand why the doctrine of segregation of functions is applicable only to adjudication. Adjudication, being quasi-judicial in character, must be conducted in quasi-judicial fashion. For this reason, the examiner who presides at the hearing in such a proceeding is forbidden to consult with any person or party on any fact in issue unless upon notice and opportunity for all parties to participate. Further, such an officer is not to be responsible to or subject to the supervision or direction of any person engaged in the performance of investigative or prosecuting functions. The purpose is to divorce the trier of facts from the prosecutor. Such a separation of functions will be found today in most, if not all, Federal agencies. ~~Such a~~ separation, *of this sort,* however, would be completely unrealistic if applied to rule-making, since there the presiding officer is not a trier of facts. He sits to determine the advisability of the enactment of a rule, and should be allowed to call on all ^{available} sources for his information, including the highly specialized knowledge of the members of the agency staff. /

In adjudications, the presiding examiner will generally be required to make a decision or recommend a decision. In rule-making, the agency may in its discretion dispense with the decision of the examiner. Some of the agencies, such as the Federal Communications Commission, find that in a field as highly technical as theirs the report of an examiner is not of great value or importance in formulating rules. But such a report is of fundamental importance in formal adjudications. Here, in

view of the adversary nature of the proceeding, the presiding officer must evaluate evidence and consider the credibility of the witnesses.

I shall not attempt to cover all the provisions of the bill in the brief space of time remaining. Of particular importance to the public, and to the legal profession as well, is the requirement that administrative agencies publish, or make available, an increased measure of information concerning their organization, functions, and procedures. Trial examiners ~~are to~~ be appointed for each agency, They are to perform no duties inconsistent with their functions as examiners, and are to receive compensation prescribed by the Civil Service Commission. The conditions of their tenure are designed to insure their impartiality and independence of judgment.

to conduct formal hearings

The section on judicial review of administrative action will be of particular interest to this audience. Its provisions, while fully safeguarding the rights of aggrieved individuals, ~~do not~~ hamper the proper conduct of administrative business. Thus, there is no right to a review of ~~discretionary~~ agency action, Courts are not to set aside agency findings unless they are found to be "arbitrary, capricious, or otherwise not in accordance with law," or "unsupported by substantial evidence." Due account is to be taken of the rule of "prejudicial error." The section thus enacts in statutory form the ~~most~~ aspects of existing law.

will not in my judgment

which is law committed to agency discretion

which are generally recognized as most sound and practical in their application.

In these troubled days of transition, business and Government must cooperate upon a basis of understanding and good will. The task of

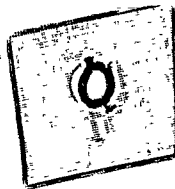
business is to create the highest possible levels of employment and productive activity. A primary task of the Government is to assist in this process. It must at the same time alleviate and correct impediments to the development of our economy. The Government must, in the interest of society as a whole, regulate where regulation is required. It must assist where assistance is required. But it is my firm belief that these necessary processes of business and the Government can be conducted on a plane of mutual understanding, and ~~good will~~. The lawyer can do much toward the achievement of this basis of cooperation. He is, in countless situations, the intermediary between business and the administrative agencies. By his understanding of the problems of Government, as well as those of business, he can be of invaluable aid to both, and to our society as a whole.

The McCarran-Sumners bill in its present form seems to me to be a real contribution toward achieving this solid basis of cooperation. If it is adopted, it will be an earnest on the part of the Federal Government that it is willing to require of all Government agencies the highest standard of conduct, with full publicity and full opportunity for judicial review of administrative action. The bill will offer to the public and to the legal profession statutory assurance that these standards must be strictly observed. The legal profession will have the heavy responsibility of seeing to it that the provisions of the bill are used ^{as a means of bringing} ~~to bring~~ about the more effective and just carrying out of governmental business, rather than as a means of hampering or delaying

that business. The courts will have a similar responsibility. I have no doubt that they will use their powers wisely. The Supreme Court has reminded us that "although the administrative process has had a different development and pursues somewhat different ways from those of courts," administrative agencies and courts "are to be deemed collaborative instrumentalities of justice, and the appropriate independence of each should be respected by the other." In this spirit, we may look forward to the establishment of a solid basis of cooperation and understanding.



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



oom

FBI WASH DC

12-15-45

DEC 15 1945
5-45 PM

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SAC, MIAMI

oom
TELETYPE

PLEASE DELIVER THE FOLLOWING TO ATTORNEY GENERAL TOM C. CLARK

*Jim
V. B.
Outgoing green
to
mom*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/AD

ADDRESS

BY

ATTORNEY GENERAL TOM C. CLARK

AT YOUR ANNUAL MEETING IN 1916, ELIHU ROOT, AS PRESIDENT OF YOUR ASSOCIATION, MADE A MEMORABLE ADDRESS ON THE SUBJECT OF "PUBLIC SERVICE BY THE BAR." IN THE COURSE OF HIS SPEECH, HE HAD OCCASION TO RECOGNIZE THE INEVITABLE DEVELOPMENT OF A SYSTEM OF ADMINISTRATIVE LAW. IN THIS COUNTRY, HE SAID, SUCH A SYSTEM "IS STILL IN ITS INFANCY."

THE INFANT TO WHICH MR. ROOT REFERRED HAS HAD AN EXTRAORDINARY GROWTH SINCE THAT TIME. SO PRECOCIOUS HAS IT SHOWN ITSELF THAT FOR THE PAST 20 YEARS IT HAS BEEN PERHAPS THE PRIMARY SUBJECT OF DISCUSSION AMONG LEGAL THINKERS. SOME HAVE CONSIDERED THE INFANT PRODIGY AS A THREAT TO OUR DEMOCRACY--AN ALIEN SYSTEM--A "CONTRIVANCE OF SELF-SEEKING BUREAUCRATS." OTHERS, WITH WHOM I AGREE, HAVE RECOGNIZED THAT THE ADMINISTRATIVE PROCESS HAS HAD TO EXPAND TO MEET THE NEEDS OF AN INCREASINGLY COMPLEX CIVILIZATION. FULL RECOGNITION, IT SEEMS TO ME, HAS NOT BEEN GIVEN TO THE FACT THAT THE PHENOMENAL GROWTH OF THE ADMINISTRATIVE PROCESS IN RECENT YEARS HAS BEEN FORCED BY PHENOMENAL EVENTS--TWO WORLD WARS OF CATASTROPHIC PROPORTIONS, AND AN INTERVENING FINANCIAL DEPRESSION, ALL IN ONE GENERATION.

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PAGE TWO

THE BELIEF IS FAIRLY COMMON THAT THE ADMINISTRATIVE PROCESS IN THE FEDERAL GOVERNMENT IS NEW-- THAT IT IS WHOLLY A CREATION OF THE PRESENT ERA. NOT AT ALL -EXCLAMATION POINT-. IT IS AS OLD AS THE GOVERNMENT ITSELF. AT THE VERY FIRST SESSION OF THE FIRST CONGRESS UNDER THE CONSTITUTION, STATUTES WERE ENACTED CONFERRING IMPORTANT ADMINISTRATIVE POWERS. IN THAT YEAR--1789--THE CONGRESS PASSED LAWS INVOLVING THE ADMINISTRATION OF CUSTOMS AND THE REGULATION OF OCEAN-GOING VESSELS-- LAWS WHICH ARE THE ANTECEDENTS OF STATUTES NOW ADMINISTERED BY THE BUREAU OF CUSTOMS IN THE TREASURY DEPARTMENT. AT THAT TIME THE FIRST PENSION LAW WAS PASSED--THE FIRST OF A LONG SERIES OF PENSION LAWS NOW IN THE CHARGE OF THE VETERANS ADMINISTRATION. PAYMENTS TO INVALID PENSIONERS WERE TO BE MADE UNDER REGULATIONS ISSUED BY THE PRESIDENT--AN EARLY RECOGNITION BY CONGRESS OF THE ADVANTAGE OF DELEGATING TO THE EXECUTIVE BROAD RULE-MAKING POWER WITHIN THE FRAMEWORK OF STATUTORY POLICIES.

IN 1790, CONGRESS INITIATED THE SUCCESSION OF LAWS GOVERNING THE ISSUING AND RECORDING OF PATENTS. THE SECRETARY OF STATE, THE SECRETARY OF WAR AND THE ATTORNEY GENERAL OF THE UNITED STATES WERE EMPOWERED TO GRANT A PATENT TO ANY PERSON PETITIONING FOR IT, IF HIS INVENTION OR DISCOVERY WERE DEEMED "SUFFICIENTLY USEFUL AND IMPORTANT." IN 1796, PROVISION WAS MADE FOR TRADING WITH THE INDIANS ACCORDING TO SUCH RULES AND ORDERS AS THE PRESIDENT SHOULD PRESCRIBE.

PAGE THREE

IN FACT, THE GROWTH OF THE ADMINISTRATIVE PROCESS MAY BE SAID TO FOLLOW THE PATH OF THE GROWTH OF THE UNION. AS PROBLEMS HAVE BEEN ENCOUNTERED, THEY HAVE BEEN MET--SOMETIMES TOO QUICKLY, IT IS TRUE--SOMETIMES NOT QUICKLY ENOUGH. TO MEET EMERGENT PROBLEMS, POLICIES MUST BE DEBATED AND ADOPTED., APPROPRIATE GOVERNMENTAL AGENCIES MUST BE ESTABLISHED., APPROPRIATE PROCEDURES MUST BE PUT INTO EFFECT. WHILE HASTY LEGISLATION IS TO BE DEPLORED, THE LACK OF LEGISLATION MAY BRING A RESULT WHICH WILL BE MOURNED AS "TOO LITTLE AND TOO LATE."

IT WAS THE GROWTH OF STEAM NAVIGATION WHICH GAVE RISE IN 1838 TO "AN ACT TO PROVIDE FOR THE BETTER SECURITY OF THE LIVES OF PASSENGERS ON BOARD OF VESSELS PROPELLED IN WHOLE OR IN PART BY STEAM." THIS ACT MADE IT UNLAWFUL FOR AN OWNER OF A STEAMBOAT TO OPERATE WITHOUT A LICENSE FROM THE COLLECTOR OF THE PORT. IT WAS THE RAPID EXPANSION OF RAILROADS, ACCOMPANIED BY DISCRIMINATORY RATE ADJUSTMENTS, IRRESPONSIBLE FINANCIAL MANIPULATION, AND SPECULATION, THAT LED TO THE ENACTMENT IN 1887 OF "AN ACT TO REGULATE COMMERCE," CREATING THE INTERSTATE COMMERCE COMMISSION. THE CREATION OF OTHER AGENCIES, TO MEET THE NEEDS OF CHANGING TIMES, HAS STEADILY CONTINUED, IN THE STATE GOVERNMENTS AS WELL AS THE FEDERAL.

THE GREAT ADVANTAGE OF ADMINISTRATIVE AGENCIES IS THEIR FLEXIBILITY, THEIR CAPACITY TO DO A COMPLEX TASK FAIRLY AND WITH DISPATCH. A FEW WEEKS AGO I READ THE FIFTH QUARTERLY REPORT OF THE OFFICE OF CONTRACT SETTLEMENT. I WAS AMAZED BY THE TREMENDOUS PROGRESS WHICH HAS BEEN MADE IN SETTLING TERMINATED WAR CONTRACTS THROUGH ADMINISTRATIVE ACTION. THE SURRENDER OF JAPAN CAUSED THE TERMINATION OF OVER 100 THOUSAND PRIME CONTRACTS, INVOLVING 24 BILLION DOLLARS IN CANCELLED COMMITMENTS. ADD TO THIS THE CONTRACTS THAT WERE TERMINATED BY V-E DAY AND YOU HAVE SOME REALIZATION OF THE GIGANTIC TASK FACED BY THE WAR AND NAVY DEPARTMENTS AND BY THE OFFICE OF CONTRACT SETTLEMENT. SOME 288,000 PRIME CONTRACTS, INVOLVING 62 BILLION DOLLARS IN CANCELLED COMMITMENTS, HAVE BEEN TERMINATED FROM THE BEGINNING OF OUR WAR PRODUCTION TO DATE. OF THESE, SOME 185,000 CONTRACTS, INVOLVING OVER 25 BILLION DOLLARS, HAVE NOW BEEN SETTLED.

SIMILAR RECORDS OF ACCOMPLISHMENT MAY BE FOUND IN OTHER ADMINISTRATIVE AGENCIES. THE INTERSTATE COMMERCE COMMISSION RECEIVES, ANALYZES, AND FILES THOUSANDS OF RATE SCHEDULES, APPLICATIONS AND COMPLAINTS. YET THAT IS ONLY A PART OF ITS WORK. THE SOCIAL SECURITY BOARD KEEPS LITERALLY MILLIONS OF RECORDS, AND DISPOSES OF 8 OR 9 HUNDRED THOUSAND CLAIMS A YEAR. THE GRAIN STANDARDS ADMINISTRATION IN THE DEPARTMENT OF AGRICULTURE SUPERVISES OVER A MILLION GRADINGS OF GRAIN ANNUALLY. IN THE LIGHT OF THESE FEW EXAMPLES, IT IS NO WONDER THAT CONGRESS HAS RESORTED MORE AND MORE FREQUENTLY TO THE ADMINISTRATIVE PROCESS AS AN INSTRUMENT FOR THE EXECUTION OF ITS LEGISLATIVE POLICIES.

PAGE FIVE

AN EXAMINATION OF AN ACT WITH WHICH WE ARE ALL FAMILIAR-- THE SELECTIVE TRAINING AND SERVICE ACT-- WILL SERVE TO ILLUSTRATE THE MANNER IN WHICH THE CONGRESS HAS PLACED BROAD RULE-MAKING AND ADJUDICATORY FUNCTIONS IN A SINGLE AGENCY. IN THIS STATUTE CONGRESS WISELY REFRAINED FROM SEEKING TO CONTROL EVERY POSSIBLE ASPECT OF THE INDUCTION PROCESS. INSTEAD, CONGRESS INCORPORATED INTO THE ACT A GENERAL STATEMENT OF THE POLICY TO BE PURSUED IN INDUCTING MEN INTO THE ARMED FORCES. IT HAS DELEGATED TO THE PRESIDENT THE POWER TO MAKE SUCH RULES AND REGULATIONS AS MAY BE NECESSARY TO CARRY OUT THE CONGRESSIONAL POLICY. THE PRESIDENT, UNDER THE EXPRESS AUTHORITY OF THE ACT, HAS DELEGATED BROAD POWERS TO THE DIRECTOR OF SELECTIVE SERVICE. THE DIRECTOR, BY VIRTUE OF HIS HIGHLY SPECIALIZED DUTIES, IS IN A POSITION TO KNOW THE DAY-TO-DAY NEEDS OF THE ARMED FORCES AND THE MANNER IN WHICH THOSE NEEDS CAN BEST BE MET. THE DIRECTOR HAS BEEN ABLE TO WEIGH SUCH CONSIDERATIONS AS AGE, OCCUPATION AND FAMILY STATUS IN FORMULATING THE RULES GUIDING INDUCTION. IT IS THESE RULES, PROMULGATED BY THE DIRECTOR OF SELECTIVE SERVICE, THAT HAVE GIVEN THE ACT ITS FLEXIBILITY AND VITALITY.

PAGE SIX

IN ADDITION TO THE GRANT OF RULE-MAKING POWER, THE SELECTIVE TRAINING AND SERVICE ACT MAKES PROVISION FOR THE PERFORMANCE OF QUASI-JUDICIAL FUNCTIONS WITHIN THE ADMINISTRATIVE FRAMEWORK.

REGISTRANTS WHO ARE DISSATISFIED WITH THEIR CLASSIFICATION MAY ASK FOR A HEARING TO OBTAIN A DEFERMENT, OR A DIFFERENT CLASSIFICATION. THE LOCAL SELECTIVE SERVICE BOARD HEARS AND DECIDES SUCH COMPLAINTS.

SHOULD THE REGISTRANT BE DISSATISFIED WITH THE DECISION OF THE LOCAL BOARD, HE HAS RECOURSE TO A LOCAL BOARD OF APPEAL AND, IN EXCEPTIONAL CIRCUMSTANCES, TO THE PRESIDENT OF THE UNITED STATES. SUCH ARE THE MANIFOLD ADMINISTRATIVE REMEDIES WHICH THE ACT PROVIDES.

THE ADMINISTRATIVE PROCESS, OF COURSE, HAS NOT BEEN FREE OF CRITICISM. SOME OF THIS CRITICISM HAS BEEN BASED ON A DISAPPROVING VIEW OF THE LEGISLATIVE POLICIES WHICH THE AGENCIES ARE BOUND BY LAW TO EXECUTE. SOME OF IT HAS BEEN BASED ON DISSATISFACTION--SOMETIMES NO DOUBT JUSTIFIED--WITH THE PROCEDURES FOLLOWED BY SOME OF THE AGENCIES. MANY MEMBERS OF THE BAR HAVE VIGOROUSLY OPPOSED THE GROWTH OF THE ADMINISTRATIVE PROCESS. THIS OPPOSITION, TO QUOTE CHIEF JUSTICE STONE, IS "REMINISCENT OF THE DISTRUST OF EQUITY DISPLAYED BY THE COMMON LAW JUDGES AND OF THEIR RESISTANCE TO ITS EXPANSION." INSTEAD OF RESISTING ITS GROWTH, HE ADDED, THE LEGAL PROFESSION SHOULD SEEK "TO ADOPT THE UNDOUBTED ADVANTAGES OF THE NEW AGENCIES AS EFFICIENT WORKING IMPLEMENTS OF GOVERNMENT, SURROUNDED, AT THE SAME TIME, WITH EVERY NEEDFUL GUARANTEE AGAINST ABUSE."

PAGE SEVEN

YOUR ASSOCIATION, OVER A PERIOD OF MANY YEARS, HAS TAKEN A VERY KEEN INTEREST IN PROBLEMS OF ADMINISTRATIVE LAW AND PROCEDURE. YOUR SPECIAL COMMITTEE ON ADMINISTRATIVE LAW, SINCE ITS FORMATION IN 1933, HAS STEADILY SOUGHT TO HAVE CONGRESS ENACT REGULATORY LEGISLATION IN THIS FIELD. AND I THINK IT IS FAIR TO SAY THAT WE, IN THE GOVERNMENT, HAVE ALSO WORKED HARD IN THE SAME GENERAL FIELD IN AN EFFORT TO IMPROVE OUR PROCEDURES. AS DEFECTS HAVE BEEN POINTED OUT, WE HAVE TRIED TO CORRECT THEM. WE HAVE TRIED TO MAKE OF THE ADMINISTRATIVE PROCESS AN EFFICIENT AND, WITHAL, FAIR IMPLEMENT FOR THE PROPER FUNCTIONING OF GOVERNMENT.

IN 1939, PRESIDENT ROOSEVELT DIRECTED ATTORNEY GENERAL MURPHY TO SELECT A COMMITTEE OF EMINENT LAWYERS, JURISTS, SCHOLARS AND ADMINISTRATORS TO INVESTIGATE THE "NEED FOR PROCEDURAL REFORM IN THE FIELD OF ADMINISTRATIVE LAW." FOR TWO YEARS THIS COMMITTEE ON ADMINISTRATIVE PROCEDURE EXAMINED CAREFULLY THE WORKINGS OF THE MORE IMPORTANT ADMINISTRATIVE AGENCIES. IN 1941, ITS FULL REPORT WAS GIVEN TO THE PRESIDENT AND TO THE CONGRESS. THE COMMITTEE MADE A NUMBER OF SPECIFIC RECOMMENDATIONS FOR THE IMPROVEMENT OF THE PROCEDURES OF PARTICULAR AGENCIES--RECOMMENDATIONS WHICH, IN THE MAIN, HAVE BEEN ADOPTED. IN ADDITION, THE MAJORITY OF THE COMMITTEE MADE GENERAL RECOMMENDATIONS, EMBODIED IN A BILL WHICH IT PREPARED FOR SUBMISSION TO CONGRESS.

PAGE EIGHT

FURTHER EFFORT LOOKING TOWARD GENERAL LEGISLATION IN THE FIELD OF ADMINISTRATIVE LAW WAS IN LARGE MEASURE NECESSARILY SUSPENDED DURING THE WAR YEARS. A NUMBER OF BILLS ON THIS SUBJECT HAVE, HOWEVER, BEEN INTRODUCED IN THE PRESENT SESSION OF CONGRESS. I SHOULD LIKE TO SPEAK PARTICULARLY OF THE MCCARRAN-SUMNERS BILL. FOR THE PAST SEVERAL MONTHS YOUR SPECIAL COMMITTEE ON ADMINISTRATIVE LAW AND THE DEPARTMENT OF JUSTICE HAVE COLLABORATED WITH THE JUDICIARY COMMITTEES OF BOTH HOUSES, AT THEIR SPECIFIC REQUEST, IN SEEKING TO ARRIVE AT A FINAL DRAFT OF THE MCCARRAN-SUMNERS BILL WHICH WOULD BE ACCEPTABLE TO ALL INTERESTS CONCERNED.

I THINK THE HARD WORK WHICH HAS THUS BEEN CARRIED ON HAS BEEN REWARDED WITH SUCCESS. THE FINAL DRAFT OF THE MCCARRAN-SUMNERS BILL, RECENTLY REPORTED FAVORABLY BY THE SENATE JUDICIARY COMMITTEE, MAY BE DESCRIBED AS A RESTATEMENT OF THE LAW OF DUE PROCESS FOR ADMINISTRATIVE AGENCIES. IT ESTABLISHES MINIMUM PROCEDURAL REQUIREMENTS IN TERMS APPLICABLE TO ALL ADMINISTRATIVE AGENCIES OF THE FEDERAL GOVERNMENT.

PAGE NINE

BROAD GENERAL PRINCIPLES ARE LAID DOWN WITH A SUFFICIENT DEGREE OF FLEXIBILITY TO BE CONSISTENT WITH THE EFFECTIVE OPERATION OF GOVERNMENT AND AT THE SAME TIME WITH A SUFFICIENT DEGREE OF DEFINITENESS TO PROTECT THE PUBLIC IN ITS DEALINGS WITH THE GOVERNMENT. RECOGNITION HAS BEEN GIVEN TO THE FACT THAT NOT EVERY FUNCTION OF GOVERNMENTAL AGENCIES CAN BE REGULATED UNIFORMLY. THEIR FUNCTIONS ARE FAR TOO VARIED FOR AN OVER-GENERALIZED APPROACH. ADJUDICATIONS OF DISPUTES BETWEEN CITIZENS, FOR EXAMPLE, ARE TO BE SHARPLY DISTINGUISHED FROM SUCH MATTERS AS DISPOSALS OF SURPLUS GOVERNMENT PROPERTY. ACCORDINGLY, APPROPRIATE EXCEPTIONS HAVE BEEN MADE, NOT OF AGENCIES AS SUCH, BUT OF CERTAIN OF THEIR FUNCTIONS. WAR AND DEFENSE FUNCTIONS, FOR EXAMPLE, ARE EXEMPTED FROM ALL THE PROVISIONS OF THE BILL EXCEPT THE SECTION REQUIRING INCREASED PUBLIC INFORMATION. APPROPRIATE EXCEPTIONS, TOO HAVE BEEN MADE OF FUNCTIONS OF THE UNITED STATES REQUIRING SECRECY IN THE PUBLIC INTEREST, SUCH AS THE CONFIDENTIAL OPERATIONS OF THE SECRET SERVICE AND THE FEDERAL BUREAU OF INVESTIGATION. THE PARAMOUNT PUBLIC INTEREST IS ALSO APPROPRIATELY RECOGNIZED. THUS, WHILE THE GENERAL RULE IS THAT AGENCIES MUST PUBLISH NOTICE OF PROPOSED RULE-MAKING IN THE FEDERAL REGISTER, SUCH NOTICE NEED NOT BE GIVEN WHERE IT IS CONTRARY TO THE PUBLIC INTEREST. YET, IN SUCH CIRCUMSTANCES, AN AGENCY MUST MAKE A FINDING TO THAT EFFECT AND INCORPORATE A BRIEF STATEMENT OF THE REASONS THEREFOR IN THE RULES ISSUED.

PAGE TEN

THE BASIC SCHEME UNDERLYING THIS LEGISLATION IS TO CLASSIFY ALL ADMINISTRATIVE PROCEEDINGS INTO TWO GENERAL CATEGORIES, NAMELY, RULE-MAKING AND ADJUDICATION. BUT THE BILL DOES NOT SPECIFY THE AGENCIES WHICH HAVE RULE-MAKING POWERS AND ADJUDICATORY FUNCTIONS. TO DETERMINE THAT, REFERENCE MUST BE MADE TO THE SPECIAL LAWS CONGRESS HAS ENACTED FOR A PARTICULAR AGENCY. PROCEEDINGS ARE CLASSED AS RULE-MAKING UNDER THE BILL, NOT MERELY WHEN THEY RESULT IN REGULATIONS OF GENERAL APPLICABILITY /SOMETHING AKIN TO THE LEGISLATIVE PROCESS/, BUT ALSO IN CERTAIN CASES INVOLVING SUBJECT MATTER DEMANDING JUDGMENTS BASED ON A WIDE RANGE OF TECHNICAL KNOWLEDGE AND EXPERIENCE, SUCH AS CORPORATE REORGANIZATIONS AND PRESCRIPTION OF RATES FOR THE FUTURE. PROCEEDINGS ARE CONSIDERED AS ADJUDICATIONS, ON THE OTHER HAND, WHEN THE ELEMENT OF ACCUSATION IS STRONG, AND INDIVIDUAL COMPLIANCE OR BEHAVIOR IS CHALLENGED.

IT IS IMPORTANT TO BEAR IN MIND THE ESSENTIAL DIFFERENCE BETWEEN THESE TWO TYPES OF PROCEEDINGS IN ORDER TO UNDERSTAND WHY THE DOCTRINE OF SEGREGATION OF FUNCTIONS IS APPLICABLE ONLY TO ADJUDICATION. ADJUDICATION, BEING QUASI-JUDICIAL IN CHARACTER, MUST BE CONDUCTED IN QUASI-JUDICIAL FASION. FOR THIS REASON, X THE EXAMINER WHO PRESIDES AT THE HEARING IN SUCH A PROCEEDING IS FORBIDDEN TO CONSULT WITH ANY PERSON OR PARTY ON ANY FACT IN ISSUE UNLESS UPON

PAGE ELEVEN

NOTICE AND OPPORTUNITY FOR ALL PARTIES TO PARTICIPATE. FURTHER, SUCH AN OFFICER IS NOT TO BE RESPONSIBLE TO OR SUBJECT TO THE SUPERVISION OR DIRECTION OF ANY PERSON ENGAGED IN THE PERFORMANCE OF INVESTIGATIVE OR PROSECUTING FUNCTIONS. THE PURPOSE IS TO DIVORCE THE TRIER OF FACTS FROM THE PROSECUTOR. SUCH A SEPARATION OF FUNCTIONS WILL BE FOUND TODAY IN MOST, IF NOT ALL, FEDERAL AGENCIES. A SEPARATION OF THIS SORT, HOWEVER, WOULD BE COMPLETELY UNREALISTIC IF APPLIED TO RULE-MAKING, SINCE THERE THE PRESIDING OFFICER IS NOT A TRIER OF FACTS. HE SITS TO DETERMINE THE ADVISABILITY OF THE ENACTMENT OF A RULE, AND SHOULD BE ALLOWED TO CALL ON ALL AVAILABLE SOURCES FOR HIS INFORMATION, INCLUDING THE HIGHLY SPECIALIZED KNOWLEDGE OF THE MEMBERS OF THE AGENCY STAFF.

IN ADJUDICATIONS, THE PRESIDING EXAMINER WILL GENERALLY BE REQUIRED TO MAKE A DECISION OR RECOMMEND A DECISION. IN RULE-MAKING, THE AGENCY MAY IN ITS DISCRETION DISPENSE WITH THE DECISION OF THE EXAMINER. SOME OF THE AGENCIES, SUCH AS THE FEDERAL COMMUNICATIONS COMMISSION, FIND THAT IN A FIELD AS HIGHLY TECHNICAL AS THEIRS THE REPORT OF AN EXAMINER IS NOT OF GREAT VALUE OR IMPORTANCE IN THE FORMULATING RULES. BUT SUCH A REPORT IS OF FUNDAMENTAL IMPORTANCE IN FORMAL ADJUDICATIONS. HERE, IN VIEW OF THE ADVERSARY NATURE OF THE PROCEEDING, THE PRESIDING OFFICER MUST EVALUATE EVIDENCE AND CONSIDER THE CREDIBILITY OF THE WITNESSES.

I SHALL NOT ATTEMPT TO COVER ALL THE PROVISIONS OF THE BILL IN THE BRIEF SPACE OF TIME REMAINING. OF PARTICULAR IMPORTANCE TO THE PUBLIC, AND TO THE LEGAL PROFESSION AS WELL, IS THE REQUIREMENT THAT ADMINISTRATIVE AGENCIES PUBLISH, OR MAKE AVAILABLE, AN INCREASED MEASURE OF INFORMATION CONCERNING THEIR ORGANIZATION, FUNCTIONS, AND PROCEDURES. I SHOULD ALSO MENTION THE REQUIREMENT THAT TRIAL EXAMINERS BE APPOINTED FOR EACH AGENCY TO CONDUCT FORMAL HEARINGS. THEY ARE TO PERFORM NO DUTIES INCONSISTENT WITH THEIR FUNCTIONS AS EXAMINERS, AND ARE TO RECEIVE COMPENSATION PRESCRIBED BY THE CIVIL SERVICE COMMISSION. THE CONDITIONS OF THEIR TENURE ARE DESIGNED TO INSURE THEIR IMPARTIALITY AND INDEPENDENCE OF JUDGMENT.

THE SECTION ON JUDICIAL REVIEW OF ADMINISTRATIVE ACTION WILL BE OF PARTICULAR INTEREST TO THIS AUDIENCE. ITS PROVISIONS, WHILE FULLY SAFEGUARDING THE RIGHTS OF AGGRIEVED INDIVIDUALS WILL NOT IN MY JUDGMENT HAMPER THE PROPER CONDUCT OF ADMINISTRATIVE BUSINESSM,

THUS, THERE IS NO RIGHT TO A REVIEW OF ANY AGENCY ACTION WHICH IS LAW COMMITTED TO AGENCY DISCRETION. COURTS ARE NOT TO SET ASIDE AGENCY FINDINGS UNLESS THEY ARE FOUND TO BE "ARBITRARY, CAPRICIOUS, OR OTHERWISE NOT IN ACCORDANCE WITH LAW," OR "UNSUPPORTED BY SUBSTANTIAL EVIDENCE." DUE ACCOUNT IS TO BE TAKEN OF THE RULE OF "PREJUDICIAL ERROR." THE SECTION THUS ENACTS IN STATUTORY FORM THOSE ASPECTS OF EXISTING LAW WHICH ARE GENERALLY RECOGNIZED AS MOST SOUND AND PRACTICAL IN THEIR APPLICATION.

PAGE THIRTEEN

IN THESE TROUBLED DAYS OF TRANSITION, BUSINESS AND GOVERNMENT MUST COOPERATE UPON A BASIS OF UNDERSTANDING AND GOOD WILL. THE TASK OF BUSINESS IS TO CREATE THE HIGHEST POSSIBLE LEVELS OF EMPLOYMENT AND PRODUCTIVE ACTIVITY. A PRIMARY TASK OF THE GOVERNMENT IS TO ASSIST IN THIS PROCESS. IT MUST AT THE SAME TIME ALLEVIATE AND CORRECT IMPEDIMENTS TO THE DEVELOPMENT OF OUR ECONOMY. THE GOVERNMENT MUST, IN THE INTEREST OF SOCIETY AS A WHOLE, REGULATE WHERE REGULATION IS REQUIRED. IT MUST ASSIST WHERE ASSISTANCE IS REQUIRED. BUT IT IS MY FIRM BELIEF THAT THESE NECESSARY PROCESSES OF BUSINESS AND THE GOVERNMENT CAN BE CONDUCTED ON A PLANE OF MUTUAL UNDERSTANDING. THE LAWYER CAN DO MUCH TOWARD THE ACHIEVEMENT OF THIS BASIS OF COOPERATION. HE IS, IN COUNTLESS SITUATIONS, THE INTERMEDIARY BETWEEN BUSINESS AND THE ADMINISTRATIVE AGENCIES. BY HIS UNDERSTANDING OF THE PROBLEMS OF GOVERNMENT, AS WELL AS THOSE OF BUSINESS, HE CAN BE OF INVALUABLE AID TO BOTH, AND TO OUR SOCIETY AS A WHOLE.

THE MCCARRAN-SUMNERS BILL IN ITS PRESENT FORM SEEMS TO ME TO BE A REAL CONTRIBUTION TOWARD ACHIEVING THIS SOLID BASIS OF COOPERATION.

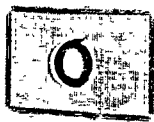
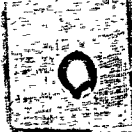
PAGE FOURTEEN

IF IT IS ADOPTED, IT WILL BE AN EARNEST ON THE PART OF THE FEDERAL GOVERNMENT THAT IT IS WILLING TO REQUIRE OF ALL GOVERNMENT AGENCIES THE HIGHEST STANDARD OF CONDUCT, WITH FULL PUBLICITY AND FULL OPPORTUNITY FOR JUDICIAL REVIEW OF ADMINISTRATIVE ACTION. THE BILL WILL OFFER TO THE PUBLIC AND TO THE LEGAL PROFESSION STATUTORY ASSURANCE THAT THESE STANDARDS MUST BE STRICTLY OBSERVED. THE LEGAL PROFESSION WILL HAVE THE HEAVY RESPONSIBILITY OF SEEING TO IT THAT THE PROVISIONS OF THE BILL ARE USED AS A MEANS OF BRINGING ABOUT THE MORE EFFECTIVE AND JUST CARRYING OUT OF GOVERNMENTAL BUSINESS, RATHER THAN AS A MEANS OF HAMPERING OR DELAYING THAT BUSINESS. THE COURTS WILL HAVE A SIMILAR RESPONSIBILITY. I HAVE NO DOUBT THAT THEY WILL USE THEIR POWERS WISELY. THE SUPREME COURT HAS REMINDED US THAT ALTHOUGH THE ADMINISTRATIVE PROCESS HAS HAD A DIFFERENT DEVELOPMENT AND PURSUES SOMEWHAT DIFFERENT WAYS FROM THOSE OF COURTS, "ADMINISTRATIVE AGENCIES AND COURTS" ARE TO BE DEEMED COLLABORATIVE INSTRUMENTALITIES OF JUSTICE, AND THE APPROPRIATE INDEPENDENCE OF EACH SHOULD BE RESPECTED BY THE OTHER." IN THIS SPIRIT, WE MAY LOOK FORWARD TO THE ESTABLISHMENT OF A SOLID BASIS OF COOPERATION AND UNDERSTANDING.

HOOVER

END

OK FBI MM JWOBV



FROM
THE ATTORNEY GENERAL
 TO
 Official indicated below by check mark

MEMORANDUM

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Attorney General, War
- Alien Enemy Control Unit
- Alien Property Unit
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Relations
- Mr. Donald Cook
- Mrs. Stewart
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Moore

~~ALL INFORMATION CONTAINED
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 DATE 4/16/83 BY SP2 MTL/ty
 #971255~~

MISS GANDY:
 Secretary Anderson gave
 this picture to the Atty. Gen.
 and it is his idea to frame
 and put it with other Cabinet
 Officers' pictures. The others,
 however, are larger. Do you think
 your photographer could blow this
 up, allowing a border for an auto-
 graph, and to fit a frame about
 10" x 14".

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg ✓
- Mr. Glavin
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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John C. 8

59 FEB 13 1946

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 DATE 6/1/83 BY 78-8~~

Office Memorandum • UNITED STATES GOVERNMENT

LBN:mjm

TO : Mr. Tolson

DATE: February 4, 1946

FROM : L. B. Nichols

ALL INFORMATION CONTAINED
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DATE 6/7/83 BY SP-8 BTJ/ML

SUBJECT:

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

Cadison in the Department Public Relations office called and stated that the AG was going on the American Town Meeting program on the night of February 21 and the copy has to be in by February 15. The AG must be prepared to make a five-minute introductory speech wherein he refers to the problem of juvenile delinquency with facts and figures.

Cadison wanted to know if we couldn't give him some new figures. I told Cadison that although our figures have heretofore been published, all we had were Uniform Crime Reports and copies of the Director's speeches. He stated that if we could give them whatever information we had they would appreciate it.

The thought occurs that the Director might desire to furnish the AG with a five-minute draft.

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← 2 only available material
is UCR & that is all. They already
have

FEB 13 1946

Mr. Tolson

740-329

H.

The Attorney General

February 21, 1946

John Edgar Hoover, Director, Federal Bureau of Investigation

TOM O'CLARK

Attached hereto is a copy of the February, 1946, issue of the FBI Law Enforcement Bulletin which I thought you might be interested in seeing.

Attachment *me*

MAJ:LIKH

RECORDED *62-72944-121*

EX-60

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *6/18/83* BY *SP-8 BTJ/20*

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

FBI U.S. DEPT. OF JUSTICE

[Handwritten signature]

1937

Wife
OFFICE
THE ATTORNEY GENERAL



- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

February 20, 1946

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/14/02 BY SP2MLT/ely

Dear Edgar:

#971255

Thank you for the copy of the
editorial from the Florida Times
Union of January 28th. I think it
is excellent.

cc

P.S. also for the S.A. -
Evening News editorial
on the Panel -

B

P.S. Also for the S.A. Evening News
editorial on the Panel

RECORDED 162-72944-122

EX-74 30 FEB 27 1946

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CRIME FILE

Thomas C. Clark

7-47-3292-0

March 15, 1948

2:40PM

MEMORANDUM FOR MR. TOLSON

The Attorney General called to advise that he talked to the President yesterday in connection with a speech Mr. Clark will make next week in Atlanta. He stated the President felt he should say something about the Communist Party, particularly with reference to there not being any place in the American tradition for a party who believed in overthrowing a government by force. Mr. Clark asked if something could be prepared for him about 500 words or more. I told the Attorney General I would take care of this immediately.

**Speech on Communist Party truly yours,*
Party by Tom C. Clark

John Edgar Hoover
Director

JEH:MDH

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

SENT FROM D. C.
 TIME 3:53 PM
 DATE 3/15/48

EX-11

RECORDED & INDEXED

139

102-72141-123

MAR 19 1948

38

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RW

The Attorney General

March 20, 1946

John John Edgar Hoover, Director, Federal Bureau of Investigation
Uniform Crime Reports Bulletin

Attached hereto is a copy of the Annual Bulletin, 1945
of Uniform Crime Reports which I thought you might be interested
in seeing.

MAJ:MKH

RECORDED

EX-11

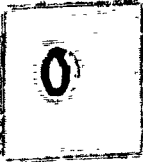
62-71944-124
7 MAR 21 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/WR

7/11 1. 2. 0.
DATE 7/22/83
DATE 3-21-46
BY *de*

4 MAR 26 1946

W
JMS



April 8, 1946

MEMORANDUM FOR MR. TOLSON
MR. CLAVIN

During telephonic conversation with the Attorney General this evening he inquired if the Bureau has any funds available which might be used for the purchase of a car for his use. He said that one of his cars - not the Cadillac - broke down in front of the White House the other day. I explained that we are running \$200,000 over our appropriation at the present time and therefore would not be in a position to assist him in this respect until after July 1; and that even then I believed special provision would have to be made in the Bureau's appropriation. I told the Attorney General that I would be glad to have a check made to see if it will be possible to have his cars placed in proper running condition.

Very truly yours
John Edgar Hoover
Director

W

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

10-45 AM
SEARCHED
SERIALIZED
INDEXED

RECORDED

162-72741-125
FBI
37 MAR 15 1946

EX-40

JEH:HCB

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTB/20

March 25, 1946

EX-68

RECORDED

62 7144-126

Mr. D. K. Brown.
Federal Bureau of Investigation
U. S. Department of Justice
305 Realty Building
Savannah, Georgia

Dear Mr. Brown:

I wish to acknowledge your communication of March 19, 1946, with reference to the possibility of the Attorney General addressing the annual meeting of the Georgia Bar Association in Savannah on May 31, 1946.

To date the Bureau has not been advised by the Attorney General of any plans along this line; however, in the event the Attorney General does want any facility from the Bureau you will be informed in ample time.

Very truly yours,

J. Edgar Hoover
John Edgar Hoover
Director

MAR 25

11 46 AM

RECEIVED

MAR 25

12 25 PM

MAILED 15
MAR 25 1946 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/9/83 BY SP-8 BTJ/WJ

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

37
APR 18 1946



United States Department of Justice

Federal Bureau of Investigation

305 Realty Building
Savannah, Georgia
March 19, 1946



IN REPLY, PLEASE REFER TO
FILE NO. _____

~~PERSONAL AND CONFIDENTIAL~~

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) OF *Clark*
DATE *6/15/83 ef*

Dear Mr. Hoover:

① The local newspapers indicate that Attorney General Tom C. Clark has accepted an invitation to address the annual meeting of the Georgia Bar Association to be held in Savannah, Georgia, on May 31, 1946.

Although I met Mr. Clark when he stopped in Savannah en route to Miami, Florida for the IACP Convention, I thought it best to communicate with him through you to determine what accommodations he will require while in Savannah. I would also like to make arrangements to provide for his comfort and entertainment while he is in Savannah, and would appreciate any information in your possession concerning the date of his arrival and the length of his visit to Savannah.

I realize that these details have probably not been worked out but would appreciate receiving this information as soon as it becomes available to you. I also would like to receive any instructions which you might have concerning the visit of the Attorney General to Savannah.

Very truly yours,

D. K. Brown

D. K. BROWN
Special Agent in Charge

DKB:BLH

EX - 68

*ack. 5/25/46
2/23/72*

RECORDED
~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/19/83 BY SP~~

162-72944-726
F B I
APR 3 1946
CRIME LAB

DECLASSIFIED BY *SP-8 BTJ/DW*
ON *6/2/88*



Federal Bureau of Investigation
United States Department of Justice

707 United States Court House
Kansas City 6, Missouri
April 18, 1946



IN REPLY, PLEASE REFER TO
FILE NO. _____

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

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

Dear Mr. Hoover:

RE: HONORABLE TOM C. CLARK
ATTORNEY GENERAL OF THE
UNITED STATES

I thought that you would be interested in knowing that Honorable Tom C. Clark, the Attorney General of the United States, accompanied by Colonel Timothy McInery, also of the Department of Justice, arrived in Kansas City, Missouri, about 11:30 A.M. on April 14, 1946, for the purpose of conferring the Eagle Rank on a class of 155 Boy Scouts of America.

Attorney General Clark, in addition to conferring the rank of Eagle on the Scouts, made an address to the class and their mothers and others assembled in the Music Hall of the Municipal Auditorium on Sunday afternoon, April 14th, later attending an informal reception at the Muehlebach Hotel and a dinner that evening at the Muehlebach, both given in his honor.

I thought that you also would be interested in learning that during the course of Attorney General Clark's formal address in the afternoon at the auditorium and in his informal remarks at the dinner that evening, he mentioned you and the work of the Bureau on several occasions and was most commendatory in any reference to you and to the FBI.

Attorney General Clark was met by me and some other Agents; we extended him every courtesy and took him to the airport Sunday evening whence he departed at 9 o'clock in a Navy plane for Washington.

Sincerely,

Dwight Brantley

DWIGHT BRANTLEY
Special Agent in Charge

EX - 23

RECORDED

DB:B 186

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/9/83 BY SP-8 BTJ/RJL

62-72944-
F B I

36 APR 26 1946

3768

RECORDED

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

Solicitor General	
Assistant to the Attorney General	
Assistant Attorney General, Anti-Trust	
Assistant Attorney General, Tax	
Assistant Attorney General, Claims	
Alien Enemy Control Section	
Alien Property Section	
Assistant Attorney General, Lands	
Assistant Attorney General, Criminal	
Assistant Solicitor General	<input checked="" type="checkbox"/>
Director, FBI	
Director of Prisons	
Commissioner, Immigration and Naturalization	
Liaison Officer, Immigration and Naturalization	
Administrative Assistant	
Division of Accounts	
Division of Communications and Records	
Division of Supplies	
Pardon Attorney	
Parole Board	
Board of Immigration Appeals	
Librarian	
Director of Public Information	
Mr. Donald Cook	
Mr. Morrison	
Mr. Ford	
Mrs. Stewart	
Miss O'Donnell	
Miss McCarron	
Miss Healy	
Mrs. Kroll	
Miss Adams	
Miss Doyle	
Miss Moore	
Miss Dennis	

MEMORANDUM

*please translate &
return to MU Healy
5112*

**ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/16/03 BY SP2 MLT/ky
#971255**

G

ENC 801

*Transmits the OK
4-29-46
EGF:UPS
RECORDED
&
INDEXED
308*

162-72944-128
F B I
7 APR 30 1946

FAVH

TRANSLATION FROM THE ITALIAN

IL CASERTINO

Edan Lerco's Editorial Company - Talanzo ~~Castiglione~~ ~~Rosconaro~~ -
Calle delle Acque, 5316 - Venice

Venice, March 15, 1946

Attorney General
Tom C. Clark
American Embassy
Rome

We would like to have one of your photographs in order to complete our editorial files with photographs of the best known Italian and foreign personalities. We shall be doubly grateful to you if you would enclose some biographical data with it.

In the hope that you will graciously comply with our request, we are sending herewith enclosed a self-addressed envelope for your use.

Please accept our sincerest thanks and most cordial regards.

EDITORIAL FILES

(signature illegible)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/16/85 BY SP6MEL/kl
#971255

COPIES DESTROYED
332 DEC 14 1964

EX-1000000

The Attorney General

April 29, 1946

Director, FBI

2-12744-128

RECORDED

I am returning herewith two copies of the English translation together with an original letter written in Italian dated at Venice, March 15, 1946. This material was forwarded to me today for translation.

EGFVPS

RECEIVED-DIRECTOR
F. B. I.
U.S. DEPT. OF JUSTICE
APR 30 11 00 AM '46

RECORDED
1045
U-82-46
Tolson

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

APR 30 12 41 PM '46
Handwritten signatures and initials

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RO

57 MAY 8 - 1946

The Attorney General

April 30, 1946

RECORDED John Edgar Hoover, Director, Federal Bureau of Investigation

62-72944-129

During your recent visit to Kansas City a local photographer took your photograph and furnished prints to our Kansas City Field Office. Since I thought you might like to have them they are being enclosed.

Enclosure

[Handwritten signature]

RECEIVED-DIRECTOR
F B I
U.S. DEPT. OF JUSTICE
APR 30 12 06 PM '46

SENT FROM D. O.
TIME 6 40
DATE 4/30
EX 17

[Handwritten initials]

RDD:RAS

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

APR 30 11 43 AM '46
U.S. DEPT. OF JUSTICE
READING ROOM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RL

[Handwritten initials]

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

MB
TO : Director, FBI
FROM : SAC, Kansas City
SUBJECT: ATTORNEY GENERAL TOM C. CLARK

DATE: April 23, 1946

On the occasion of the recent appearance in Kansas City, Missouri, of the Honorable TOM C. CLARK, Attorney-General of the United States, some photographs of him were made by some local photographers while at his suite at the Hotel Mehlebach. Two of these photographs are transmitted herewith to the Bureau.

It has occurred to me that possibly the Attorney General may desire these photographs and, if the Bureau deems it appropriate, they may be tendered to him.

~~DEFERRED~~ *(initials)*

DB:B

Encs. 2

RECORDED

62-72944-129

31 MAY 11 1946

ENCL (2)

- 62

WAS
 ORIGINAL

*Mem to Atty Gen
 transmitting photos
 4-27-46
 Rebel*

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/1/83 BY SP-8 BTJ

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

FROM : Mr. P. F. Kriethe

SUBJECT: Attorney General's Return to Washington

DATE: April 28, 1946

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Coffey	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

At 12:28 p.m. on April 28, 1946, I received a call from Special Agent Lewis F. Russell of the Dallas Division. He advised that SAC Wyly had told him to furnish the following information to the Bureau:

The Attorney General and his party are leaving Dallas at 2:30 p.m. today for Washington. They are traveling in a Navy plane piloted by Lieutenant Commander Carter. They plan to go by way of Nashville, Tennessee, and to refuel the plane there. They are scheduled to arrive in Washington at 10:00 p.m. tonight. Agent Russell did not know whether this is Eastern Standard Time or Central Standard Time, however, it is presumed that it would be Eastern Standard Time.

ACTION:

After discussing this information with Mr. Nichols over the telephone at approximately 1:15 p.m. today, I called the switchboard in accordance with Mr. Nichols' instructions and spoke to Miss Sadler, who was on duty. I furnished her the above information and instructed her to advise Miss O'Donnell, the Attorney General's secretary, of this information and to determine from her which airport the Attorney General's plane would land on since this information was not furnished by the Dallas Division. I further instructed Miss Sadler after securing this information to advise the Attorney General's chauffeur. She stated this would be done.

PFK:ems

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY SP-8 BJS/MS

TOM C. COLLARK

W.F.P.

62-72944-130
F B I
77 APR 29 1946

7 6 1946



Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson
FROM : L. B. Nichols

DATE: May 2, 1946

SUBJECT: *Thomas C. & Co.*

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

ASAC Lynch phoned at 12:20, advising the AG's plans had been changed and he was now leaving New York by American Airlines, flight 503, 2:35 p.m. EST this afternoon, arriving in Washington at 3:55. He will then leave Washington by train at 6:01 p.m. tonight for Louisville.

There is no action for us to take other than notifying the AG's office, which we have already done.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 5/23 BY SP8 BTJ/kap

56 MAY 15 1946

EX-16 RECORDED

62-72944-131

MAY 30 1946

CRIMINAL

The Attorney General

May 9, 1946

Director, FBI

There is attached a copy of the May, 1946, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Tom CLARK

MAY 9 4 09 PM '46

ADING P.

U. S. DEPT. OF JUSTICE

RECEIVED-DIRECTOR
F B I
U. S. DEPT. OF JUSTICE
MAY 9 10 04 AM '46

EX-16

RECORDED

162-72944-132

37 MAY 11 1946

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

SEARCHED _____
 TIME 2:15 PM
 DATE 5-9-46
 BY [Signature]

MAJ:HN
MAY 15 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07/83 BY SP-8 BTJ/RB

Office Memorandum • UNITED STATES GOVERNMENT

LBN:hbm

TO : Mr. Tolson
FROM : L. B. Nichols
SUBJECT:

DATE: 5/20/46

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

TOM C. CHARLE

On Friday afternoon Miss O'Donnell of the AG's office advised that the AG was going to Philadelphia Saturday afternoon, leaving Washington at 2 p.m. via Pennsylvania Railroad, arriving in Philadelphia at 4:30 p.m. Standard Time, 5:30 Eastern Daylight Saving Time, and desired to be met and taken to the Bellevue-Stratford Hotel, where he made a speech Saturday night. Boardman was advised to handle this.

Early this morning Mr. Hinze, in Boardman's absence, informed me that the train arrived at 4:30, rather than 4:30, Standard Time, and that consequently they were not there when the train came in. The AG went immediately to the Bellevue-Stratford Hotel, where Boardman found him. His speech was not until 7 o'clock. Nobody had arranged for him to have a room, and the Philadelphia Office was able to get him a room and a bottle of spirits, the latter purely on a personal basis. He was very grateful for the assistance rendered him.

Immediately after learning this, I called Miss O'Donnell. She had not heard of it as yet. She was very apologetic and stated that she should have checked the schedule.

Hinze also told me that the speech was arranged for by the Immigration Service; however, Carusi did not put in his appearance until at the time of the dinner and the Immigration people had apparently done nothing whatsoever to look after the AG.

EX-1
RECORDED

62-72944-133
FBI
32 MAY 23 1946

The a.g.'s office certainly can get things arranged.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RW

52 MAY 24 1946

May 27, 1946

Honorable Tom C. Clark
The Attorney General
United States Department of Justice
Washington, D. C.

Dear Tom:

I thought you might be interested
in having a copy of the photograph taken
on May 22, 1946. One is enclosed at this
time.

With best wishes and kind regards,

Sincerely yours,

J. Edgar Hoover

Enclosure

photo of U.S. Attorneys' Conference

RECORDED.

MAJ:JW

MAIL ROOM SECTION
MAILED
JUN 4 - 1946
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

EX-121

62-72947-134

F B I
JUN 6 1946

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

[Handwritten initials]

[Handwritten signature]

[Handwritten initials]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RS

58 JUN 4 1946

7 5/2

OFFICE OF
THE ATTORNEY GENERAL



- Mr. Tolson ✓
- Mr. A. Tamm ✓
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- 1946
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

June 14,

Dear Edgar:

Thank you for sending me
copies of the article appearing in the
Middletown Journal, predicated on my
remarks there at the "I Am An American
Day" celebration on May 19th. I have
read it with great interest.

Lee

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/16/83 BY SP7MLA/eh
#971255

RECORDED

EX - 25

62-729144-135
F B I
36 JUN 21 1946

52 JUL 3 1946

TOM C. O'CONNOR

AD
ce

DR. [Signature]



June 28, 1946

Honorable Tom C. Clark
The Attorney General
United States Department of Justice
Washington 25, D. C.

Dear Tom:

Your note of June 19, 1946, enclosing a copy of Representative F. Edward Hebert's letter concerning HR 6265, has been received. Your thoughtfulness in sending this to me is indeed appreciated.

With best wishes and kind regards,
Sincerely,

BHM:bjh

Information as to the address, salutation, and closing was obtained telephonically from the Reading Room.

U.S. DEPT. OF JUSTICE
JUN 28 5 07 PM '46
RECEIVED

RECORDED 62-72944-136

EX-75

SENT FROM D. OF
JUN 28 1946
6-28-46

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/11/83 BY SP-8 BT/aw

70 JUL 9 1946

Gen

Chow

mid JBM

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. IADD *Dr*

FROM : C. J. Martin *CM*

SUBJECT: MESSAGE FROM ATTORNEY GENERAL

DATE: 6/22/46

Time of call:
10:45 A.M.

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

Tom C. Clark

SAC McSwain of Chicago telephoned to transmit a message from the Attorney General to Mr. Donald Cook. The Attorney General wishes Mr. Cook to check with Judge Vinson to see if he has a robe, and if he does not have one, Mr. Cook is to tell Gus Vanech to borrow a robe for him from the man in Washington who makes them.

Mr. McSwain also informed of the following change in the Attorney General's schedule. He originally planned to leave Chicago on PCA, Flight No. 416, but he cancelled such reservation and is now departing from Chicago on the American Airlines nonstop flight to Washington, leaving Chicago at 3:25 P.M. Chicago time and arriving in Washington at 6:20 P.M. Washington time today. The Attorney General has Colonel McInerney with him and wishes a car to meet him at the airport.

ACTION-TAKEN:

Mr. Cook was notified of the foregoing. Mr. McGuire was also advised of the above, and pursuant to Mr. McGuire's instructions information as to the Attorney General's arrival and his desire that a car be at the airport was left with the switchboard so that the Attorney General's chauffeur may get this message. An attempt was made to contact the Attorney General's office, but no one was available there.

CJM:AJB

lwr

RECORDED

62-72944-137

EX-2

29 JUN 27 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/9/83 BY SP-8 BTJ/ML

58 JUL 9 1946



KC
2/1

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Harbo	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn Tamm	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Mr. [unclear]	<input type="checkbox"/>

June 28, 1946

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/16/03 BY SP6MLT/fly
#971255

MEMORANDUM FOR: Director
Federal Bureau of Investigation

CC
2/3
4

Tom C. CLARK

I had not seen the editorial from
the Daily Worker of June 24, which was
written in response to my Chicago speech
on Communism. I am very glad you so
thoughtfully attached it to your memorandum
of the same date.

EX - 22

RECORDED
KC

P.S. Just read the two new
articles by the Washington correspon-
dent. What a tirade! Thanks
for sending them

P.S. Just read the two new articles by the Wash-
ington correspondent. What a tirade! Thanks
for sending them.

52 JUL 15 1946 *2/3*

The Attorney General
Director, FBI

July 15, 1946

a TOM O'CLARK

Attached herewith is one copy of the July, 1946,
issue of the FBI Law Enforcement Bulletin which I thought
you might like to have.

Attachment

MAJ:EL

RECEIVED-DIRECTOR
U.S. DEPT. OF JUSTICE
JUL 15 4 03 PM '46

llw

RECORDED
EX-88

62-72944-139

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

U.S. DEPT. OF JUSTICE
 TIME *6:40 pm*
 DATE *7-15-46*
 BY *W.S.*

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE *6/1/83* BY *SP-8 BTJ/20*

58 JUL 18 1946

Office-Memorandum • UNITED STATES GOVERNMENT

TO : MR. E. A. TAMM

FROM : R. A. Rosen

SUBJECT:

DATE: July 3, 1946
 Call: 1:55 PM

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Egan
- Miss Gandy

Mr. Don Cook of the Department telephonically contacted E. J. McCabe advising that the Attorney General had a 12 inch by 16 inch photograph of the President, a close personal friend of the Attorney General and two or three Cabinet officers, which the Attorney General was anxious to have enlarged. He stated that they had no negative for this photograph and indicated that it would be desirable to have it enlarged to about a minimum of five or ten feet. He stated that he was anxious to have this enlargement as soon as possible, preferably before Friday, July 5.

Mr. Cook intimated that he was desirous of having the enlargement made by the Bureau Laboratory, but toward the end of his conversation asked if the Bureau had any connections with local commercial photographers.

Mr. Cook was advised that the matter would be looked into, referred to the appropriate Bureau official and his call returned as soon as possible.

OBSERVATION

Mr. Krahling of the Mechanical Section advised that the Bureau is equipped to make an enlargement 40 inches by 60 inches maximum. He suggested, however, that since it would be necessary to run off a negative first, it would be very difficult to have the enlargement finished today. Mr. Parsons of the Laboratory advised that a former Bureau employee, James Dunlop, who operates a commercial photographer's shop at 625 F Street, N.W., Washington, D.C., would be a qualified man in an enlargement of this type.

Tom C. Clark

EX-80
 RECORDED & INDEXED **F B I**
 357
 62-72944-140
 31 JUL - 9 1946

Bureau has not facilities
 and is closed 4th + 5th
 Mr. Cook advised
 Cook

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/7/83 BY SP-8 BTJ/aw

EJM:evd 50 JUL 23 1946
 107

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

EAT:DS

[JULY 9, 1946] *cup*

To: COMMUNICATIONS SECTION.

Transmit the following message to:

~~CONFIDENTIAL~~

LEGAL ATTACHE
LONDON, ENGLAND

EX-41

CABLEGRAM
[CIPHER PAD CODE]

DECLASSIFIED BY *SP2 MCT/eh*
ON *4/16/03*

REFERENCE YOUR NUMBER 020 BUREAU ADVISED THAT AT ~~THE~~ GENERAL
LEADS TO VISIT ENGLAND ABOUT [AUGUST FIRST] OF BUREAU HAS NO
DETAILS CONCERNING ITINERARY

761
checked BBT

CC- SIS European Section

~~Classified by *SP-8 BJA/RL*~~
~~Declassify on: OADR *6/9/83*~~

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Tracy _____
- Mr. Rosen _____
- Mr. Carson _____
- Mr. Coffey _____
- Mr. Hendon _____
- Mr. Holloman _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *6/9/83* BY *SP-8 BJA/RL*~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

CONFIDENTIAL

58 JUL 24 1946

SENT VIA *call*

Per *mtk*

~~CONFIDENTIAL~~

DECODE OF DOUBLE CODE CABLE NUMBER 820 FROM SIS NUMBER 656 (DATED JULY 3, 1946) AT LONDON. RECEIVED VIA STATE DEPARTMENT (S)(u)

FOREIGN OFFICE HAS INQUIRED OF AMBASSADOR REGARDING REPORTED VISIT OF ATTORNEY GENERAL CLARK TO THE UNITED KINGDOM ABOUT AUGUST 1 (S)(u) AMBASSADOR HAS NO KNOWLEDGE OF SAME AND REQUESTS DETAILS. C.V.D. ROUSSEAU (S)(u)

RECEIVED 7-3-46 11:45 AM EST MD (S)(u)

Handwritten signature

DECLASSIFIED BY SP-MS/clj ON 4/16/03 #911255

no info

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

CLASSIFIED DECISIONS FINALIZED BY DEPARTMENT OF JUSTICE (DRC) DATE 5-21-86

Tom C. Clark

See memo to [unclear] 4/16/03 (S)(u)

286,651
Classified by 566SLD/epm

Declassify on: 286556 3-13-86
2781 JUL 10-26-89

RECORDED

162-72944-141

JUL 12 1946 (S)(u)

Classified by SP-8 RTA/ME
Declassify on: UNCLAS

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems (S)(u)

~~CONFIDENTIAL~~

Handwritten mark

COPY: FC



OFFICE MEMORANDUM UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

DATE: July 8, 1946

FROM : J. K. MUMFORD

~~CONFIDENTIAL~~

10:22 AM

SUBJECT:

~~CONFIDENTIAL~~

ASAC Bills, Newark, called and advised that in the late evening on July 5, 1946, a Mrs. Green had called the CP Headquarters, after having made several other calls, in which she told the CP Officials that she had a lot of papers, documents, etc., which proved that Attorney General Clark and Secretary of the Treasury Vinson were involved in a mess when Tom Clark was a District Attorney and that it is an allegation of a conspiracy to hold the CP in check and also to deprive certain individuals of their rights. Mr. Bills stated this is very lengthy and inquired as to sending it in by air mail letter. I advised him to send it by air mail right away so we would have it in the morning.

3/11/86

DECLASSIFIED BY 5662 SLN/60ms #236,651
 ON 3-13-86
 # 286,556

JKM:EOD

RECORDED

62-72944-142

Classified by SP-8 BJS/ld
 Declassify on: OADR 6/8/82

EX - 44

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED EXCEPT
 WHERE SHOWN OTHERWISE.

The Attorney General

July 22, 1946

Director, FBI

I thought you might be interested in the attached editorial entitled, "The People Need the Awakening Light," which appeared in The Memphis Commercial Appeal. While it is true that you have had some brickbats thrown at you from various groups who have a pinkish tinge; nevertheless, I feel that the greater masses of the American public thoroughly concur in the remarks you made in Chicago which caused you to be singled out as the target for the Communistically inclined fringe.

Memphis, Tennessee

Attachment

LBN:eb

Tom C. CLARK

SEARCHED	INDEXED
SERIALIZED	FILED
JUL 23 1946	
FBI - MEMPHIS	

RECORDED & INDEXED
EX-48 347

162-72944-143

30 JUL 24 1946

RECEIVED DIRECTOR
FBI
U.S. DEPT. OF JUSTICE
JUL 23 6 01 PM '46

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BJS/RO

70 JUL 26 1946

The Attorney General

July 23, 1946

Director, FBI

TOM CLARK

I am attaching hereto copies of the photographs taken in the Solicitor General's Office this morning and I thought you might like to have them.

Attachment

LBN:MP:JEJ

RECORDED 62-72944-144
10. 23. 46
VRS-52

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

70 JUL 29 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY sp-8 BTJ/aw

OFFICE
THE ATTORNEY GENERAL



MA
O

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	

July 18, 1946.

Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Mr. Gandy	

MEMORANDUM FOR: Director
Federal Bureau of
Investigation

Thank you for sending me a copy of
the July 1946 issue of the FBI Law Enforce-
ment Bulletin. I am glad to have it.

2cc

Tom COCLARK

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/16/83 BY SP2 MJA/ldj

#971255

llu

62-72944-145

RECORDED

118

57 AUG 6

1946

52-42

JR

The Attorney General

July 31, 1946

Director, FBI

Tom C. CLARK

FBI Law Enforcement Bulletin

Attached hereto is a copy of the August, 1946, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

RECEIVED-DIRECTOR
U.S. DEPT. OF JUSTICE
JUL 31 9 56 AM '46
72944-146

RECEIVED READING ROOM
F B I
U.S. DEPT. OF JUSTICE
JUL 31 9 05 AM '46

SENT FROM D. O.
TIME 12 10 PM
DATE 7-31-46
BY [Signature]

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Belmont
- Pennington
- Quinn Tamm
- Nease
- Gandy

MAJ:HN
52 AUG 1 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/21/82 BY SP-8 BTW/NO

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. E. A. Tamm

DATE: August 2, 1946

FROM : SAC, Charlotte

SUBJECT: Attorney General Being Grounded in Charlotte

Tom C. CLARK

Reference is made to your telephone call of July 31, relative to the Attorney General being grounded at Charlotte.

I got in touch with him immediately after your call, and after taking him to dinner in Charlotte, arranged for an agent to drive him to Myrtle Beach. The agent informed me that the trip to Myrtle Beach was made without misadventure and they arrived there around midnight.

The Attorney General appeared to be well satisfied with the way we took care of him here.

ES:mwc

RECORDED

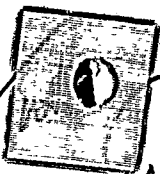
62-72944-147

F B I

EX - 25 29 AUG 6 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RLS

59 AUG 12 1946



Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Carson	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Harbo	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn	✓
Mr. Nease	✓
Miss Gandy	✓

UBJ

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

AUG 2 1946

TELETYPE

FBI SAVANNAH

8-2-46

9-05 PM

DIRECTOR, FBI

ATTORNEY GENERAL TOM C. CLARK, PRESENTLY STOPPING WHISTLING WINDS COTTAGE EIGHTEEN MILES FROM MYRTLE BEACH, S. C., REQUESTS THAT BUREAU NOTIFY DEPARTMENT TO DIRECT ANY NECESSARY EMERGENCY COMMUNICATIONS TO HIM OR ASSISTANT ATTORNEY GENERAL CAUDLE THROUGH SAVANNAH OFFICE, THIS REQUEST MADE IN VIEW OF LACK OF COMMUNICATIONS FACILITIES AT WHISTLING WINDS COTTAGE.

BROWN

END

CORR SIXTH WORD LINE ONE " PRESENTLY "

RECORDED

62-75744-148

AUG 7 1946

9-10 PM OK FBI WA DC SK

cc: Mr. Tamm

52 AUG 13 1946

called Mr. McGuire 8-2-46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY SP-8 BTJ/RW

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TAMM *[Handwritten mark]*

DATE: August 13, 1946

FROM : D. M. Ladd *[Handwritten mark]*SUBJECT: *[Handwritten mark]*

TOM C. O'CLARK

The Attorney General called me today and advised that he would appreciate if the Bureau would wire its representative in the Embassy in Paris to contact his son, Cpl. Ramsey Clark of the Marine Corps, and advise him that Attorney General and Mrs. Clark would be in Paris on Sunday in order that he might be available.

After checking with the Director, appropriate wires were dispatched to Paris and also to London. *[Handwritten mark]*

DML:da

RECORDED
INDEXED
304

62-72944-149

29

8/13/46
[Handwritten initials]

EX-9

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/KW

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

58 AUG 22 1946

Office Memorandum • UNITED STATES GOVERNMENT

TO : The Attorney General

DATE: July 22, 1946

FROM : Director, FBI

SUBJECT:

I thought you might be interested in the attached editorial entitled, "The People Need the Awakening Light," which appeared in The Memphis Commercial Appeal. While it is true that you have had some brickbats thrown at you from various groups who have a pinkish tinge; nevertheless, I feel that the greater masses of the American public thoroughly concur in the remarks you made in Chicago which caused you to be singled out as the target for the Communistically inclined fringe.

TOM C O CLARK

Attachment

RECORDED & INDEXED
31
EX-60

162-72944-150

32 AUG 19 1946

OFFICE OF THE RECEIVED
JUL 24 1946
ATTORNEY GENERAL

Whether they agree or not I was right

Thanks, I agree, but whether they agree or not I was right.

KEEP IN F. B. I. FILES

APR 8/1/46

53 AUG 23 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/21/83 BY SP-8 BTJ/W

FROM
THE ATTORNEY GENERAL
TO

#13

Official Indicated below by check mark

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Alien Enemy Control Section
- Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information
- Mr. Donald Cook
- Mr. Morison
- Mr. Ford
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Miss Moore
- Miss Dennis

MEMORANDUM

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. A. Tamm	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/14/93 BY SP2 MZ/efj
#971285

~~CONFIDENTIAL~~

Carson

Mr. Ladd

100

(u)

DECODE OF DOUBLE CODE CABLE 136 FROM SIS 498 DATED AUGUST 14, 1946 AT PARIS, FRANCE. RECEIVED FROM THE STATE DEPARTMENT

ATTORNEY GENERAL TOM CLARK. REFERENCE YOUR CABLEGRAM OF AUGUST 14. RAMSEY CLARK NOW IN MOSCOW. DUE BERLIN [AUGUST 17] ROUTE TO PARIS STATE DEPARTMENT WILL MAKE EVERY EFFORT TO EXPEDITE HIS RETURN TO PARIS ON [AUGUST 18]

[RECEIVED: 8-14-46 2-25 PM EST IMR]

miss Stewart adm
ph
[8/14/46]

DECLASSIFIED BY SP2MVT/eli
ON 4/16/03 #971255

286,651
Classified by 566854D/epj
Declassify on: OADR
3-13-89
agree 9781045/ab
10-27-89, 286,556

~~CLASSIFIED BY DEPARTMENT OF COMMERCE
BY DEPARTMENT OF COMMERCE COMMITTEE (DRC)
DATE: 5-21-86~~

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.~~

RECORDED
&
INDEXED

62-72944-151

~~Classified by SP-8 BTJ/UC
Declassify on: OADR 4/9/83~~

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

56 SEP 4 - 1946 ~~CONFIDENTIAL~~

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

CC-150

g/3

To: COMMUNICATIONS SECTION.

AUGUST 13, 1946 (u)

Transmit the following message to:

LEGAL ATTACHE
LONDON, ENGLAND

~~CONFIDENTIAL~~

~~WAELEGRAM - CIPHER PAD CODE - URGENT~~ (u)

ATTORNEY GENERAL TOM CLARK. ATTORNEY GENERAL AND MRS. CLARK LEAVING SHORTLY
ON PERSONAL VISIT TO LONDON AND PARIS. EXACT TIME OF ARRIVAL LONDON NOT
KNOWN. HOWEVER THEY WILL BE IN PARIS [SUNDAY, AUGUST EIGHTEEN.] EXTEND
USUAL COURTESIES. (u)

DVH:mrl

DECLASSIFIED BY SPZMLT/dj
ON 4/16/83

CC-
SIS EUROPEAN DESK, RM. 2242

#976
enc. amf
#971255

~~Classified by SP-8 BTJ/RO
Declassify on: OADR 6/1/83~~

~~Classified by 5668 SLD/68m
2-13-96
agree 2781 VLS/cab
10-27-81, 286,556~~

(C)
REC 13 4 21

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.~~

#976

REC
F B I
AUG 16 1946

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Coffey
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gendon
Mr. Pennington
Mr. Quinn Tamm
Mr. Nease
Miss Gandy

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/2/83 BY SP-8 BTJ/RO~~

~~CONFIDENTIAL~~

56 AUG 2 1946

Per meet

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

~~CONFIDENTIAL~~

83

To: COMMUNICATIONS SECTION.

AUGUST 13, 1946

Transmit the following message to: ATTACHE
PARIS, FRANCE

~~CABLEGRAM - CIPHER PAD CODE - URGENT~~

ATTORNEY GENERAL TOM CLARK. ATTORNEY GENERAL AND MRS. CLARK LEAVING SHORTLY ON PERSONAL VISIT TO LONDON AND PARIS. EXPECT TO BE IN PARIS [SUNDAY, AUGUST EIGHTEEN]. THEIR SON, CORPORAL RAMSEY CLARK, MARINE CORPS, MAY BE REACHED THROUGH COLONEL BENNETT IN CHARGE OF COURIERS, AMERICAN EMBASSY, PARIS. CONTACT CORPORAL CLARK THROUGH BENNETT AND ADVISE OF ARRIVAL SUNDAY. THEY WOULD LIKE TO SEE CORPORAL CLARK AT THAT TIME. EXTEND USUAL COURTESIES TO ATTORNEY GENERAL AND WIFE.

DVH:mr1

cc-SIS EUROPEAN DESK

DECLASSIFIED BY SP2 MCL/els
ON 4/16/03 #971255

~~CLASSIFIED DECISIONS EXEMPTED
BY DEPARTMENT REVIEW COMMITTEE (DRC)
DATE: 5-21-88~~

Classified by 5628 SJK/brn
Declassify on: 3/3/86

2781 VES/col
10-27-89, 296,556

RECEIVED
U.S. DEPT. OF JUSTICE
AUG 16 1946

~~Classified by SP8 BJS/ru
Declassify on: OADR 6/2/82~~

EX-50

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

~~CONFIDENTIAL~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP8 BJS/ru

SENT VIA Cable 8-14-46 4 AM Per MK

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

RAI 10 27 42

~~CONFIDENTIAL~~

August 13, 1948

To: COMMUNICATIONS SECTION.

LEGAL ATTACHE
PARIS, FRANCE

[CODE]

Transmit the following message to:

TOM C. CLARK

DELIVER FOLLOWING MESSAGE TO ATTORNEY GENERAL PERSONALLY

HOLDING MESSAGE HIS RETURN TO PARIS IF NECESSARY. "RAISEY"

WILL BE RELEASED THIRTEEN SEPTEMBER BUT CAN REMAIN IF DESIRED.

ADVISE H. GRAMM / ORRISON (u) (u)

RECOVER

DECLASSIFIED BY SP2 MWT/leh
CS 4/16/83 #971255

~~5-21-86~~
#146

LV:FDJ

By Request of Miss [unclear]
+ message furnished by
[unclear]

~~9/28/84/68m
3-13-86
9781/465/klb
284/556 10-27-89~~

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Tracy _____
- Mr. Rosen _____
- Mr. Carson _____
- Mr. Coffey _____
- Mr. Hendon _____
- Mr. Holloman _____
- Mr. Quinn Tamm _____
- Miss Gandy _____

Approved
by [unclear]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

~~CONFIDENTIAL~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/9/83 BY SP7 SSS/aw

INDEXED

102-72744-154

(u)

SENT VIA cable 8-19-46 (u) (u) (944 P. U) Per [unclear]

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2MCC/dj
ON 4/16/03
#91255

[DECODE OF DOUBLE CODE CABLE NUMBER 140 FROM SIS NUMBER 498 DATED AUGUST 19, 1946 ^{PARIS} RECEIVED VIA STATE DEPARTMENT]

[ATTORNEY GENERAL AND MRS. CLARK ARRIVED PARIS [AUGUST 18, 3:30 PM] STOPPING AT HOTEL CRILLON PARIS. TENTATIVE SCHEDULE: [AUGUST 21 NUREMBERG, 22 BERLIN, 23 COPENHAGEN AND STOCKHOLM, 26 AMSTERDAM, 27 GENEVA, 28 ROME, 30 VIENNA WEATHER PERMITTING, OTHERWISE WILL GO TO NICE AND PARIS. LONDON ABOUT SEPTEMBER 3 OR 4, THEN EDINBURGH AND SHANNON AND WILL RETURN TO WASHINGTON BY SEPTEMBER 10.] REQUEST HIS DAUGHTER-IN-LAW BE ADVISED THEY ARRIVED SAFELY AND NOT TO WORRY.

[RECEIVED: 8-19-46 1:34 PM EST]

FMF

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

~~CLASSIFIED REVISIONS FINALIZED BY DEPARTMENT OF JUSTICE COMMITTEE (DDJ) DATE: 5-21-86 EBM~~

Classified by 5886 SLD/EBM

Declassify on: OADR 6/19/83

3/12/86
2781/725/207
10-27-89
286556

~~Classified by SP4 BTJ/RLD~~

~~Declassify on: OADR 6/19/83~~

SE 35
RECORDED
EX-65

162-72944-155

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

[55 AUG 28 1946]

~~CONFIDENTIAL~~

Clark, John C. W.

*rw
mm*

TOM C

[X] (u)

[X] (u)

[X] (u)

[X] (u)

~~OADR 6/19/83~~

Mrs. Kravall advised (8/20/46) (c) (copy office) [initials]

g

[initials]

74

The Attorney General

August 22, 1946

Director, FBI

Tom⁸⁰ CLARK

Attached is a copy of the September, 1946, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

RECEIVED-DIRECTOR
U.S. DEPT. OF JUSTICE
AUG 22 5 29 PM '46

EX-149

RECORDED

62-72944-156

AUG 26 1946

RECEIVED
U.S. DEPT. OF JUSTICE
TIME 9:10
DATE 8/23
BY B

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Pennington
- Quinn
- Nease
- Gandy

53 AUG 28 1946
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BJS/RLW

MAJ:HN

FEDERAL BUREAU OF INVESTIGATION

1946

TO:

- | | |
|--|---|
| <input checked="" type="checkbox"/> Director | <input checked="" type="checkbox"/> Mr. Leonard |
| <input checked="" type="checkbox"/> Mr. Tolson | <input checked="" type="checkbox"/> Mr. McGuire |
| <input checked="" type="checkbox"/> Mr. E. A. Tamm | <input checked="" type="checkbox"/> Mr. Nease |
| <input type="checkbox"/> Mr. Clegg | <input type="checkbox"/> Mr. Quinn Tamm |
| <input type="checkbox"/> Mr. Glavin | <input type="checkbox"/> Miss Gandy |
| <input type="checkbox"/> Mr. Harbo | <input type="checkbox"/> Mr. English, 5627 |
| <input type="checkbox"/> Mr. Ladd | <input type="checkbox"/> Records Section |
| <input type="checkbox"/> Mr. Rosen | <input type="checkbox"/> Pers. Records Sec. |
| <input type="checkbox"/> Mr. Tracy | <input type="checkbox"/> Reading Room |
| <input type="checkbox"/> Mr. Carson | <input type="checkbox"/> Mail Room |
| <input type="checkbox"/> Mr. Cartwright | <input type="checkbox"/> Miss Jones |
| <input type="checkbox"/> Mr. Heinritz | <input type="checkbox"/> Miss Middleton |
| <input type="checkbox"/> Mr. Hendon | <input type="checkbox"/> Miss Pitts |
| <input type="checkbox"/> Mr. Jones | <input type="checkbox"/> M |

See Me For Appropriate Action
Send File Prepare Reply

- | |
|--|
| <input type="checkbox"/> Mr. E. A. Tamm..... |
| <input type="checkbox"/> Mr. Clegg..... |
| <input type="checkbox"/> Mr. Glavin..... |
| <input type="checkbox"/> Mr. Ladd..... |
| <input type="checkbox"/> Mr. Nichols..... |
| <input type="checkbox"/> Mr. Rosen..... |
| <input type="checkbox"/> Mr. Tracy..... |
| <input type="checkbox"/> Mr. Carson..... |
| <input type="checkbox"/> Mr. Gurnea..... |
| <input type="checkbox"/> Mr. Harbo..... |
| <input type="checkbox"/> Mr. Pennington..... |
| <input type="checkbox"/> Mr. Quinn Tamm..... |
| <input type="checkbox"/> Mr. Nease..... |
| <input type="checkbox"/> Miss Gandy..... |

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED~~

DATE 6/7/83 BY SP-8 BTJ/US

L. B. Nichols
Room 5640, Ext. 691

~~CONFIDENTIAL~~

DECLASSIFIED BY SP7 MAJ /dj
ON 4/16/03 #971255

[DECODE OF DOUBLE CODE CABLE NUMBER 143 FROM SIS NUMBER 498 (DATED AUGUST 23, 1946) AT PARIS, FRANCE. RECEIVED: VIA STATE DEPARTMENT

ATTORNEY GENERAL CLARK LEFT BERLIN (AUGUST 23) FOR COPENHAGEN AND STOCKHOLM. PLANNING TO LEAVE STOCKHOLM (AUGUST 25) REQUESTS (u) ADVICE IMMEDIATELY AS TO STATE OF HEALTH AND WELLBEING OF HIS DAUGHTER. PLEASE ADVISE (u)

[RECEIVED: 8-23-46] 1:24 PM EST MW] (u)

~~CLASSIFIED BY [redacted] RECORDED
BY DEPARTMENT REVIEW COMMITTEE (DRC)
DATE: 5-21-86~~

62-12944-157

[31 AUG 27] (u)

~~Classified by SP7 BTJ/aw
Declassify on: OADR 6/7/83~~

~~Classified by SCA SLD/EBM
Declassify on: OADR 3-13-86~~

~~Cable Paris
8-23-46
e/f/c~~ (u)

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.~~

~~2781 v25/keb
10-27-89, 286, 556~~

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems (u)

~~CONFIDENTIAL~~

DECLASSIFIED BY SP-1 M/T/CH
ON 4/17/03

#971255

AUGUST 23, 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

RECORDED
INDEXED
BY DEPARTMENT
DATE 5-21-68

ATTACHE
THE AMERICAN EMBASSY
PARIS, FRANCE

~~CONFIDENTIAL~~

CABLEGRAM - URGENT
~~DOUBLE CODE~~

REFERENCE TO YOUR MESSAGE NUMBER ONE FOUR THREE. OFFICE OF ATTORNEY GENERAL
ADVISES UNQUOTE HAVE CALLED MILDRED EACH DAY. SHE IS EXTREMELY WELL AND HAPPY.
SHE IS DOING SOME SWIMMING AND RIDING. SENDS ALL HER LOVS UNQUOTE. ARRANGE
TO DELIVER MESSAGE TO ATTORNEY GENERAL IMMEDIATELY.

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Coffey _____
- Glavin _____
- Ladd _____
- Nichols _____
- Rosen _____
- Tracy _____
- Acers _____
- Carson _____
- Harbo _____
- Hendon _____
- McNard _____
- Starke _____
- Quinn Tamm _____
- Nease _____
- Gandy _____

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED~~

CHG:FA DATE 6/1/83 BY SP-8 BTJ/RW

Classified by SP-8 BTJ/RW
Declassify on: OADR 6/1/83

Declassify on: 5668-SP-10/CRM
3-13-86

2781 T/S/ab-
10-27-87, 286,556

~~CONFIDENTIAL~~

101946

Case file
6/23/10
7 35 P.M.
u

URGENT
CABLEGRAM

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

(u) CC-150
(u) (CODE)

(u) (u) AUGUST 26, 1946

To: COMMUNICATIONS SECTION ~~CONFIDENTIAL~~

Transmit the following message to:

LEGAL ATTACHE
AMERICAN EMBASSY
PARIS, FRANCE

MRS. STEWART AND ACTING AG DESIRE DISCUSS ROUTINE BUSINESS WITH
AG OVER PHONE SOON AS HE IS AVAILABLE AND REQUEST AG INDICATE
TIME AND ADVISE WHEN AND WHERE CALL SHOULD BE PLACED. ADVISE

TWA

HOOVER

LBN:hbm

cc = SIS European Desk

~~CLASSIFIED BY
DATE: 5-21-86~~

DECLASSIFIED BY SP2 MWT/ctj
ON 4/17/03 #971255

~~5668 SLD/epm
278 NLS/CUB
10-27-89, 28, 50~~

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 RYD/rd~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Foxworth _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Carson _____
- Mr. Holloman _____
- Mr. Quinn Tamm _____
- Mr. Hendon _____
- Mr. Tracy _____

Classified by SP-8 GJS/rjs
Declassify on: OADR 6/2/83

RECORDED

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

SENT VIA

Cable 8 26.46

7 557 (u)

Per [Signature]

(u)

26 4-24-46

DEPT. OF JUSTICE

158

(u)

(u)

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2MLT/eh
ON 4/17/03 #971256

Tom C. ^① CLARK

DECODE OF DOUBLE CODE CABLE NUMBER 145 FROM SIS NUMBER 498 DATED AUGUST 27, 1946 AT PARIS, FRANCE. RECEIVED VIA STATE DEPARTMENT

ATTORNEY GENERAL CLARK ARRIVING PARIS ABOUT 4:00 P.M. (AUGUST 27) ARRANGING TELEPHONE CALL FROM HERE WITH MRS. STEWART AND ACTING ATTORNEY GENERAL AT 7:00 P.M. TODAY PARIS TIME

RECEIVED: 8-27-46 11:56 AM EST

~~Classified by SP-8 CTS/AD
Declassify on OADR 6/1/85~~

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

Home calling card
Office DNT
72944-159
31 AUG 28 1946
Classified by 56250/ken
Declassify on 3-13-86
278 JLS/Cub
10-27-87

COPIES DESTROYED 332 DEC 16 1964

CLASSIFIED DECISIONS BY DEPARTMENT REVIEW COMMITTEE (DRC) DATE: 5-21-86

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems

56 SEP 5 1946

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2 MLT/ehj
ON 4/17/83 #971255

~~SECRET~~
5-21-86 EPM

DECODE OF DOUBLE CODE CABLE NUMBER 728 FROM SIS NUMBER 498 DATED AUGUST 28, 1946 AT PARIS. RECEIVED VIA THE STATE DEPARTMENT (u)

ONE. ATTORNEY GENERAL CLARK REQUESTS H. GRAHAM MORRISON BE ASKED TO EXTEND RAMSEY'S SERVICES FOR SIXTY DAYS. TWO. MR. INGVAR LINDELL, SWEDISH UNDER SECRETARY OF MINISTRY OF SOCIAL AFFAIRS AND CHAIRMAN OF SWEDISH GOVERNMENT COMMITTEE FOR STUDY OF POLICE METHODS, NOW IN UNITED KINGDOM AT INVITATION OF BRITISH GOVERNMENT TO STUDY BRITISH POLICE METHODS AND TRAINING. ATTORNEY GENERAL CLARK BELIEVES IT WOULD BE ADVANTAGEOUS TO THE UNITED STATES TO EXTEND SIMILAR INVITATION FOR SAME PURPOSE AND WOULD DEVELOP CLOSER AND MORE PRODUCTIVE RELATIONS BETWEEN SWEDEN AND UNITED STATES PARTICULARLY WITH REFERENCE TO COMMUNIST INFILTRATION. ATTORNEY GENERAL REQUESTS DIRECTOR AND ACTING ATTORNEY GENERAL DISCUSS PROJECT AND SUGGEST TO STATE DEPARTMENT TO ISSUE INVITATION. THREE. TRADING WITH THE ENEMY ACT. ATTORNEY GENERAL HAS DISCUSSED OPERATION OF ABOVE ACTS OF GENERAL CLAY AND DESIRES ACTING ATTORNEY GENERAL INITIATE DISCUSSION WITH GENERAL COUNSEL TREASURY DEPARTMENT TO EXPEDITE ISSUANCE OF LICENSE OF AMERICAN BUSINESSMEN TO TRADE WITH GERMANY. UNDER PRESENT CUMBERSOME PROCEDURE AMERICAN BUSINESS IS LOSING OUT ON PURCHASES OF PEACE TIME GERMAN MANUFACTURED ARTICLES. POINT OUT THE MORE MANUFACTURED GOODS FROM GERMANY SOLD IN THE UNITED STATES WOULD BE ADVANTAGEOUS AND DIRECTLY REDUCE COST OF OCCUPATION.

RECEIVED: 8-28-46 4:11 PM EST (u)

NH (u)

3-13-86

UNDERLINED PORTION ACTUAL DECODE, AWAITING CONFIRMATION (u)

Sub slot (u)
2781 vls/ct
10-27-86
286,556

Classified by SP-8 BTJ/ru
Declassify on: OADR of 1/1/83

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

RECORDED

INDEXED

397 76 SEP 4 1946 (u)

INITIALS OF OFFICER

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems. (u)

58 SEP 9 1946 (u)

~~CONFIDENTIAL~~

ORIGINAL COPY FILED IN

760

COPY

0

0

Mr. Tolson	
Mr. E.A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

aod

August 9, 1946

Tom C. Clark

Handwritten initials

Dear Dean:

The following is a tentative itinerary for my proposed trip to Europe:

August 17, 1946	Leave New York
August 18	Arrive Paris
August 20	Berlin
August 21	Nurnberg
August 22	"
August 23	Copenhagen
August 24	Stockholm
August 25	"
August 26	Prague
August 27	Vienna
August 28	Rome
August 29	Paris
August 30	"
August 31	"
September 1, 1946	Paris
September 2	London
September 3-4	RECORDING Scotland
September 5-6	Scotland
September 7-10	Ireland

62-7-1-161

I do not know that this schedule will be followed, but I did want you to have an idea of what I have in mind right now. I have not contacted any of our representatives abroad with respect to accommodations for myself, Mrs. Clark, and Col. McInerny, so would appreciate anything you feel you may be able to do along this line.

Kind personal regards,

Sincerely,

POST & SIGN

RECEIVED

FBI

Attorney General

Administrative stamp with handwritten file number #91256

Hon. Dean Acheson
Acting Secretary of State
Washington, D. C.

93 SEP 10 1946

RECORDS STATION

F-18

8/30

1946

- Mr. Cartwright
- Mr. Waikart
- Mr. Eames
- Mr. Seyfarth
- Mr. Runaldue
- Mr. Saunders
- Classifying Unit
- Consolidation Unit
- Filing Unit
- File Review & Research
- General Index Unit
- Numbering Unit
- Personnel Files
- Recording Unit
- Routing Unit
- Stop Desk
- Service Unit
- Note and Envelope Cont. by Stop Desk

Block ___ copies

___ Please return

___ Note date

___ Note card

___ Note envelope

**ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED**

___ See me

___ Phone me

___ Please handle

___ Note and Envelope

DATE 6-7-83 BY SP-8 RBT/RO

*OK to place on record as
this is all we received. See
Mr. Nichol's notation on
attached routing slip.*

M. Randolph

7233

FEDERAL BUREAU OF INVESTIGATION
RECORDS SECTION

8/29 1946

- | | |
|---|--|
| <input type="checkbox"/> Mr. Tolson | <input type="checkbox"/> Mr. Jackson |
| <input type="checkbox"/> Mr. Tamm, E. A. | <input type="checkbox"/> Mr. Jones |
| <input type="checkbox"/> Mr. Clegg | <input type="checkbox"/> Mr. Keay |
| <input type="checkbox"/> Mr. Glavin | <input type="checkbox"/> Mr. Lawson |
| <input type="checkbox"/> Mr. Harbo | <input type="checkbox"/> Mr. Leonard |
| <input type="checkbox"/> Mr. Ladd | <input type="checkbox"/> Mr. Logue |
| <input checked="" type="checkbox"/> Mr. Nichols <i>Office</i> | <input type="checkbox"/> Mr. Long |
| <input type="checkbox"/> Mr. Rosen | <input type="checkbox"/> Mr. McCabe |
| <input type="checkbox"/> Mr. Tracy <i>5/1/46</i> | <input type="checkbox"/> Mr. McGuire |
| <i>Dillon</i> | <input type="checkbox"/> Mr. Martin |
| <input type="checkbox"/> Mr. Baughman <i>7233</i> | <input type="checkbox"/> Mr. Mason |
| <input type="checkbox"/> Mr. Boyle | <input type="checkbox"/> Mr. May |
| <input type="checkbox"/> Mr. Callan | <input type="checkbox"/> Mr. Mohr |
| <input type="checkbox"/> Mr. Carroll | <input type="checkbox"/> Mr. Morris |
| <input type="checkbox"/> Mr. Carson | <input type="checkbox"/> Mr. Mumford |
| <input type="checkbox"/> Mr. Caver | <input type="checkbox"/> Mr. Nease |
| <input type="checkbox"/> Mr. Coyne | <input type="checkbox"/> Mr. Nelson |
| <input type="checkbox"/> Mr. Edwards, H. L. | <input type="checkbox"/> Mr. Newby |
| <input type="checkbox"/> Mr. Egan | <input type="checkbox"/> Mr. Newman |
| <input type="checkbox"/> Mr. Evans | <input type="checkbox"/> Mr. Olsen |
| <input type="checkbox"/> Mr. Felt | <input type="checkbox"/> Mr. Pennington |
| <input type="checkbox"/> Mr. Fletcher | <input type="checkbox"/> Mr. Price <i>8/5/46</i> |
| <input type="checkbox"/> Mr. Gauthier | <input type="checkbox"/> Mr. Ranstad |
| <input type="checkbox"/> Mr. Hair | <input type="checkbox"/> Mr. Renneberger |
| <input type="checkbox"/> Mr. Harvey | <input type="checkbox"/> Mr. Scott |
| <input type="checkbox"/> Mr. Hayden | <input type="checkbox"/> Mr. Shine |
| <input type="checkbox"/> Mr. Hendon | <input type="checkbox"/> Mr. Stetter |
| <input type="checkbox"/> Mr. Hince | <input type="checkbox"/> Mr. Strickland |
| <input type="checkbox"/> Mr. _____ | <input type="checkbox"/> Mr. Suttler |
| <input type="checkbox"/> Mr. _____ | <input type="checkbox"/> Mr. Tamm, Q. |
| <input type="checkbox"/> Mr. _____ | <input type="checkbox"/> Mr. Whitson |

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/18/83 BY SP-8 BTJ/RU

*Was this received with
a cover letter? If so do you
remember date?*

Thank you

R. Dillon

Penalty for Private Use to
Avoid Payment of Postage, \$300

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-20-96 BY SP-1

Aug 29 11:08 AM '96
RECEIVED-NICHOLS
F B I
DEPT. OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

To: COMMUNICATIONS SECTION.

Transmit the following message to:

~~CONFIDENTIAL~~

DML:DS

[AUGUST 29, 1946]

LEGAL ATTACHE
LONDON, ENGLAND RADIOGRAM URGENT

[CIPHER PAD CODE]

DECLASSIFIED BY SP2 MLT/ky
ON 4/17/03

#971255

ADVISE ATTORNEY GENERAL CLARK ON ARRIVAL LONDON
THAT BOB HANNEGAN STATES FRED SALTER, VICECONSUL
AMERICAN EMBASSY LONDON WILL MAKE ARRANGEMENTS
FOR CLOTHING STOP ALSO ADVISE HIM MILDRED WELL

~~5-21-86/elm~~

~~5 (68 SL) / Elm # 985~~

2781 JAS/ab
10-27-89, 286, 556

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Tracy _____
- Mr. Rosen _____
- Mr. Carson _____
- Mr. Coffey _____
- Mr. Hendon _____
- Mr. Holloman _____
- Mr. Quinn Tamm _____
- Mr. Nease _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

CC - SIS EUROPEAN DESK

~~CONFIDENTIAL~~

AUG 29

7 19 PM '46

SENT VIA

Per

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2-MIT/dj
ON 4/17/03 #971255

~~CLASSIFIED BY SP2-MIT/dj
BY DEPARTMENTAL AUTHORITY (DRC)
DATE 5-21-86 EBM~~

(u) DECODE OF DOUBLE CODE CABLE NUMBER 149 FROM SIS NUMBER 498 DATED AUGUST 29, 1946 AT PARIS, FRANCE. RECEIVED VIA STATE DEPARTMENT

(u) ATTORNEY GENERAL CLARK LEFT PARIS, TO ARRIVE GENEVA (AUGUST 29) ROME (AUGUST 30) WILL RETURN PARIS (SEPTEMBER 3) ARRIVING LONDON (SEPTEMBER 4). MR. CLARK REQUESTS MR. LADD TO DETERMINE FROM BOB HANNEGAN NAME OF LATTER'S LONDON CONTACT FOR CLOTHING AND TO ADVISE JOHN A CIMPERMAN SAME BY LONDON ARRIVAL DATE IF POSSIBLE. (u)

RECEIVED: 8-29-46 1:04 PM EST (u) MW (u)

~~Classified by SC/SSLD/EM
Declassify on: OADR
2781 415/ab
10-27-89-286536~~

RECORDED 62-72944-162
F B I
[37 SEP 9 1946] (u)

~~Classified by SP2-8 BTJ/LL
Declassify on: OADR 6/17/83~~

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.~~

(u) (u) (u)
[Handwritten signature and date 8/29/46]

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems. (u)

~~CONFIDENTIAL~~

cc - Mr. Ladd
Mr. Tamm

THE ATTORNEY GENERAL

August 30, 1946

Attention: Acting Attorney General H. Graham Morrison
John Edgar Hoover - Director, Federal Bureau of Investigation

MESSAGE FROM ATTORNEY GENERAL CLARK

The Liaison Representative of the Federal Bureau of Investigation in Paris has forwarded by cable a message from the Attorney General incorporating two requests.

He first asks that you arrange for the extension of the services of his son, Ramsey, in his present position for sixty days.

Secondly, under the heading of TRADING WITH THE ENEMY ACT, the Attorney General advises that he has discussed operation of the above Act with General Clay and desires that the Acting Attorney General initiate a discussion with the General Counsel of the Treasury Department to expedite the issuance of licenses for American businessmen to trade with Germany. He points out that under the present cumbersome procedure American business is losing out on purchases of peacetime German manufactured articles. He suggests that it be emphasized that if more manufactured goods from Germany were sold in the United States it would be advantageous and would indirectly reduce the cost of occupation.

DVH:KK

RECORDED
INDEXED
DATE 8-29-46
BY [signature]

RECORDED
&
INDEXED
46

RECEIVED-DIRECTOR
J.S. DEPT. OF JUSTICE
AUG 29 5 09 PM '46

62-72944-163

RECORDED COPY FILED IN 66-2-99-119-61

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/27/83 BY SP-8 BTJ/20

DVH:KK

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

70 SEP 10 1946

U R G E N T

September 2, 1946

MR. STANLEY R. RUSSO
VICE CONSUL
AMERICAN CONSULATE
ROME, ITALY

TRANSMIT THE FOLLOWING MESSAGE PERSONALLY TO ATTORNEY GENERAL TOM C. CLARK:

"SORRY TO MISS YOUR CALL. NOTING URGENT THIS END. MILLED WEL DENES LOV
SIGNED, GRACE STEWART." IF ATTORNEY GENERAL HAS LEFT ROME FORWARD MESSAGE
TO HIM. ADVISE IF UNABLE TO DELIVER MESSAGE.

ETT:mjp
9/2/46

72
Encl 72 1600-1640

162-72742-164

DMH
ENT

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/7/83 BY SP-8 BTJ/RL

326 Ch 97

EP 1 2 3

Let me call

9/2/46 2:51 PM

Private

ENT

Mr. Tolson.....
 Mr. D. A. Tamm.....
 Mr. Clegg.....
 Mr. Coffey.....
 Mr. Glavin.....
 Mr. Ladd.....
 Mr. Nichols.....
 Mr. Rosen.....
 Mr. Tracy.....
 Mr. Carson.....
 Mr. Egan.....
 Mr. Gurnea.....
 Mr. Harbo.....
 Mr. Hendon.....
 Mr. Pennington.....
 Mr. Quinn Tamm.....
 Mr. Nease.....
 Miss Gandy.....

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2MLT/eh
 ON 4/17/03
 #971255

DECODE OF DOUBLE CODE CABLE NUMBER 150 FROM SIS NUMBER 498 DATED
 SEPTEMBER 4 AT PARIS. RECEIVED VIA STATE DEPARTMENT (S) (u)

ATTORNEY GENERAL CLARK LEAVING PARIS FOR LONDON [SEPTEMBER 5] (S) (u)

[RECEIVED 9-4-46] 8:06 AM EST (S) (u)

MOC

~~CLASSIFIED BY SP6SLD/KM
 BY DEPARTMENTAL SECURITY COMMITTEE (DSC)
 DATE: 5-21-86~~

[Handwritten signature]

~~Classified by SP6SLD/KM
 Declassify on: OADR
 2781 925/eh
 10-27-89 296,556~~

RECORDED 162-72944-165
 FBI
 (32 SEP 02 1983) (S) (u)

~~Classified by SP-8 PSL/eh
 Declassify on: OADR 6/19/83~~

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED EXCEPT
 WHERE SHOWN OTHERWISE.

If the intelligence contained in the above message is to be disseminated
 outside the Bureau, it is suggested that it be suitably paraphrased in
 order to protect the Bureau's cryptographic systems. (S) (u)

EX-25
 324
 (u)

~~CONFIDENTIAL~~

FEDERAL BUREAU OF INVESTIGATION

1946

- | | |
|--|-----------------------|
| <input checked="" type="checkbox"/> The Director | Records Section |
| <input type="checkbox"/> Mr. Tolson | Personnel Files |
| <input type="checkbox"/> Mr. Ladd | Send File |
| <input type="checkbox"/> Mr. Rosen | Bring file up- |
| <input type="checkbox"/> Mr. Clegg | to-date |
| <input type="checkbox"/> Mr. Glavin | Search, serial- |
| <input type="checkbox"/> Mr. Nichols | ize, and route |
| <input type="checkbox"/> Mr. Tracy | Reading Room |
| <input type="checkbox"/> Mr. Harbo | Mechanical Section |
| <input type="checkbox"/> Mr. Hendon | Bureau Supply Section |
| <input type="checkbox"/> Mr. Pennington | Mail Room |
| <input type="checkbox"/> Mr. Quinn Tamm | |
| <input type="checkbox"/> Mr. Nease | |
| <input type="checkbox"/> Mr. Coyne | |
| <input type="checkbox"/> Miss Gandy | Call me re this |
| <input type="checkbox"/> Mr. Carson | Note and return |
| <input type="checkbox"/> Mr. Nease | |
| <input type="checkbox"/> Miss Gandy | File |
| <input type="checkbox"/> Miss Stalcup | Stamp and mail |
| <input type="checkbox"/> Miss Gray | Prepare tickler |
| <input type="checkbox"/> Miss Butcher | Call these files |

See Me

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/7/83 BY SP-8 BTJ/aw

Edward A. Tamm

5734

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

TO : Director, FBI

FROM : SAC, San Diego

SUBJECT: TOM C. CLARK
 UNITED STATES ATTORNEY GENERAL.
 PUBLIC RELATIONS

DATE: September 6, 1946

An article appearing in the San Diego Tribune-Sun of September 5, 1946, reveals that the Attorney General is scheduled to address the California State Bar Association at its annual convention in Hotel Del Coronado, Coronado, California, on the morning of September 27, 1946.

This office will be most anxious to assist the Attorney General in any manner possible by way of transportation or otherwise during his stay here. I shall be at In-Service Training. Mr. DORWART, Assistant SAC, will give this matter his personal attention.

WAM:jec
80-0

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/7/83 BY SP-8 BTJ/KW

RECORDED

EX - 37

162-72944-166
 FBI
 7 SEP 13 1946

326
 52 SEP 19 1946

CRIM 77

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

SEP 13 1946

TELETYPE

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

SAC NEW HAVEN

9-13-46

19-58 PM EDST TOD

DIRECTOR FBI

URGENT

ATTORNEY GENERAL TOM C. CLARK LEAVING NEW HAVEN TWO TWENTY A. M.

SEPTEMBER FOURTEENTH NEXT. TRAVELING DRAWING ROOM A CAR ONE ONE

THREE. WILL ARRIVE WASHINGTON D. C. EIGHT FIFTEEN A. M. EASTERN

STANDARD TIME,

GLEASON

ACK AND HOLD PLS

9-58 PM OK FBI WASH DC NA

52 SEP 26 1946
326

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/17/83 BY SP-8 BTJ/ru

miss order advised
RECORDED 10 11 15 PM
9 13 17
62-72944-167
SEP 17 1946

FEDERAL BUREAU OF INVESTIGATION

1946 .

- The Director
 - Mr. Tolson
 - Mr. Ladd
 - Mr. Rosen
 - Mr. Clegg
 - Mr. Glavin
 - Mr. Nichols
 - Mr. Tracy
 - Mr. Harbo
 - Mr. Hendon
 - Mr. Pennington
 - Mr. Quinn Tamm
 - Mr. Nease
 - Mr. Coyne
- Records Section
 - Personnel Files
 - Send File
 - Bring file up-to-date
 - Search, serialize, and route
 - Reading Room
 - Mechanical Section
 - Bureau Supply Section
 - Mail Room

Miss Gandy Call me re this

Mr. Carson Note and return

Mr. Tolson

Mr. E. A. Tamm

Mr. Clegg

Mr. Glavin

Mr. Ladd

Mr. Nichols

Mr. Rosen

Mr. Tracy

Mr. Carson

Mr. Egan

Mr. Gurnea

Mr. Hendon

Mr. Pennington

Miss Stalcup Stamp and mail

Miss Gray Prepare tickler

Miss Butcher Call these files

See Me

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/9/83 BY SP-8 BTJ/RLS

Mr. Tolson	✓
Mr. E.A. Tamm	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

~~CONFIDENTIAL~~

DECODE OF DOUBLE CODE CABLE NUMBER 846 FROM SIS NUMBER 828 DATED SEPTEMBER 10, 1946 AT LONDON. RECEIVED VIA THE STATE DEPARTMENT

RETURN OF ATTORNEY GENERAL CLARK AND PARTY DELAYED 24 HOURS WILL NOW LEAVE SHANNON FOR UNITED STATES [SEPTEMBER 11] NEXT ARRIVING UNITED STATES NOON OF NEXT DAY. ADVISE MRS. GRACE STEWART, AG SECRETARY WHO WILL MAKE NECESSARY ARRANGEMENTS. CIMPERMAN (S)(u)

RECEIVED 9-10-46 12:28 PM EST MET

9:30 pm [9/10/46] (S)(u)
Mrs. Stewart advised
pd.

DECLASSIFIED BY SP2 MCT/uj
ON 4/18/00
#971255

~~CLASSIFIED BY SP2 MCT/uj
BY DEPARTMENT SECURITY COMMITTEE (DRS)
DATE: 5-21-86 EBM~~

~~Classified by SP2 MCT/uj
Declassify on: OADR 01/82~~

Classified by 5668 SD/Ebm
Declassify on: 10-31-81
2781 215/Cab
285/556
62-72974-168

RECORDED

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

[52 SEP 26 1946]

~~CONFIDENTIAL~~

MCA

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

DATE: 9/2/46

FROM : MR. E. T. TURNER

SUBJECT: CALL FROM MISS GRACE STEWART, ATTORNEY GENERAL'S OFFICE

TOM C. CLARK

At 9:30 a.m. Miss Grace Stewart of the Attorney General's Office called and advised that the Attorney General had called her on a prior date but she had missed the call and had just received the message. She requested that the Bureau send him a message in Rome.

I talked with Mr. Mumford who stated that the message should be sent as requested by Miss Stewart. The attached message was sent to Mr. Stanley Russo, Vice Consul, American Consulate, Rome, Italy, containing the message as dictated by Miss Stewart.

Attachment.

ETT:mjp
9/2/46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/9/83 BY SP-8 BTJ/ALP

RECORDED

1
SEP 5 1946100
55 SEP 26 1946

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahn	
Miss Gandy	

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Coffey	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

~~CONFIDENTIAL~~

by
M43
Tom C. Clark

DECODE OF DOUBLE CODE CABLE NUMBER 151 FROM SIS NUMBER 498
SEPTEMBER 6, 1946 AT PARIS RECEIVED VIA STATE DEPARTMENT

ATTORNEY GENERAL CLARK REQUESTS MR. LADD CONTACT JACK FRYE,
OF TWA, AND ADVISE HIM THAT THE ATTORNEY GENERAL AND PARTY ARE LEAV-
ING SHANNON, IRELAND [SEPTEMBER 10] AND WOULD APPRECIATE TWA ASSISTANCE (u)
THERE IN ACCEPTING EXCESS BAGGAGE, CUSTOMS COURTESIES, ETC. (u)

[RECEIVED 9-6-46] 12:37 PM EST (u)

MD
[initials]

Handled
[initials]

~~CLASSIFIED DECISIONS FINALIZED
BY DEPARTMENT REVIEW COMMITTEE (DRC)
DATE: 5-21-86 ERM~~

DECLASSIFIED BY SP2MJA/ets
ON 4/17/03 #911255

Classified by 562 SLD/ERM
Declassify on: OADR
2781 VAS/ets, 10-30-89
RSC, SSC [initials]

RECORDED

~~Classified by 562 SLD/ERM
Declassify on: OADR 1/1/83~~

162-72944-170
F B I
[7 SEP 13 1946] (u)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

If the intelligence contained in the above message is to be disseminated
outside the Bureau, it is suggested that it be suitably paraphrased in
order to protect the Bureau's cryptographic systems. (u)

[55 SEP 27 1946] (u) ~~CONFIDENTIAL~~

The Attorney General

September 24, 1946

Director, FBI

"THE INVESTIGATOR"
SEPTEMBER, 1946

Tom C. CLARK

I am attaching a copy of the September, 1946, issue of "The Investigator" which I thought you might be interested in seeing. You will note that your photograph appears on page twelve in this particular issue.

Enclosure

RECEIVED-DIRECTOR
U.S. DEPT. OF JUSTICE
SEP 25 9 30 AM '46

SEP 24 4 12 PM '46

SENT FROM D. G.
TIME 11:15 am
DATE 9-25-46
SUBMITTED

RECORDED
EX-31
62-72944-171

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

HAI:med

286

SEP 30 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/aw

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

September 24, 1946

MEMORANDUM FOR MR. TOLSON

Adison called today. He has been thinking further about the Director's speech and he wondered if it wouldn't be a good idea to include in the speech a paragraph on the cooperation the labor leaders have extended in purging themselves of Communism. He thought this might be very well but was passing the idea on just as a suggestion. He also stated that he supposed I knew that every time the Director sends the AG a report on some Communist labor leaders that the AG calls responsible people in labor unions and passes the information on. I told him I did not know this.

Respectfully,

L. P. Nichols

I recommend
no action

9/25
←

LBV:MP

Handwritten signature: Baumgardner

RECORDED

62-72944-172

37 OCT 2 1946

I didn't know of this practice. Be careful of what we send in future.

d.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RL

63 OCT 8 1946

Liam C. O'Shaughnessy

Handwritten initials

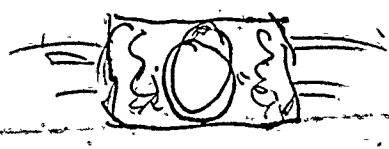
for, Mr. at Dec 15
called up several times
while I was away very
upset about a watch
Carrie had given him
for \$10.00

When I came home
I called him but he
didn't want to talk
about it and said it
was a gold one
62-72944-173
mine was silver or platinum
with two or three tiny diamonds
and a couple of small sapphires

RECORDED
INDEXED
UNCLASSIFIED
BY SP-8 BJA/MLL
FBI

black end - a mess (paper)
sand that slipped over. The
hand I believe it was

an Elgin - the face was
sort of dirty



[Faint, mostly illegible handwritten text follows, possibly describing the component or the process.]

Yellow gold watch
No stones

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR
FROM : D. M. Ladd
SUBJECT:

DATE: September 25, 1946

Miss O'Donnell in the Attorney General's Office advised me that the Attorney General would like very much to have the Bureau conduct an investigation for him with reference to the disappearance of a silver or platinum watch with two or three tiny diamonds and several small sapphires at each end and having a mesh silver band to slip over the hand. Miss O'Donnell stated that upon the return of the Attorney General and Mrs. Clark from Europe, it was found that this watch was missing. It was believed that this was an Elgin watch, although they were not too sure.

Upon making inquiry, Mrs. Clark found out from her colored cook, Mary, that a Mr. Moon, Michigan 1564, had called several times while Mrs. Clark was away and appeared to be very upset about a watch that Carrie, Mrs. Clark's maid, had given to him for ten dollars. Upon hearing this, Mrs. Clark called this number and talked to a Mr. Moon who didn't deny that he had made the call but claimed the watch he had was a gold one.

The Attorney General requested that an Agent of the Bureau contact Mr. Moon and endeavor to determine whether the watch that he obtained from Carrie Lewis, Mrs. Clark's maid, is in fact the missing watch of Mrs. Clark.

In the event you approve making this inquiry, I will contact the field office concerning this.

DML:da

Tom C. Clark

Director
Approves
going ahead
on this

EW

EX-14

RECORDED

62-72971-173

175 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-8-83 BY 88-8 BTJ/RW

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

FROM : J. K. MUMFORD

SUBJECT:

DATE: September 26, 1946

Mr. Tolson _____
 Mr. E. A. Tamm _____
 Mr. Clegg _____
 Mr. Glavin _____
 Mr. Ladd _____
 Mr. Nichols _____
 Mr. Rosen _____
 Mr. Tracy _____
 Mr. Carson _____
 Mr. Egan _____
 Mr. Gurnea _____
 Mr. Harbo _____
 Mr. Hendon _____
 Mr. Pennington _____
 Mr. Quinn Tamm _____
 Tele. Room _____
 Mr. Nease _____
 Miss Beahm _____
 Miss Gandy _____

Pursuant to Mr. E. A. Tamm's instructions based on your call from the Attorney General's Office yesterday, I called the Washington Field Office and talked to Supervisor Tom Jenkins, who was acting, and told him to interview Mr. Moon, the individual who had been calling the Clark home about a watch.

Mr. Jenkins subsequently called and advised that the individual's name is Ellis T. Moon, 136 Rhode Island Avenue, N. W., and that he is an undertaker. He said he had met Clarrie Lewis a couple of years ago at a ball game and since then had at various times loaned her \$5.00, for which she left with him her watch as security. The most recent loan was for \$10.00 and his calls to the Clark residence were an effort to recover his \$10.00. Not being successful, he has in the meantime in turn pawned the watch with Jack Tendler, 913 D Street, N. W. He stated that the watch he had as security is recalled by him as being a yellow-gold Bulova.

Again pursuant to Mr. Tamm's instructions, I told Mr. Jenkins that as soon as the Tendler establishment reopens after the current religious holidays he should have the watch actually examined and advise us so that we can inform the Attorney General's Office.

JKM:EOD

RECORDED
&
INDEXED

62-7594-1174

1946 9

EX-16

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56 OCT 15 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/KW

Tom C. Clark

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI
FROM : GUY HOTTEL, SAC, WASHINGTON
SUBJECT: LOSS OF WRISTWATCH BY MRS. TOM C. CLARK
MISCELLANEOUS

DATE: September 30, 1946

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

Tom C. Clark

Pursuant to the instructions of Mr. J. K. MUMFORD, of the Bureau, on September 27, 1946, an Agent of this office obtained from TENDLER'S PAYNBROKER EXCHANGE, 913 D Street, N. W., a lady's yellow gold Bulova wristwatch which had been left there July 16, 1946, by ELLIS P. MOON, 136 Rhode Island Avenue, N. W.

Watch

The watch is encased in a 10 karat rolled gold-plated case approximately three-quarters of an inch square, bearing on the back Serial #9135883. Faintly inscribed on the back is the word "HONCIE". The case is plain with no settings. Attached to the case is a yellow gold link band.

JDM:VIM

Miss Attorney General
9-30-46 JDM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/WD

RECORDED
&
INDEXED

162-7311-17

21 OCT 3

EX-14

WMA

The Attorney General

September 30, 1946

Director, FBI

RECORDED
EX-112-12744-175

Reference is made to Miss O'Donnell's call of September 25, 1946, advising of the disappearance of Mrs. Clark's silver or platinum wrist watch.

In accordance with Miss O'Donnell's request, an inquiry was made which revealed that one Ellis T. Moon of 136 Rhode Island Avenue, Northwest, had on several occasions in the past advanced small sums of money to Mrs. Clark's maid, Clarrie Lewis. Each loan was secured by Miss Lewis' gold wrist watch. Within the recent past, Moon called on Miss Lewis in an effort to recover a \$10 loan and, in being unsuccessful, pawned Miss Lewis' watch with Jack Tendler of 913 D Street, Northwest.

The watch pawned by Moon was examined by Bureau Agents and was determined to be encased in a ten karat, rolled, gold-plated case, approximately three-quarters of an inch square, bearing serial number 9135883. The word "Honcie" was inscribed on the back of the watch case. Attached to the case was a yellow gold link band. From the above, it is apparent that this watch is not identical with the watch described by Mrs. Clark as missing.

Some delay was occasioned in determining the above facts from Jack Tendler who observed the recent religious holidays. I regret that I am unable to be of more assistance to you in this matter.

TJM:IGS

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Flemington
- Quinn Tamm
- Nease
- Gandy

15

54
10-1-46
Z

RECEIVED DIRECTOR
U.S. DEPT. OF JUSTICE
OCT 1 12 26 PM '46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 08/83 BY SP-8 BTJ/RO

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TAMM

DATE: September 26, 1946

FROM : D. M. Ladd

SUBJECT:

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

Miss O'Donnell in the Attorney General's Office called and said that the Attorney General desired the assistance of the Bureau in sending a message to his son, Ramsey Clark, at the Embassy in Paris. She requested on behalf of the Attorney General that the following message be sent to Telford to be delivered to Ramsey Clark: YOUR PLANS APPEAR TO BE O.K. WITH ME. LETTER FOLLOWS.

There is attached a cable to Telford in accordance with this request.

TOM C. CLARK

Attachment

DML:da

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/MLP

RECORDED
INDEXED

62-7774-170

176

EX-11

89

[Handwritten signature]

COMMUNICATIONS SECTION.

Transmit the following message to:
RECORDED

SEPTEMBER 26, 1946

~~CONFIDENTIAL~~

ATTACHE
PARIS, FRANCE

CABLEGRAM - [CIPHER PAD CODE] (u)

DELIVER FOLLOWING MESSAGE TO RAMSEY CLARK FROM ATTORNEY GENERAL.

QUOTE YOUR PLANS APPEAR TO BE O.K. WITH ME. LETTER FOLLOWS. UNQUOTE (u)

DVH:mr1

CC- SIS EUROPEAN DESK

DECLASSIFIED BY SP2 M/L/eh
ON 4/17/83 #971255

~~CLASSIFIED BY SP2 M/L/eh
ON 5-21-86 EPM~~

RECEIVED DIRECTOR
U.S. DEPT. OF JUSTICE
SEP 26 5 35 PM '46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

- Tolson
- E. A. Tamm
- Clegg
- Coffey
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Belmont
- Mohr
- Winterrowd
- Tele. Room
- Holloman
- Gandy

SEP 26 1946 9-26-46 Per

~~CONFIDENTIAL~~

3

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

RECORDED
EX-14

COMMUNICATIONS SECTION

SEPTEMBER 27, 1946

Transmit the following message to:

ATTACHE
THE AMERICAN EMBASSY
PARIS, FRANCE

~~CONFIDENTIAL~~

CABLEGRAM - URGENT
CIPHER PAD CODE

ATTORNEY GENERAL PERSONALLY DESIRES BELT SIZE OF FOLLOWING MEN WHO MANNED THE PLANE THAT TOOK HIM AROUND EUROPE. LIEUTENANT LOWELL G. REED, LIEUTENANT ROBERT W. BRINZEN, BOTH OF THIRTY-SECOND TRANSPORT CARRIER SQUADRON, FOUR FOUR ONE GROUP, APO FIFTY-SEVEN, ESCHBORN, GERMANY. LIEUTENANT HOWARD M. CRAIGHEV THREE HUNDRED AND TWENTY-THIRD TRANSPORT CARRIER SQUADRON, APO SEVEN FOUR ONE, ORLY, FRANCE. SGT. WILLIAM W. ALBAUGH, EIGHT HUNDRED EIGHTY-FOUR ENGINEERS SQUADRON, FOUR HUNDRED SIXTY-SIX ENGINEERS GROUP, APO 57, ESCHBORN, GERMANY. SGT. WILLIAM T. CAMPBELL, THIRTY-SECOND SQUADRON, FOUR HUNDRED FORTY-ONE TRANSPORT CARRIER GROUP, APO 57, ESCHBORN, GERMANY. ENDEAVOR TO SECURE EXPEDITIOUSLY AND FURNISH BY CABLE.

DECLASSIFIED BY SP2 MVT/eh
ON 4/17/83 #971255

Classified by SP2 BLD/6mm/m - mw
Declassify on: OADR 0220-1630
3-3-86
2781 15/cab/eh mw
10-30-89

Serial #170

DVH:FA

~~Classified by SP2 BLD/6mm/m - mw
Declassify on: OADR 0220-1630~~

~~CLASSIFIED EDITION FINALIZED
BY FEDERAL BUREAU OF INVESTIGATION (DRC)
DATE: 5-21-86~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

SEP 28 1946

9/29/46 6:15 AM

Per M. CONFIDENTIAL

OFFICE OF
THE ATTORNEY GENERAL



LT. LOWELL G. ~~REED~~
32nd Tp. Carrier Squad., 441st Gp.
APO 57, Eschborn, Germany

LT. ROBERT W. ~~MEINZEN~~
32nd Tp. Carrier Squad., 441st Gp.
APO 57, Eschborn, Germany

LT. HOWARD M. ~~CRAIGHEAD~~
323rd Tp. Carrier Squad.
APO 741, Orly, France

SGT. WILLIAM W. ~~ALBAUGH~~
884th Eng. Squad., 466th Eng. Gp.
APO 57, Eschborn, Germany

SGT. WILLIAM T. ~~CAMPBELL~~
32nd Squad., 441st Tp. Carrier Gp.
APO 57, Eschborn, Germany

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/17/83 BY SP2 MIA/ldj

ENCLOSURE

62-75944-177



THE ATTORNEY GENERAL
WASHINGTON

Sept. 26, 1946

TOM C. CLARK

MR. LADD:

The Attorney General has asked that I secure for him the belt size of each of the following men, who manned the plane that took him around Europe. I have written asking for this but I am afraid it will take some time for mail to catch up with them. He then suggested that your agent in Paris might be able to get it more quickly if we got word to him right away.

I am attaching a list of names and addresses as they were given him.

Alice O'Donnell

Alice O'Donnell

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/1/03 BY 202 [signature]

#971255

RECORDED
&
INDEXED

62-72944-177
F B I
32 OCT 8 1946

ENCL

28

EX-14

EX-14

*Case Paris
9/27/46
DWT*

SECURITY DIVISION
- ROUTING -

Mr. Tolson _____
 Mr. Clegg _____
 Mr. Glavin _____
 Mr. Ladd _____
 Mr. Nichols _____
 Mr. Rosen _____
 Mr. Tracy _____
 Mr. Carson _____
 Mr. Egan _____
 Mr. Gurnea _____
 Mr. Harbo _____
 Mr. Hendon _____
 Mr. Pennington _____
 Mr. Quinn Tamm _____
 Mr. Nease _____
 Mr. Gandy _____

~~CONFIDENTIAL~~

DECLASSIFIED BY SP2 MSL/ets
 ON 4/17/03 #971255

~~CLASSIFIED BY _____
 DATE 5-21-86 Efm~~

100-28846-557
 100-28846-76

DECODE OF DOUBLE CODE CABLE NUMBER 164 FROM SIS NUMBER 498 DATED OCTOBER 3, 1946 AT PARIS, FRANCE RECEIVED VIA STATE DEPARTMENT

REFERENCE YOUR CABLEGRAM NUMBER 170 OF (SEPTEMBER 29) BELT SIZES ARE AS FOLLOWS: REED, CRAIGHEAD AND CAMPBELL 32. MEINZEN 34. ALBAUGH 36. (u)

RECEIVED: 10-3-46 (u) 11:51 AM EST

MW (u) 10/3/46 (u)

Miss O'Donnell ag's office advised

~~CLASSIFIED BY _____
 DATE 5-21-86 Efm~~

Plush

Classified by SP8 BTJ/210
 Declassify on: FOUO 6/8/83

RECORDED 62-72944-178
 (29 14 11) (u)

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

~~CONFIDENTIAL~~ 568-50 Efm
 3-13-89

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems. (u)

2761 VLS/k
 10-3-89
 286,556

(52 OCT 15 1946) (u)

Tom C. Clark

OFFICE OF DIRECTOR
BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

October 4, 1946

7/4
5:15

Mr. Nichols' Office called that the Attorney General is leaving Washington 1:00 P.M. Saturday. He is going to New York and is staying at the Commodore Hotel. He is returning to Washington, leaving New York 10:30 Sunday morning.

Tom C. @ (Clarke) eh

RECORDED 162-72944-179
OCT 9 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/87 BY SP-8 BTJ/au

52 OCT 15 1946

TRIN 10/15/46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

San Francisco, California
October 1, 1946

DATE 6-8-83 BY SP-8 BTJW

RE: VISIT OF ATTORNEY GENERAL TOM CLARK
TO ALCATRAZ, 10-1-46

I THOUGHT THE DIRECTOR MIGHT BE INTERESTED TO
KNOW THAT DURING THE VISIT OF ATTORNEY GENERAL TOM
CLARK TO ALCATRAZ TODAY, PRIMARILY FOR THE PURPOSE
OF PRESENTING A SCROLL TO THE WIVES OF THE TWO
GUARDS WHO WERE KILLED DURING THE RECENT RIOT, IT
WAS INTERESTING TO NOTE THAT WHILE HE DID NOT TAKE A
TRIP THROUGH THE PENITENTIARY THAT HE DID INTERVIEW
SEVERAL PRISONERS, AMONG WHOM WERE THOMAS H.
ROBINSON OF THE STOLL CASE, A PRISONER NAMED WRIGHT,
WHOM THE GUARDS STATED HAD BEEN FREED AT ONE TIME
ON A WRIT OF HABEAS CORPUS AND WAS SUBSEQUENTLY
PICKED UP AND RETURNED TO ALCATRAZ, AND A BANK
ROBBER NAMED WELLS FROM TEXAS WHO IS SERVING A LONG
TERM FOR BANK ROBBERY. THE PURPOSE OF THESE INTER-
VIEWS IS NOT KNOWN. HOWEVER, THE PRESS WAS PRESENT
AND TOOK PHOTOGRAPHS OF THE ATTORNEY GENERAL CON-
DUCTING THESE INTERVIEWS.

RECORDED 62-72944-180

F B I
7 OCT 8 1946

52 OCT 16 1946 EX-187
186

HMK

RE: ATTORNEY GENERAL

SAC HOOD ADVISED LAST NIGHT HE HAD COMMUNICATED WITH BOTH MRS. CLARK AND COLONEL TIMOTHY MC INERNEY, THE ATTORNEY GENERAL'S AIDE. BOTH INFORMED HIM ALL ARRANGEMENTS HAD BEEN MADE TO TAKE CARE OF THE ATTORNEY GENERAL'S DEPARTURE FROM LOS ANGELES, AS WELL AS HIS ARRIVAL AND ITINERARY AT SAN FRANCISCO, AND THAT THE BUREAU NEED NOT BE CONCERNED IN THIS CONNECTION. IN VIEW OF THIS, NO ARRANGEMENTS WERE MADE TO MEET THE ATTORNEY GENERAL HERE NOR TO TAKE CARE OF HIM DURING HIS STAY HERE. HOWEVER, WARDEN JOHNSON OF ALCATRAZ PHONED AT 8:20 THIS MORNING AND STATED THAT, AS HE EXPECTED, THE ATTORNEY GENERAL'S PARTY WAS DEPENDING UPON HIM FOR EVERYTHING AND HE DIDN'T HAVE ANY CARS ON THE MAINLAND. HE SAID HE HAD EXPLAINED HIS PREDICAMENT TO COL. MC INERNEY THIS MORNING AND THE LATTER ASKED HIM TO PHONE THIS OFFICE AND REQUEST TRANSPORTATION TO THE ALCATRAZ DOCK AT 9:15 AND FROM THERE TO THE PALACE HOTEL AT 11:30. THE ATTORNEY GENERAL, MRS. CLARK AND COL. MC INERNEY ARE TO BE IN THE PARTY. IN VIEW OF THE CIRCUMSTANCES A BUREAU AUTOMOBILE AND AN AGENT DRIVER WERE PROVIDED.

July 0
✓

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0

Solson: ✓
Jamm: ✓
nich: ✓

OFFICE OF
THE ATTORNEY GENERAL



October 4, 1946

Handwritten initials/signature

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/1/03 BY SPZ M/L/ckg
#971255

TOM CLARK

Dear Edgar:

Thank you for furnishing me with
a copy of the September "Investigator."
The pictures are most interesting. I am
sure "The Investigator" is a great morale
builder.

Sincerely,

Handwritten signature of Tom Clark

Handwritten initials

EX-10

Attorney General

RECORDED

62-72944-181

Honorable J. Edgar Hoover
Director, Federal Bureau of
Investigation

F B I

20 OCT 16 1946

Handwritten note: I would like to have a copy of
your speech to the legion - it sounded
good. I referred to it in my talk of
yesterday to them.

58 OCT 31 1946

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON
FROM : L. B. Nichols
SUBJECT:

DATE: October 8, 1946

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

Colonel Tim McInerny called and advised Mr. McGuire that he and the Attorney General were to attend the AF of L Convention in Chicago on Friday. They will proceed from Louisville, Kentucky, to Chicago, arriving at the airport in that city at 11:56 A.M. The AG will leave at 3:30 P.M. for Davenport, Iowa, upon completion of his speech.

TOM CLARK

In the intervening 3½ hours he desires to have a personal interview with Judge Campbell and he does not want to talk to Campbell at the Court House or at the hotel where other people will be present. Accordingly, McInerny asked if we could have McSwain get in touch with Campbell and arrange for him to be in the Bureau car at the airport so that the AG could have his conversation with Campbell while en route to the AF of L Convention.

McInerny stated the full schedule of the trip will be sent around in the next few days. Meanwhile, we will have McSwain instructed to see Judge Campbell and to make appropriate arrangements.

ADDENDUM; JJM:hbm; 10/15/46

Colonel McInerny advised Mr. McGuire the AG and he were leaving by U. S. Army plane C117, #2558, for Chicago at 11:30 a.m. Friday and were due at the Municipal Airport at 3 p.m. The Chicago Office was advised at 4:15 p.m., October 10.

10/8
ASAC Koolen has been advised
JBR

JJM:RC

Mr. Tolson advised

JBR
10-8

62-72944
10-10-46
plus
3

RECORDED

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6-8-83 BY SP-8 BTJ/20

59 OCT 23 1946

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

P.S. I would like to have a copy of your speech to the Legion it sounded good. I referred to it in my talk of yesterday to them.

FILE

copy sent.
10-10-46
10/15

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HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BJS/20~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: October 3, 1946

FROM : SAC, Los Angeles

SUBJECT: VISIT OF ATTORNEY GENERAL
TOM CLARK TO LOS ANGELES

Mr. Tolson.....
Mr. E. A. Tamm.....
Mr. Clegg.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Carson.....
Mr. Egan.....
Mr. Gurnea.....
Mr. Harbo.....
Mr. Hendon.....
Mr. Pennington.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....

As the Bureau is aware, Attorney General TOM CLARK has been in Southern California. He spoke before the California State Bar Association convention at San Diego on September 27th. On September 28th he communicated telephonically with ASAC JAMES C. ELLSWORTH from a ship at sea and requested that a Bureau Agent meet him upon his arrival at Wilmington, California, at 2:00 p.m. on that date. He was met and was taken to the Ambassador Hotel with Colonel TIMOTHY McINNERNEY of the Department.

Attorneys WILLIAM and EDWARD O'CONNOR, nephews of Judge J. F. O'CONNOR, gave a cocktail party on the afternoon of September 28th in honor of the Attorney General and Mrs. CLARK at the Beverly Hills Club. I was invited to this but was unable to accept as I did not return from Mexico City until late that afternoon.

Former U. S. Attorney CHARLES CARR, now President of the Del Mar Race Track, entertained in honor of the Attorney General on Sunday, September 29th, with a cocktail party at his home, 909 Bedford Drive, Beverly Hills. This was a very large gathering, and persons prominent in local Democratic circles, the motion picture industry and the horse racing industry were present. I attended this reception.

On September 30th the Attorney General, accompanied by U. S. Attorney JAMES CARTER and ALBERT DEL GUERCIO of the Immigration Service, came to this office, and the Attorney General looked over our facilities and spoke to the clerical and Special Agent employees with whom he came in contact. A very general discussion was had with reference to the SS Bunker Hill, which is the gambling ship operated by TONY CORNERO.

I inquired of the Attorney General if there was any assistance that could be rendered to him during his stay in Los Angeles, and he assured me that there was not and he would feel free to call upon me if there was anything that I could do anytime during his stay. I endeavored to communicate with him prior to his departure from the city and to inquire if there was any arrangement that could be made for him in San Francisco. He was not available, but I talked with Mrs. CLARK and also with Colonel McINNERNEY, and each of them assured me that complete arrangements had been made in San Francisco.

I understand that the Attorney General was the honored guest at a cocktail party given by EDWIN S. PAULEY on September 30th.

~~DEFERRED~~

RECORDED

INDEXED

62-72741-183
OCT 16 1946

COPIES DESTROYED
332 DEC 14 1964

57 OCT 23 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY PP-8 BTD/aw

Director, FBI

October 3, 1946

RE: VISIT OF ATTORNEY GENERAL
TOM CLARK TO LOS ANGELES

I am enclosing for the Bureau's information copies of several news items appearing in the Los Angeles papers reflecting the opinion of the Attorney General concerning District Attorney FRED HOWSER of Los Angeles County and HOWSER's opinion of the Attorney General. While in the office Attorney General CLARK stated that he did not know in advance that JAMES ROOSEVELT had advised the press that he would mention the gambling ship; however, the Attorney General did anticipate that the press might ask a question about it. I gathered the impression he did not appreciate ROOSEVELT's statement on this as he believed that it hurt the government's handling of this matter.

RBH:MDL
Encs.

Howser Accuses Clark of Making Political Junket

Accusing U.S. Attorney General Clark of coming to Los Angeles to make a political attack in which Clark allowed "his high office to be used in an effort to influence a State election in California," Dist. Atty. Howser, Republican nominee for State Attorney General yesterday ascribed Clark's attack to a desire to aid the candidacy of Howser's opponent for the State Attorney Generalship, Dist. Atty. Edmund Brown of San Francisco.

The local District Attorney said Clark "has laid himself open to suspicion that his visit here may have even more significant implications for the future." Clark's purpose for the visit was, to the fact.

His reference to ownership of coastal tidelands and the oil deposits underlying them will find the U.S. Attorney General and California's Attorney General in opposite corners when the case is tried before the U.S. Supreme Court next January.

"From where I sit," said Howser, "it looks very much as if the U.S. Attorney General in making an inspired and mendacious attack on me, is trying to have a friend at court when the case of the Federal government vs. the State of California is heard in Washington."

He demanded that Brown disclose his attitude on the tidelands case.

Howser Statement

Howser's statement: "In a press conference, called by James Roosevelt, chairman of the Democratic State Central Committee, who told reporters in advance that the conference would involve issues in the California election, Clark, launched into a heated attack on me in connection with my efforts to put Tony Corriero's gambling ship, Lux, out of business.

"Ignoring both the efforts made by me and my office in this matter and misrepresenting my attitude with respect to Federal participation in the handling of the offshore gaming situation, Clark obviously sought to aid the candidacy of my opponent for the office of Attorney General of California.

Asks Stand on Issue

"Inasmuch as my opponent has refused to state his position on the vitally important matter of this State's rights in its coastal tidelands, and inasmuch as this issue is now before the U.S. Supreme Court, where the Attorney General of California will appear as a legal adversary of the Attorney General of the United States to establish our rights, I again ask my opponent to say where he stands.

"If I am elected, Mr. Clark can rest assured that he will not have a setup or a pushover when this State's lawyer appears to defend our just rights in opposition to his attempted tideland grab.

"Voters of California can elect their representatives without the advice or meddling of Washington officials, most of whom, including Attorney General Clark, seem to have a lot of unfinished business to attend to in their own back yards."

"Los Angeles Times"
October 1, 1946

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 BTJ/20

ENCLOSURE

62-72944-183

Roosevelt Comments

Roosevelt broke in and criticized Howser.

"The Democratic party will charge and does charge," Roosevelt said, "that the local District Attorney's handling of the Lux situation has been insincere."

"He waited until the 11th hour of the legislative session to ask the Governor to take the matter up, but it was too late," said Roosevelt.

(Warren at the time wrote a letter to Howser saying his request for legislative action came too late.)

When Gov. Warren, who President Truman urged the government to act, and the letter was referred to Clark, and when Clark saw that it was from my old friend Earl Warren, he got in touch with Jim Carter out here.

Hoped for Assistance

"We had hoped that we would get some help from the local District Attorney in getting up some testimony and so I asked Carter to get in touch with the District Attorney," Clark continued.

He soon got a report from Carter that his office had made contact as directed but Howser told Carter's aide, Asst. U.S. Atty. Ronald Walker, that he could not do that and if he did call the county grand jury together the matter they developed could not be turned over to the U.S. Attorney's office seemingly on legal grounds.

Reeks of Politics Howser's Answer

Dist. Atty. Howser last night countered with "the whole thing reeks of politics" a charge by U.S. Attorney General Tom Clark that the District Attorney's office here failed to cooperate in the recent prosecution against Tony Cornero, operator of the former gambling ship Lux.

"There wouldn't have been a ship out there in the first instance if Federal agencies hadn't issued the permit and licenses," Howser said. "At the time they issued the permit and licenses they knew very well that the ship was to be used for gambling purposes."

"Their whole theory is that the ship has been licensed as the S.S. Bunker Hill and that rigging and equipment were purchased for the ship under the name of the S.S. Lux. That could violate Federal statutes that is no violation of California law."

Replies to Carter

Commenting on U.S. Atty. James Carter's criticism that the county grand jury was not made available during the investigation, Howser asserted that "they wanted us to go on a fishing expedition with the grand jury." "If we had done so under Sections 925 and 926 of the Penal Code we would have had no right to divulge the evidence so obtained to Federal authorities," he added. "If I had done so personally I would be guilty of violating those Penal Code sections and could be removed from office for that violation. In my opinion the whole thing reeks of politics."

"Los Angeles Examiner"
September 29, 1946

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY 88-8 PLS/JW

ENCLOSURE

62-72944-183

HOWSER REPLY TO ROOSEVELT

"James Roosevelt's statements about the gambling ship situation are nothing more than political hogwash and I am amazed at his brazen effrontery," District Attorney Fred N. Howser said last night when informed of the attack made upon him at Attorney General Clark's press conference.

Howser said:
"In the first place, it must be remembered that as early as August 6, Governor Warren wrote to President Truman that local authorities had pledged they would do everything possible to halt the gambling ship.

"Governor Warren pointed out that the ship would be on the high seas outside our jurisdiction and indicated quite clearly we could do nothing in the way of raiding the ship itself.

"Nothing was done, though, by the Government, until just recently, by way of a libel proceeding.

TELLS ACTION

"But, within hours after the Bunker Hill opened for business, my office began making arrests, filed felony charges against Cornero, which still are pending, and seized the water taxis, forcing the ship to close down for some time. It remained closed until we were ordered by a court to return the taxis.

"There would have been no gambling boat if our protests had been heeded, because weeks before it opened my office asked the Coast Guard to refuse issuance of a license. Certainly they can read the newspapers, which daily were printing stories about the impending operation. It wasn't any secret.

"As far as the claim we are not cooperating is concerned, we presented our evidence to the Federal authorities several weeks ago with the county counsel.

"At 3:30 p. m. Friday, for the first time, United States Attorney Carter's office asked us to go on a fishing expedition before the county grand jury to try to get evidence on the pretext of investigating a

violation of the Corporate Securities Act by the company owning the Bunker Hill.

"The theory was ostensibly that although named the Bunker Hill, purchases had been made for the ship under the name Lux. Deputy Arthur Veitch, assigned to the Grand Jury, informed me we must have at least a prima facie case. The Federal authorities wanted us to turn the evidence over to them.

"But, use of another ship name in making purchases is not a violation of California law or an indictable offense and further, under the penal code, my disclosure of such evidence, if any, without an indictment, would be grounds for my removal from office for malfeasance and misfeasance.

"Also ignored is the fact that in the Federal courts, evidence illegally obtained is inadmissible.

"All in all, I think my office has performed its duties in an exemplary manner in this situation. I think the people are intelligent enough to see through this political smoke-screen, typical of preselection tricks."

"Los Angeles Examiner"
September 29, 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/W

ENCLOSURE

62-72944

NEW CRIME WAR SETUP URGED BY TOM CLARK

By a Times Correspondent
CORONADO, Sept. 27.—Community responsibility in overcoming conditions leading to crime was emphasized today by Attorney General Tom Clark in an address before delegates to the 19th annual convention of the State Bar of California.

"If each community would look out for matters directly at its doorstep, not only juvenile delinquency, but such issues as civil liberties, oppression and persecution of minorities and general crime would drop and the problem on a national scale would become a minor one," the Federal Cabinet member said.

Increase in Crime

"Reports from law enforcement agencies disclosed a 13 per cent increase during the first six months of 1946 over the same period last year," Clark said.

"This, many of you say, can be attributed to the disturbed condition of the affairs of mankind after a ghastly war. Excesses of all types seem to develop after war because disciplined people, all striving to win the war, feel as if the lid has been removed when the fighting stops, and there is a general moral slackening everywhere."

Strikes at Lynchings

Shocked by a 300 per cent increase in arrests of girls under 21 for morals crimes and a 100 per cent increase in arrests of boys under 16 for drunkenness during the war years, the Attorney General's office has formed a panel on juvenile delinquency, comprising more than one hundred civic leaders who will meet

in Washington next month, Clark reported.

"Remedial measures will be recommended to the Federal government, and to the various States and communities," he said. "We cannot build a great America upon a mis-spent youth."

The Attorney General deplored half-hearted prosecutions, or no prosecutions at all, in lynching cases. He digressed from his prepared text to appeal to the legal profession to use its influence toward stopping such violence. He said that inadequate Federal statutes are hampering the Department of Justice in its prosecution of suspected lynchers. The best law enforcement, he commented, is that which comes from the local communities themselves.

"Los Angeles Times"
September 28, 1946

62-72944-183

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson

DATE: October 15, 1946

FROM : L. B. Nichols

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

SUBJECT:

DATE 6-8-83 BY SP-8 BTJ/KW

Harris Walter, St. Louis Times, inquired of Mr. McGuire if we had a copy of the AG's speech in Philadelphia last week made in behalf of Senator Duffy's re-election. Walter stated he understood Clark made the remark that the danger of Communism was not as great in this country as the Republicans are making it appear to be. Walter further stated he felt this was a direct contradiction of the Director's San Francisco speech.

RECORDED INDEXED

162-72944-185

Walter was advised that we did not have any copies of Mr. Clark's speech available, and it was suggested he contact the Department of Justice public relations office. It was also suggested that he might want to review Clark's speech before the American Lawyers Guild at Chicago given last month.

It is rather difficult to tell
... stands on ...
... he is either for or
...
14.

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

John C. Clark

JLN:hbm
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33

FEDERAL BUREAU OF INVESTIGATION
U S DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

OCT 24 1946

TELETYPE

Open

- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Carson.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Hendon.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

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W4

WASHINGTON FROM BOSTON 5 24 2.55 P

DIRECTOR URGENT

ATTN MR. LB NICHOLS

ATTORNEY GENERAL TOM CLARK DEPARTING BOSTON THREE THIRTY PM, FLIGHT FIVE NAUGHT THREE, AMERICAN AIRLINE, ARRIVING WASHINGTON FIVE THIRTY FIVE PM TODAY.

SOUCY

END

BS R 5 WA

RECORDED

EX-22
162-72944-186
OCT 25 1946

This is according to schedule

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP8 BTJ/US

63 NOV 4 1946

Office Memorandum • UNITED STATES GOVERNMENT

ladd
 to : Mr. D. M. Ladd
 FROM : R. A. Collier
 SUBJECT:

DATE: October 21, 1946

TOM E. CLARK

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

At 8:52 P.M. on October 20, 1946, Miss O'Donnell, Secretary to the Attorney General, contacted the writer and stated that the Attorney General was landing at the National Airport from St. Louis at 9 P.M.; that Mrs. Clark and the Attorney General's chauffeur could not be reached, and that Miss O'Donnell desired an Agent proceed to the Airport and pick the Attorney General up.

This information was communicated to the Washington Field Division and it was subsequently determined that an Agent living in nearby Alexandria had proceeded to the Airport in his personal automobile, arriving at approximately 9:20 P.M. He was unable to find the Attorney General who, it is believed, left the Airport by cab. Miss O'Donnell was informed and she stated that she did not desire any further action to be taken by the Bureau in this regard, and that in view of the time allowed everything possible had been done. The WFO determined that the Attorney General's plane actually arrived at 9:08 PM.

RAC:rb

SE 11

62-72944-187

F B I

RECORDED

32 OCT 24 1946

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 HEREIN IS UNCLASSIFIED
 DATE 6/8/83 BY SP-8 RYJ/ML

42-4711

TOM C. CLARK

63 NOV 4 1946

EX-29

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
FROM : SAC, Cleveland
SUBJECT: PRESENCE OF ATTORNEY GENERAL TOM CLARK
IN AKRON, OHIO, OCTOBER 15, 1946

DATE: October 24, 1946

Commendation

In accordance with the instructions of Inspector J. J. McGUIRE of the Bureau, Special Agent CARTHA D. DeLOACH met the Attorney General and his traveling companion, General McIRNEY, at 5:50 P.M. at the Akron Municipal Airport, Akron, Ohio on October 15, 1946. From that time until Attorney General CLARK's departure for Pittsburgh, Pennsylvania at 3:30 P.M. on October 16, 1946, the usual courtesies were extended to him.

At the time of his departure the Attorney General was high in his praise of the Director and Bureau Personnel and pointed out that on every trip he had made, he was met with the utmost courtesy on the part of Bureau Agents and that he sincerely appreciated everything that has been done for him.

The Attorney General and General McIRNEY departed from Akron, Ohio at 3:30 P.M. on October 16, 1946 in the private plane of Mr. HARVEY S. FIRESTONE, JR. and the Pittsburgh Office was so advised so that they might meet the Attorney General at the Pittsburgh Airport.

GCG/maf
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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/210

RECORDED & INDEXED 341
62-72944-188
F B I
7 OCT 29 1946
K. [Signature]
PERS. FILES

57 NOV 7 1946

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

File

October 14, 1946

MEMORANDUM FOR MR. TOLSON

Fred Mullen obtained a copy of Clark's address in Philadelphia last Wednesday wherein he stated that the Republican Party had exaggerated and distorted deliberately the issue of Communism for political purposes. Since Fred had to get the copy back to the Department within a very few minutes, we had the attached photostat made for our records.

Respectfully,

L. B. Nichols
L. B. Nichols

Tom C. Clark

Attachment

JJM:RC

[Handwritten signature]

INDEXED

RECORDED

EX-10

62-72944-189

F B I

OCT. 25 1946

[Handwritten notes: Tolson, with, Fatcher]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/ew

59 NOV 29 1946

A D D R E S S

BY

HONORABLE TOM C. CLARK

ATTORNEY GENERAL

OF THE

UNITED STATES

~~Radio Station WCAU~~

~~Headquarters Washington, D.C.~~

~~Pittsboro, Va.~~

over CBS

Wednesday, October 9, 1946

6:30-6:45 P.M.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/19/83 BY SP-8 BTJ/KUC

Good evening my fellow citizens: -
Good citizens of Philadelphia and

Philadelphia:

Jan Washburn

I am addressing you tonight in behalf of
the candidates of the Democratic Party in your

~~Pennsylvania~~ State. I hoped to talk to you from
Phil but pressing business here prevented this.

As a lifelong Democrat and a person who
believes in the liberal form of government, ~~and~~

~~as a Texas Democrat~~ I would not presume at any

time to tell the voters of the great and pros-

perous State of Pennsylvania how they should

cast their ballots on the Fifth of November.

But upon the invitation of ^{many of your fellow} ~~the~~ ~~leaders~~
~~of the party~~ ~~and~~ ~~the~~ ~~State,~~ ~~I~~ ~~appreciate~~

^{the} ~~the~~ opportunity of discussing with you an

issue which has been raised ~~by our opponents~~

and which has been given particular emphasis

in Pennsylvania because of the wealth and the

privilege of the Republican Party ~~there~~.

It is counted good Republican campaign strategy to drive fear into the hearts of the people.

Inasmuch as the country, despite the alarms of the Republican press, is enjoying full prosperity and full employment, they have selected the issue of Communism as the one which ^{they hope} will drive good Americans -- through fear -- into the arms of ^{their} ~~the~~ party ^{the party} of self, reaction, privilege and manipulation.

Out of the mighty clamor of all the voices of press and radio which they inspire by their limitless flood of dollars there is not one whisper about what happened when last this same crowd -- ~~these same individuals~~ -- were in power.

I refer to the National Governmental debacle of the Hoover Administration.

The Republican Party is one without ^{an official} a national record in almost fourteen years, and the record before that -- in the interim years after the great War of 1917 and 1918 -- is one of corruption in the Harding Administration, lack of foresight and paper profits in the Coolidge Administration, and panic in the Hoover Administration.

What now do the Republicans offer?

Is it pelf and corruption?

Is it reaction?

Or is it panic?

Let them point to their own record and try to compare it with that of the Party of

the People which has gone forward, in war and in peace, under the banner of Democracy.

It is not regarded as good strategy, politically, to say to you what I am going to say now.

I am going to take up their issue of Communism, and to tell you what sort of an issue it really is.

The chief issue in America today is Peace, and the Democratic Party has always been the Party of Peace, from the days of Woodrow Wilson's Fourteen Points of 1916 to the present battle of your Secretary of State, Jimmy Byrnes, in Paris for a peace that will ~~stick~~ endure.

The issue of Communism has been exaggerated and distorted deliberately by the

Republican Party, for political purposes.

You are well aware of this.

This spurious issue right here in your Home State has been raised by the Republican State Organization and by Republican organizations elsewhere throughout the Nation in an attempt to scare you, to demoralize you, to panic you into giving over your control of the Government to the favored few by electing reactionaries to Congress in November; who will destroy all forward and public-spirited legislation just as it ~~destroyed~~ destroyed the ~~1919~~^{Peace of 1919,} the Housing bill, ^{of 1946} and other legislation designed to aid our veterans and our people.

attempted to sabotage our defense effort before the war and since our victory has succeeded in defeating the

Amey
Reading [^]the daily newspapers, one would gather that Communism is the only issue to which those who control the destinies of the Republican Party in Pennsylvania attach any importance.

Those who control the machinery and the mediums of publicity of the Republican Party nationally and in many States would have you believe that the great Democratic Party in Pennsylvania and in the nation -- the Party of Jefferson and Jackson and Wilson and Franklin Roosevelt and Harry Truman -- has surrendered itself to the Communists. *That is pure political bunk* -
They would have you believe that a victory for the Democratic Party would be a victory for the Communists. *That is pure political bunk*

- 7 -

In fact, as to end results,
~~It is my opinion that~~ quite the reverse
is true.

I am the Attorney General of the United States, and the Chief Law Enforcement Officer of the Federal Government.

It has been my responsibility to investigate and maintain a constant check on all subversive groups in the United States.

I know who the American Communists are; what they are doing; and what they plan to do.

Speaking from first-hand knowledge of Communist activities and designs and ambitions, and from experience and observation, I can declare confidently that what breeds Communism, in this or any other country, is reaction.

What breeds Communism is the avarice and greed of a selfish minority that seeks to deprive the vast majority of men and women of an opportunity to achieve security; of an opportunity to work at a decent job for decent wages under conditions of labor commensurate with human dignity and to enjoy a fair share of the wealth they create.

~~The oppressions and tyrannies of the Czars were primarily responsible for the seizure of power by Communists in the Soviet Union.~~

It is so clear to me as to be beyond doubt that we face no danger of Communism in the United States so long as we assure the American people of an opportunity to make

orderly progress toward social goals.

Communism will never make any headway in America so long as we continue to maintain employment at record-breaking levels; ^{and on an amicable basis;} so long as wages paid to American workmen and the American workmen's standard of living are higher than anywhere else in the world; so long as the independence of the American farmer is guaranteed by the highest net income in history; ^{As long as} the savings of both farmers and industrial workers are at an all-time high; ^{As long as} and the balance sheets of business are showing ^{fair} ~~good~~ profits.

That is the situation today as it exists under the policies and program of President Truman -- policies which the Democratic candi-

date for re-election to the United States Senate, Joseph F. Guffey, and the Democratic Congressional and State-wide candidates are pledged to support.

each Here in America, ^{the Republican party has adopted the ~~policy~~ ^{tactics} of} the Communist party. They seek to spread confusion.

Both Here in America, ~~the Communist party~~ expect to capitalize and to grow and thrive on unrest; on discontent and frustration.

In those designs, ^{they are} ~~being~~ aided, consciously or unconsciously, by the reactionaries.

Reactionaries of the type ~~of Reactionaries~~ ~~of Reactionaries~~, who control the Republican party organization in Pennsylvania and who are financing and supporting the Republican candidates, are helping to encourage and foster the

growth of Communism.

They are doing so by stubborn opposition to all of the social gains achieved by the American people during the past 14 years, by their desire to set back the clock on progress; by their opposition to all measures for the correction of the evils which exist in our society.

The Democratic party in the nation and in Pennsylvania is a liberal, progressive party.

We are opposed to extremists of both the right and the left.

We will not be diverted from our program for orderly progress -- a program conceived by President Roosevelt and being carried forward by President Truman.

We will not be diverted from that program by the attacks of either extreme of political thought.

We will go forward to greater opportunity and security for the vast majority of American citizens under the philosophy of government which has been and will continue to be our greatest insurance against Communism -- a philosophy which finds practical expression in the liberal progressive program of the Democratic Party.

ADDRESS BY HONORABLE TOM C. CLARK, ATTORNEY GENERAL OF THE UNITED STATES
Radio Station WCAU, Philadelphia, Pa. Wednesday, October 9, 1946
6:30-6:45 P.M.

Good evening my fellow citizens:

I am addressing you from Washington tonight in behalf of the candidates of the Democratic Party in your State. I hoped to talk from Philadelphia but pressing business here prevented this.

As a lifelong Democrat and a person who believes in the liberal form of Government, I would not presume at any time to tell the voters of the great and prosperous State of Pennsylvania how they should cast their ballots on the Fifth of November.

But upon the invitation of many of your fellow Pennsylvanians I am doing so in order to avail myself of the opportunity of discussing with you an issue which has been raised and which has been given particular emphasis in Pennsylvania because of the wealth and the privilege of the Republican Party there.

It is counted good Republican campaign strategy to drive fear into the hearts of the people.

Inasmuch as the country, despite the alarms of the Republican press, is enjoying full prosperity and full employment, they have selected the issue of Communism as the one which they hope will drive good Americans -- through fear -- into the arms of their party -- the party of pelf, reaction, privilege and manipulation.

Out of the mighty clamor of all the voices of press and radio which they inspire by their limitless flood of dollars there is not one whisper about what happened when last this same crowd were in power.

I refer to the National Governmental debacle of the Hoover Administration.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 80-8 BJS/LL

ENCLOSURE 6272944-189

The Republican Party is one without an official national record in almost fourteen years, and the record before that -- in the interim years after the great War of 1917 and 1918 -- is one of corruption in the Harding Administration, lack of foresight and paper profits in the Coolidge Administration, and panic in the Hoover Administration.

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Is it reaction?

Or is it panic?

Let them point to their own record and try to compare it with that of the Party of the People which has gone forward, in war and in peace, under the banner of Democracy.

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I am going to take up their issue of Communism, and to tell you what sort of an issue it really is.

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The issue of Communism has been exaggerated and distorted deliberately by the Republican Party, for political purposes.

You are well aware of this.

This spurious issue right here in your Home State has been raised by the Republican State Organization and by Republican organizations

elsewhere throughout the Nation in an attempt to scare you, to demoralize you, to panic you into giving over your control of the Government to the favored few by electing reactionaries to Congress in November; reactionaries who will destroy all forward and public-spirited legislation just as it destroyed the peace of 1919, attempted to sabotage our defense effort before the war and since our victory has succeeded in defeating the Housing bill of 1946, and other legislation designed to aid our veterans and our people.

Reading some of the daily newspapers, one would gather that Communism is the only issue to which those who control the destinies of the Republican Party in Pennsylvania attach any importance.

Those who control the machinery and the mediums of publicity of the Republican Party nationally and in many States would have you believe that the great Democratic Party in Pennsylvania and in the nation -- the Party of Jefferson and Jackson and Wilson and Franklin Roosevelt and Harry Truman -- has surrendered itself to the Communists. That is pure political bunk.

They would have you believe that a victory for the Democratic Party would be a victory for the Communists. That is pure political bunk.

In fact, as to end results, quite the reverse is true.

I am the Attorney General of the United States, and the Chief Law Enforcement Officer of the Federal Government.

It has been my responsibility to investigate and maintain a constant check on all subversive groups in the United States.

I know who the American Communists are; what they are doing; and what they plan to do.

Speaking from first-hand knowledge of Communist activities and designs and ambitions, and from experience and observation, I can declare confidently that what breeds Communism, in this or any other country, is reaction.

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It is so clear to me as to be beyond doubt that we face no danger of Communism in the United States so long as we assure the American people of an opportunity to make orderly progress toward social goals.

Communism will never make any headway in America so long as we continue to maintain employment at record-breaking levels and on an annual basis; so long as wages paid to American workmen and the American workmen's standard of living are higher than anywhere else in the world; so long as the independence of the American farmer is guaranteed by the highest net income in history; so long as the savings of both farmers and industrial workers are at an all-time high; and so long as the balance sheets of business are showing fair profits.

That is the situation today as it exists under the policies and program of President Truman -- policies which the Democratic candidate for re-election to the United States Senate, Joseph F. Guffey,

and the Democratic Congressional and State-wide candidates are pledged to support.

Here in America, the Republican Party has adopted the tactics of the Communist Party. They each seek to spread confusion.

Both here in America expect to capitalize and to grow and thrive on unrest; on discontent and frustration.

In those designs, they are aided, consciously or unconsciously, by the reactionaries.

Reactionaries of the type who control the Republican party organization in Pennsylvania and who are financing and supporting the Republican candidates, are helping to encourage and foster the growth of Communism.

They are doing so by stubborn opposition to all of the social gains achieved by the American people during the past 14 years, by their desire to set back the clock on progress; by their opposition to all measures for the correction of the evils which exist in our society.

The Democratic party in the nation and in Pennsylvania is a liberal, progressive party.

We are opposed to extremists of both the right and the left.

We will not be diverted from our program for orderly progress-- a program conceived by President Roosevelt and being carried forward by President Truman.

He will not be diverted from that program by the attacks of either extreme of political thought.

We will go forward to greater opportunity and security for

the vast majority of American citizens under the philosophy of government which has been and will continue to be our greatest insurance against Communism -- a philosophy which finds practical expression in the liberal progressive program of the Democratic Party.

OFFICE OF THE DIRECTOR
FEDERAL BUREAU OF INVESTIGATION

1946

___ Mr. Tolson
___ Mr. Tamm
___ Mr. Clegg
___ Mr. Glavin
___ Mr. Ladd
___ Mr. Nichols
___ Mr. Rosen
___ Mr. Tracy
___ Mr. Carson
___ Mr. Gurnea
___ Mr. Harbo
___ Mr. Hendon

___ Mr. Hince
___ Mr. Jones
___ Mr. Callahan
___ Mr. Mohr
___ Mr. Mumford
___ Mr. Cartwright
___ Mr. Renneberger
___ Mr. Quinn Tamm
___ Mr. Coyne
___ Mr. Nease
___ Miss Gandy

___ Miss Beahm
___ Miss Holmes
___ Telephone Room

___ Records Section
___ Personnel Files
___ Reading Room

___ For Your Info.
___ Note and Return
___ File
___ Return With File

___ Please Initial
___ See Me
___ Call Me
___ Copy

RECEIVED - DIVISION
OCT 13 1946
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTB/aw

SECURITY DIVISION
- ROUTING -

~~CONFIDENTIAL~~

Mr. Mumford	.....
Mr. Carson	.....
Mr. Fitch	.....
Mr. Newby	.....
Mr. Pennington	.....
Mr. Strickland	.....
Mr. [ ]	.....
Mr. Callan	.....
Acctg & Fraud Sec.	.....

Peake

by

Tom Clark

DECODE OF DOUBLE CODE CABLE NUMBER 177 FROM SIS NUMBER 498 DATED OCTOBER 25, 1946 AT PARIS, FRANCE. RECEIVED VIA STATE DEPARTMENT

PLEASE ADVISE ATTORNEY GENERAL THAT RAMSEY CLARK LEFT PARIS VIA ATC AT 4:43 A.M. [OCTOBER 25] DUE WASHINGTON ABOUT MIDNIGHT.

RECEIVED: 10-25-46 8:54 AM EST

MW

10/25/46 11:30 am

DECLASSIFIED BY SP2 MLE/ldj ON 4/17/03 #911255

~~Classified by 5668 SLD/ldj
Declassify on: OADR~~

~~2781 425 / Cab, 10-30-89
286, 536~~

~~Classified by SP8 BTJ/ldj
Declassify on: OADR~~

RECORDED & INDEXED

162-72944-1

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

EX-10

53 NOV 11 1946

If the intelligence contained in the above message is to be disseminated outside the Bureau it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

~~CONFIDENTIAL~~

SECURITY DIVISION
- ROUTING -

- Mumford
- Carson
- Webb
- Newby
- Fennington
- Strickland
- F.
- C. Olan
- Grand Sec.

[Handwritten signature/initials]

~~CONFIDENTIAL~~

CLASSIFIED DECISIONS REALIZED
BY CONFIDENTIAL REVIEW COMMITTEE (DRC)
DATE: ~~5-21-86 ERM~~

[Handwritten signature: Hurley]

*by
Tom Clark*

DECODE OF DOUBLE CODE CABLE NUMBER 175 FROM SIS NUMBER 498 DATED
OCTOBER 24, 1946 AT PARIS, FRANCE. RECEIVED VIA STATE DEPARTMENT.

FOLLOWING MESSAGE FROM RAMSEY CLARK FOR ATTORNEY GENERAL: QUOTE
AM RETURNING TO THE UNITED STATES ON FIRST AVAILABLE PLANE TRANS-
PORTATION. NO NEWS AS YET ON SOUTH AMERICA. UNQUOTE WILL ADVISE
DEPARTURE AND ANTICIPATED ARRIVAL.

[RECEIVED: 10-24-46] 12:07 PM EST

DECLASSIFIED BY SP-2 MLT/ck
ON 4/17/83 #971255

Classified by 5668 SD/EBM
Declassify on: OADR
2981 VLS/Cab, 10-30-89
286,556

MW
3:40 pm
10/29/46
Miss O'Donnell - a go
office advised.

~~Classified by SP-8 R/SHD
Declassify on: OADR 6/8/83~~

RECORDED
OCT 29 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

RECORDED
&
INDEXED

162-729445-5/97
OCT 29 1946

If the intelligence contained in the above message is to be disseminated
outside the Bureau, it is suggested that it be suitably paraphrased in
order to protect the Bureau's cryptographic systems.

NOV 20 1946

~~CONFIDENTIAL~~

The Attorney General

November 4, 1946

Director, FBI

Attached is a copy of the November, 1946, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Tom ^o CLARK

1-4 *He*

ASSISTANT DIRECTOR

U.S. DEPT. OF JUSTICE NOV 4 4 31 PM '46

RECORDED

EX-8

62-72-114-192

SENT FE-JK
DATE 5-20/1946
DATE 11-4-46
releg

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Carson
- Egan
- Gurnea
- Harbo
- Hendon
- Pennington
- Quinn Tamm
- Nease
- Gandy

MAJ:HN

58 NOV 7 1946

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RLD

Denver, 2, Colorado
October 21, 1946

PERSONAL AND
CONFIDENTIAL

AIR MAIL - SPECIAL DELIVERY

APPROPRIATE AGENCIES

ADVISED BY ROUTING SLIP

ADVISED BY ROUTING SLIP

DATE

11/15/83

Director, FBI

Dear Sir:

In conformity with Bureau instructions this office made an automobile available to the Attorney General while he was in Colorado Springs on October 19 and 20, 1946, to attend the annual meeting of the Colorado Bar Association. Special Agent HAROLD C. COOK, the Resident Agent at Colorado Springs, contacted the Attorney General at the airport upon his arrival and offered his assistance during the Attorney General's visit to this territory. During the course of his stay the Attorney General utilized the Bureau automobile on two occasions and we also arranged the hotel reservations for Colonel McNIERNEY and CHARLES SMITH, of the Lands Division, who accompanied the Attorney General but had no hotel accommodations. Special Agent COOK attended the meeting of the Bar Association and also a cocktail party in the hotel room of United States Attorney THOMAS J. MORRISSEY and a breakfast which was given by Mr. SMITH.

I thought you would be interested in knowing that the Attorney General, in speaking before the members of the Colorado Bar Association, apparently spoke extemporaneously for the most part and mentioned you personally on two occasions. In one instance he mentioned that when he became Attorney General "EDGAR" offered to the Attorney General a bullet-proof automobile which was the personal car of the Director. The Attorney General stated that he had commented to "EDGAR" that he did not wish to deprive him of his car, whereupon the Director had stated that it was all right for the Attorney General to accept the automobile inasmuch as the Congress had just appropriated money for a new one for the Director. This was mentioned in a humorous manner and the remarks were apparently accepted in that spirit by the audience.

RECORDED

In another instance the Attorney General related that he had installed a suggestion box in his office and had solicited suggestions from Department of Justice employees. He said that he had received one suggestion to the effect that he should refrain from wearing bow ties, as is his custom, and that Mrs. CLARK should get a new hair-do inasmuch as her present hair-styling was not flattering to her. This suggestion was

ORIGINAL COPY FILED IN 74-1-12568-3

193

DECLASSIFIED BY *SP-8 BTJ/20*
ON *11/8/83*

INITIALS

NOV 22 1946

Director, FBI

P & C - AMSD

October 21, 1946

unsigned and the Attorney General stated that he had turned the paper over to "EDGAR" and that after making a typewriter examination he had been advised that the note had been written on a typewriter in the Department to which four persons had access. The Attorney General stated that he had requested a fingerprint examination and that through the latent fingerprints the writer had been identified. The Attorney General said that the Director had hesitated to reveal the identity of the person responsible for the suggestion, thinking that Mr. CLARK might take some reprisal against this person. He said that eventually at his insistence and upon his assurance that no measures of reprisal would be taken, the Director had informed him that the note had been written by the Attorney General's son. This again was apparently intended in a humorous vein by the Attorney General but the wisdom of such statements in public is perhaps questionable. Agent COOK heard several comments by various attorneys at the meeting who seemed to feel that the Attorney General had not been playing fair when he encouraged anonymous suggestions and then resorted to the Bureau facilities to determine the author of one of the communications.

The Attorney General's remarks at the meeting were apparently received in a favorable way although several comments were overheard by Agent COOK to the effect that the speech was "not very heavy," and one individual was heard to comment that had the Director been delivering the speech it would have been a much better speech.

Agent COOK was requested by Colonel McNIERNEY to obtain a transcription of the Attorney General's speech which was made by radio station KVOR and forward it to the Attorney General in Washington. Agent COOK gained the impression that Colonel McNIERNEY was a little apprehensive as to the effect of the speech and he indicated to Agent COOK that the Attorney General was not aware that his remarks were to be broadcast. The broadcast was a local one but upon checking it was found that the transcription had been forwarded to station KLZ in Denver. Arrangements are being made to obtain this transcription and it will be forwarded to the Bureau for delivery to the Attorney General.

Very truly yours,

R. P. KRAMER
SAC

RPK:IC

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. D. M. Ladd

DATE: November 2, 1946

FROM : C. A. Evans

Time of Call 9:25 a.m.

SUBJECT: MOVEMENT OF THE ATTORNEY GENERAL

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Beahm	
Miss Gandy	

cc

John C. Clark

I received a call from Mr. J. P. Brock, Administrative Assistant to the Governor of Maryland, by reference from the Departmental switchboard. Mr. Brock indicated that at the request of the Governor, he was arranging a police escort for the Attorney General and Postmaster General to the Notre Dame-Navy game at Baltimore.

Mr. Brock stated that he had arranged for the Baltimore Police Department to furnish the police escort, beginning at Caton Avenue and Washington Boulevard at 11:30 a.m. Mr. Brock desired to know how the police would be able to identify the Attorney General's car.

ACTION:

After discussion with Mr. McGuire, I telephonically advised Miss Alice O'Donnell of the Attorney General's Office at 9:40 a.m. concerning this matter and she said that she would contact the Attorney General and in turn call back Mr. Brock.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

CAE:IGS

DATE 8/8/83 BY SP-3 BJS/ND

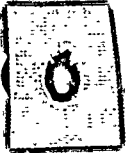
RECORDED

NOV 15 1946

62-72944-194

W

W



247

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

file

October 29, 1946

MEMORANDUM FOR MR. TOLSON

Late Friday evening, October 25, while in contact with Mr. McInerny of the Department on the Rogge dismissal, Mr. McGuire was advised by Colonel McInerny that the Attorney General had been apparently put on the spot by the New York Herald Tribune Forum of the Air in that Mr. Clark was to speak on this Forum today and had been scheduled between Vincent Sheean and Oliver Harrington. McInerny stated he felt this was a dirty trick to put Clark in between two Reds and that he had been in contact with Miss Helen Hiatt the Forum manager for the Herald Tribune to obtain copies of Harrington's as well as Sheean's remarks in order that the AG would be apprised of their statements and could be prepared to defend himself against any attacks. McInerny stated that Miss Hiatt had furnished a copy of Harrington's remarks and told him early that evening by telephone that she thought she could get excerpts from Sheean's speech but did not know how to get them down to Clark in time to do him any good today. McInerny told McGuire that he suggested she deliver the excerpts to the FBI Office in New York so that it could be furnished to Washington right away. He explained this to Mr. McGuire but stated if the New York Office could have put the excerpts, which were not expected to be many, on the teletype right away he would have them first thing Saturday and would have Saturday afternoon to prepare Mr. Clark's address.

TOM CLARK

Since McInerny had already told Miss Hiatt to deliver the material to the New York Office, Mr. McGuire immediately called Mr. Belmont and told him to send the data in by teletype and to take no further action. Mr. McInerny also requested Mr. McGuire to advise the Director of the identities of the characters on the program with Mr. Clark. This was done early Saturday morning when Mr. McGuire reported to the Director the completion of our assignment at Spokane Washington, relative to the Rogge matter.

On receipt of the attached teletype from New York, I personally delivered this information to Mr. Cadison Saturday morning who was very grateful in his expressions of thanks for the service. There was nothing further for us to do.

53 NOV 12 1946

RECORDED & INDEXED
EX-82
162-72944-195
NOV 1 1946

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 6/8/83 BY SP-8 GJS/DJS

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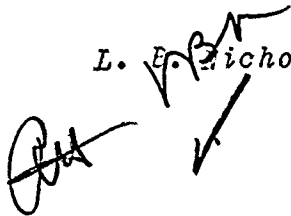
MEMORANDUM FOR MR. TOLSON

OCTOBER 29, 1946

On Saturday evening Mr. Kaccke on Mr. Ladd's desk called Mr. McGuire at home stating that the New York Office had just advised by phone that the Herald Tribune inquired as to when they were going to get a copy of Mr. Clark's speech. Kaccke was advised to have the New York Office call back the Herald Tribune and inform them to get in touch directly with the Department of Justice, that we had no information relative to Mr. Clark's speech for the Forum of the Air. It is pointed out that Mr. McInerney made no request for us to deliver any material to the Herald Tribune.

Respectfully,

L. E. Nichols



JJL:hmm

3

00

MEMORANDUM FOR

THIS MEMORANDUM IS FOR ADMINISTRATIVE PURPOSES
TO BE DESTROYED AFTER ACTION IS TAKEN AND NOT SENT TO FILES

October 28, 1946

MEMORANDUM TO MR. TOLSON
MR. TAMM
MR. LADD
MR. NICHOLS

Sam C. C. C.

In order to centralize the requests that frequently arise in connection with the Attorney General's travels, it is desired that should any calls be received from the Attorney General's office either during the day or at night that either Mr. Nichols or Mr. McGuire, whoever is available, be contacted immediately as to the action to be taken.

Very truly yours,

John Edgar Hoover
Director

h

LBN:hbm

EX-42
RECORDED

U. S. DEPT. OF JUSTICE
OCT 29 9 47 AM '46
70
1946
OCT 28 5 57 PM '46

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

56

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 BTJ/220

Office Memorandum • UNITED STATES GOVERNMENT

1-4904

TO : Mr. Tolson

DATE: November 12, 1946

FROM : L. B. Nichols

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

SUBJECT:

TOM C. CLARK

Miss O'Donnell of the AG's office advised Mr. McGuire telephonically at 1:30 p.m. today that Mr. Clark left in ~~Sax~~ Pryor's private plane for Bangor, Maine, at 11:00 this morning. Pryor, you will recall, is with Pan American Airways and is from Connecticut. Accompanying Clark is John Clifford and the AG's sons, Ramsey and Robert. The party expects to be guests of ex-Governor Brann of Maine and will remain in the vicinity of Bangor hunting for the next few days. Clark expects to return in Pryor's plane on Thursday afternoon.

There is nothing for us to do although SAC Soucy will be advised for his information that Clark is in the vicinity of Bangor in order that the Boston Office may anticipate any services.

JJM:RC

G 110

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/210

EX-71

RECORDED
&
INDEXED
85

12944-197
F B I
NOV 14 1946

58 NOV 27 1946

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TAMM
FROM : D. M. Ladd
SUBJECT:

DATE: November 20, 1946

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

1-4R

TOM CLARK

At 9:30 this morning a telephone call from Mrs. Stewart was transferred to me from your office. She stated that the Attorney General's Office had received a tip from a newspaper that an ex-convict, who was rather unkempt and decrepit in appearance was on his way to the building "to take care of the Attorney General" when he came to the office today. Mrs. Stewart stated that she had alerted the building guards and told them to be careful who they let in the building today but that she thought she should also advise the Bureau. She was not able to furnish any information as to description, name etc.

She subsequently called back and advised that the Attorney General was in the building but was leaving at about 9:50 AM to proceed to the Departmental Auditorium for the opening of the Juvenile Delinquency Conference and that while the building guards had been alerted at the 10th and Constitution Avenue entrance of the building, she wondered whether the Bureau should have a couple of men at that entrance when the Attorney General leaves. I suggested to her that probably the Agents could arrange to be sure that the guards had been properly alerted at that entrance and she said that would be fine. I also suggested to her that she should alert the building guards in the Departmental Auditorium in order that they might be careful of whom they let in to the Juvenile Delinquency Conference so that they might keep out any individual who appeared unkempt and decrepit as she stated. Mrs. Stewart stated she thought this was a good idea and inquired whether she should make the contact with the guards in the Departmental Auditorium. I stated that I thought she should inasmuch as the Attorney General's Office had made the original arrangements for the use of the auditorium today. She stated she would take this action.

Supervisors Halsey Smith and J. N. Ackerman were advised by Guards Myers and Lynch at the 10th and Constitution Avenue entrance that they had been alerted and Myers advised that he had received the original information from the Times Herald. Myers stated that he had understood another newspaper had also called in.

RECORDED 62-72944-198
EX-26

As a matter of interest, the conscientious objector who has been parading at the 10th and Constitution Avenue entrance appeared this morning in what seemed to be a white Army winter uniform on which had been painted black stripes to represent a convict's uniform and it was the opinion of the guards that this was probably the source of the difficulty.

DML:da

[Handwritten signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 PJS/20

[Handwritten signature]

334
59 DEC 11 1946

[Handwritten initials]

OFFICE OF
THE ATTORNEY GENERAL



DEC. 2, 1946

MR. LADD:

FOR WM. RAMSEY CLARK, CARE OF THE
AMERICAN EMBASSY:

"IF YOU HAVE TIME, CONTACT JACK ~~DANCIGER~~,
PLAZA HOTEL, ROOM 286, BUENOS AIRES. HE
IS GOOD FRIEND OF OURS"

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/7/83 BY SP2 MJA/dj

#971255

*Reference to
Bureau files
12/2/46*

62-72944-199
-1-

89
1-4

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

CONFIDENTIAL

DECEMBER 2, 1946

To: COMMUNICATIONS SECTION

Transmit the following message to:

MR. HEBER H. CLEGG
SPECIAL ASSISTANT TO THE AMBASSADOR
THE AMERICAN EMBASSY
BUENOS AIRES, ARGENTINA

(u)
(u)

URGENT RADIOGRAM
CIPHER PAD CODES

DELIVER FOLLOWING MESSAGE FROM ATTORNEY GENERAL TO HIS SON, WILLIAM

RAISEY CLARK, STATE DEPARTMENT COURIER, WHO IF NOT ALREADY IN BUENOS AIRES

WILL, PROBABLY ARRIVE TOMORROW (DECEMBER 3): "IF YOU HAVE TIME CONTACT JACK

DANCIGER, PLAZA HOTEL, ROOM 206, BUENOS AIRES. HE IS GOOD FRIEND OF OURS."

(u)
(u)

DVE:AK

DECLASSIFIED BY SP2 MWT/jeh
ON 4/17/03 #971255

Enc pg 0010 cont

DATE 5-21-86

Serial # 65

RECEIVED DIRECTOR
U.S. DEPT. OF JUSTICE
DEC 2 3 49 PM '46

Classified by SP-8 G...
Declassify on: OADR 6/8/82

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

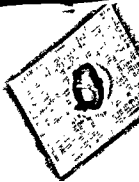
From C. Clark

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

CONFIDENTIAL

55 DEC 27 1946

INDEXED
U.S. DEPT. OF JUSTICE
DEC 2 1946
199



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



Mr. Tolson	.....
Mr. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

DEC 16 1946

TELETYPE

na

FBI MIAMI 12-16-46 5-50 PM

DIRECTOR, FBI URGENT

ATTENTION MR. E. A. TAMM.....

G. I. R.

ATTORNEY GENERAL TOM CLARK ADVISES HE IS LEAVING MIAMI ABOUT FIVE P. M. WITH MR. JACK FRYE AND EXPECTS TO ARRIVE IN WASHINGTON ABOUT TEN P. M. AT GATE TWELVE AT THE AIRPORT. HE REQUESTED THAT A CALL BE MADE TO MRS. CLARK ADVISING HER OF THE EXPECTED TIME OF HIS ARRIVAL.

THORNTON
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

END DATE 6/8/83 BY SP-8 BTJ/RO

5-52 PM OK FBI WASH DC WJR

RECORDED

162-72944-200
F B I

32 DEC 18 1946

58 JAN 2 1947
Mrs Stewart could be contacted re

*Teal Clark
Mr. 6 12/16*

Director was advised - WJR

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

~~CONFIDENTIAL~~

To: COMMUNICATIONS SECTION.

DECEMBER 13, 1946

Transmit the following message to:

LEAL ATRAQUE
GUATEMALA CITY, GUATEMALA

(u)
(u)

EX-28

~~CONFIDENTIAL - URGENT~~ [OTHER FAD CODE]

(u)

DELIVER THE FOLLOWING MESSAGE TO RALPHY CLARK, STATE DEPARTMENT COUNSEL
AND SON OF ATTORNEY GENERAL. QUOTE HOMER, MENI AND I WISH YOU THE
HAPPIEST BIRTHDAY EVER. WE ARE PROUD OF YOU AND YOUR FINE WORK. TAKE
CARE OF YOURSELF, LOVE. (SIGNED) MAD. UNQUOTE. (u)

DWH:am

~~5-21-86 ERM~~

DECLASSIFIED BY SP2-MLT/eq
ON 4/17/83 #91255

~~SP6 RSD/ERM~~

~~2781 3-13-86
425
286,556 Cab, 10-30-89~~

~~Classified by SP2 RYJ/aw
Declassify on: OADR 6/8/83~~

RECEIVED
F B I
U.S. DEPT. OF JUSTICE
DEC 18 6 03 PM '46

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

(u)

~~CONFIDENTIAL~~

SENT VIA Calcutta 12-13-46 7:07 PM Per mg

FROM
THE ATTORNEY GENERAL

TO

Official Indicated below by check mark

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
- Alien Enemy Control Section
- Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Commissioner, Immigration and Naturalization
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant
- Division of Accounts
- Division of Communications and Records
- Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information

- Mr. Donald Cook
- Mr. Morison
- Mr. Ford
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Miss Moore
- Miss Dennis

MEMORANDUM

Ed:

Attached is the birthday message
the AG would like sent to Ramsey
today at Guatemala.

GMS

**ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/23/83 BY 202 MCT/ldj
#971255**

J. Edgar Hoover
FBI

J

162-42944-201
FBI

36 DEC 19 1946

EX-24

wire to Guatemala City
DVH - 12-18-46

[Signature]
SES

Birthday message to Ramsey Clark:

"Mommie, Mini and I wish you the happiest birthday ever.

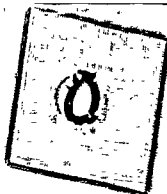
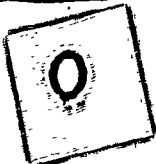
We are proud of you and your fine work. Take care of yourself. Love.

(signed) Dad

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/17/83 BY SP2 MLI/edj

#971255

62-72944-201
ENCLOSURE



- Mr. Tolson _____
- Mr. E. A. _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

F. B. I. RADIOGRAM

~~CONFIDENTIAL~~

566854 1st m

3-13-86 [DECODED COPY]

CLASSIFIED BY DE [u] DATE 5-21-86 [u]

2781 025 Kub
10-30-89, 286, 556

FROM BUENOS AIRES

[12-4-46

NR 162 [u]

5:02 PM EST]

REFERENCE YOUR RADIOGRAM NUMBER 65. MESSAGE FROM ATTORNEY GENERAL DELIVERED TO WILLIAM RAMSEY CLARK WHO ARRIVED BUENOS AIRES (DECEMBER

RECEIVED:

12-4-46

5:39 PM EST

RECORDED

62-72944-202

Classified by SP-8 BTJ/RL
Declassify on: OADR

36 DEC 6 1946

~~CONFIDENTIAL~~

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

DECLASSIFIED BY SP-6 MIT/ky
ON 4/17/03 #971255

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

(u) 58

(u)

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD

FROM : C. O. Lynam

SUBJECT:

DATE: December 26, 1946

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Beahm	_____
Miss Gandy	_____

Lieut. Gasner of the Metropolitan Police Department left the attached card with me on December 25, 1946, at 2:00 AM.

Gasner advised that this card was taken from the conscientious objectors who have been picketing the Department of Justice Bldg.

COL:da

Attachment

Handwritten: C. O. Lynam

Handwritten: G. L. ...

EX-39

EX-30 RECORDED 62-72944-203

INDEXED B B I

200 32 DEC 30 1946

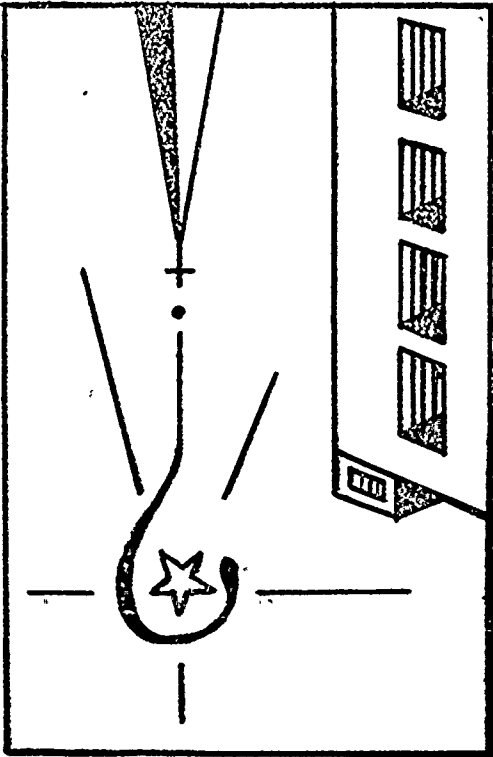
Handwritten: ENCL. attached

JAN 13 1947

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BJS/ew

62-72944-203

ENCLOSURE



ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6-8-83 BY SP-8 BTJ/KAD



"Liberty to the Captives" ...
(ISAIAH 61-1)

To break bolt and bar,
 To open the door,
 Requires no more
 Than the light of a Star.

For shame, who are we
 Its message to mock,--
 To shutter the lock
 From the Christmas key?

Edith Lorejoy Pierce

The proceeds from the sale of these cards will go to the Committee for Amnesty for use in its efforts to secure the release of conscientious objectors in prison.

FEDERAL BUREAU OF INVESTIGATION

Room 5744 *1-2*

1947

- TO: Director
- Mr. Edward Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Harbo
- Mr. Hendon
- Mr. Jones
- Mr. Nease
- Miss Gandy
- Personnel Files Section
- Records Section
- Mrs. Skillman

See Me For Appropriate Action

Send File Note and Return

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED~~

DATE 6/8/83 BY SP-8 RTS/RU

Clyde Tolson

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON

FROM : L. B. NICHOLS

SUBJECT:

DATE: 12/31/46 ✓

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg ✓
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy ✓
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

For record purposes, Colonel McInerny called stating that Lowell Mason, Commissioner of the Federal Trade Commission, who is a close personal friend of the Attorney General, had received an old-fashioned revolver for Christmas and he wanted to find out something about the gun. McInerny wanted us to give Mason an explanation. I told McInerny that in view of the variables it would be much better for Commissioner Mason to slip over to the Bureau sometime with the gun and that we would be very happy to have a firearms expert look at it.

Mason did call at the Bureau. Frank Baughman saw him and saw the gun. Mr. Baughman recognized the gun as a Spanish model and recommended that it not be used. Mason stated that he wanted to get a gun and wanted to know how to get it. I told Mr. Baughman it would be satisfactory for him to call Joe Gorch. (Colt Rep.) We, of course, will not try to get any special discount for Mason but let him pay the full retail price. We then invited Mr. Mason to come to the Bureau and see our facilities and try the gun out on the range. He expressed his appreciation.

LBN:RC

✓

G.I.R. 5 *M*

RECORDED
&
INDEXED

100-72944-204
F B I
1 JAN 3 1947

EX-30

58 JAN 3 1947

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RL

best copy available

NEW YORK
COMMUNICATIONS SECTION
U.S. DEPARTMENT OF STATE

1-4

December 19, 1946

Mr. [unclear]
Courses for the U. S.
Department of State
American Embassy
Managua City, Panama

Dear Sir:

Washington has requested this office to forward a called message received here on December 19, 1946, the text of which is as follows:

REPLY, FOR THE [unclear] THE MARINE CORPS.
[unclear] FOR THE [unclear] TAKE CARE
OF [unclear] LOVE, (SIGNED) P.M.D.

We endeavored to deliver the above message to you at the American Embassy in Guatemala, but you had already departed. We hope that its receipt even at this late date may still be of some satisfaction to you.

Very truly yours,

J.H. S. [unclear]
Legal Attache

[Handwritten signature]

RECEIVED
DEC 20 1946

E/S

RECORDED
INDEXED
73

62-7-974 -205

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-9 BTJ/AD

9/3-1/1/1

OFFICE OF DIRECTOR
BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

on
Tamm
g

Record of Telephone Call or Visitor

- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

mm The Secretary to the Attorney
~~General~~ -- phoned. General

Phone No. _____

Hour 4:13PM Date January 9 19 47

REMARKS

The secretary was informed of the Director's absence from the city and advised that Mr. Tamm was the Acting Director. She said that she would advise the Attorney General.

Eg.

1-46

G. I. R. -5

djk

Addendum: It was ascertained that the Attorney General called Mr. Tamm, who will advise the Director.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BJS/UP

168-12944-206

F B I

31 JAN 16 1947

27 JAN 29 1947

[Handwritten initials and stamps]

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

TO: COMMUNICATIONS SECTION.

JANUARY 11, 1947

URGENT

Transmit the following message to:

CIVIL ATTACHE
MEXICO CITY, MEXICO D.F.

MISSY CLARK, SON OF AG, A STATE DEPARTMENT COURIER, IS PRESENTLY IN MEXICO CITY. AS REPORTED HE GET IN TOUCH WITH THEODORE WYLES, CARE OF BUENO FACILITA; BETTY BROWN, MEXICO IS ALSO NATIVE FOR DALLAS NEWS, RESIDING HOTEL EDWARDS, MEXICO CITY; CARL JUAN DE GONZA, ONLY ADDRESS GIVEN MEXICO CITY AND ORIGINALLY MARCO JUDGE, TO RELY WITH JUSTICE DEPARTMENT, PRESENTLY IN MEXICO CITY. BUREAU REQUESTS YOU BEHAVE BETTER ASSISTANCE TO CLARK IN LOCATING AND CONTACTING THESE INDIVIDUALS.

Wish:

cc: SIS Section

12-70944-207

42
12-41

~~EA~~
TL
Oto

- Mr. Tolson
- Mr. E.A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

SENT VIA

1-11-47

5-16 P M

Per

74

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

MEMORANDUM

2-13-47

two each of the

MISS GANDY:

The Attorney General asks that your lab make up three pictures to be placed in a three-way frame -- each to be 8" x 10".

The one of the Atty. Genl., himself, will have to be printed over again I guess so the white border won't show

He asks that ~~the~~ he have them this afternoon.

I.R. 5

Alice O'Donnell

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust.
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims.
- Alien Enemy Control Section
- Alien Property Section.
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal.
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property.
- Commissioner, Immigration and Naturalization.
- Liaison Officer, Immigration and Naturalization
- Administrative Assistant.
- Division of Accounts
- Division of Communications and Records.
- Division of Supplies.
- Pardon Attorney
- Parole Board.
- Board of Immigration Appeals.
- Librarian
- Director of Public Information.

- Mr. Morison
- Mr. Darsey.
- Mr. Ford.
- Mrs. Stewart.
- Miss O'donnell.
- Miss McCarron
- Miss Healy.
- Mrs. Kroll.
- Miss Adams.
- Miss Doyle.
- Miss Moore.
- Miss Dennis

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. E. A. Tamm	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input type="checkbox"/>
Mr. Nichols	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Carson	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

RECORDED

7-2011-205

EX-110

FEB 19 1947

Done & sent 2-17-47

60 MAR 3 1947

THE ATTORNEY GENERAL
WASHINGTON

February 12, 1947

Handwritten initials or mark.

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

Dear Edgar:

Thank you for sending me a copy of the letter from Mr. M. A. Hinds, Chief of Detectives, Police Department, Memphis, Tennessee, commenting on an article in the February FBI Law Enforcement Bulletin. It evidences the spirit which I know you strive so earnestly to create among law enforcement agencies everywhere, and I know it is gratifying to you, as it is to me.

I have written Mr. Hinds a note expressing my appreciation.

G.I.R.-5

Sincerely

Handwritten signature of J. Edgar Hoover.

Handwritten mark 'A'.

Honorable J. Edgar Hoover
Director
Federal Bureau of Investigation

RECORDED
& 57
INDEXED
EX-10

162-78944-209
F B I
32 FEB 20 1947

50 MAR 6 1947

Handwritten vertical text: "Miss Gandy"

RECEIVED
FBI
FEB 18 1947

RECEIVED
FBI
FEB 14 10 PM '47
MR. JONES

- Mr. Tolson _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

February 26, 1947

MEMORANDUM FOR MR. TOLSON

Jules

Peyton Ford called. He is writing a speech for the Attorney General to deliver on March 10th before the American Society of Bakery Engineers in Chicago. The AG is going to speak on the general functions of the Department and what citizens can do. The AG wanted 3 or 4 pages on the Bureau and Ford wondered if we wouldn't write a section of 3 or 4 pages to be included in the speech as they wanted the references to the Bureau to be entirely accurate.

I told Ford that it would be difficult I knew for somebody to write an insert for a speech but since he was doing the whole speech it would probably be better for him to put in the Bureau's section. I asked him what he was interested in and told him that we could give him the information. He stated he did not know exactly what would be best. I then suggested he get a copy of our annual Report which the AG had sent to Congress on the 21st. He stated he had not seen the AG's report and wondered if we had a copy we could loan him. I told him I would see what I could find.

If approved, a memorandum is attached to Peyton Ford, send him a copy of the Annual Report.

Respectfully,

G. I. R. 5

I suggest we send it around without the memo

7. [unclear] 15

-72944210

Attachment

I agree. Don't dignify him with a memo.

LBX:MF

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 [unclear]

[Handwritten signature]

50 MAR 6 1947

FEDERAL BUREAU OF INVESTIGATION

2/21/1947

TO:

- Director
- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Harbo
- Mr. Ladd
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Cartwright
- Mr. Hendon
- Mr. Jones
- Mr. Leonard
- Mr. McCoy
- Mr. McGuire
- Mr. Nease
- Mr. Quinn Tamm
- Miss Gandy
- Mr. English, 5627
- Records Section
- Pers. Records Sec.
- Reading Room
- Mail Room
- Miss Cowan
- Miss Middleton
- Miss Pitts
- M

See Me
Send File

For Appropriate Action
Prepare Reply

Note - Lifted
from Dir
Speech

This is a terrible speech!

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BJS/RW

L. B. Nichols
Room 5640, Ext. 691

V.

CR RELEASE TO
February 23, 1947

Ms

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

Address by

TOM C. CLARK

Attorney General of the United States

Before

THE VETERANS OF FOREIGN WARS

Statler Hotel

Washington, D.C.

Saturday, February 22, 1947

9:30 P.M.

INDEXED
& 304

62-72944-211

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MAR 1 1947

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DATE 6/8/83 BY SP-8 BTJ/KW

58 MAR 5 1947

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G.I.R.-5

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growls and the gripes, have been pretty much the same in every war our country has fought.

So much has been said and written about Washington that from this distance down the long road of history, we are sometimes in danger of missing the truth for the cherry trees. But if you dig back into the history of those formative days of our Nation, you will find there the same war frauds, the same profiteers, the same rent gougers, the troubles when the boys came home — counterparts of almost every situation we have faced in the aftermath of this greatest war of all.

I say almost every situation. But this time there is one exception. And it is important — so important that for the world of our children, it means the making or the breaking.

The difference this time is that we have had our last war for civilization. We cannot win another war. If there is a next war, the only winners will be the moles, the bats, and the carrion things that crawl a broken, silent earth.

This we know. We have had it demonstrated to us — most fearfully. And nobody disagrees.

The astonishing thing, the shocking thing, is that with this knowledge before them as clearly and as certainly as night follows day, there can be so many among us who are doing their utmost to bring on just such a war.

History shows us that there are several very effective, tried-and-true ways to bring on war in the world.

One is to crawl into our shell and tell ourselves that the rest of the world can go hang. Every time we have tried that we have found ourselves

Commander Starr, Colonel Hunsicker, and fellow veterans:

The honor I feel on being invited to address you is wholesomely tempered by the knowledge that I am the only no-star "general" present.

I am proud to say, however, that I, too, am a veteran of our country's armed forces, war before last.

More important, I share with you — as only one who has been a top Sergeant himself can share it — the resolve that for our sons and daughters, there will be no next war.

And as we had our problems back in 1918 and '19, the memory of those disturbed times gives us a better understanding and a fuller sympathy with the present generation that has followed us on their long, long trail to battlefields overseas, and home again.

In World War II, you know, there was a bit of advice that gained currency among the boys in the Army. It went like this:

If it moves, salute it.

If it doesn't move, pick it up.

If you can't pick it up, paint it.

Today, with those boys back with their families, new problems confront them. And that advice has been changed to fit the occasion. Now it goes:

If it cries, change it.

If it's on wheels, buy it.

If it's hollow, rent it.

Since the time of George Washington, whose memory we honor on this day, the 215th anniversary of his birth, the domestic problems that grow out of war, the economic upheavals, the difficulties of readjustment, the

(OVER)

13
faced with Ben Franklin's oft-quoted alternative -- of hanging together or hanging separately.

Another way to bring on war, also historically tested and found practically sure-fire, is for a nation to squeeze its neighbors in the vice of its own greed -- to insist on selling to them without buying from them; to build tariff walls over which they cannot deliver their product thereby creating such economic chaos that the whole world becomes engulfed in war.

And a third way -- perhaps the most dangerous way of all to risk a war -- is to ask for it by being unprepared to fight.

This was as true in the day of Washington as it is now. I can think of no better authority to cite than the Father of Our Country, George Washington who said:

"If we desire to avoid insult, we must be able to repel it; if we desire to secure peace -- one of the powerful instruments of our rising prosperity -- it must be known that we are at all times ready for war."

Again and again, Washington repeated his warning against the kind of "economy" that we have been hearing of late.

In his first annual message to Congress, in 1790, he said:

"To be prepared for war is one of the most effectual means of preserving peace."

Again, in a letter to Elbridge Gerry, Washington said:

"There is nothing so likely to produce peace as to be well prepared to meet an enemy."

Of course it costs to be well prepared to meet an enemy. Even after sifting out the gold braid, the frills and the fruit salad from the real essentials of national defense and cutting to the bone -- the figure is high -- some 11 billion.

(OVER)

- 4 -

A big sum? Of course it's big. So big that you and I can't see around it in one look. But so is the explosion of an atom bomb big. So big that you and I couldn't even look at it -- not twice anyway -- for once blinds you.

Little wars aren't fought any more -- not when we are drawn into them. We can't come out second. Another Texan, General Ira Eaker put it right when he said -- a second best army is like a second best poker hand -- and it brings the same results.

Well, some folks have sat themselves down, taken out their pencils, and began to figure. They figured and they figured.

Some seem to think they know better than the men of the high command who had led our armed forces to victory in World War II. They would prove that men like General Eisenhower and General Marshall and Admiral Nimitz and Admiral Leahy didn't know their business -- or so they must have believed.

And just to show you how little Eisenhower and Marshall and Nimitz and Leahy knew about it, these people with their little pencils proved that the \$11,200,000,000 for our armed forces should be cut to \$6,000,000,000. Yes, sir, almost in half. Marshall and Eisenhower and Nimitz and Leahy were off by almost 50 per cent!

Now if you do believe that, then you must agree that we ought to fire Eisenhower, Marshall, Nimitz and Leahy. We ought to combine the armed forces -- both tanks, both ships, and all three guns -- and make these pencil pushers the Generalissimos. If we are to have any such two-cent army, they deserve the high command, for they certainly exhibit penny wisdom.

The wisdom of George Washington has been proved time and again, but never was it more applicable than at this moment. Secretary of State George Marshall is about to meet the spokesmen for the leading powers that were allied with us in winning the war.

The American people are, at this moment, friends with the world. There is no war in the offing. But friendly nations, engaging in the give-and-take that we call diplomacy, seldom see the world and its problems eye to eye. They seek meeting-grounds somewhere between original viewpoints that may be far apart.

That is the case today. Our secretary of State is undertaking to reach an agreement with the other powers on one of the most important of all post-war problems -- the problem of Germany. History, perhaps destiny itself, is in the making in this hour.

But our neighbor nations, peace-seeking though they may be, will deal with us realistically. If we approach them as the most powerful nation on earth, they will deal with us in one way. But make no mistake about this, my friends -- if we approach them as a third-rate power, they will deal with us in quite another way.

Yes, we are strong. But our strength as of this moment is not what counts. If we adopt a course now that points in the direction of a third-rate status for America, our neighbors will not be ignorant of that fact. They will know. And they will anticipate. And our spokesmen will very soon discover that America's opinion, America's hope, America's will, has lost weight in the world.

When we contrast the World of Washington's day with the World as we now find it, there is no escaping the fact that the responsibilities and the perils of the United States of America are now immeasurably more vast. You who have served with our forces overseas know that not only is the World today a smaller one in every sense than it was in 1776, but that our stake in peace and prosperity throughout the World is tremendously greater. The oceans on either side of us are, in comparison, but lakes.

(OVER)

- 6 -

And, of course, the pathways of the air not only invite the universal spread of trade and commerce, but are pathways for the new weapons which man has created. Our first emphasis in this new World must be upon extending the benefits of trade and commerce, so that the conditions upon which peace and amicable relationships rest can exist throughout the entire globe.

Yet, at the same time, the responsibilities which the maintenance of peace and security throughout the World impose upon this Nation, and upon the other members of the United Nations, deserve a place of equal prominence. The preservation of peace, through the United Nations, imposes a continuing duty upon us. In the interest of peace itself, we must remain strong.

President Truman is also studying the problem of universal training for the youth of this country. We all know the path which we have followed in the past of preparing for war after war had descended upon us. We all know the disasters and tragedies that have resulted from that policy. In an atomic age we cannot afford to gamble with fate. We must take steps to insure preparedness on the part of the men who will be called upon as citizen soldiers to share in our defense if war comes -- we cannot afford to rely solely upon a small standing army. The details of the President's program are now being formulated. I believe he plans to send a message to the Congress on that subject in the near future. But I am sure that one of the keystones of his view of universal training is the training it will give, not solely in military science, but in the broad factors of character building. By this I mean those factors which will come from emphasis upon citizenship, physical fitness, cooperation and team work.

As you know, I have been greatly concerned for the past two years over the problem of juvenile delinquency. The post-war world is a harsh one. It

has produced a vast number of problems for the youth of America. I have tried to do my part in extending a helping hand to young men and women who have fallen prey to its temptations. I think real progress is being made by the many state and local organizations that are working on this problem. At the same time, I think that one of the great contributions the Federal Government can make along this line is to provide a system of universal training which will provide real and substantial benefits for the young men participating in it.

It was George Washington who, when the war had been won, told the Governors of the States:

"I will speak to your Excellencies the language of freedom and of sencerity without disguise--- There are four things which I humbly conceive are essential to the well being, I may even venture to say, to the existence, of the United States, as an independent power:

"First, An indissoluble union of the States under one Federal head.

"Second: A regard to public justice.

"Third: The adoption of a proper peace establishment; and

"Fourth: The prevalence of that pacific and friendly disposition among the people of the United States which will induce them to forget their local prejudices and policies; to make those mutual concessions which are requisite to the general prosperity; and in some instances to sacrifice their individual advantages to the interest of the community."

Indeed we do have an indissoluble union. We gave much of our blood to achieve this in the battle between the States.

As to public justice - Washington's second essential - I have much to do with that. We are making progress.

(OVER)

But we now face two great menaces in America -- Fascism and Communism. Both are totalitarian, anti-religious and materialistic. In fact, they wear the same cloak. Both are the opposite to the American way of life. If other folks want Communism, let them have it. But it has no place here with us in America.

You met the Hitler and Mussolini brands of Fascism and defeated them on the battlefield. We must arise and focus the spotlight of public opinion upon Red Fascism and build up barriers of common decency through which it cannot penetrate.

You defeated dictatorship with bullets -- and we can defeat Communism with brains. Like crime, we cannot permit America to become infested with its malignant growth. I count on you to help.

And now for the fourth and last essential as outlined by Washington. We must, indeed, cast aside our prejudices and hatreds. There is no place here for intolerance and bigotry. America is made up of all nationalities.

As Washington so aptly put it, we must sacrifice our individual advantages to the interest of the community. Our country cannot be divided by individual greed. We must act and we shall act for the best interest of all the people.

I pray God that in this fateful hour the will and the wisdom of George Washington will prevail.

The Attorney General

March 7, 1947

Director, FBI

T. O'Connell

Attached is a copy of the March, 1947, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

1/5/47

62-72944-212
CORRECTION

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

7:30 PM
3/9
[Signature]

MAJ:HN

33 MAR 12 1947

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MAR 9 4 44 PM '47
DEPT OF JUSTICE
[Signature]

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DATE 6/8/83 BY SP-8 CTD/ru

Federal Bureau of Investigation
 United States Department of Justice
 914 Johnston Building
 Charlotte 2, North Carolina
 February 3, 1947

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	✓
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

PERSONAL

Director, FBI

Re: Attorney General TOM C. CLARK
 Visit to Charlotte Field Division
 February 20, 1947

Dear Sir:

On the above date pursuant to Bureau instruction, the writer met the Attorney General upon his arrival in Charlotte. At a luncheon before the Mecklenburg County Bar Association Mr. CLARK discussed his department's program concerning antitrust matters, portal-to-portal pay suit cases, and the JOHN L. LEWIS case. Off the record he discussed the menace of Communism, keynoting that his investigative wing of the Department was alert to the menace and well posted so that any Federal violations would be reported to him and vigorously prosecuted. G.I.R.-2

I thought you would be interested in knowing that during a visit to the United States Attorney's Office he asked me to personally show him the Charlotte Field Division. Thereupon, he, Mr. CLARK, Mr. LAMAR CAUDLE, and two Assistant United States Attorneys from the Western District of North Carolina, went through the entire field division. Mr. CLARK was extremely cordial in meeting all of the employees and made a very favorable impression. He lauded the Bureau, yourself, and the agent personnel. Mr. CLARK was most complimentary in his remarks concerning conditions of this office.

Following this visit and after attending two social engagements, he made his principal speech at the annual conference of Christians and Jews at the Hotel Charlotte. His remarks in substance were the same as at the luncheon. In addition, he praised Dr. FRANK GRAHAM, President of the University of North Carolina and recipient of the annual award of the conference of Christians and Jews. JW



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36 FEB 18 1947

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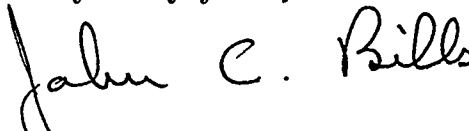
MAR 21 1947

Director, FBI

March 3, 1947

During the course of the day Mr. CLARK and Mr. CAUDLE frequently expressed themselves as interested and pleased on the developments in the civil rights investigation which was conducted in connection with the lynching of the Negro at Pickens, South Carolina.

Very truly yours,

A handwritten signature in cursive script that reads "John C. Bills". The signature is written in dark ink and is positioned above the typed name and title.

John C. Bills
Special Agent in Charge

JCB:WH

URGENT

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

MARCH 20, 1947

To: COMMUNICATIONS SECTION.

Transmit the following message to: **SAC MIAMI**

THE AG'S OFFICE ADVISES THE AG DESIRES AGENT PICK UP PACKAGE AT THE HOME OF GENERAL GAYLORD, 6675 WINDSOR LANE, LAGORCE ISLAND, MIAMI BEACH, TELEPHONE 6-3822 AND DELIVER TO HIM AT THE HOME OF SAM PRYOR, 2811 HOBE SOUND. FRIDAY MORNING.

HOOVER

LBN:hbm

1-4-47
G. I. R. - 3

NOTE: Miss O'Donnell of the AG's office called and stated the AG had called and asked that a package be sent down to the home of General Gaylord and that an Agent be requested to pick it up and deliver it to him tomorrow morning. I told Miss O'Donnell we would see what we could do. She reiterated that this was the AG's instruction.

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62-72742-214

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INITIALED IN
DIRECTOR'S OFFICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gandon _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

COPY DESTROYED

SENT VIA 150 NOV 10 1964

Per _____ M

The Attorney General

April 2, 1947

Director, FBI

Attached is a copy of the April, 1947, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

ccw
1-4

MAILED 10
APR 27 1947

RECORDED

G. I. R. -1

APR 27 1947

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

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MAJ:HN



United States Department of Justice
Federal Bureau of Investigation



Post Office Box 4261
Miami 26, Florida
April 2, 1947

IN REPLY, PLEASE REFER TO
FILE No. _____

Routing slip with checkmarks and handwritten initials.

Director, FBI

Re: CONTACTS WITH ATTORNEY GENERAL TOM C. CLARK
ON HIS RECENT TRIP TO HOBE SOUND, FLORIDA

Dear Sir:

This is to advise that at 8:30 p.m. on March 14, 1947, Attorney General Tom C. Clark, his wife and daughter, and his host Mr. Sam Pryor, and other guests of Mr. Pryor, arrived at the Stuart, Florida, Airfield on a special Pan American Airways plane. Special Agents Martin A. Manley and William H. Crawford were on hand to meet this plane and drove the party to the winter home of Mr. Sam Pryor at Hobe Sound, Florida.

Handwritten initials: 1-48

The Attorney General advised that he did not desire any transportation to Morrison Field, West Palm Beach, Florida, on March 17th, where he was boarding the same plane for New York City for a special engagement. The above mentioned Agents were on hand to assist the Attorney General at Morrison Field. The plane left at 11:45 a.m. on March 17, 1947.

G. I. R. - 4
B

The Agents met the Attorney General at 6:30 a.m. on March 18, 1947, when he arrived alone at Morrison Field via National Airlines plane and drove him to Hobe Sound.

The Agents drove the Attorney General and the above mentioned party to Stuart from Hobe Sound on the morning of March 24th, from where they departed for Washington, D. C., at 9:30 a.m.

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62-72944-216
211

I understand that all contacts with the Attorney General were very pleasant and he appeared to appreciate the Bureau's interest and the assistance rendered him.

Very truly yours,
J. E. Thornton

J. E. Thornton,
Special Agent in Charge

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DATE 6/8/82 BY SP-8 [signature]

Handwritten initials: J. E. Thornton

Handwritten notes at bottom left.

OFFICE MEMORANDUM - UNITED STATES GOVERNMENT

TO : THE DIRECTOR

FROM : D. M. LADD

SUBJECT: JOHN F. MARAGON

DATE: April 2, 1947

While interviewing John F. Maragon this morning, he advised me that the President was very angry at Tom Clark. He stated that when Drew Pearson's article came out with reference to Maragon, that the President instructed General Vaughan to supersede the Attorney General in the absence of Tom Clark from the city and to go down to the U. S. Attorney and instruct Mr. Fay to bring criminal proceedings against Drew Pearson; that General Vaughan proceeded to a conference with Fay and Fay explained that he was unable to bring criminal libel charges in view of existing instructions from the Attorney General. Mr. Maragon stated that when the President learned this he was very much incensed and that likewise he was very perturbed when he, the President, found that Tom Clark had returned to the city the following morning before they had been able to get Fay to proceed with the criminal charges.

In this connection, Maragon stated that the President had also referred to the fact that Tom Clark was too close to Drew Pearson and would do nothing except tip Drew Pearson off to what was being done. The President commented with reference to the fact that a short time ago Drew Pearson took some unfounded charges against General Vaughan to Tom Clark, who, according to Maragon, had instructed that you institute an investigation. Maragon stated, however, that "Mr. Hoover was too smart and insisted that Tom Clark put his request in writing"; that thereafter you arranged to have General Vaughan advised of the charges prior to initiating the investigation, and that when General Vaughan advised President Truman of the facts the President became very much incensed at Tom Clark and stated that the least he could have done was to have advised the White House about the charges against a member of the official family. Maragon advised that both the President and General Vaughan instructed that a thorough investigation be made of the allegations furnished by Drew Pearson, and he further stated, "of course, the investigation showed the charges to be unfounded."

I thought you would be interested in this reaction of the President as far as the Attorney General is concerned.

DML:cmw

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162-7-100 217

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: April 9, 1947

FROM : SAC, New Orleans

SUBJECT: SPEECH OF ATTORNEY GENERAL TOM CLARK,
BILOXI, MISSISSIPPI, JUNE 26-28.

I note from a newspaper clipping United States Attorney General TOM CLARK has accepted an invitation to address the Mississippi Bar Association at Biloxi, Mississippi, June 26-28. The announcement was made by R. C. STOVALL of Columbus, Mississippi.

It is requested the Bureau advise me of the time of the Attorney General's arrival and of any courtesies you may wish to have extended.

CEW:tsp

*act
4-16-47
rm*

(Handwritten initials)

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62-72944-215
FBI
15 APR 22 1947

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For Release at 10
SATURDAY, FEBRUARY 22, 1947

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Carson	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

Address by

TOM C. CLARK

Attorney General of the United States

At

Joint Ceremonies of
 Daughters of the American Revolution
 Sons of the American Revolution
 Sons of the Revolution
 Children of the American Revolution

Memorial Continental Hall
 Washington, D. C.

Saturday, February 22, 1947

10:30 A.M.

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32 APR 19 1947

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APR 22 1947

George Washington had his rendezvous with destiny and today you and I have ours. He was a frontiersman, a man of solemn information and sound judgment; a man so persevering that today we have a United States of America. It was he, who, by the sheer force of his own perseverance and determined will, held Valley Forge. Twice beaten on the field of battle--once at the Capital of his own tottering Federation, Philadelphia--with no housing, little food, and with a straggling Army actually barefooted, he, and those who believed in him, faced sure defeat, rout, and disgrace. During that terrible winter his army had eaten every kind of horse food except hay. He had forced it across the Delaware on possibly a day such as this. This campaign was indeed the test of Washington's character and of his heart. The perseverance that he showed there has never been equalled or excelled for he had not only to deal with his men, but he had to deal with public criticism and with legislative meddling. He had to deal with those who were traitors to his cause. He had to deal with bigots and intolerant, would-be leaders.

But Washington had his reward at Yorktown, for there he brought about a true American victory. But though the war was over, the battle had not been won, because dissention, disbelief and recrimination had crept into the minds and hearts of some of his fellow Americans. As he very aptly stated then, the policy of the various states would decide whether the Revolution that he and his comrades had won was a "blessing or a curse!". During this period the Capital was moved from city to city; in fact, a total of eight times from Philadelphia to Baltimore, to Lancaster to York, to Princeton, to Annapolis, to Trenton, and to New York. In addition to the economic problems that faced the Confederation there was a fight over where the Capitol should be. Should

It is a privilege to be here today and join with you in the 215th Anniversary of the birthday of George Washington. Much credit is due the Daughters and Sons of the American Revolution, and today I am highly pleased to see that the Children of the American Revolution not only join in this celebration but are in charge of it. To my mind, this augers well for the future of America. I think more than ever the children of America are God's emissaries, sent forth to us day by day to preach of the hope for America tomorrow; of the love and brotherhood of Americans and, yes, the peace of the entire world. Through them alone can the masses of the world be reached. All you have to do is get the boys and girls of the world started on the right track and the Devil will have to hang a crepe on his own door.

We, who, meet here today are particularly fortunate because we are assembled in the capital of the world, a capital that was planned and the destiny of which was foreseen by the man whose birthday we here commemorate. Washington has become the mightiest name of all throughout the world, for the Washington date line brings fear to those who would trample down the individual rights of the citizens of the world and it brings security and comfort to those who are in distress. To the millions of people who were rendered homeless by the hatred of Hitler the name of Washington brings a cheerfulness that is beyond comprehension.

Yes, the name Washington has come to symbolize the things that the man Washington stood for; the things that go to make up for greatness, honesty, integrity, perseverance and Godliness.

(OVER)

~~it be at Boston where the first shot was fired or at Philadelphia where~~
liberty was proclaimed? Or in Yorktown where it was born?

An interesting story is behind the final selection. The capital was brought where we stand today by an understanding between Hamilton and Jefferson that the debts of the states would be taken over by the Federal Government and that in recompense therefor the capital would be located here.

There are many who think that the frontiers are no longer present; that the opportunities which came to Washington and Jefferson and Hamilton and those who joined together to found this great country of ours are no longer existent. But the frontiers will always be with us. They may not be the territorial frontiers that we had during the early days of our Republic, but the frontiers for doing good and for real accomplishment are with us more so now than ever before.

Whether we take advantage of the opportunities that are afforded us after World War II, just as our forebears took advantage of the opportunity facing them after the revolution depends entirely upon you and me. It is our job to see that advances are made and that the world moves toward peace, rather than World War III. In order to do that we must, of course, strengthen our own position. A statement made by George Washington at one of the first meetings of the Governors of the original states is most appropriate today. He said then:

"I will speak to your Excellencies the language of freedom and of sincerity without disguise. . . . There are four things, which I humbly conceive are essential to the well being, I may even venture to say, to the existence, of the United States, as an independent power:

(OVER)

"First: An indissoluble union of the States under one Federal head.

"Second: A regard to public justice.

"Third: The adoption of a proper peace establishment; and

"fourth: The prevalence of that pacific and friendly disposition among the people of the United States which will induce them to forget their local prejudices and policies; to make those mutual concessions which are requisite to the general prosperity; and in some instances to sacrifice their individual advantages to the interest of the community."

Today we have an indissoluble union. It is indissoluble in that we have determined that no state can dissolve it. But the problems posed by Washington in the Second, Third, and Fourth Admonitions we still have with us. There is a disrespect creeping into American minds and hearts of public justice. We must dissipate this. In order to do that we must wage an unrelentless battle against those who would tear down our institutions. Today we also have a class among us which would prevent the establishment of a proper peacetime Army and Navy. As Washington said back in his time, the adoption of a proper peace establishment is necessary to the continued advancement of America. We must not go backward in this regard. We must insist upon having a peace establishment that will cause the world to have respect for our thoughts and for our positions. As Gen. Geo. Marshall goes out in the next few days to attempt to bring about an agreement which we hope will guarantee the future peace of the world we must implement his position by making sure that we are strong.

And, on the Fourth Admonition, we need to do much work at home. For the dissensions that have crept in and among us have prevented that pacific

and friendly disposition that induces people to forget the local prejudices and policies. We must cast aside the intolerant attitude that seems to be cropping out all over this country of ours. We must learn, as Washington said, to make those mutual concessions which are requisite to the general prosperity. We must learn to sacrifice individual advantage to the interest of the community.

SAC, New Orleans

April 16, 1947

Director, FBI

Speech of Attorney General Tom Clark,
Biloxi, Mississippi, June 26-28.

RECORDED

218

-61

Reurlet April 9, 1947, you will be advised of
any action to be taken by your office in connection
with captioned matter.

FRY:ck

U.S. DEPT. OF JUSTICE
APR 17 9 48 AM '47
DIRECTOR

APR 17 1947

Handwritten signature

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RLD

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Coffey
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

April 18, 1947

MEMORANDUM FOR THE DIRECTOR

I thought you would be interested in knowing that the Attorney General was the main speaker at a banquet held by the Delta Tau Delta College Fraternity on the evening of April 17, 1947, attended by over three hundred individuals, including Senators Baldwin and Jenner, numerous Congressmen, Loy Henderson of the Far Eastern Division of the State Department, and former Ambassador to China Johnson.

Mr. Clark spoke concerning juvenile delinquency using the Bureau's facts and figures to a large extent and making numerous references to the Bureau and to yourself. The Bureau was referred to in a very commendable manner throughout the talk.

The banquet was attended by the following Bureau Agents who are members of this Fraternity:

- | | |
|------------------|-------------------|
| Robert E. Newby | Jerome Garland |
| Edward J. Powers | Robert A. Collier |

Respectfully,

[Signature]
D. M. Ladd

RAC:EW

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 BTJ/KW

RECORDED & INDEXED
214

62-72947
APR 23 1947

214

April 25, 1947

Honorable Tom C. Clark
The Attorney General
United States Department of Justice
Washington, D. C.

Dear Tom:

I take pleasure in enclosing two photographs
taken following the ceremonies held yesterday. I
thought perhaps you might like to have them as a
memento of the occasion.

with best wishes and kind regards,

Sincerely yours,

Enclosure

ECK:GO

RECORDED

220

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

APR 26 1947
U.S. DEPARTMENT OF JUSTICE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/RL

SAC, Kansas City 221

April 25, 1947

RECORDED Director, FBI

Visit to Topeka, Kansas, May 23, 1947,
of Attorney General Tom Clark

With reference to your memorandum of April 21, 1947,
captioned as above, you are advised that your office will be
notified in advance in the event any action is to be taken by
you with regard to the Attorney General's forthcoming visit.

Handwritten signature

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Tele. Room
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 RTD/RO

33
MAJ:HN
1947

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
FROM : SAC, Kansas City

DATE: April 21, 1947

SUBJECT: VISIT TO TOPEKA, KANSAS,
MAY 23, 1947, of ATTORNEY GENERAL
TOM CLARK

Attached is a news clipping indicating that Honorable TOM CLARK, U. S. Attorney General, will be in Topeka, Kansas, May 23, 1947, to address a meeting of the Kansas Bar Association.

Should the Attorney General request any assistance of the Bureau on his trip to Topeka, it is kindly requested that I be apprised sufficiently early to make appropriate arrangements in connection therewith.

DB:mjd

Enc.

ENCL K

K

RECORDED

62-72944-221
FBI
37 APR 30 1947

*File SAC, Kansas City
4-25-47
-mjd*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RLB

U. S. Attorney General Guest Here May 23

Tom Clark, U. S. attorney general, will be in Topeka May 23 to address a banquet of the Kansas Bar association which will be meeting here, it was reported Tuesday.

Thomas Van Cleave, president of the association and Kansas City attorney, notified Beryl Johnson, Topeka attorney and secretary of the state bar, that Clark would arrive in Kansas



TOM C. CLARK

City on the morning of May 23 and will come here later in the day.

CLIPPING FROM
THE TOPEKA STATE JOURNAL
TOPEKA, KANSAS
APRIL 15, 1947
FORWARDED BY THE KANSAS CITY
FIELD DIVISION.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/KW

100-224-221
ENCLOSURE

RECORDED

Attorney General

May 2, 1947

Director, FBI

222

MRS. BETTY HAEUSLER

Pursuant to a request from your office, I am returning a letter written in German addressed to you by Mrs. Betty Haeusler, Salzburg, Austria, under date of April 18, 1947, together with two copies of the English translation.

Enclosure

EGF:mhr

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

726 PM
 6/3
 1947

ALL INFORMATION CONTAINED
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 DATE 6/8/83 BY SP-8 BTJ/CD

#13

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
 - Alien Enemy Control Section
 - Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
 - Liaison Officer, Immigration and Naturalization
- Administrative Assistant
 - Division of Accounts
 - Division of Communications and Records
 - Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information
- Mr. Morison
- Mr. Darsey
- Mr. Ford
- Miss Kennedy
- Mr. Hyatt
- Mr. Coblenz
- Mrs. Stewart
- Miss O'Donnell
- Miss McCarron
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Miss Dennis
- Mrs. Purvis

MEMORANDUM

for translation
& return please

To M. O. Healy
5-2-47

ack +
return
5-2-47

From C. J. [unclear]
Mrs. T. [unclear]

RECORDED
&
INDEXED
305

62-72944-222

62-72944-
[unclear]

TRANSLATION OF THE GERMAN

Envelope addressed to: Mrs. Clark
New York (crossed out and replaced by Washington, D. C.)
U. S. A.

Return address: Mrs. Betty Haessler
Salzburg
Buckleuthstrasse No. 13, (Riedenburg)
Austria

Salzburg, Austria, 1947

Dear Mrs. Clark,

Please forgive me for troubling you with a request today.

Because of your known kindness I am turning to you today in my desperate plight. As you doubtless know, we Austrians are in a very difficult situation. The chief concern is food.

Thus I should like to direct a request to you, dear madam, to be so kind as to send a G.A.R.E. package to us, a family which is existing only on (ration) cards. Since my husband has been ill for two years and is unable to work as a result of injuries received in the war of 1914 - 1918, which have grown worse from year to year, and which are not showing any improvement as a result of present conditions, I am taking the liberty of directing my request to you, gracious madam.

If you should open your kind heart and comply with my request, I wish to extend my warmest thanks to you for your gracious and magnanimous contribution.

May God always protect you and your esteemed husband.

Incidentally, I should like to mention that my family is unobjectionable politically.

Respectfully yours,

s/ Mrs. Betty Haessler

Address: Betty H A E U S L E R
Salzburg
Buckleuthstrasse No. 13, (Riedenburg), Austria.

OFFICE
THE ATTORNEY GENERAL



April 30, 1947

Dear Edgar:

Thank you for sending me two prints
of the pictures taken on the occasion of the
administering of the oath of office to Gus ~~Vanech~~
last Thursday. I am very pleased to have them,
you may be sure.

John
✓

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

62-72944-223

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RECORDED
&
INDEXED

H



United States Department of Justice
Federal Bureau of Investigation



IN REPLY, PLEASE REFER TO
FILE No. _____

P. O. Box 4261
Miami 26, Florida
April 26, 1947

PERSONAL AND CONFIDENTIAL

Director, FBI

Dear Sir:

Reference is made to the telephone call from Inspector John J. McGuire Friday, April 25, 1947.

The writer personally met the plane of Ambassador Pauley, NC-55414, at the International Airport at 1:40 a.m. Saturday morning as the plane was delayed. Arrangements were made to take Honorable Tom C. Clark, the Attorney General, to the Pauley residence, but just as the writer was about to have his bags placed in the Bureau car, Postmaster General Robert E. Hannegan appeared on the scene in his Cadillac and with a station wagon for the luggage. Ambassador Pauley's car was also there, so there was no need for me to take Mr. Clark to the Pauley residence.

The Attorney General expressed his appreciation and he was informed that this office would be glad to assist him in any way possible during his visit.

me

DECLASSIFIED BY *SP-8 BTJ/RU*
ON *6/8/83*

Very truly yours,

J. E. Thornton
J. E. THORNTON
Special Agent in Charge

67-729-4-224

32 MAY 3 1947

JET:JHK
66-1432

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) OF
DATE *6/15/83*

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED~~

~~62 MAY 12 1947 DATE *6/8/83* BY *SP-8 BTJ/RU*~~

Handwritten initials/signature

FEDERAL BUREAU OF INVESTIGATION

1947

TO:

___ Director	___ Mr. McGuire
___ Mr. Tolson	___ Mr. Mohr
___ Mr. E. A. Tamm	___ Mr. Nease
___ Mr. Clegg	___ Mr. Quinn Tamm
___ Mr. Glavin	___ Miss Gandy
___ Mr. Harbo	___ Mr. English, 5627
___ Mr. Ladd	___ Records Section
___ Mr. Rosen	___ Pers. Records Sec.
___ Mr. Tracy	___ Reading Room
___ Mr. Carson	___ Mr. Tolson Mail Room
___ Mr. Cartwright	___ Mr. E. A. Tamm Miss Cowan
___ Mr. Jones	___ Mr. Clegg Miss Middleton
___ Mr. Leonard	___ Mr. Glavin Miss Pitts
___ Mr. McCoy	___ Mr. Ladd M
	___ Mr. Nichols
	___ Mr. Rosen
	___ Mr. Tracy
	___ Mr. Egan
	___ Mr. Gurnea
	___ Mr. Harbo
	___ Mr. Mohr
	___ Mr. Pennington
	___ Mr. Quinn Tamm
	___ Mr. Nease
	___ Miss Gandy

See Me
Send File

___ Mr. Tolson	For Appropriate Action
___ Mr. Egan	Prepare Reply
___ Mr. Gurnea	
___ Mr. Harbo	
___ Mr. Mohr	
___ Mr. Pennington	
___ Mr. Quinn Tamm	
___ Mr. Nease	
___ Miss Gandy	

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HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/RU

L. B. Nichols
Room 5640, Ext. 691

ml

file

Tom CLARK

U.S. NEEDS SCHOOLS INSTEAD OF BASES

Moscow in Czech to Europe, May 15, 1947, 11:30 a.m. EST--L

(Commentary: "Illiteracy in the United States")

(Excerpts)

"Mr. Clark the U.S Attorney General, in a speech at the recent national conference on civic questions quoted some most interesting figures. According to official statistics Clark invoked, there are now several million children in the United States who do not attend school, 3 million adults who never went to school and 10 million who are practically illiterate.

"Mr. Clark, however, drew somewhat strange conclusions from his observation. He called all U.S. citizens who are not enthused about this state of affairs 'subversive elements' and threatened that all such people would be 'liquidated.' This is indeed a promising statement coming from the lips of the Attorney General. It is, however not quite clear how the liquidation of the progressive elements in the United States is to help in the raising of the cultural level of U.S. citizens who would clearly give preference to the building of schools over that of military bases in the Arctic, China, and the Mediterranean."

He...

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HEREIN IS UNCLASSIFIED
DATE 8/83 BY SP-8 BTJ/RW

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51001 1047

783

Foreign Radio Broadcast # 61

5/19/47



May 16, 1947

To: Mr. Nichols

G. I. R. - 9

MR. NICHOLS:

The Attorney General is flying to Detroit today - leaving here in PCA plane - 1:30 Daylight time. Will arrive Detroit 3:20 Standard Time, 4:20 Daylight time. Mr. G. M. Fay, United States Attorney for the Dist. of Columbia, will accompany him. Flight Number is #115.

He will return in private plane, leaving Detroit tomorrow morning.

His reservations are at the Book-Cadillac and he will address the Detroit Bar Assn. at a dinner meeting this evening.

Will you please have someone meet him?

Helms
Called

62-72944-25

58 MAY 26 1947

AC'D

RECEIVED

[Handwritten signature]

THE A

RAL



MAY 21, 1947

Tom C. ...

MR. NICHOLS:

The Attorney General will leave here on PCA Flight #419 - for Cleveland - arriving in Cleveland, Ohio, 4:32 p.m. Eastern Standard Time, today.

G. I. R. -9

Will you please have someone meet the Attorney General?

He will address the National Catholic Welfare Conference at the Allerton Hotel, but his reservations are at the Hotel Carter.

HOY
AD'D.

11.10 AM
5/21/47

RECORDED

72944-226

Miss Holmes of Dir's office and Cleveland office have been advised. LBN gm

50 JUN 7 1947

FEDERAL BUREAU OF INVESTIGATION

5/21 1947

TO:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Director | <input checked="" type="checkbox"/> Mr. Tolson | <input checked="" type="checkbox"/> Mr. McGuire |
| <input checked="" type="checkbox"/> Mr. Tolson | <input type="checkbox"/> Mr. E. A. Tamm | <input type="checkbox"/> Mr. Mohr |
| <input type="checkbox"/> Mr. E. A. Tamm | <input type="checkbox"/> Mr. Clegg | <input type="checkbox"/> Mr. Nease |
| <input type="checkbox"/> Mr. Clegg | <input type="checkbox"/> Mr. Glavin | <input type="checkbox"/> Mr. Quinn Tamm |
| <input type="checkbox"/> Mr. Glavin | <input type="checkbox"/> Mr. Ladd | <input type="checkbox"/> Miss Gandy |
| <input type="checkbox"/> Mr. Harbo | <input checked="" type="checkbox"/> Mr. Nichols | <input checked="" type="checkbox"/> Mr. English, 5627 |
| <input type="checkbox"/> Mr. Ladd | <input type="checkbox"/> Mr. Rosen | <input type="checkbox"/> Records Section |
| <input type="checkbox"/> Mr. Rosen | <input type="checkbox"/> Mr. Tracy | <input type="checkbox"/> Pers. Records Sec. |
| <input type="checkbox"/> Mr. Tracy | <input type="checkbox"/> Mr. Carson | <input type="checkbox"/> Reading Room |
| <input type="checkbox"/> Mr. Carson | <input type="checkbox"/> Mr. Egan | <input type="checkbox"/> Mail Room |
| <input type="checkbox"/> Mr. Cartwright | <input type="checkbox"/> Mr. Gurnea | <input type="checkbox"/> Miss Cowan |
| <input type="checkbox"/> Mr. Jones | <input type="checkbox"/> Mr. Harbo | <input type="checkbox"/> Miss Middleton |
| <input type="checkbox"/> Mr. Leonard | <input type="checkbox"/> Mr. Mohr | <input type="checkbox"/> Miss Pitts |
| <input type="checkbox"/> Mr. McCoy | <input type="checkbox"/> Mr. Pennington | <input type="checkbox"/> Miss Gandy |
| | <input type="checkbox"/> Mr. Quinn Tamm | |
| | <input type="checkbox"/> Mr. Nease | |
| | <input type="checkbox"/> Miss Gandy | |

See Me

Send File

For Appropriate Action

Prepare Reply

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/8/83 BY SP-8 BTJ/RLP

✓

L. B. Nichols
 Room 5640, Ext. 691

FOR RELEASE UPON DELIVERY

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Handwritten initials and marks are present in the right margin and over the routing slip.

AN ADDRESS

BY

TOM C. CLARK

Attorney General of the United States

PREPARED FOR DELIVERY

Before the

SECOND NATIONAL CONFERENCE ON CITIZENSHIP

Hotel Statler

Boston, Massachusetts

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
 DATE 6/8/83 BY SP-8 BTJ/aw 12:30 P. M.
 Saturday, May 10, 1947

G. I. R. -9

INDEXED

62-75744-227

EX-70

05-17-1947
p4d
I.T.

I am happy, indeed to be with you and to address this Second National Conference on Citizenship, dedicated to our country's welfare through the active strengthening of the Nation's greatest bulwark, the individual citizen.

A National Conference on Citizenship, meeting annually, is a great dream, the fulfillment of which augers well for the future of America.

Unfolding here is an idea that can become a powerful force for the building of a better America and a better world - a force needed now as never before in our history.

I heartily endorse the worthy objectives of this Conference, especially those that emphasize:

" - That the torch of liberty and freedom must be kept burning,

- That the responsibilities of citizenship must be discharged, and

- That the opportunities of citizenship must be appreciated"

Saint Paul, as he admonished the Corinthians, might instead have been writing an Epistle to Americans of 1947, when he said:

"But now are they many members, yet but one body. And the eye cannot say unto the hand, I have no need of thee: Nor again the head to the feet, I have no need of you.

Nay, much more than those members of the body, which seem to be more feeble, are necessary: * * *

That there should be no schism in the body, but that the members should have the same care one for another."

Pearl Harbor, Bataan, Corregidor, Guadalcanal, Iwo Jima, North Africa, Italy, Normandy, the Battle of the Bulge, and all the other far-flung places of World War II, waged that liberty should not perish from the earth, kindled

(OVER)

a great flame of unity and patriotism in America's heart.

That flame must never die out!

But in peace time when the fire flickers low, it needs to be re-kindled by "an active, alert, enlightened, conscientious, and progressive citizenry."

All too frequently we go to war to fight the enemy on foreign soil but, when the war is over, disregard the enemies of peace who are within our borders.

We are patriotic and work unselfishly and unceasingly for our country in war time.

We are willing to die for American principles in war, yet we fail to defend, and to live for, these same principles in peace.

The recent world crisis to us Americans was a battle for the soul of man - a fight for the worth and dignity of human personality, a fight for the basic American principle of the right to life, liberty, and the pursuit of happiness.

It was a struggle against a philosophy that recognized no inalienable rights, that made the individual a slave of the sovereign state, that crushed initiative, blocked social and cultural progress, and killed the joy of living.

Although we were conquerors on the field of battle, the fight is not over.

Philosophies, alien to our democratic concept, are still abroad in the world; they can grow into a real threat to our freedom here in America, and to that of the rest of mankind,

We would be untrue to ourselves, and false to mankind, if we minimized this peril.

I have pledged that all elements, subversive to our form of government, shall be eliminated, and I mean just that.

I wish to assure you, however, that there will be no witch hunts. The clock will not be turned back to the time when such activities took place near this historic setting of liberty.

We must ever remember that we have a Bill of Rights - a priceless charter of human liberty - which guarantees to the American citizen that his basic freedoms shall not be invaded.

Implied in our Bill of Rights, is a Bill of Responsibilities. One of my responsibilities is to see that Federal laws are obeyed, and that the individual is protected in his basic rights,

For all of us, there can be no right without a corresponding duty, no privilege without a related responsibility - a responsibility for loyalty to the ideals of American citizenship 365 days in the year.

In the final analysis, our best defense against subversive elements is to make the ideal of democracy a living fact - a way of life such as to enlist the loyalty of the individual in thought, in feeling, and in behavior.

Bringing the American ideal to fruition is a challenge to this Conference and to every citizen of our land.

With all of our glorious history, our country is not perfect. Many inadequacies still exist in the American way of life. Our ideal has never been fully realized.

A good America can become a better America.

Much remains to be done that will add to the happiness of our people and to the strength of the Nation.

We must be concerned with the problem of meeting the basic human needs, spiritual as well as physical.

(OVER)

We must make possible some of the good things of life to those who have too little.

We must provide equality of opportunity to millions now denied it in this land of equal opportunity.

We must do all of these things and more, otherwise we fail democracy and make its name a misnomer.

I observe that the sessions of this Conference on citizenship have been largely devoted to an emphasis upon those traditional institutions of American community life - the home, the church, the school, and related activities that are essential to the normal growth and wholesome living of our citizens. That emphasis is not misplaced.

The home lies at the very foundation of effective American citizenship.

Parents are still the most important influence in the lives of their children. Through them, children should experience affection, security and guidance, indispensable elements in child growth.

Everything possible should be done to give vitality to family life.

Through parent education, family counseling service, forums, classes and institutes, the church, the school, and other forces in the communities can strengthen the home to the end that parents may better discharge their responsibilities in preparing youth to meet the problems of tomorrow.

In this connection, it should be pointed out that millions of Americans, especially youths recently returned from the battlefields of freedom, do not have a house in which to begin a home.

And some of our citizens are responsible for that!

The church can help to guide youth in the formation of a scale of values in keeping with the principles of democratic living.

5

In its spiritual and educational functions, the church can build right attitudes, war against pitfalls, and shape personal character.

One layman suggested a slogan for church effort in these words: "Better to build than rebuild; better to form than reform; better to prevent than repent."

Alert to the principle, "I am my brother's keeper," the church is a powerful force for good, particularly in helping to free the community of many evils that cause boys and girls to stumble into delinquency and crime.

The School is strategically placed to reach practically all children and many adults.

It reaches children at an early and impressionable age when character is shaped.

It, therefore, plays a vital part in the building of good citizens.

Yet, throughout America, many poverty-stricken and broken-down schools are mocking paradoxes to the idea of equal educational opportunity for all.

In this land where men are born free and equal, millions of our children are denied equal educational opportunities.

They are herded into over-crowded class rooms, which are staffed, in many instances, by teachers who are paid only enough to keep body and soul together, while their task is to build boys and girls for the serious responsibilities of citizenship.

More than 2 million children attend our lowest-average schools, on which only \$500.00 a year per class room unit is spent.

Millions of other children are not in school at all.

Three million adults in the United States have never attended any kind of school.

(OVER)

Ten million adults have had so little schooling that they are virtual illiterates.

During the greatest crisis in our history, our Nation lost a vast manpower because of illiteracy.

Five million young men, almost one out of three, were rejected for military service on account of physical, mental and educational deficiencies.

350,000 school teachers have left the schools since 1939, many of them lost forever to the teaching profession.

The national average salary of a school teacher in 1943-44, was \$1,728.

In 4 States, the state-wide average salary was less than \$1,000.

More than 40,000 teachers were paid less than \$600.00 per year.

Since 1944, the salary level in some sections has advanced slightly, but the teacher's dollar has shrunk in value.

The incentive to enter teaching is gone when the elevator girl is paid more than the beginning teacher -- And I do not mean to convey the idea that the elevator girl does not earn her pay.

The American school teacher today has neither an adequate wage, nor professional security, both of which are essential to a successful teacher.

All our children are citizens of the United States. Children born in poverty-stricken areas are no less American citizens than those born in richer areas. The education of both groups is of vital national concern, for ignorance cannot be quarantined.

Sub-standard schools are a matter for serious consideration of the Nation, regardless of where they are located. Wherever they exist they leave a blight on the future citizens of our country.

As good citizens, then, our first and urgent concern is to eliminate the slums of American education.

The home, the church, the school, and related activities are all a part of the community.

The ideals of this Conference will come to fruition only when they are translated into action in the home community.

For if we do not make democracy work locally, it will not work nationally.

We must, therefore, become community conscious and want wholesome communities in which to live and to bring up our children to do their part in the building of a better America.

If we have given little or nothing toward the development of our home town, we are isolationists of the worst type.

If we are not conscious of the slum situation across the railroad tracks, the growing delinquency problem, the broken-down school system, the recreation problem, and other community problems, we are failing miserably in our responsibility as citizens.

A certain city in the United States, with a population of around 40,000, has over 400 different organized groups, including civic, fraternal, religious, educational, labor, business and patriotic. With an organized membership running into thousands devoted to community welfare, its people have an opportunity to assure living conditions that make for a meaningful, healthy and happy life.

Some of our clubs, I am sorry to say, however, meet only to eat. Occasionally they vote a scholarship to some poor lad, or donate baskets to the Salvation Army for distribution to the poor at Christmas time.

Other clubs, mindful of their civic obligations, study their community's health problem, demand efficient and honest police departments, call for pure

(OVER)

water supply, labor for adequate recreational facilities, urge people to register and vote, foster town meetings, or other media, for discussion of public questions, and perform many other duties that help to build their community.

We are not discharging our responsibilities of citizenship, when 4 million American children have defective eyesight; one million, defective hearing; when three-fourths of our children need dental care, and hundreds of thousands of American families can not afford adequate medical care.

We are asleep if we fail to remember that democracy is split assunder when prejudice and bigotry possess our people in their human relationships.

Sheet-covered breeders, carriers, and spreaders of hate and intolerance strike at the very heart of the institutions upon which our liberties rest.

Millions of our citizens do not take the trouble to vote in presidential elections or to cast their ballots in local elections.

It is estimated that 47 percent, or more than 41 million, of the men and women of voting age failed to cast their ballots in the 1944 Presidential election.

61 percent, or 57 million, failed to vote in the 1946 elections.

With all of our emphasis upon suffrage, there has been a downward trend through participation in the ballot.

In 1896, 79.6 percent of those eligible voted.

In 1944, 53 percent cast their ballots.

In 1946, only 39 percent went to the polls, a situation to be considered seriously when we discuss strengthening American citizenship.

Some of our best citizens from Chambers of Commerce, civic clubs, patriotic organizations, ministerial bodies, bar and medical associations

- 9 -

and women's clubs still subscribe to the principle that they cannot afford to take part in politics.

They complain of corruption and inefficiency in government, yet miss the precious American opportunity for bettering conditions by their failure to vote.

Politics is nothing more or less than the science of government. Our government, therefore, will be good or bad in the same proportion that our citizens participate in politics.

All of us need to get on more intimate terms with democracy, know its needs, become aware of its meaning and imbued with its spirit.

When we become concerned one for another, there will be no schism in the body about which Saint Paul spoke in the long ago.

Our America -- vast, rich, and powerful -- living and growing -- holds forth a magnificent challenge, not only to our own people, but to liberty-loving peoples everywhere.

An America that sends forth into the world heart-warming rays of happiness and security and good will -- and peace for all -- must not fail.

WASHINGTON 11 FROM NEWAR 5-19-47 10-58 PM EDST JFG

DIRECTOR

U R G E N T

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6-8-83 BY SP-8 BTJ/NU

ATTORNEY GENERAL ^①TOM CLARK DEPARTED FROM TRENTON NEW JERSEY THIS DATE
AT TEN TWENTYNINE PM EDST, OCCUPYING DRAWING ROOM A, CAR FOUR SEVEN ~~NAXX~~
NAUGHT, TRAIN NUMBER ONE FOUR SEVEN, DUE TO ARRIVE WASHINGTON AT ONE
TWENTYNINE AM EDST MAY TWENTY, FORTYSEVEN.

END ACK PLS

Mrs Stewart

NK R 11 WA

Belmont

MC KDF
RECORDED

62-72144-133

EX-55

SEARCHED
INDEXED
SERIALIZED
FILED
MAY 21 1947
FBI - WASH. DC.

called Mrs. Stewart at home.

10
to

OF THE ATTORNEY GENERAL



May 16, 1947

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease

Tom

Dear Edgar:

Thank you for your memorandum of May 12, and the accompanying editorials on the pending legislation to liberalize the retirement benefits of the FBI. I find them very interesting and heartening, and I feel convinced that we will be able to get it through.

7cc

RECORDED
&
INDEXED
EX-16

162-72747-229

7

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

MAY 21 1947

TELETYPE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/PLD

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

FBI CLEVELAND

5-21-47

9.07 PM EST

CFJ

DIRECTOR

URGENT

THOMAS C. CLARK, ATTORNEY GENERAL LEFT CLEVELAND EIGHT FIFTEEN PM
TONIGHT EST VIA B AND O RR, BEDROOM A, CAR ONE EIGHTY THREE. WILL
ARRIVE WASHINGTON D. C. SEVEN TWENTY THREE AM EST MAY TWENTY SECOND.
HE REQUESTS MRS CLARK BE ADVISED IMMEDIATELY OF THE ABOVE DEPARTURE.
END

RICHARDSON

ACK AND HOLD PLS

10-10 PM OK FBI WASHDC L

62 MAY 28 1947

RECORDED

62-72947-230

EX-67

MAY 6

G. L. H.

Callie...

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

MAY 23, 1947

To: COMMUNICATIONS SECTION.

SAC, KANSAS CITY URGENT

Transmit the following message to:

AG EN ROUTE JAYHAWK HOTEL, TOPEKA, KANSAS. ADVISE HIM THERE THAT PRIVATE PLANE DC3 OWNED BY REYNOLDS METAL COMPANY PILOTED BY CHARLES JOHNSON WILL BE AT KANSAS CITY, KANSAS, AIRPORT BETWEEN ELEVEN THIRTY AND TWELVE THIRTY KANSAS CITY TIME TOMORROW TO TAKE HIM BACK TO LOUISVILLE AND WASHINGTON.

HOOVER

JJMcG:MP

64-72947-231
I.R.-9
MAY 26 1947

RECORDED
EX-75

Miss O'Donnell of H.G.'s office asked that this message be sent to H.G.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/aw

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

COMMUNICATIONS SECTION

MAY 23 4 29 PM '47
RECEIVED READING RM

SENT VIA

COPY DESTROYED

150 NOV 10 1964

4:30 P M

Per

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Harbo
Mr. Hendon
Mr. Pennington
Mr. Quinn Tamm
Mr. Nease
Miss Gandy

TELETYPE

FBI KANSAS CITY 5-24-47 3-04 PM HG
 DIRECTOR

- U R G E N T -

G.I.R. 5
 Tom C

REURTEL MAY TWENTYTHIRD. ATTORNEY GENERAL CLARK DEPARTED
 KANSAS CITY TWO FIFTEEN PM TODAY VIA DC THREE PLANE OWNED
 BY REYNOLDS METAL COMPANY. WILL ARRIVE LOUISVILLE ABOUT FIVE
 PM AND PROCEEDING WASHINGTON TONIGHT AFTER SPEECH THERE.
 LOUISVILLE ADVISED.

BRANTLEY

RECORDED 62-72944-232
 EX-23

ACK AND HOLD PLS
 504PM OK FBI WASH DC CCW

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/8/83 BY SP-8 BTJ/RU

Office Memorandum • UNITED STATES GOVERNMENT

TO : D.M.LADD

FROM : K.C.Howe

SUBJECT: Travel of the Attorney General

DATE: 5/26/47
10:20 PM

Mr. Tolson.....
Mr. E. A. Tamm.....
Mr. Clegg.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Carson.....
Mr. Egan.....
Mr. Gurnea.....
Mr. Harbo.....
Mr. Mohr.....
Mr. Pennington.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....

At the above time Supervisor Driscoll called from New York and advised that Attorney General Clark and Secretary of the Navy Forrestal would leave New York at 12:55 AM EST by train for Washington.

Almost immediately thereafter, Miss O'Donnell of the Attorney General's office called and inquired as to any word concerning the Attorney General's arrival in Washington. I gave her the foregoing, and she said she would check with Union Station as to the arrival time here of the 12:55 out of New York, and would make arrangements to have a chauffeur meet the Attorney General and Secretary Forrestal.

RECORDED 162-72147-233

cc: Mr. Nichols

KCH:h

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/ew

57 JUN 12 1947

BK

Federal Bureau of Investigation
United States Department of Justice
633 Federal Building
Louisville, Kentucky

May 27, 1947

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	✓
Miss Gandy	

PERSONAL AND ~~CONFIDENTIAL~~

Mr. J. Edgar Hoover
Federal Bureau of Investigation
U. S. Department of Justice
Washington, D. C.

Dear Mr. Hoover:

Attorney General Tom Clark arrived at Louisville, Kentucky 5:00 pm, May 24, 1947 to make an address at the Jeffersonian Dinner, which was held at the Seelbach Hotel at 6:30 pm that evening.

I met the Attorney General at the airport and took him and Mr. Gene Worley, Congressman from the State of Texas, to the Seelbach Hotel, where a private suite had been engaged for the General. I had previously arranged for the necessary refreshments. With me was Mr. Leiter Donaldson, Executive Secretary of the Kentucky State Democratic Committee.

I arranged for a press conference for the General, in which he spoke of the recent lynching trial at Atlanta, Georgia. In the course of his remarks, he referred to you and to the Bureau in very highly complimentary terms concerning the thoroughness and completeness of Bureau investigations. In my private conversation with the General, during his stay, he indicated unreservedly his complete satisfaction of Bureau investigations and his high regard for you and the efficiency of the Bureau. He particularly commented that no other agency of the Government, to his knowledge, was so exacting and worked so hard. For that reason, he was desirous of doing everything possible to further the newly proposed pension bill and informed that in his opinion, it would be passed very shortly.

Congressman Worley did not desire to attend the banquet and upon the General's request, I took him out for dinner and spent the evening with him until the General's banquet was over, after which, I stayed with the General for a couple of hours. Congressman Worley, too, made many highly complimentary remarks concerning you, and indicated he would do everything possible to further the pending pension bill.

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY SLIP(S) OF
DATE 5/27/47

162-72944-234

EX-12

COPY DESTROYED
150 NOV 10 1964

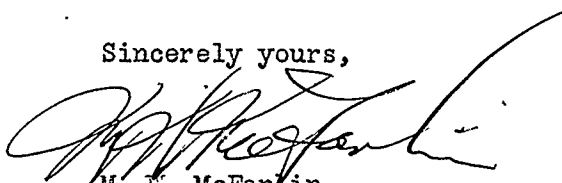
DECLASSIFIED BY SP-8 BTJ/RW
ON 6/8/83

60 JUN 12 1947

The following morning, I arranged for breakfast in the Attorney General's suite and drove him and Congressman Worley to the airport where they left on the Reynolds Metals Company plane for Washington, D. C. I, of course, had called the Bureau so that the Attorney General's car would be waiting for him at the airport.

It was a pleasure to have had the opportunity of being of assistance to the General, and I hope that in my humble way, I was able to further the Bureau's interests.

Sincerely yours,

A handwritten signature in cursive script, appearing to read 'M. W. McFarlin', written in dark ink.

M. W. McFarlin
Special Agent in Charge

MWM:bl

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

MAY 29, 1947

TO: COMMUNICATIONS SECTION.

SAE, DALLAS

ROUTINE

Transmit the following message to:
ATTORNEY GENERAL IS TO ARRIVE DALLAS VIA PRIVATE PLANE OF BRANIFF
AIRWAYS AT SEVEN P.M. TOMORROW. DESIRES TO BE MET BY AGENT AND
CAR. HANDLE.

HOOVER

JJK:mL

RECORDED

EX-43

MAY 29 6 58 PM '47
U.S. DEPT. OF JUSTICE

REC'D FOR

MAY 29 1947

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RLS

SENT VIA _____

COPY DESTROYED

M

Per _____

150 NOV 10 1964

Office Memorandum • UNITED STATES GOVERNMENT

TO : D.M.LADD

DATE: June 7, 1947
7:00 PM

FROM : K.C. Howe

SUBJECT: Loss of Attorney General's glasses

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Holmes	
Miss Gandy	

At the above time the Attorney General called your desk and stated he had been in Cincinnati today, and apparently had lost his glasses somewhere in that vicinity. He said he had been accompanied while in Cincinnati by SAC Ostholthoff, and he requested that a check be made to see whether his glasses could be located.

The Attorney General said he last recalled having his glasses just before giving a talk before a Conference of Judges of the Sixth Circuit, and that he possibly left them at a desk at which he was sitting during this time. He also mentioned as a possibility that he might have left them in a small ante-room from which he had made several telephone calls, or in the hotel where a banquet was held. He didn't miss them until he was on the plane coming back to Washington.

Pursuant to your instructions I called SAC Ostholthoff, outlined the foregoing to him, and instructed him to have immediate efforts made to locate the Attorney General's glasses.

SAC Ostholthoff called back at 8:30 PM and reported that a complete search of the court room in which the AG spoke had been made with negative results, as well as of the mentioned ante-room and the judge's chambers. The lost and found departments of both the federal building and of the hotel where the banquet was held were also unsuccessfully checked. The custodian of the federal building had not as yet been available, but he will be interviewed as soon as he can be reached to see whether the glasses might have been turned in to him personally. Similarly, a stop has been placed with the assistant manager of the hotel, and with the lost and found departments of the hotel and federal building. The Bureau will be advised of results, promptly.

In the absence of the AG from his home at the time I called subsequent to the foregoing, I informed Mrs. Clark of the unproductiveness of our search to date for the AG's glasses, and told her we were making some further checks as possible, and would advise the AG as to our success.

John C. O. Clark

KCH:h

RECORDED

62-72944-236

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BJS/RLP

EX-410

JUN 10 1947

[Handwritten signature]

JUN 17 1947

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: June 9, 1947

Attention: Assistant Director D. M. LADD

FROM : SAC, Cincinnati

SUBJECT: ATTORNEY GENERAL TOM CLARK

Transmitted herewith is a pair of eyeglasses belonging to the Attorney General which he lost while in Cincinnati on June 7, 1947.

AEO:MCC

Enclosure

REGISTERED MAIL

RETURN RECEIPT REQUESTED

AIR MAIL SPECIAL DELIVERY

62-2111-237
FBI
JUN 12 1947

RECORDED

*Delivered to
Mr. Ladd
10-47
1947*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP8 BTJ/KW

PORTMAN

0

THIS IS FBI WA 0711

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

JUN 13 1947

TELETYPE

G. I. R. - 5

FBI BUTTE

6-12-47

10-06 PM

NEW

DIRECTOR FBI

ROUTINE

RE ~~ATTORNEY GENERAL~~ ATTORNEY GENERAL. ON INSTANT DATE AUSA HARLOW PEASE, BUTTE, MONTANA ADVISED THIS OFFICE THAT A RUMOR IS CURRENTLY PREVALENT ON THE WEST COAST TO THE ~~EFFECT~~ EFFECT THAT MR. TOM C. CLARK IS RESIGNING IN THE NEAR FUTURE AND THAT HE MAY BE REPLACED BY ~~SENATOR~~ SENATOR BURTON K. WHEELER OF THIS STATE. THIS RUMOR IS UNCONFIRMED.

BANISTER

END

12-09 AM OK FBI WASH DC

EX-10
14
RECORDED
&
INDEXED

65-75-114-238

50 JUN 20 1947 ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/RL

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: June 9, 1947

FROM : D. M. Ladd *DL*

SUBJECT: LOSS OF ATTORNEY GENERAL'S GLASSES *W*

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

The Attorney General called the Night Supervisor Saturday night and advised that he had just returned from Cincinnati and while there had left his glasses somewhere.

He stated that SAC Ostholthoff had been with him when he gave a talk before a conference of Judges of the Sixth Circuit and that he might have left them in one of the rooms at the court house. He requested that Ostholthoff be contacted and that he endeavor to locate them at the court house.

SAC Ostholthoff was telephonically contacted and later that evening called back and advised that he had been unable to find the glasses in any of the rooms at the court house where the Attorney General had been.

The Attorney General was advised of this on Saturday night and was advised that a continued check would be made. This morning SAC Ostholthoff called and stated he had found the Attorney General's glasses on the floor of the Bureau car in the back seat. I instructed that he have them packed carefully and mailed to the Bureau.

I thought that you might desire to call the Attorney General and advise him of the above.

DML:da

DL

G. I. R. 5

Tom Clark

11

RECORDED

62-72944-239
62-12

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RW

50 JUN 25 1947

Office Memorandum • UNITED STATES GOVERNMENT

PERSONAL - ~~STRICTLY CONFIDENTIAL~~

TO : THE ATTORNEY GENERAL

DATE: June 19, 1947

FROM : DIRECTOR, FBI

SUBJECT:

Mr. John Maragon furnished to a Bureau official on June 18, 1947, "an anonymous communication" which he stated he had received on June 17th. Because there are references to you in this communication, I thought I should furnish a copy of it to you and, accordingly, I am attaching a copy of the communication to this memorandum. Mr. Maragon advised that the original of this anonymous communication had been furnished to the President and that General Vaughan was sending for Admiral Mills to question him concerning this matter.

Attachment

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP(S) DATE 6/15/83

DECLASSIFIED BY SP-8 BTJ/ALS
ON 6/18/83

COPY DESTROYED

150 NOV 10 1964

ENCLOSURE #1

ENCLOSURE

62-7147-240

Sometime this Spring, 1947, Vice Admiral Earl Mills received a Government subpoena to testify in connection with the Anaconda Copper case. On receiving the subpoena, Admiral Mills called Attorney General Tom Clark on the telephone and advised him that he had received the subpoena. He advised him further that he knew nothing of the matters under investigation involving Anaconda Copper since the contracts being questioned were all Army contracts. Admiral Mills stated further, however, that if asked on the witness stand what his opinion of Anaconda Copper was, he would be forced to say that Anaconda had done an excellent job for the Navy on all Navy contracts, and that the Navy was completely satisfied. Admiral Mills told Clark that he wanted him to know what to expect in the event he was used as a witness.

Several days later Lew Pearson used the telephone conversation between Mills and Clark in his column giving almost verbatim what was said by both parties. The Pearson column indicated further that Mills was trying to protect Anaconda Copper.

On seeing the column, Mills became enraged and called Clark again, accusing him of making known to a newspaper columnist the content of an official telephone conversation. Clark tried to calm Mills down and suggested that Mills come over to Justice and have lunch with him that day, indicating that he would explain everything at that time. Mills consented to go to lunch.

At lunch Clark advised him that Lew Pearson had been sitting in his office during the telephone conversation with Mills, and consequently was able to piece together what was said by both parties. Mills did not call Clark a liar, but he did not believe his story, feeling apparently that Clark had turned the information over to Pearson voluntarily to use as he saw fit.

Further details concerning the above can be obtained from Admiral Mills.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/18/83 BY 88-8 BTJ/28

ENCLOSURE #2

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR
FROM : CLYDE TOLSON
SUBJECT:

DATE: 6/18/47

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Holmes
- Miss Gandy

Mr. John ~~Maragon~~ came in to see me this morning. He stated he received an anonymous communication yesterday, a copy of which is attached. The original was given to the President and General Vaughan is sending for Admiral Mills today to question him concerning the matter.

CT:DES

RECORDED
&
INDEXED

162-72944-240

34

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/rd

4 ENCL
Public memo
6/19/47
CCL

Enc
2

ATTORNEY GENERAL

June 20, 1947

DIRECTOR, FBI

PERSONAL - ~~STRICTLY CONFIDENTIAL~~

240

RECORDED

As of possible interest, there is attached hereto a copy of an anonymous communication, a copy of which was received by the Federal Bureau of Investigation from an outside source.

APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY SLIP(S) OF

Enclosure

declared
6/15/83

G. I. R.

old
6.12

CTPDSS

- Mr. Tolson.....
- Mr. E. A. Tamm.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Mohr.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

RECORDED

101

✓

DECLASSIFIED BY SP-8 BTJ/AD
ON 6/8/83

SENT FROM D. O.
TIME
DATE
BY

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

JUL 17 1947

TELETYPE

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Wray

James G. ...

WASHINGTON 3 FROM CHICAGO 17 10-55 AM

DIRECTOR, FBI VERY URGENT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/CL

ATTORNEY GENERAL CLARK DEPARTED FRO WASHINGTON, UNITED AIRLINES

FLIGHT SIX TEN AT NINE THIRTY C.D.T. ARRIVING WASHINGTON,

D.C ONE P.M., ~~...~~ E.D. T. REQUESTS THAT HIS

SECRETARY BE NOTIFIED OF HIS TIME OF ARRIVAL. ALSO THAT

MR. MC GREGOR BE ADVISED.

MC WSWAIN

END

1205 PM
ms
Stewart
George
RECORDED
EX-30

162-72744-241
F B I
34 JUL 23 1947
CRIME REC.

8065

best copy available
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 17 1947

TELETYPE

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....
Miss	.....

FLI PORTLAND

7-13-47

5-22 PM

✓ DIRECTOR, FBI

SAC, CHICAGO

URGENT

ATTENTION ASSISTANT DIRECTOR NICHOLS.

ATTORNEY GENERAL CLARK DEPARTED PORTLAND SEVEN PM TODAY, FLIGHT DELAYED
NAUGHT EIGHT, UNITED AIR LINES, TO ARRIVE IN CHICAGO SIX FIFTY SEVEN
AM SEVENTEENTH INSTANT. DIRECTOR WILL ADVISE BUREAU OF RESERVATIONS
SECURED FROM THAT POINT TO WASHINGTON AS REGULARLY BY TEL. TODAY. FOR
BUREAU INFORMATION CHICAGO REQUESTED TO SECURE RESERVATIONS
EARLIEST POSSIBLE ARRIVAL AT 7. 3.

DOLETT

END AND ACK.

RECORDED

162-73144-242
F B I
34 JUL 23 1947

✓ 12-23 AM ON FILE TO BUREAU

EX-30

ORDER FILED

MISS FILE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/ru

112
MAIL

THE

GENERAL



July 14, 1947

Tom C. Clark

MR. NICHOLS

(New Heathman Hotel)

The Attorney General will leave Washington tomorrow, following the itinerary listed below. He will address the Portland Bar Association at a luncheon meeting about Noon, and will make the main address at the Elks Convention at the Civil Auditorium, at 2:00 p.m.

7/15	Lv. Washington, D.C. Amn. Airlines Flight #61.	5:00 p.m. EST
	Ar. Chicago	6:50 p.m. CST
	Lv. Chicago, United Airlines #135	8:35 p.m. "
7/16	Ar. Portland	8:36 a.m. PST
7/16	Lv. Portland United Fl. #508	7:00 p.m. PST
7/17	Ar. Chi.	6:57 a.m. CST
"	Lv. Chi. United #610	8:30 a.m. 12:00 Noon EST
	Ar. Washington	1:00 EDT

His reservation is at the Multnomah Hotel in Portland.

RECORDED 63-75174-243

Will you please have someone meet the Attorney General in Portland and Chicago?

JUL 23 1947

A.O.J. AO'D

Chicago + Portland
Portland advised
Chicago + Portland
advised to handle
L.M.

FOR RELEASE TO A. J. PERS
Thursday, May 22, 1947

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg ✓
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy ✓
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

AN ADDRESS

BY

TOM C. CLARK

Attorney General of the United States

Prepared for Delivery

At Closing Dinner

of

NATIONAL CONFERENCE ON

CATHOLIC YOUTH WORK

Hotel Allerton

Cleveland, Ohio

Wednesday, May 21, 1947

7:00 P.M.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RL

RECORDED
JUN 23 1947

58 JUL 7 1947

I am honored to be included as a participant in your Youth Apostolate.

At a time when the major portion of our own generation is preoccupied with the tremendous task of salvaging and rejuvenating the heritage of our culture; it is heartening and gratifying to know that organizations like yours are concerned with problems of the future generations to which that heritage must be transmitted.

I commend you for that concern. For, with you, I am convinced that the perpetuation of our democratic liberties and spiritual freedom depends largely upon the sound indoctrination of our youth with a consciousness of the worth of our American ideals.

Today there is every evidence of failure to recognize the necessity of adequately providing for American youth as a distinct segment of our society.

The American family has become institutionalized. Many homes have become boarding houses, more or less, where parents and children meet only at meals - in the more fortunate homes three times a day.

Family unity and solidarity seem to have disintegrated. Under the influence of parental indifference and diverse outside attractions, we have to a certain extent lost our leadership and control over our children.

Most parents still demand the primary right and obligation to educate. But many dodge their responsibilities in this regard by blaming the schools and educators for the youth failure.

Recreation and entertainment for the family, and also education itself is often not planned or chosen with a view to religious and moral training. It is a hit or miss selection, depending largely on the vagaries of chance.

And while the youth of America suffer from a lack of careful planning, the characteristic adult reaction appears to be a baseless condemnation of "the younger generation."

(OVER)

It is indeed fortunate that there are men and women like yourselves. I would be trespassing upon a province outside my domain if I should presume to tell you the problems of youth and ~~the answers to these problems.~~

You know both the problem and the solution better than I do.

But, as we lawyers say, there should be a "meeting of the minds" on fundamentals. I agree most heartily with the objective of your Conference as expressed by His Excellency, Archbishop Richard J. Cushing, when he said:

"In the contacts, discussions and experiences of this national conference a unity of purpose and a coordination of efforts will be the common goal."

The Federal Government can do but little of the real work that is necessary. Though the problem is nationwide, the final solution must be found in the cities and communities of America. My hope is to continue to draw the attention of public-spirited citizens and civic groups, as well as State, county and city officials, to the gravity of the problem. The job must be done by working conferences - by committees - and by individuals in the communities all over our great land. We must create juvenile opportunity.

It is vital, I believe, that children be recognized for their own importance. Their position as responsible citizens in their adult life depends on the love and respect we show them now.

Such recognition can be augmented by adequate ^{Programs} ~~problems~~ to promote their educational, social, economic, and moral welfare.

These programs must be free from the taint of state paternalism, and their advantages must be furnished to our youth without jeopardizing or usurping the functions of either the home, or the school, or the church.

The traditional institutions of American family and community life - the home, the church, and the school - must be preserved and fostered as

dynamic influences in the lives of our children.

The home lies at the very foundation of effective American citizenship. Parents are still the most important influence in the lives of their children. Through them, children should experience spiritual guidance, affection and security -- indispensable elements in child growth.

Sound corrective programs in the field of child welfare and juvenile delinquency are to be commended. But we must have a vigorous, positive program of preventive work designed to eliminate the causes which make correction necessary.

We must do all we can to reform the more than 100,000 juveniles who were convicted of crime last year. We must use all of the techniques and facilities available to bring them back into the fold of good citizenship.

Statistics show, however, that 52 percent of these 100,000 will, in their adult life, become inmates of Federal or State prisons. Of those who committed two offenses in their youth, 61 percent find themselves in prison during their adult years. Third time offenders in youth, statistics show, in 75 out of 100 cases, end up in the penitentiary.

Our job in the Department of Justice is to apprehend and prosecute the bankrobber of today. My purpose, likewise, is to lend our good offices and efforts to the prevention of bank robberies by our citizens of tomorrow.

In this effort I ask your continued help -- you and the leaders of all of our churches throughout America can do much to strengthen and expand our youth services into a real, continuous, active, positive program of opportunity for youngsters everywhere -- a program based on a fundamental recognition of God and of our responsibility to our fellow man.

Each of these ideals must be converted into action, to make it possible for our youth to sustain the added responsibilities of American citizenship

(OVER)

74 -

which the new atomic age has made their lot.

Considerable has been done to achieve many of these worthy objectives.

I wish to pay tribute to the tremendous contribution which the Catholic Church has made to the youth of America through these endeavors.

Before a recent gathering of men and women similar to this, I stated that we must be concerned with the problem of meeting the basic human needs, spiritual as well as physical. The Church must play a major role in solving that problem.

In no phase of our activities is this more true than in our dealings with our youth.

All of the marvelous advances in social and psychiatric science - the multiplication of playgrounds and substitutes for broken homes will not help our children if we fail to give them the spiritual and moral training so necessary to help them withstand the rigors of adult life.

All the child welfare agencies and youth movements in the world will not produce a generation of character without the spiritual discipline of the Ten Commandments.

Yet a recent survey of some 50,000 school children in one of our largest cities revealed the startling facts that three-fourths of them did not know the Ten Commandments, and nearly two-thirds of that number had never heard of them!

A mid-depression survey disclosed that 68 percent of our children and youths had either no contact with religion or only nominal church connections.

Statistics released a few years ago, in April of 1943, by the Federal Council of Churches of Christ in America, representing twenty-two major Protestant denominations, revealed a sum total of only 67 million church affiliations among all our people, or roughly, one-half of the population.

Again, in 1943, the International Sunday School Association estimated that more than 25 million, over one-half, of our children were outside of the influence of the church, the Sunday school, and religious classes.

In view of this mass of evidence, the clear inference is that one out of two of our American people, and at least two out of three of our children, are outside the orbit of the effective operation of the moral law, and the salutary influence of religion.

It is imperative that our people and our children return to God and walk in His ways.

Otherwise, our civilization will become a soulless culture, devoid of spirit, and the hope which mankind has reposed in it will be vain.

Recently, our press and educational journals have been filled with articles expressing grave concern over the infiltration of a communist-youth organization into our schools and colleges. American Youth for Democracy made no inroads in any church-sponsored schools, Catholic or otherwise. Need we ask why?

The answer is easy - American Youth for Democracy caused dissension on some American campuses because it followed the lead of the communist line, of capitalizing on any problem, imaginary or otherwise, that would attract the impetuosity of youth. It was controlled by the Young Communist League. It picked the victims carefully. It dared not attempt to enter those colleges where truly positive American programs of dynamic action were sponsored by American youths. The idealism and enthusiasm of American youngsters would not permit it. But where programs offer no hope of solving the individual youth problem - but only serve as frothy, platonic time killers - it is not surprising that some youth turned to the false prophets.

(OVER)

We must have programs of youth, by youth and for youth which channel their enthusiasm and strength into constructive American civil life. America needs it -- and youth must have it. It is the surest antidote to communism, fascism and totalitarianism. Such programs bring more democracy to America -- more of the good life to every American.

The recent Harvard Report on General Education in A Free Society asserted that "it is important to limit the idea of the good citizen expressly by the ideals of the good man." The vast majority of you here are teachers and exemplars of goodness in both its natural and supernatural senses.

By inculcating the "ideals of the good man" in your charges -- by continuing to impress upon them the moral and spiritual values which you hold sacred -- and by integrating those ideals and values with our democratic principles, you will add the most beneficial leaven to the bread which is so vital today to the sustenance of our American youth.

FOR RELEASE TO NOON EDITIONS
FRIDAY, MAY 30, 1947.

la

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	<i>[Signature]</i>
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	<i>[Signature]</i>

AN ADDRESS

BY

TOM C. CLARK

ATTORNEY GENERAL OF THE UNITED STATES

PREPARED FOR DELIVERY

AT

SEVENTY-NINTH ANNUAL MEMORIAL DAY EXERCISES

ARLINGTON MEMORIAL AMPHITHEATRE

62-72944-
JUN 28 1947
[Handwritten initials]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTJ/AL

WASHINGTON, D. C.

FRIDAY, MAY 30, 1947

12:30 PM EDT

WJA

60 JUL 8 - 1947

Mr. Chairman, comrades, ladies and gentlemen:

Today, Americans reverently pause once more to observe "Memorial Day".

Throughout this great land and under foreign skies where crosses, row on row, rise above consecrated ground, tribute is being paid to our valient dead who sacrificed that the ideals of our country might live.

In all ages people have paid tribute to their hero dead with flowers and song. Our Memorial Day was instituted by General John A. Logan, when, as Commander-in-Chief of the Grand Army of the Republic in 1868, he had May 30 set aside to honor the memory of departed comrades of the Civil War by decorating their graves.

As time marched on, the honored custom of paying tribute to the hallowed dead of the Civil War has widened to embrace the heroes of all our wars who have answered the roll call of the Eternal Commander-in-Chief.

As we stand amidst the departed whose memory and sacrifices we honor, let us pay heartfelt tribute to those wounded Americans in homes and in hospitals. For them our fervent prayers go. We owe to them a debt of gratitude that humble hands and hearts can never repay.

For us, the living, the Day has come to be regarded as an occasion that should mark our rededication to the principles of the American way of life.

These principles which claimed the loyalty of Americans yesterday, claim the same loyalty from us today, and will claim it from the generation of tomorrow.

We are both trustees of the future, and inheritors of the past. We dream of the future, we live and work in the present, but we learn eternal truths from the past. And so we salute the heroes of yesterday who added

(OVER)

strength to this Nation by spending their own, who gave life to our country by losing theirs. By their service and sacrifice, they left us a spiritual legacy which we must hold eternally in our hearts.

Washington and his shoeless veterans at Valley Forge, and on other battlefields of our War for Independence, helped to establish us as a Nation. The countless dead who have fought on the battlefields of freedom since then have defended the land we love, protected the things we cherish and followed the God we worship.

Our comrades have fought and died for the great values of life.

But these great values must be preserved and cherished. They can be maintained only by constant struggle. The fight for democracy is a continuous one. There is no time out for rest periods.

And thus it has been down through the years. Never has the ideal of democracy and freedom found a safe refuge. Never have its defenders been able to rest from a completed task.

We have much worth defending in America, this majestic and magnificent country where we may travel freely, think our thoughts free from coercion, speak our words without fear, and live unmolested if we live within the law.

The spirit of man through the ages has yearned for personal liberty; but ours was the first nation in the history of mankind to build a way of life on the theory and principle of political equality and individual initiative and freedom.

We recognized that the individual must be either dignified or debased. There is no in-between.

With us individual worth is a reality. The state is organized for the benefit of each of us. We do not exist solely for the state.

After centuries of effort to establish the worth and dignity of the individual, the rights of mankind were mercilessly attacked by the forces of tyranny and destruction.

For a century and a half, America's geographic isolation rendered us safe from attack. Lying between the great Atlantic and the mighty Pacific, America thought herself secure. In her imagined security, she was caught asleep and almost brought to ruin by the destructive forces that wreaked devastation upon the people of Europe.

There is still a clash of ideologies in the world today. However it may be camouflaged, we cannot hide the fact. When democracy, as we know and live it, is chained, when thought is rigidly channeled, when news is suppressed, when misrepresentation supersedes truth, when individual liberty is dethroned, then aggression, despotism and slavery follow in their train.

We cannot be indifferent to the tragic problems facing the world today. That means indifference to the future of America and our own posterity.

The American dream came from the hearts and burdened souls of millions from all nations. It came from the hopes and aspirations of human beings throughout the centuries.

America is not perfect, but the democratic ideal has sustained our Nation since its beginning. In our daily practices we have on many occasions fallen short of the ideal, but in the long run we have been moving in the direction of our goal. We must continue to move in that direction.

During the years following World War I, America, with awesome

(OVER)

responsibility to a torn and expectant world and to her own troubled people, almost lost her way. She followed isolationist by-paths that crippled our position in the world, made us lose the idealistic objectives of World War I, and compelled us to send the sons of the veterans of that War into another conflict in defense of the ideals of mankind.

Yes, America faltered at a crucial time in the history of the world. The ideal of a world organized for peace was abandoned, before it was fully formed, and we broke faith with those who slept in Flanders Field.

We again have the opportunity to hold high the torch and light the way to a better world.

A wearied humanity is looking to America to lead them to a world of peace, and understanding, and happiness among men.

The common people of America and of the world look to this Nation as their hope.

If we fail now as we failed after World War I, civilization may not get another chance.

We have a covenant with the future, sealed with blood and sacrifice, that this time we shall not fail.

Those to whom we pay tribute today showed us the way into the future.

If we lose that way, our tributes to them are but hollow mockery.

And it could be said of us as of some others centuries ago:

"You decorate the graves of the prophets of old, yet your present attitudes prove that you are the spiritual descendants of those who stoned the prophets. You decorate their sepulchres while you desecrate their principles."

The American ideal contains no narrow isolationist's spirit, no national selfishness that would deny universal brotherhood of man,

This time we must not fail.

We will not fail. America is determined that there must be an enduring peace for peoples everywhere.

Here at home, we have a job to do.

In the words of John Ruskin, "That country is the richest which nourishes the greatest number of noble and happy human beings."

As we review the progress and achievements, the glories and sacrifices of those who fought and died to preserve and safeguard our principles of government, vital and undiminished, we realize that it is for us, the living, to be here dedicated to the unfinished work which they have thus far so nobly advanced.

We must be constantly alert to stamp out anti-democratic tendencies.

We must watch for dangerous symptoms such as the abandonment of the concept and practice of equal justice for all, "the placing of some groups in a perfected class of citizenship at the expense of other groups."

When we express racial prejudice, we are lacking in love for mankind. We are concerning ourselves with the things that divide, not with those things that unite.

Think kindly of your neighbor, speak kindly of him and act kindly toward him, is good advice to follow in our daily human relationships.

In the face of aggression we got together and submerged most of our minor differences. In the big issues, everybody came through.

You, comrades, did not hesitate to risk your own life for the sake of a buddy. You didn't know what was his religious faith or whether he was an industrialist or laborer - or whether he was wealthy or poor.

And it wouldn't have made any difference, anyway.

Such a spirit was in keeping with our great Bill of Rights which came down to us from our forefathers. We must be ever vigilant to hand on to

(OVER)

succeeding generations that Bill of Rights, not weakened, but deepened and strengthened, through daily recognition and practice of its principles for the protection of every American citizen.

The greatness of America is grounded in enduring principles, not in the transient desires of individuals.

The ways of democracy are not contingent upon any single person. Where one leaves off, another picks up and carries on.

Man exists for a moment, but the principles of our national life go on forever.

Our American heritage is something more than a rich continent lying between two oceans. It is something bigger than a nation with vast resources. It is the American's idea of freedom - freedom of human aspiration. This freedom is the foundation of democracy, of justice, of opportunity, - of everything we hold dear.

Upon us rests the obligation to prove worthy of the heritage that has been handed down to us.

We must make democracy a living reality.

We must protect our country and defend its institutions with the same courage and devotion which our honored dead exemplified in the past.

Their task is ours.

The job must be finished.

We must strive to secure economic freedom for every man and his family, employment for every worker, education for every boy and girl in the land.

New modern homes must be built to wipe out the slums.

We must do many other things that will build and maintain the health, happiness and security of the citizens of this country in the days of peace.

We want a country in which our children and their children will grow up in security, a land of freedom,

We Americans have a real work to do, a peace to achieve, a world to rebuild.

The Voices of Gloom in America sometimes tell us that America is no longer a land of opportunity - that opportunity is dead, that democracy has outlived its usefulness.

Such voices have been heard before - but happily went unheeded.

Here in Washington in 1833, a clerk working in the Patent Office resigned because he thought that he was wasting his time on useless patents, that there was no longer anything important to be invented.

Yet between that date and the present time, more progress has been made in America than was made in all the world throughout the preceding centuries.

America today is still the land where its citizens can get joy out of achievement and thrill out of creative effort, both of which enrich our country.

Americans today have undreamed-of opportunities in this land of freedom which releases the energies of every single human being.

The Nation will grow as its people grow. It will be as great as we, ourselves, are great.

(OVER)

This was true in the beginning of our history. It will be true in our future.

~~Our Nation's strength will be no greater than that given it by the~~
devotion and loyalty of its citizens.

It will grow and realize its wonderful opportunities as long as it has loyalty and patriotic support from the rugged individuals who form its citizenry.

We must have a faith to live and die for, and a faith to live by.

Basic in that faith to live by, is faith in man, and faith in our country, and faith in God.

As a fitting close on this Memorial Day, I want to repeat the last words of our fallen Commander-in-Chief, Franklin D. Roosevelt, written the day before he died, which says:

"The only limit to our realization of tomorrow will be our doubts of today. Let us move forward with strong and active faith."

FROM
THE ATTORNEY GENERAL
 TO
 Official indicated below by check mark

- | | |
|----------------|-------------------------------------|
| Mr. Tolson | <input checked="" type="checkbox"/> |
| Mr. E. A. Tamm | <input type="checkbox"/> |
| Mr. Clegg | <input type="checkbox"/> |
| Mr. Glavin | <input type="checkbox"/> |
| Mr. Ladd | <input type="checkbox"/> |
| Mr. Nichols | <input checked="" type="checkbox"/> |
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| Mr. Mohr | <input type="checkbox"/> |
| Mr. Pennington | <input type="checkbox"/> |
| Mr. Quinn Tamm | <input type="checkbox"/> |
| Mr. Nease | <input type="checkbox"/> |
| Miss Gandy | <input type="checkbox"/> |

MEMORANDUM

- | | |
|---|--------------------------|
| Solicitor General | <input type="checkbox"/> |
| Assistant to the Attorney General | <input type="checkbox"/> |
| Assistant Attorney General, Anti-Trust | <input type="checkbox"/> |
| Assistant Attorney General, Tax | <input type="checkbox"/> |
| Assistant Attorney General, Claims | <input type="checkbox"/> |
| Alien Enemy Control Section | <input type="checkbox"/> |
| Alien Property Section | <input type="checkbox"/> |
| Assistant Attorney General, Lands | <input type="checkbox"/> |
| Assistant Attorney General, Criminal | <input type="checkbox"/> |
| Assistant Solicitor General | <input type="checkbox"/> |
| Director, FBI | <input type="checkbox"/> |
| Director of Prisons | <input type="checkbox"/> |
| Director, Office of Alien Property | <input type="checkbox"/> |
| Commissioner, Immigration and Naturalization | <input type="checkbox"/> |
| Liaison Officer, Immigration and Naturalization | <input type="checkbox"/> |
| Administrative Assistant | <input type="checkbox"/> |
| Division of Accounts | <input type="checkbox"/> |
| Division of Communications and Records | <input type="checkbox"/> |
| Division of Supplies | <input type="checkbox"/> |
| Pardon Attorney | <input type="checkbox"/> |
| Parole Board | <input type="checkbox"/> |
| Board of Immigration Appeals | <input type="checkbox"/> |
| Librarian | <input type="checkbox"/> |
| Director of Public Information | <input type="checkbox"/> |
| Mr. Morison | <input type="checkbox"/> |
| Mr. Darsey | <input type="checkbox"/> |
| Miss Kennedy | <input type="checkbox"/> |
| Mr. Hyatt | <input type="checkbox"/> |
| Mr. Coblentz | <input type="checkbox"/> |
| Mrs. Stewart | <input type="checkbox"/> |
| Miss O'Donnell | <input type="checkbox"/> |
| Miss McCarron | <input type="checkbox"/> |
| Miss Healy | <input type="checkbox"/> |
| Mrs. Kroll | <input type="checkbox"/> |
| Miss Adams | <input type="checkbox"/> |
| Miss Doyle | <input type="checkbox"/> |
| Miss Dennis | <input type="checkbox"/> |
| Mrs. Purvis | <input type="checkbox"/> |

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FOR IMMEDIATE
TUESDAY, JUNE 17, 1947

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AN ADDRESS

By

⁰
TOM C. CLARK

Attorney General of the United States

DELIVERED

At The

NATIONAL 4-H CLUB

CITIZENSHIP CEREMONY

Jefferson Memorial

Washington, D.C.

Tuesday, June 17, 1947

2:00 P. M.

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21 JUN 23 1947
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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/8/83 BY SP-8 BTJ/RW

60 JUL 8 - 1947

I am especially happy to talk to you on this inspiring occasion - the citizenship ceremony of the 4-H Clubs.

The Thomas Jefferson Memorial is a most appropriate setting for this ~~impressive occasion.~~

This Shrine of Democracy, only recently dedicated, honors the man who nearly 175 years ago, set forth the basic principles of our national life. His expression "inalienable rights to life, liberty and the pursuit of happiness" has stood the test of time - lighting liberty's torch everywhere.

As you pledge your head to clearer thinking, your heart to greater loyalty, your hands to larger service, and your health to better living, for your club, for your community, and for your country, you are subscribing to the principles of Jefferson and to the code of good citizenship.

The 4-H Clubs of America have made an enviable record since their national birth more than 30 years ago.

During World War II, when the liberties of our country were imperiled and the United Nations needs were desperate, the contribution of the 4-H Clubs was miraculous.

In one year during the war, you produced enough food to feed one million fighting men. In the years following Pearl Harbor, you collected millions of pounds of scrap, bought millions of dollars worth of war bonds, and rendered many other services to help our country.

Also there were about 800,000 members and former members of 4-H Clubs doing their part in the armed services.

You are familiar with these contributions to our country's needs, but I am glad to emphasize them at this inspirational moment when we are stressing the worth and meaning - the duties and responsibilities of American citizenship.

(OVER)

Now, in this post-war era, as our Nation and the world grope for a lasting peace, you have set new high goals for achievement.

In your future Club work you are following ten guideposts that lead to good citizenship, as you:

Develop talents for greater usefulness; join with friends for work, fun, and fellowship; learn to live in a changing world; choose a way to earn a living; produce food and fiber for home and market; create better homes for better living; conserve nature's resources for security and happiness; build health for a strong America; share responsibilities for community improvement, and serve as citizens in maintaining world peace.

I wish I had time to talk with you about each of these guideposts that point the way to a mentally, physically and spiritually effective citizenry.

Citizenship in the United States is truly a precious thing.

Throughout its history this Nation has molded a way of life in keeping with the principles and ideals on which it was founded - the American way - a model yearned for by liberty-loving peoples everywhere.

This way of life, that for the rest of the world is not much more than a distant aspiration, has often been taken for granted by some Americans.

At times, our people have even lost sight of how this precious treasure was attained, and what it means. Not having to fight for it nor to defend it, they did not know what it would mean to live without it.

We should always remember that our American Charter of Liberty - a voice in our government, freedom in our speech and in our worship, private enterprise in our business - all the freedoms to which the soul of man aspires - did not come into being without pain and price."

It took generations of struggle, suffering and sacrifice to achieve our Freedoms - to build our America. We are determined they shall not be destroyed.

Almost forty million immigrants have come here since the Republic was founded. They came from every part of the globe. They settled on our farms, helped to establish our industries and to construct our cities.

But the story of this country is not just a narrative of what our forefathers endured, and of what they accomplished. It is the story of you and me, your neighbors and mine, their parents and ours.

And, most of all, it is the record of how we, the present generation, are dealing with the legacy of democracy.

The maintenance of the American way was not assured by the Founding Fathers. That we ourselves must do.

We must look upon democracy, not as an accomplished fact, but as a matter for continuous concern and action. We must not sleep at the switch.

The tenets of democracy will continue to shape the future of our Nation, if we recognize them - see them - not merely as privileges to be enjoyed, but as trusts to be maintained and defended at all times and all costs; for life without these Freedoms would not be worth the effort to live. That is how true Americans feel about it.

America will be as great as her people are great. She will grow as her people grow.

The bedrock of our democracy lies in the communities of America - in local self-government - in strong local law enforcement. We must not permit our National Government to dominate local government; To do so will destroy our democracy, make slaves of our people and turn our beloved America to totalitarianism.

(OVER)

Our responsibilities are not vague and distant. They are clear, definite, day-by-day things, right before us in our homes, on our farms and in our communities.

They are part of our relationships with our fellow man - members of our family, our neighbors.

To have brotherhood, we must begin at home to show understanding, tolerance and fellowship.

We must, at home, make sure that justice and brotherhood prevail among all races and creeds. We must see that no artificial barriers - social, religious, or economic - deny to fellow citizens the privileges of freedom on which our democracy was founded, on which our Nation was built. We must respect our laws and enforce them vigorously.

Among our many other obligations as citizens, we must each carry our share of responsibility in government. Here we have a voice in the workings of democracy - a precious privilege; indeed.

In this connection, I am reminded of two contrasting incidents that happened in the last year of the late war.

Immediately after the American soldier boys had taken Rome, a king was placed upon the Italian throne.

The people did not get the chance to say whether they wanted a king. But they got him.

It was entirely different in America. Here democracy was at work!

An election was held! - Six months before VE-Day.

Candidates for the Presidency of the United States, and all others running for office throughout the land, waged political campaigns.

The voice of the people was heard on election day. In the greatest world crisis in history, the true principles of our government again prevailed.

Every real American was thrilled at this happening - a working example of democracy that will be recorded as long as history books are written.

Ours is a democracy which functions through a representative form of government. Through the voice of the people, representatives are chosen to speak and act with authority on matters that concern all the people.

Yet, sad to relate, millions of our citizens do not take the trouble to vote in Presidential elections or to cast their ballots in local elections.

With all of our emphasis upon suffrage, they fail to exercise this precious heritage of American citizenship.

In the 1944 Presidential election, only 53 percent of those qualified voted. Forty-one million disenfranchised themselves.

31 percent of the qualified voters did not even know that an election would be held in 1946.

58 percent could not give the names of the United States Senators from their own States who represent them in Congress; and

49 percent could not give the names of the Congressmen from their own Districts.

Some of our prominent citizens, members of Chambers of Commerce, civic clubs, patriotic organizations, ministerial bodies, bar and medical associations, and women's clubs, still refrain from taking part in politics. I trust you will not follow this example. You must take an active part.

Yours is the responsibility to change this picture of the vanishing voter.

May you cherish the principle of suffrage - and keep the ballot box inviolate.

Honest elections, participated in by all eligible voters, will guarantee an enduring democracy.

(OVER)

People like you, the volunteer salesmen of the American way of life, becoming fully aware of the responsibilities in this new era, will assure the country of the guarding of the principles and ideals that inspire this way of life and will make our country greater.

You are, indeed, living in a changing and challenging world.

I feel confident that you will meet this challenge.

Attorney General Has Smile for Elks



Attorney General Tom C. Clark waves a hand of greeting to Elks as he arrives at the Multnomah hotel, flanked by Mayor Earl Riley, left, and Acting Governor Marshall E. Cornett. Clark warned that eternal vigilance is the price of liberty. He also spoke at a luncheon.

OREGONIAN
PORTLAND, OREGON

JUL 17 1947

RECORDED

67-72944-244

EX-67

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 BTD/RO 1-

Gen. Clark Urges Firm U. S. Policy

Military Leader
Tells Elks Such
Program Safest

BY FRED G. TAYLOR
Staff Writer, The Oregonian

America's best chance to stay out of war rests on a firm foreign policy that tells the world this country is going to remain strong and that nobody is going to take anything from it. Gen. Mark Clark, commander of the 6th army, Wednesday told the grand lodge of Elks, meeting at the public auditorium.

General Clark's address was one of the many features of the day's lodge activities, which also were highlighted by an appeal by Tom Clark, attorney general of the United States, for eternal vigilance in defense of American liberties and for an aroused appreciation of those freedoms.

There was also an impressive memorial ceremony before a

A map of the route and a detailed listing of all floats and marching units in the Elk's parade will be found on page 16. The parade begins Thursday at 2 P. M.

candle-lighted altar surmounted by a cross fashioned of white flowers where the lodge paused at 11 A. M. to pay tribute to the 593 members who died during the past year and to hear the pledge that, living or dead, an Elk is never forgotten by his brothers.

The day was marked by last-minute preparations for Thursday's parade which will leave the South Park blocks at 2 P. M. to wind its way through the business streets of the east and west sides.

Policy Discourages War

In his address to the convention, General Clark, commander of the 5th army in Italy during the war, declared America "must be firm, positive and definite in its dealings abroad."

He declared that, contrary to the opinion of many, such a policy "will not bring us closer to war."

"It is our best chance of staying out," he said. "Those people respect only the strong and despise weakness. We should tell the world that we intend to remain strong and that nobody is going to take anything from us."

Attorney General Tom Clark, in his address to the convention, called for an aroused America and for the cleaning out of foreign ideologies from among the people, not in the fashion of a witch hunt, but in a democratic way.

Constant Fight Necessary

"What many of us fail to realize is that these precious liberties must be continuously safeguarded. These freedoms were secured by our pioneering forefathers only after a series of bitter struggles.

"Freedom, once won, is not won forever. No, it must be won again and again. Democracy must be upheld vigorously, sincerely and continuously. It must be earned by every succeeding generation.

"Vigilance must not take a vacation. Our American tradition must be revived. It is not only our own insurance but the insurance of the world against totalitarianism. Our task is that these truths known to Americans be known everywhere. In this American crusade there is a place for everyone."

Military Strength Required

Pointing out that "our doctrine of good will and peace is growing convincingly clear to oppressed peoples throughout the world," he declared that the scientific age, which was harnessed for war, must now be developed for peace.

"We must develop the strength to meet these trying and complex times—the strength of character and the spirit of understanding to bring good will and peace to the world. Yes, also the military strength that may be necessary to back these cardinal virtues," he said.

Evening Events Listed

The grand ball climaxing the social side of the convention attracted thousands to the Masonic temple Wednesday night. High light of the affair was the presentation to Charles E. Broughton, past grand exalted ruler, of a large portrait of himself.

Presentation of the portrait took place on the stage with Claude Snow, exalted ruler of the Portland lodge, presiding and Mayor Earl Riley making the presentation speech.

Torchlight parades and street corner performances by the Aberdeen, Wash. Elks band and drill team and the Great Falls, Mont. drum and bugle corps in Indian regalia, enlivened downtown streets.

OREGONIAN
PORTLAND, OREGON

JUL 17 1947

ORDERED 162-72944-244
EX-67

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 BTJ/RLV

Clark Favors Action Locally

Attorney General Decries U. S. Help

BY PAUL HAUSER
Staff Writer, The Oregonian

Attorney General Thomas C. Clark directed a strong appeal to the Multnomah bar association Thursday to take the lead in seeing that local laws are strictly enforced "whenever there is any local breakdown of law enforcement."

The tall, easy-mannered Texan, in Portland to address the national Elks convention, spoke informally at a luncheon meeting of the bar association.

"We of the federal government should not intermeddle and interfere in local problems," the boss of the United States department of justice and, in a way, the nation's No. 1 lawyer, told the Oregon attorneys. He decried the greatly increasing number of requests received by his department to step in, through the FBI, in local law enforcement matters.

'State's Rights' Supported

"I'm a firm believer in what we call state's rights down in Texas," Clark said. "I hope your local prosecuting officers will do all they can to see to it that local laws are strictly enforced. If they aren't it is the duty of this bar association and other bar associations to see that they are."

Clark said that the congress has given the justice department many new jobs, including enforcement of some parts of the Taft-Hartley bill.

In apparent answer to some speculation that the executive departments might not enforce the new labor bill with spirit because of the president's veto, Clark said, "I want to say right here that we shall enforce the Taft-Hartley bill strictly and I mean just that. We shall not engage in witch hunts, but we will enforce it fairly."

Inquiries Flow In

The bill itself, Clark said, has been "construed, construed and construed again." He said that up to last week the department had received 25,000 inquiries for opinions on the working of various parts of the law.

"I'm for whomever the boss wants as long as it isn't myself. I've got enough problems," Clark said.

Earlier Clark disclaimed to reporters any ambition to be a candidate for vice-president.

Some of the justice department problems are so pressing that the convention trip of Dallas Elk Clark had to be a quick turn-around affair. He hopes to be back in Washington by 1 P. M. Thursday.

Clark Works on Oil Case

Clark brought some "homework" with him. It was a draft of a stipulation which the government is trying to reach with the state of California in the government suit contending ownership of tideland oil properties.

"We are very anxious to keep production going on the wells in view of the present oil shortage," said the attorney general.

The stipulation would provide for continued operation of the tideland wells by present operators, with an accounting to be made later, and exclude certain bays, rivers, harbors and docks from the government's claim.

Taft Law Adds to Burden

While Clark's tasks are multiple, ranging from investigations under the atomic energy act to keeping a watchful eye on the price of soap and other commodities on which some firms might try illegal price fixing, he shows no strain. He sounds the government official's general concern over appropriations, however.

The justice department expects it will have some investigating to do in connection with enforcement of anti-Communist provisions of the Taft-Hartley bill and is preparing its enforcement of the President's loyalty order, but so far has no extra money for either.

First move in weeding disloyal employes from government jobs in the executive departments will be declaration by Clark, after investigations are made, of what organizations are considered subversive by the government.

"After some argument, I've decided that that list will be made public," Clark said.

Membership in any of the proscribed organizations of any government employe will call for an all-out investigation of the employe.

OREGONIAN
PORTLAND, OREGO.

JUL 17 1947

RECORDED

162-72944-244

EX-1

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DATE 6/8/83 BY 88-8 BTB/RW

U. S. Attorney General 'Out' as Running Mate

By DICK FAGAN

United States Attorney General Tom C. Clark eliminated himself as a possible running mate for President Truman in the 1948 election when he said in an interview at the Multnomah hotel:

"I'm for whoever the boss wants, so long as it isn't me."

"I predict that President Truman will be nominated two minutes after the convention starts," he stated. "He also will win the election."

Clark, a soft-spoken Texan, said the justice department still is gathering information on organizations to determine whether they are of a subversive nature, prior to weeding out all "subversives" on government payrolls.

The new Taft-Hartley labor bill, he said, will throw some work on the justice department, particularly the section denying collective bargaining rights to unions that have Communist leaders. He said he expected the justice department will have to do the investigating.

About the recent local disagreement between United States

Attorney Hess and Federal Judge Fee over the court ruling making the federal attorney sign complaints of all government agencies coming into court, Attorney General Clark said, "I concur 100 per cent. with the judges."

He said the practice is not general throughout the country, but said, "Personally I think that every case should at least be under the supervision of the United States attorney. He should know the cases and is acquainted with court procedure."

He believes that Music Czar Petrillo is in "bad shape" in his case in Chicago, and doubts whether he can carry out his threat to have the union itself put out all phonograph records and control all radio music programs.

"It is pretty difficult to form such a co-operative under existing law. I think we can line him up," he smiled.

Asked whether he is investigating lumber prices, he answered that not much has been done, but added, "They tell me in the South lumber is down 50 per cent."

(Also See Story on Page 7)

RECORDED

EX-1

162-72944-244

OREGON JOURNAL
PORTLAND, OREGON

JUL 1 1947

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/8/83 BY SP-8 RTS/RLP

REPAIR ORDER

FEDERAL BUREAU OF INVESTIGATION

Please make the following repairs on car number _____ Make _____,
License Number _____.

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

Date _____

Signed _____
Special Agent, FBI

FOLLOW UP ON ABOVE REPAIR ORDER

Car Number _____ was inspected by the undersigned on _____ and it
(date)
was ascertained that the above requested repairs had been made:

Exception:

Signed _____
Special Agent, FBI

Note: An original and one copy of this form should be prepared. The original should be left with the garage attendant and the copy should be turned in to the Chief Clerk's office.

Ideology Riddance Foreseen for U. S.



NOT A VICE PRESIDENTIAL candidate asserted United States Attorney General Tom C. Clark, a Portland visitor, when asked whether he might be a running mate of President Truman in 1948.

(Also See Story on Page 1)
Tom C. Clark, attorney general of the United States, in an address prepared for delivery at the Elks convention here Wednesday afternoon, said he believes that this nation will use "true democratic, constitutional" means to rid itself of "those who believe in a foreign ideology."

He reported that "our form of government is attacked from within by those who believe in a foreign ideology. There is no place in America," he warned, "for those who believe in the totalitarian force of a foreign power."

He expressed belief that such elements must be swept away, but added, "We shall not sweep them in the fashion of witch hunts."

SURE OF SUCCESS

He said he is "confident that we shall succeed" in combating insidious propaganda in the international field "through the established channels of diplomacy."

"Our doctrine of good will and peace," he declared, "is growing convincingly clear to oppressed peoples throughout the world."

He called for a strengthening of American character and "the military strength that may be necessary to back these cardinal virtues." He asked rededication to the principles of American life.

SOME DIFFERENCES

The nation's attorney general gave his opinion that "the men who wrote the Declaration of Independence . . . did not mean to say that all men are equal in size, equal in color or equal in intellect."

He said that the function of

the department of justice is to make sure that all Americans receive "equality of protection."

A third world war, he said, "would be the last, for the devastating effect of the latest scientific development, when aimed at destruction, can wipe civilization from the earth."

He praised the "Freedom Train," in which historic national documents are being exhibited throughout the nation, as an instrument to reawaken the spirit of democracy in the hearts of the people.

OREGON JOURNAL
PORTLAND, OREGON

JUL 17 1947

RECORDED 62-72344-244

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 BTJ/RU

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: July 17, 1947

FROM: *203* SAC, Portland Att'n: L. V. NICHOLSSUBJECT: ATTORNEY GENERAL TOM C. CLARK
NEWSPAPER CLIPPINGS

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Enclosed herewith are newspaper clippings pertaining to Attorney General TOM C. CLARK's appearance in Portland July 16, 1947.

HIB:rh
Enclosures - 10

RECORDED

162-72944-244

EX 57

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 BTJ/RO

EX-57

The Attorney General

July 25, 1947

Director, FBI

Newspaper Clippings

244

For your information I am transmitting herewith several newspaper clippings pertaining to your appearance in Portland, Oregon, on July 16, 1947.

RECORDED
EX-51

Enclosures

NBM:mfl

G. I. R. - 6

JUL 25 11 57 AM '47

RECEIVED

2-41
3-41
5-41

Handwritten signatures and initials

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.
 TIME 4:15
 DATE 7-29-47
 BY NJK

16 NOV 15

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 BTJRU

61 JUL 31 1947

pk

THE

GENERAL



Handwritten signature

Tolson _____

A. Tolson _____

Glavin _____

Ladd _____

Handwritten initials

Tracy _____

Egan _____

Gurnea _____

Harbo _____

Quinn Tamm _____

Nease _____

Belmont _____

Mohr _____

Tele. Rm. _____

Director's Sec'y _____

July 29, 1947

Tom U. Clark

Dear Edgar:

I greatly appreciate your
 thoughtfulness in furnishing me with the
 newspaper clippings concerning my speeches
 in Portland recently.

Handwritten signature
 Attorney General

Hon. J. Edgar Hoover
 Director
 Federal Bureau of Investigation

RECORDED

62-72944-245

EX-56

12 AUG 1947

187
 58 AUG 13 1947

Handwritten signature

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

TO : Director, FBI

DATE: July 22, 1947

FROM: *WGB* SAC, Butte

SUBJECT: ATTORNEY GENERAL TOM C. CLARK

File

Attorney General TOM C. CLARK will speak to the Montana Bar Association meeting at Great Falls, Montana, August 15th and 16th, 1947. Bureau is requested to advise whether this office should make any arrangements to meet Attorney General CLARK.

The writer has received an invitation to attend the Bar Association meeting.

No action

WGB:LB

RECORDED 168-71947-246
F B I
32 AUG 2 1947

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HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/AD

187

1947

The Attorney General

August 7, 1947

Director, FBI

August, 1947, Issue of FBI Law Enforcement Bulletin

There is attached a copy of the August, 1947, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

MAJ:mrh

Tom C. O. P. H. W. H.

mrh

U.S. DEPT. OF JUSTICE
AUG 8 10 47 AM '47

RECORDED

72944-347

SENT FROM D. O.
TIME <i>7:05 pm</i>
DATE <i>8-6-47</i>
BY <i>[Signature]</i>

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

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HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 BJS/RW

63 AUG 15 1947

Office Memorandum • UNITED STATES GOVERNMENT

TO : E. A. Tamm *EAT*

FROM : D. M. Ladd *DL*

SUBJECT: *W. J. ...*

DATE: August 6, 1947

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

SAC Kramer of Denver telephoned today and advised that he had learned that the Attorney General was coming to Sheridan, Wyoming, to address the State Bar Association on the morning of August 16, 1947. He asked if he should make any special preparations. I advised him that none should be made, that if the Attorney General desired to be met by an Agent he, the Attorney General, would communicate with the Bureau prior to his departure and that the Denver Office would be advised.

DES:L:md

8/6/47
*DL**EW*
DL

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DATE 6/8/83 BY SP-8 BTG/RW

G. I. R. 9

EX-48
RECORDED

163-72944-248

151

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

lv
AUG 9 1947

TELETYPE

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

MIN

FBI DALLAS

8-9-47

3-30 PM

SRF

DIRECTOR

Frank C. ...

Mr. Tolson
[Signature]

REURTEL CONCERNING SPEECH MATERIAL FOR ATTORNEY GENERAL. THIS MATERIAL RECEIVED THIS OFFICE THIS DATE.

END

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DATE 6/8/83 BY SP-8 BTJ/KU

WYLY

RECORDED

EX-42

62-70944-249

531PM OK FBI WASH DC CCW

T

*6:55 PM McGuire advised
at home re above.
cw*

Mrs. Kroll - office
[Signature]
1947

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE URGENT

August 9, 1947

TO: COMMUNICATIONS SECTION.

SAC, DALLAS

Transmit the following message to:

LETTER ADDRESSED SAC WYLY CONTAINING SPEECH MATERIAL FOR ATTORNEY GENERAL
AIR MAILED LAST NIGHT. ADVISE RETURN TELETYPE IF RECEIVED.

HOOVER

JJMcG:ccw

*Copy of report... to NY...
...
...*

*ABN
June 8.
ccw*

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

COPY DESTROYED

150 NOV 10 1964

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/aw

SENT VIA _____ M Per _____

AN ADDRESS

JFK

BY

TOM C. CLARK

Attorney General of the United States

Prepared for Delivery

Before the

~~21st~~ INTERNATIONAL
SUNDAY SCHOOL CONVENTION

K

Des Moines, Iowa

Thursday, July 24, 1947

ALL INFORMATION CONTAINED
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DATE 6/8/83 BY SP-8 GTR/UC

171

INDEXED
1/20
EX-25
16-111-250
[Signature]

Mr. Chairman, Ladies and Gentlemen of the 21st International Sunday School Convention:

I must confess to you at the outset that I am attending this Sunday School Convention after much less pressure than I attended Sunday School in my youth. I was born an Episcopalian, and I am a Presbyterian by marriage.

Yet I look back on my beginnings with infinite satisfaction because I believe that without the weekly trek to Sunday School I would have been denied today the great inner joys of life. While I should have learned much more there, my attendance record was very good. One year I received the gold award. Frankly, they should have awarded it to my Mother. None of us quite escapes the teachings received at Mother's knee. We all remember the home and the neighborhood of our child life. Indelibly stamped in our character is the influence of religion. It touches us before we learn the hard facts of life. It remains with us as the greatest moral bulwark of our experience.

The world today vitally needs conferences devoted to religious education. In my opinion no conference is more important, for the world must rest on the solid foundation of religion. Our trouble has been that portions of the world have not rested on such foundation and, in their zeal to extend their violent ideologies, have attempted to destroy our own. You remember the parable which is apropos of our present situation:

"He is like a man which built an house, and digged deep, and laid the foundation on a rock: and when the flood arose, the stream beat vehemently upon that house, and could not shake it: for it was founded upon a rock.

"But he that heareth, and doeth not, is like a man that without a foundation built an house upon the earth; against which the stream did beat vehemently, and immediately it fell; and the ruin of that house was great." Luke 7: 48 and 49.

(Over)

While our way of life remains on the foundation rock of religion, there has been an increasing tendency for other ways of life to rest on an entirely different concept. And so today the clear problem posed before mankind is this: Can the peoples of this earth live in world brotherhood? If they cannot, then the teachings and accomplishments of the last two thousand years will be for naught. Our civilization will disappear in a series of atomic explosions.

Never in the annals of time has the matter been reduced to such terrifying simplicity. It is a choice between God and Mammon.

To put it in the language of our day, we must accept and practice the teachings of the Nazarene - or else!

Before this generation, there was still time left from the arduous duties of life for experiments with doubts, for gropings for solutions. The pulpit sometimes could lose itself in the subtle points of theology; and numerous denominations could afford to engage in stimulating debate with each other on which best implemented the credo of one faith.

We could and we did, as nations, go to war. History at one point was merely a record of one war after another. At one point a nation was recorded as losing this war but perhaps it would win the next. While civilization lowers its standard of living in one decade of mutual destruction, it sometimes raises the standard in the next decade of mutual cooperation. It appears today that we must either live in brotherhood or we do not live. The atomic bomb takes care of that.

What we must do is gird our heritage with all of our spiritual strength. We in America have a great heritage. On first thought one of the most remarkable things about our heritage is that it begins in the community - in the towns and the cities. Old or new, small or large, each

of our towns has its individual character. Even the names of our towns - English and French - Spanish and Indian - towns named for lords and dukes and earls - for soldiers, saints and sinners, tell of the American heritage.

Here the opportunities and challenges of democratic citizenship begin - to foster religious training, provide general education, choose honest, responsible government, and adjust economic and social differences. As a community goes, so goes the nation. The country of honest, responsible, progressive, religious Communities cannot fail to be a strong, just, Godfearing Nation. That is what our heritage is based upon.

Christianity and our democracy are synonymous. Without applying Christian ideals to democracy there would be no democracy.

Today we are in a great critical period of human history. Our enemy, whether inside or outside our frontiers, is the enemy of democracy. And the enemy of democracy is the avowed enemy of Christianity.

And so the great task before us now is the most extraordinary challenge to evangelism since the days of Paul of Tarsus. It is the task of making world brotherhood a reality.

To meet this test we must have strength and well-being as individuals, and as a Nation. As a Nation we must have sufficient military strength to command the continued respect of our brother nations. While our national strength has grown through the years, the needs have multiplied many-fold.

We must guard zealously our democratic inheritance at home. We cannot take it for granted. We must cherish and enhance it. We must struggle for it. To successfully share our democracy with the rest of the world, we need to be strong economically and spiritually at home. We must have the heroism of the brave hearts that created this Republic; of the pioneers who extended our boundaries.

Men and women gave their lives to conceive and defend our great heritage.

The American way of life was born by the clashing of army against army — amidst death by the bow and arrow, and swamp fever, and the perils of the wilderness, and all the other hardships incident to the settling of a new country.

Today our fields and forests, our wells and mines, our scientific developments, have contributed to making this country the most prosperous and powerful nation in the world.

As we face the future we must build a generation of young Americans alert to our traditions, conscious of our world responsibilities—aware of the great gap between our scientific and our social development—aware that we must find a way to live in peace with the rest of the world.

It is for us to take up this task in a happy spirit of devout dedication. The teachings of Christianity and democracy should become a part of our everyday life. By Christianity I mean no one particular creed. I mean all creeds.

The statistics are shocking —

Fifty percent of our people belong to no church; in one large city, sixty-eight percent of our children and youths have no contact with religion; three-fourths of them do not know the Ten Commandments, and two-thirds of that number never heard of them.

The future should find every Sunday school teacher a prophet with a mission. We must remember that every step in human progress since the crucifix supplanted the sceptre in Rome, received its ideological impetus from religion.

We have not and we cannot separate the teachings of Christianity from the fundamentals of our form of government.

The words and the spirit of Holy Scripture breathe through every document that has made our Nation great.

Loyalty and patriotism to country receive a strength and permanence that come only from God.

The ominous trends and tendencies which I have mentioned can be changed by men and women of good will, motivated by strong religious faith, who have love of country in their hearts.

In this hour of great need, we must not fail.

History has no record to equal the role of help and succor this Nation is now playing to all the world.

It is my feeling that this attitude of being our brother's keeper came to us in the principles taught us in Sunday school, and we are now merely implementing them. Teach a nation true Christianity, and its statesmen will translate that faith into the words of the Four Freedoms, they will conceive an Atlantic Charter, they will create a United Nations Organization, they will exercise tireless patience to maintain an enduring peace for peoples everywhere.

Good causes need the right kind of leadership and support. All too frequently a good movement fails because its leadership has fallen into wrong hands. Upon the Church rests the responsibility to furnish leaders, and the support of its membership, in causes for the common good -- social, political or economic.

I know that the religious leaders of our glorious country will meet the challenge in the future, as they have in the past -- and that the home, the

church, the school will help make our America a better and brighter place in which to live, and that they will do their part to spread our blessings throughout the world.

Let us build for the future on the rock of religion.

FROM
THE ATTORNEY GENERAL

TO

Official indicated below by check mark

MEMORANDUM

Solicitor General	
Assistant to the Attorney General	
Assistant Attorney General, Anti-Trust	
Assistant Attorney General, Tax	
Assistant Attorney General, Claims	
Alien Enemy Control Section	
Alien Property Section	
Assistant Attorney General, Lands	
Assistant Attorney General, Criminal	
Assistant Solicitor General	✓
Director, FBI	
Director of Prisons	
Director, Office of Alien Property	
Commissioner, Immigration and Naturalization	
Liaison Officer, Immigration and Naturalization	
Administrative Assistant	
Division of Accounts	
Division of Communications and Records	
Division of Supplies	
Pardon Attorney	
Parole Board	
Board of Immigration Appeals	
Librarian	
Director of Public Information	
Mr. Morison	
Mr. Darsey	
Miss Kennedy	
Mr. Hyatt	
Mr. Coblentz	
Mrs. Stewart	
Miss O'Donnell	
Miss McCarron	
Miss Healy	
Mrs. Kroll	
Miss Adams	
Miss Doyle	
Miss Dennis	
Mrs. Purvis	
Mrs. Burke	

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Egan
Mr. Gurnea
Mr. Harbo
Mr. Mohr
Mr. Pennington
Mr. Quinn Tamm
Mr. Nease
Miss Gandy

W. J. ...

The Attorney General

September 4, 1947

Director, FBI.

Tom C. Clark

September, 1947, FBI Law Enforcement Bulletin

Attached is a copy of the September, 1947, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

*cc
1-4*

RECORDED

SEP 4 4 22 PM '47
U.S. DEPT. OF JUSTICE
SEP 4 4 09 PM '47
mg

SENT FROM D. O.
TIME 5:27 PM
DATE 9-4-47
BY *PK*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/aw

MAJ:HN

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR

FROM : CLYDE TOLSON

SUBJECT:

DATE: 9/2/47

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Holmes
- Miss Gandy

Mr. Peyton Ford telephoned this morning to Mr. Ladd and requested that a message be gotten to Attorney General Clark at Myrtle Beach, South Carolina, to the effect that Mr. Ford has talked to Mr. McGregor about the Bender report; that the report is in good shape and the Attorney General does not have to come back until he is ready to do so.

Mr. Clark apparently is staying with Mr. Lamar Caudle in care of Mrs. Charles Ingram, Whistling Winds Cottage, Ocean Drive, South Carolina, which is near Myrtle Beach.

I telephoned Assistant SAC Wright at Savannah and instructed him to get this message to Attorney General Clark through the Resident Agent at Myrtle Beach.

CT:DSS

RECORDED
& INDEXED

67-72744-252

G.I.R.-1

EX-50

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-7 BRS/RD

cc Mr. Nichols
51 SEP 16 1947

Lamar C. Caudle

The Attorney General

September 20, 1947

Director, FBI

Uniform Crime Reports

Attached is a copy of the newly released Uniform Crime Reports Bulletin which I thought you might like to have.

cc
1-4

RECORDED 9-27-47
INDEXED 9-27-47

eh
V

U.S. DEPT. OF JUSTICE
SEP 21 3 51 PM '47

SENT FROM D. O.
TIME 4:35 PM
DATE 9-24
BY REP

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

MAJ:HN

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/RW

Mr. Tolson

Mr. E. A. Tamm

Mr. Clegg

Mr. Glavin

Mr. Ladd

Mr. Nichols

Mr. Rosen

Mr. Tracy

Mr. Carson

Mr. Egan

Mr. Gurnea

Mr. Harbo

Mr. Hendon

Mr. Pennington

Mr. Quinn Tamm

Mr. Nease

Miss Gandy

File

September 18, 1947

MEMORANDUM FOR MR. NICHOLS *✓*

SPECIAL TOUR

Tom C. Clark

Pursuant to your instructions a very special tour was conducted this afternoon for Ramsey Clark, son of the Attorney General, and two friends, Mrs. Claude A. Williams and Regault Ligg by Robert Guinn.

Mr. Clark and his friends were very interested in the Bureau and appeared to enjoy the tour very much. Both Mr. Clark and Mr. Ligg fired the various weapons on the range and were very grateful for the privilege.

At the conclusion of the tour the party expressed their sincere appreciation for the courtesy that had been shown them.

Respectfully,

✓ D.W. English
D. W. English

REG/gs

RECORDED
&
INDEXED

162-72944-254

SEP 20 1947

54

EX-30

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *6/8/83* BY *SP-8 BTJ/WD*

176

September 24, 1947

Honorable Tom C. Clark
The Attorney General
Washington, D. C.

Dear Tom:

As you know, the graduates of the FBI National Academy of previous years will be in Washington next week for their first retraining program since 1941. Heretofore one of the high lights of the retraining week has been the Annual Banquet of the Associates of the National Academy. This is scheduled for Wednesday evening, 6:30 p.m., October 1st, in the Ballroom of the Mayflower.

I do want to take this opportunity of extending a cordial invitation to Mrs. Clark and you to be my guests on that occasion. We have a program of entertainment planned during the evening including the Chesterfield Supper Club broadcast on NBC which will originate in the Banquet Hall. I do hope that your schedule will permit Mrs. Clark and you to be with us that evening as I would like to have the privilege of introducing you to the assembled guests.

With best wishes and kind regards,

Sincerely yours,

/s/ J. Edgar Hoover

CC - Mr. Clegg

CC - Mr. Tracy

LEW:MP

RECORDED

EX-23

100-119744-255

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/MD

C11

6-20



9/22

lc

Dear Edgar:-

lc
11-4

Thanks for the
picture - It's very
good - I know the U.S.
Attorneys will appreciate
it -

Louis C. Clarke

RECORDED

62-72947-256

15 SEP 25 1951

EX-89

CRIMINAL

COPY

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg ✓
- Mr. Glavin ✓
- Mr. Ladd ✓
- Mr. Nichols ✓
- Mr. Rosen ✓
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Jones _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

9/22

Dear Edgar:-

Thanks for the
picture. It is very good.
I know the U.S. Attorneys
will appreciate it.

Yours

Tom

G.I.R.-2

287 6678

62-72944-257
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94-33303-3X

AUG 17 1961

pc mhh

✓
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BTJ/nld

September 19, 1947

Honorable Tom Clark
The Attorney General
United States Department of Justice
Washington, D. C.

Dear Tom:

I am enclosing a copy of the
photograph which was taken at the United
States Attorneys' Conference. As you
know we have sent a copy of this photograph
to each of the attorneys who attended the
Conference.

With best wishes and kind regards,

Sincerely yours,

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HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 BTJ/RUS

~~Enclosure~~

BCK:GO

RECORDED

72747-258

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Egan
- Gurnea
- Harbo
- Johr
- Pennington
- Minn Tamm
- Room
- Case
- Gandy

COMMUNICATIONS SECTION
 MAILED
 SEP 20 1947
 U.S. DEPT. OF JUSTICE

MAILED 2
 U.S. DEPT. OF JUSTICE

- Mr. Tolson ✓
- Mr. E. A. Tamm ✓
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols ✓
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington ✓
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

Sept. 27, 1947

MEMORANDUM FOR MR. TOLSON

Tom Clark

Miss O'Donnell advised this afternoon that the AG will leave Washington tomorrow, Sunday, at 10:54 a.m. via American Airlines for Cincinnati, arriving there at 2:28 p.m. He desires to be met by an Agent and car to be escorted to the Gibson Hotel. Leo Cadison will accompany the AG.

The AG is to make an address before the National Exchange Clubs Convention and will leave Cincinnati by train tomorrow night at 10:15 p.m. returning to Washington. She specifically asked that the Cincinnati Office advise the Bureau of the departure of the AG tomorrow night and his expected arrival time in order that Mrs. Stewart can be informed and arrange to have him met here in Washington. The Cincinnati Office is being telephonically advised at once.

Respectfully,

L. B. Nichols
L. B. Nichols

JJM:RC

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HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY 88-8 RJS/RLV

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162-729-1125
19 SEP 28 1947

EX-65

60 OCT 11 1947 163

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	✓
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

THE ATTORNEY GENERAL
WASHINGTON

September 29, 1947

Dear Edgar:

Thank you for your kind note of September 24th.

Mrs. Clark and I will be delighted to attend the Annual Banquet of the Associates of the FBI National Academy on Wednesday evening, 6:30 p.m., October 1st, at the Mayflower Hotel, and expect also to be present at the cocktail party immediately preceding the dinner.

We are both looking forward to the occasion with much pleasure.

With kindest regards,

Sincerely,



Attorney General

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

RECORDED
EX 131

62-72944-260

OCT 23 1947

to
 Mr. Clegg
 Mr. Glavin
 Mr. Ladd
 Mr. Nichols
 Mr. Rosen
 Mr. Tracy
 Mr. Egan
 Mr. Gurnea
 Mr. Harbo
 Mr. Pennington
 Mr. Quinn Tamm
 Mr. Nease
 Miss Gandy

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 F. B. I.
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 SEP 30 12 37 PM '47
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 F. B. I.
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50 OCT 10 1947

(more)

Dear Edgar:-

Thank you so much
for the birthday remembrance.
It came in most handy - and
is delicious - as well as
most refreshing.

It was thoughtful of you
to remember me.

Yours -

Tom,

Dear Edgar:

Thank you so much for the birthday
remembrance - It came in most handy - and is
delicious - as well as most refreshing.

It was thoughtful of you to remember
me.

Yours,

/s/ Tom

RECORDED
INDEXED
SEP 30 1938
DEPT. OF JUSTICE

The Attorney General

October 3, 1947

Director, FBI

FBI Law Enforcement Bulletin

Attached is a copy of the October, 1947, FBI Law Enforcement Bulletin which I thought you might like to have.

Handwritten: The Law

Attachment

RECEIVED
FBI
U.S. DEPT. OF JUSTICE
OCT 4 1 15 PM '47

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/8/83 BY SP-8 BJS/RL/EX-42

RECORDED

261
34 OCT 6 1947
Handwritten signatures and initials

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.
TIME 3:15 PM
DATE 10-4-47
BY [Signature]

MAJ:HN

Handwritten: 11307

THE ATTORNEY GENERAL
WASHINGTON

September 30, 1947

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Egan	✓
Mr. Carnea	✓
Mr. Harbo	✓
Mr. Mohr	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

Dear Edgar:

Thank you for the program of the annual retraining course of the FBI National Academy. It seems very comprehensive and interesting, and I am looking forward to the Wednesday night dinner with much pleasure.

With kind regards,

Sincerely,

Attorney General

Hon. John Edgar Hoover
Director
Federal Bureau of Investigation
Washington, D.C.

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34 OCT 8 1947
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CRIME REC.

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F B I
U.S. DEPT. OF JUSTICE
OCT 9 3 05 PM '47
MR. JONES

W

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

OCT 5 1947

Com
TELETYPE

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

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HEREIN IS UNCLASSIFIED
DATE 6/10/83 BY SP-8 GJJ/ML

WASHINGTON FROM BOSTON 1 10-5-47 6-22PM

✓ DIRECTOR URGENT

ATTORNEY GENERAL TOM C. CLARK DEPARTED BOSTON BY PRIVATE PLANE WILL
ARRIVE SEVEN FORTY FIVE AT WASHINGTON. REQUEST HIS CHAUFFEUR MEET
HIM AT QUOTE THE FIRE HOUSE UNQUOTE.

SOUCY

RECORDED

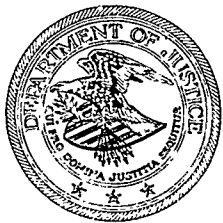
EX-30

62-72944-263-118

END

BSI (R) 11/14/47

6:05 pm Williams left for airport. Said contacted Linn at
6:35 pm and read text of teletype. (NRC)



Office of the Attorney General
Washington, D.C.

October 9, 1947

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Memorandum for the Director
Federal Bureau of Investigation

I have been requested to address The American Municipal Association, at New Orleans, on November 5th.

As you probably are aware, it is an association of mayors, councilmen, city managers, and other city officials.

The general theme of their conference is "American Cities Look to the Future". They have suggested as the subject of my address -- "Law Enforcement in the United States of America" from the national angle -- the FBI's effectiveness, their standards, etc., bringing out their encouragement to the law enforcement agencies within the city, and their cooperation with such authorities to reduce crime; crime prevention; the enforcement program of the Department; prosecutions, etc.

I would appreciate it very much if you would have some one on your staff, who is familiar with the entire organizational set-up, prepare some material which I may use at this important meeting, along the lines suggested above.

Tom C. Clark
Tom C. Clark *cl*

RECORDED & INDEXED 62-72944-264
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32 OCT 17 1947

113

EX-25

Handwritten initials

*ack
10/15/47
TCM*

60 OCT 21 1947

The Attorney General

October 15, 1947

Director, FBI

264

RECORDED
EX-25

In accord with your memorandum of October 9, 1947, I am pleased to transmit some data which it is hoped will be of assistance to you in preparing the speech on "Law Enforcement in the United States of America" which you are scheduled to deliver before the American Municipal Association at New Orleans on November 5, 1947.

It is hoped that this material will be helpful to you.

Enclosure

UCR 17-2 and 18-1, Memo re Uniform Crime Reporting, Report for 1947

JJM:mrh

RECEIVED
U.S. DEPT. OF JUSTICE
OCT 15 11 05 AM '47
OCT 15 10 52 AM '47
COMMUNICATIONS SECTION

SENT FROM D. O.
TIME 1:00
DATE 10/15/47
BY

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

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HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP8 [signature]

100021 1947

October 13, 1947

MEMORANDUM

Re: Uniform Crime Reporting

The work of collecting uniform crime statistics on a national basis was instituted on January 1, 1930, by the Committee on Uniform Crime Records of the International Association of Chiefs of Police. Effective September 1, 1930, this work was assumed by the Federal Bureau of Investigation. This system of collecting crime statistics is a project whereby law enforcement agencies in all sections of the country regularly submit to the FBI monthly and annual reports on "Offenses Known to the Police."

During the year 1946, 3,005 of the 3,462 cities, or 86.8 per cent of the urban police departments of the United States contributed statistics to the FBI in keeping with this program. At the same time, 2,464 of the 3,070 counties are included in the report, based upon contributions of 80.3 per cent of the sheriffs and other agencies submitting such statistics from rural areas. These statistics are voluntarily submitted by the law enforcement agencies to the FBI as a nationwide, cooperative endeavor and these data are documented by the records existing in the various police agencies of the nation. Their uniformity is established by administrative procedures adopted, their reliability is insured by official inspections, and the uniformity of procedures by police from year to year makes them the most accurate index on a national basis showing the extent, scope, fluctuation and trend of crime, including juvenile delinquency. These records are further supplemented by the FBI which records

Mr. Tolson _____
Mr. E. A. Tamm _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Egan _____
Mr. Gurnea _____
Mr. Harbo _____
Mr. Mohr _____
Mr. Pennington _____
Mr. Quinn Tamm _____
Tele. Room _____
Mr. Nease _____
Miss Gandy _____

data from fingerprint cards submitted by law enforcement agencies, and thus each fingerprint card is automatically an official record serving as an official

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DATE 4/10/83 BY SP-8 GBJ/JP

basis for such supplementary data.

The high percentage of contributing agencies is attributable largely to the direct relationship and the friendly cooperation between the individual law enforcement agencies and the agency which collects, compiles and publishes this information.

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: 10-17-47

FROM : MR. EDW. A. TAMM

EAT Tom C. Clark

SUBJECT:

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

Mrs. Grace Stewart telephoned, stating that the Attorney General had instructed her to contact the Bureau and to point out that he had requested some information relative to crime, criminal trends, and statistics which he might incorporate in a speech to be delivered by him before the American Municipal Association at New Orleans on November 5th. Mrs. Stewart stated that pursuant to this request, the Bureau had furnished to the Attorney General a voluminous annual report of the FBI and that the Attorney General was not satisfied with this. She stated he wanted the Bureau to "pick some of the meat out of the report" and furnish to him some substantive material, rather than to require him to "delve" through the lengthy report.

EAT:m1

cc Mr Nichols

*few para
in memo*

*10-18-47
to A.S.*

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/20/83 BY SP-8 BTJ/RW

file 62-72944-264

RECORDED
INDEXED

The Attorney General

October 16, 1947

Director, FBI

265

Pursuant to the request of Mrs. Grace Stewart of your office, on October 17, 1947, I am enclosing data which I trust will assist you in the preparation of a speech to be made before the American Municipal Association at New Orleans on November 5, 1947.

CLC:ig

✓

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HEREIN IS UNCLASSIFIED
DATE 6/10/83 BY SP-8 RJS/ew

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U.S. DEPT. OF JUSTICE
OCT 18 11 35 AM '47
1804
11 19 AM '47

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. C.

TIME _____

DATE _____

RY _____

The Identification Division presently houses more than 105 million fingerprint cards, at the present time the arrest records of more than 7,500,000 individual criminals or suspects are on file. During the year ending June 30, 1947, more than 54 per cent of all persons whose arrests were reflected on cards received were found to have previous criminal histories. In excess of 5,000 fugitives from justice are identified each year through the Identification Division. Over 70 per cent of more than 1,500 sets of fingerprints of unknown deceased persons submitted each year are identified with cards previously on file.

Police Instruction

In 1935 the FBI National Academy was inaugurated to train selected members of law enforcement agencies as police executives and instructors in modern police methods for their local departments. No tuition or fees are charged for the twelve-week training course offered to these selected officers.

The 35th Session of the Academy concluded on October 5, 1947, bringing the number of graduates to 1,748. These graduates represent every state in the Union as well as several foreign countries and territorial possessions. The benefits of their training have been transmitted to an estimated 100,000 fellow police officers.

Statistical Accomplishments of FBI

During the 1947 fiscal year which ended on June 30, 1947, 11,812 convictions resulted in all cases investigated by the FBI. Sentences totaled 27,210 years, 7 months and 18 days. Fines, savings, recoveries and Renegotiation Act Claims adjusted in favor of the Government amounted to \$83,638,155.00. Convictions resulted in 96.8 per cent of all cases which went to trial. There were 7,192 Federal fugitives located and 12,324 automobiles recovered in cases investigated by the FBI. During the 10-year period ending June 30, 1947,

October 19, 1947

MEMORANDUM

Re: The Federal Bureau of Investigation

The FBI Laboratory

On September 1, 1932, the FBI Laboratory was established to provide scientific crime detection facilities to authorized law enforcement agencies. Its technicians appear in Federal and state courts to give expert testimony without cost to local agencies. Experts in ballistics, serology, spectroscopy, photography, metallography, latent fingerprint development, explosives, hair and fiber analysis and handwriting identification conduct thousands of examinations annually. Their examinations clear the innocent as well as convict the guilty.

The National Fraudulent Check File maintained in the Laboratory contains approximately 9,000 samples of bad checks contributed by law enforcement agencies in every state. About 70 per cent of the checks searched through this file are identified as the work of persons whose operations or identities were previously known to the FBI.

During the 1947 fiscal year, the Laboratory experts performed 73,753 scientific examinations of 53,316 specimens of evidence. (1947 Annual Report, page 15)
The Identification Division

On July 1, 1924, a National Fingerprint File was established within the Federal Bureau of Investigation to provide a central repository of criminal identification data for the nation's law enforcement authorities. The FBI also cooperates with 72 foreign countries in the international exchange of criminal identifying data.

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HEREIN IS UNCLASSIFIED
DATE 6/10/83 BY SP-8 BTJ/RLS

finer, savings and recoveries in cases investigated by the FBI amounted to \$348,925,811.00 while the total cost of operating the FBI in those years totaled \$275,289,000.00, a dividend for the taxpayers totaling \$73,636,811.00.

The close of the 1947 fiscal year brought to 318 the number of cases investigated by the Federal Bureau of Investigation under the Federal Kidnaping Statute since its enactment on June 22, 1932. Of these, 316 have been solved. The remaining two were still under active investigation.

From the date of enactment of the Federal Bank Robbery Act on May 18, 1934, a total of 1,204 cases were investigated resulting in sentences totaling 12,939 years, 11 months and 25 days. In addition there were 2 death sentences and 14 life terms. Fines during this period amounted to \$382,350.00.

Eleven hundred ninety-five convictions resulted from violations of the Federal Extortion Act investigated by the Federal Bureau of Investigation since passage of the Act on July 8, 1932. Total sentences of 4,745 years, 11 months and 18 days were imposed.

Uniform Crime Reporting

Collection and dissemination of nationwide statistics relating to crime were undertaken by the Federal Bureau of Investigation on September 1, 1930, at the request of the International Association of Chiefs of Police and under authority of an act of Congress. Reports on offenses committed are received from more than 5,500 law enforcement agencies monthly and annually. These data are tabulated and published semiannually in the Uniform Crime Reports bulletin which is distributed to police administrators and other persons interested in law enforcement work.

Crime figures set forth in the semi-annual bulletin for 1947 show a 7.5 per cent increase in crime in rural areas throughout the nation. At the

same time, however, there was a 2.3 per cent decline in crime in the cities during the first 6 months of this year as compared with the first half of 1946. It is to be noted that even though there was a slight decline in urban areas, the figures were still over 12 per cent higher than those in the first 6 months of 1941, a prewar year.

In the various classifications of crime it was noted that burglary for the first 6 months of 1947 increased 17.1 per cent in the rural areas and 2.1 per cent in the urban areas as compared with the first 6 months of 1946. Larceny and rape in rural areas both increased approximately 13 per cent while larceny in urban areas increased 1.1 per cent and rape 3.5 per cent. Aggravated assaults increased on an average of 2 per cent in both rural and urban communities. Robbery varied only slightly with a 1.8 per cent increase in the urban areas and a less than 1 per cent drop in rural areas. The crimes of negligent manslaughter and murder showed a decrease in both rural and urban areas with a 6.6 per cent drop in rural areas and a 10.8 per cent drop in urban areas. Murder showed a decline, the decrease being 7.4 per cent in rural communities and 6.4 per cent in urban communities. Auto theft continued to decline, showing a 19 per cent decrease over the first six months of 1946 in rural areas and 22.3 per cent decrease in urban areas.

During the first half of 1947, age 21 predominated among the male arrests and age 22 among the female arrests. Thirty per cent of the persons arrested for robbery, burglary, larceny, auto theft, abseizement, fraud, forgery, counterfeiting, receiving stolen property and arson during the first half of 1947 were less than 21 years of age.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

DATE: October 31, 1947

FROM : J. E. MILNES

Time of call: 11:50 p.m.
10-30-47SUBJECT: ARRIVAL OF ATTORNEY GENERAL FROM
SCHENECTADY, NEW YORK

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Holmes	
Miss Gandy	

ASAC Blaylock called from Albany at 11:50 p.m. and stated that the Attorney General left Schenectady, New York, at 11:00 p.m. in the private plane of Charles E. Wilson, President of General Electric. They intended to land at La Guardia Field, New York, and let Mr. Wilson out and then proceed to the National Airport. Mr. Blaylock said that the pilot informed him that the earliest time they could arrive at the National Airport would be 12:45 a.m. and possibly later. The plane is a Lockheed Lodestar bearing numerals MC 2020.

I called the switchboard and the operator told me that Mr. McGuire had informed her of the contemplated arrival and instructed her to call Robinson, the Attorney General's chauffeur, and advise him of the Attorney General's arrival. The operator put me in touch with Robinson and I advised him of the above. He said that he was already at the airport and would pick up the Attorney General on his arrival.

JEM:cmw

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U.S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

NOV 2 1947

TELETYPE

FBI SAINT LOUIS

11-2-47

4-55 PM CST

REBUCK AND SAGE, DALLAS AND NEW ORLEANS
 ATTORNEY GENERAL TO C. CLARK AND W. S. SERRATO HOLDING NO GRAVE BELIEVED
 ST. LOUIS NINE THIRTY A.M. TODAY AND ATTENDED FUNERAL OF MRS. ~~ANN~~
 ANN HANNEGAN, WIFE OF ROBERT HANNEGAN, POSTMASTER GENERAL. FUNERAL
 WELL ATTENDED AND SEVERAL PROMINENT INDIVIDUALS IN ~~ATTENDANCE~~ ATTENDANCE.
 ATTORNEY GENERAL AND MRS. SERRATO ACCOMPANIED REMAINS TO CEMETERY. MRS. SERRATO
 DEPARTED ST. LOUIS TWELVE THIRTY P.M. NOVEMBER FOUR ON PENNSYLVANIA
 RAILROAD, TRAIN "SPIRIT OF ST. LOUIS" FOR WASHINGTON. ATTORNEY GENERAL
 DEPARTED FOR DALLAS FOUR P.M. NOVEMBER FOUR AND SCHEDULED TO ARRIVE
 DALLAS APPROXIMATELY EIGHT P.M. ON AMERICAN AIRLINES FLIGHT THREE SEVEN
 THREE. HE DESIRES THAT SAC AT DALLAS, H. L. MC CONNEL, BE ADVISED AND
 THAT HIS BROTHER, ROBERT CLARK, DALLAS, TEXAS, BE ADVISED OF HIS INTENDED
 ARRIVAL. THE ATTORNEY GENERAL WILL PROBABLY DEPART DALLAS TONIGHT OR
 EARLY TOMORROW FOR NEW ORLEANS WHERE HE HAS THREE ~~SPEECHES~~ SPEECHES
 SCHEDULED AND HE DESIRES THAT SAC, PERCY WILBY, BE ADVISED IN THIS
 RESPECT.

NORMIS

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EX-32

END
 ACK IN CH [unclear] PLS
 SA 4-55 PM CH FBI WASH DC NUR
 DL- OK FBI DE WY
 197

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. E. A. TAMM

DATE: November 15, 1947

FROM : G.A. ROSEN

Call 11:55 AM

SUBJECT: TELEPHONIC REQUEST FROM MR. JOHN CORE, DANVILLE, KENTUCKY
PER INSTRUCTIONS FROM ATTORNEY GENERAL

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

Mr. John Core, Danville, Kentucky, telephone number 369, contacted the Bureau after trying unsuccessfully to reach The Attorney General's Secretary, Mrs. Stewart, on instructions from the Attorney General who is making a speech at Danville, Kentucky.

He advised that the Attorney General had a relative named Ephram MacDowell in Danville whom he wanted to visit, but did not know the relationship. Mr. Core advised that the Attorney General wanted Mrs. Stewart to check this for him.

Mr. Core further advised that the Attorney General requested that his secretary have Mr. Peyton Ford, Acting The Assistant to the Attorney General, give to Senator McGrath a copy of the Kansas City Vote Fraud Matter memorandum.

Mr. Core also advised that the Attorney General had tickets for a football game which his daughter intended using and Mr. Core gave the seat numbers so that the Attorney General's daughter might attend the football game even though the Attorney General had the tickets in his possession.

ACTION

Miss O'Donnell of the Attorney General's Office was contacted and advised of the above requests. Miss O'Donnell stated she would handle this matter and call Mr. Core as Mr. Core requested. (Mrs. Stewart could not be reached either at her home or at the office.)

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EX-130

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118-8

ice Memorandum • UNITED STATES GOVERNMENT

TO : Mr. D. M. Ladd *DL*

FROM : F. R. Warner *FRW*

SUBJECT: Arrival of the Attorney General
National Airport - 11-19-47

DATE: 11-19-47

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

Tom Clark

At 8:23 p.m., Mr. J. A. Roche, ASAC, Indianapolis, Indiana, called and said that the Attorney General had departed from Indianapolis, Indiana, at 6:17 p.m. their time on Flight 568 of the American Airlines and was due in Washington, D. C. at 10:48 p.m. Washington time.

This information was given to Mr. Nichols, who suggested that it be transmitted to Miss Alice O'Donnell, Secretary to the Attorney General. Miss O'Donnell was contacted accordingly and advised of the above information.

FRW:esb

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4/6/

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

AN ADDRESS
 BY
 TOM C. CLARK
 ATTORNEY GENERAL
 OF THE
 UNITED STATES

Prepared for Delivery
 Before the

~~INDIANA ASSOCIATION OF~~
INSURANCE AGENTS

C. L. H. - 6

Indianapolis, Indiana
 Wednesday, November 19, 1947
 12:00 Noon

77

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 63
 162-72944-270
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EX-77

L346
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Mr. Chairman and members of the Indiana Association of Insurance Agents:

I have a double reason for being glad to be with you in Indianapolis today. First because I have the opportunity to participate in your 48th annual convention. And I am also glad because I have this opportunity to meet with many old friends.

I have found my remarks must be most carefully made, and hence I use this manuscript.

A couple of days before the recent elections I had been invited by a local Chamber of Commerce to deliver a patriotic address in connection with the visit of The Freedom Train to a certain city.

In the course of my remarks, I naturally praised our great American form of government. I mentioned that the city in which I was then speaking had a good form of government.

The next day -- in screaming, glaring, half-page advertisements in local newspapers -- in blazing black bold-face type -- there appeared the statement: "You Have Good Government Here," said United States Attorney General Clark. The ads were inserted by enterprising Republicans.

You can envision the excitement on the part of the members of my Party when they read the statement. Probably disgusted, too. But after the vote was counted, the Democrats won.

To top it off, some friend wrote me that all they had to do to elect Democrats was to have Tom Clark endorse the Republicans. Perhaps I need a casualty insurance policy on my speeches.

In this connection, I am reminded of a client I had when in private practice, who talked to me about a casualty policy. I asked him, "Have you ever had any accidents?"

(OVER)

"No," he said. Then he added, in a spirit of helpfulness, "But last summer a mule kicked two of my ribs in, and knocked over the lantern and set fire to the barn."

~~"And don't you call those accidents?"~~

"Naw," he replied, "the crazy mule meant to do it."

Seriously, however, you in this field and we in the Department of Justice have much in common. We are both engaged in insurance business. You insure people against loss from fire and casualty - providing them with security in these fields - while the Department of Justice provides security in the field of law and order.

We are both trustees for the future. The security that you offer and the security that is offered by law enforcement officers both afford the protection essential to the peace of mind of the American people.

Basically, the nature of insurance is cooperative, and its heart is good faith and the protection of the public interest. Thus, it has properly been made the object of special attention by the people and by Government.

Only those who are impressed with the spirit of public responsibility have a rightful place in the business of insurance.

Upon its integrity rests the fortunes of millions of homes and businesses. It does much to make possible the extension of the credit that keeps this country's industry going.

In a sense you who are engaged in the business of insurance are the very keystone of the American economy. Because of your position you, of necessity, play an important part in the great tasks before us.

We have passed from many troubles of the immediate post-war era into a tougher and more trying period. We are beset on several fronts.

We have the spirit and the economic power to do the task ahead of us. Certain jobs that some people claimed could not be done during the war - were done by industry. They were done by breaking down each job to the components that could be understood and handled. They were done by everyone pitching in and doing his share. Team work - that was the answer.

Even the smallest machine shop was able to handle some part of the most intricate war machine. Then these parts were brought from all the little shops, put together, and they worked. They worked because each one of these places knew what it had to do and did it to the best of its knowledge and ability.

Why should it be such a far cry from this war-time task to our peacetime economic one? We were a united people against a common enemy. We were moving in one direction, because the Nation's life with all of its glorious heritage was at stake. In the country's severest crisis we did not fail.

Then came victory, and the celebration. Then the complacent letdown, followed by the relapse of the patriotic fervor so vitally necessary in wartime.

With the war's end, the American people cast off their singleness of purpose. In true democratic fashion they began to move in many directions - talked and acted as suited their fancy. That is characteristic of democracy. It releases the energies of every human being.

This democratic process places on each of us heavy responsibilities - and one of these responsibilities is to sift out the true from the false. Peddlers of pernicious propaganda take advantage of our right of free speech. They make the welkin ring with false promises and malicious charges.

They would pit class against class, and race against race, in order to destroy in peace-time the unity that characterized this nation in war.

For example, there are some foreign diplomats, and their stooges or satellites, if you prefer, who accuse America of imperialistic designs.

They would make our friendly neighbors believe that we would annex them; that we are greedy for more land; that we have a passion to govern more people. As President Truman said, "Such talk is nonsense."

Nonsense is the best word to describe such phoney propoganda. Such bedtime stories will not scare the American people, nor will they disturb our neighbors. Uncle Sam has no chip on his shoulder.

But we must stay alert. Twice in one generation our Nation was lulled into innocent slumber. Both times our country awoke in the midst of the nightmare of war. It must not happen again.

Yet, today, with the lessons of yeaterday still burning in our memory, there are some who would put dollars above humanity; who would not come to the rescue of those who are hungry for food and hungry for freedom. They would weight down our ships of friendship with anchors of "ifs" and "buts" and "maybe's", and slow up the sailings.

The problems of peace that we face across a front as broad as this land, cannot be done alone by a single individual, by a group of individuals, nor by government. Everyone of us must help - we must close ranks - industry and labor and all the varied groups that go to make up our great Nation.

The free enterprise system, manned by people like you who comprise the Indiana Association of Insurance Agents know your communities and their people, and sparked by the enlightened self-interest of the competitive spirit, should be permitted to play its fullest role. The wonderful thing about this free enterprise system is that it serves both the individual and society.

Democratic government, as we understand it, must operate in an environment of freedom. When men are free to think as they please, to enter a business of their own choosing and to compete fairly in ideas and business, the result is a flexibility that responds to the changing needs of our Nation. It is this flexibility that gives strength and permanence to democratic government and its way of life.

We know - our record tells us so - that the free enterprise system is the best way to encourage and develop new industries, to advance art and science, and to distribute the most goods to the greatest number of people at the lowest cost. It helps to assure the preservation of our form of government, and a high standard of living. As a group we have never wavered in these beliefs. If the system fails to work at all times, do not blame the principle of free enterprise - some predatory group may have thrown a monkey wrench in the machinery. We in the Department of Justice are determined to keep vibrant this competitive method.

Here are some facts that totalitarians cannot laugh off - or shout down. We in the United States, with only 6 percent of the world's population, use seventy-five percent of all the autos made in the entire world, we have fifty percent of the radios and fifty-four percent of the refrigerators. We consume fifty-two percent of the coffee, we use half or more of the world's production of rubber, and one-third of all the soap, and this is no plug for my good friend Chuck Luckman. Incidentally, he is doing a great job in the nation's food-saving program.

We are the envy of the world with respect to nearly all the materials that people need for health and the enjoyment of life. And we are called upon to save most of the world from collapse.

We should be proud of the role that we are playing in the world drama. Throughout the earth today America stands as a symbol of hope and inspiration. Wherever our GI's have trod, the Goddess of Liberty has left her mark.

Liberty-loving peoples everywhere beseechingly look to America. There are wicked forces at work all over the world that would snuff out Freedom. And, I am sorry to say, some are here in our own country. Greedy people, as well as those who are careless or complacent, undermine the ideal of democracy.

May I re-emphasize that we shall never reach Freedom's heights by stepping on the backs of the helpless and downtrodden. Our Torch of Freedom must not be dimmed, or its light may flicker out forever. Tyrannical ideologies are abhorrent to us. Yet they flourished in countries which once had a competitive business system.

If we Americans check competitive effort - if we become a people afraid to venture or invest - we shall never build that better world.

Whenever powerful, highly disciplined forces presume to stop progress, to create a fear of new advances, to inhibit competitive endeavor, we must arise with all our might and say, "Stop." Believers in the American tradition must oppose and expose every vicious restraint upon freedom of enterprise. Undemocratic practices can scuttle our way of life. This is presently illustrated by the spiral of prices in some quarters. Wild inflation with its wrecking by-products would wreck our Nation - and make room for a dictator.

The story of individuals and organizations selfishly intent upon privileges for themselves at whatever cost to others is told in some of the Federal Government's antitrust cases.

For example, let us look at the picture in the hosiery industry where efforts were made to keep low-priced full-fashioned hosiery from reaching

the market. To kill competition, some illegally entrenched companies spent vast sums in the purchase of machinery. Then they deliberately destroyed that machinery.

Now don't think I am complaining about American business in general. I am a champion of American business men.

These men referred to are in the minority - far in the minority. They should not be allowed to operate. Many a football game has been lost by one poor player. On the whole, American business men play the game squarely. They give the other fellow a chance and are willing to pass on a reasonable part of their gains to the public. They believe in and support our antitrust laws. They know the necessity for them.

These antitrust laws give life to the principle that business men shall have the opportunity to compete in an open market without fear of restraint or combination, and be free from reprisal by unlawful monopoly tactics. These laws are our first line of defense against the creation of a privileged class.

There is one fundamental misconception frequently expressed about the antitrust laws. Some fear that they are intended to regulate business. Nothing could be further from the fact. Their purpose is simply to prevent regulation or control by predatory monopoly groups, and to uphold the freedom to compete.

The place of insurance in our free enterprise system was clarified by the decision of the Supreme Court in the South-Eastern Underwriters Case. In that matter, the Court held that the business of insurance is interstate commerce and subject to the Sherman Act.

Public Law 15 followed this decision. As I see it, the moratorium granted by this law has two basic purposes.

First, the moratorium gives the various branches and groups in industry an opportunity to rearrange practices wherever necessary to conform to competitive principles.

~~Second, certain practices, such as combined rate-making~~ are regarded by some as necessary to the efficient operation of the business. Where the States agree with this concept they are able to assume the responsibility for such practices by regulating them and establishing appropriate public safeguards against any abuse. I think, however, it is reasonable to assume that Congress didn't intend the law to be a device for establishing islands of immunity from the antitrust laws for the furtherance of private group interests. Nor do I believe that you would favor such a result.

Most States, among them your State of Indiana, have adopted regulatory laws for the purpose of complying with Public Law 15.

This process represents the spirit of America in an age of enterprise - especially the atomic age. When industry and the executive branch of the government cannot agree the courts make the final decision. Can you imagine what would happen in our country, and the world, if one company got control of atomic energy? It would mean the death knell to private enterprise, and goodbye to our democratic form of government. That must never happen!

Today, if somewhere in our land an unknown determined Morse, an unknown dreamer Bell, an unknown venturesome Wright, is building the proverbial better mouse-trap, the antitrust laws guarantee him the chance to make the mouse-trap available to the world.

In this critical period of human history, we must write the greatest and most important insurance policy of all time - insurance for world peace and freedom for all peoples everywhere.

The premium comes high, as all premiums of good insurance policies do.

Heretofore, it has been paid in lives. And still the "insurance policy" has not been iron-clad.

Today, we seek to write an unbreakable peace insurance policy - a life policy. And it must not be paid for in blood.

This policy's premium is the Golden Rule. It is penned with the ink of friendliness and helpfulness.

Guarding our heritage, working together in harmony, united in our mission to help a weary world regain its self-reliance, we shall, with God's help, overcome our foes from without, conquer the foes from within, and march on triumphantly to a better and brighter America and a world blessed with peace and happiness. Bless you all.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD *DL*

FROM : C. H. SCHAFER *CS*

SUBJECT: TRAVEL OF THE ATTORNEY GENERAL *Tom C. Clark*

DATE: December 7, 1947

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

Special Agent M. W. Kuhrtz of the New York Division called at 3:05 p.m. and advised the writer that the Attorney General was leaving LaGuardia Field at 4:45 p.m. and would arrive in Washington at 6:05 p.m. *this date* traveling via American Airlines, Flight 367, and desired to be met at the airport.

The writer communicated with Mr. McGuire and was instructed to contact Alice O'Donnell in the Attorney General's Office or Mrs. Grace Stewart, his secretary. Neither of these individuals could be contacted, however, John F. Clark, supervisor of the Department's chauffeurs, was contacted at 3:20 on the above date and given the above information. He stated he would arrange to have the Attorney General met by a chauffeur at the airport.

CHS:hmm

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52 DEC 15 1947

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Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: 12-6-47

FROM : MR. EDW. A. TAMM

SUBJECT:

On December 5th, after several prior efforts to see Mr. Peyton Ford, I talked to him about the Attorney General's proposed letter to various mayors in Indiana. You will recall that Frank M. McHale, Democratic National Committeeman, had suggested to the Attorney General that he write letters of congratulations to successful Democratic candidates for mayor and that the Attorney General's letter referred to the cooperation of the police departments in those cities with the FBI.

Mr. Ford was advised you did not feel that the references to the FBI should be made, primarily because there was no accurate way of knowing exactly what the internal conditions are in these communities. It was pointed out to Mr. Ford that at any time a political or other type of scandal might occur in one of these communities involving the police department, in which event the Attorney General's letter praising cooperation with the FBI would be immediately utilized in a "white-wash" of the police department.

Mr. Ford stated he agreed completely with your viewpoint and that he would urge the Attorney General to eliminate all references to the FBI in these letters.

EAT:ml

NOTE: The draft of the letter furnished by Mr. Ford and the letter addressed by Mr. Frank M. McHale to The Attorney General were returned to Mr. Ford. EAT:DMG 12-11-47

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin ✓
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Holmes
- Miss Gandy

TOM CLARK

at
1-18
?

js

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DATE 6/10/83 BY SP-8 BTJ/RL

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INDEXED

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12/11/47

12-11-47

123
51 DEC 17 1947

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: 12-2-47

FROM : Mr. Edw. A. Tamm

SUBJECT:

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Beahm
- Miss Gandy

EAT
W
TOM CLARK

While talking to Mr. Peyton Ford on another matter, he handed me the attached letter addressed to The Attorney General by Frank M. McHale, Democratic National Committeeman for Indiana, and a draft of a proposed letter which The Attorney General is contemplating sending to the various persons named in McHale's letter. Ford stated that The Attorney General instructed him to contact you and to ascertain your "personal reaction" to this proposal and to the suggested letter. I told Mr. Ford I would bring the matter to your attention. As I looked over the letter when Ford handed it to me, he stated there was "a lot of gambling going on in this sections of Indiana."

I don't think The Attorney General should write such letters. There is no accurate way of knowing exactly what the local internal conditions are in these communities and any kind of political or governmental scandal can occur at any time. No doubt The Attorney General's letter to a Mayor of any of these communities would be national publicity in the event of such a scandal. This would be immediately capitalized upon by political opponents on the Hill and in other places. It would probably result in another resolution to investigate the Department of Justice and The Attorney General. Be that as it may, I don't know whether you desire to caution him about this situation or to indicate that you believe the matter is entirely one within his own discretion.

I shall be glad, if you desire, to transmit any observations you have to Mr. Ford.

EAT:DMG

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DEC 13 1947

Attachments

I think 7 B 9 angle should be eliminated for the reason underlined above

memo Director
6-47
DEC 20 1947

2 1212
most certainly agree.

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The Attorney General

January 5, 1948

Director, FBI

Tom Clark

Attached is a copy of the January, 1948, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

SENT FROM D. O.
TIME <i>7:40 AM</i>
DATE <i>1/5/48</i>
BY <i>HN</i>

RECORDED

62-72

15 JAN 8 1948

RECEIVED READING ROOM
 JAN 5 12 50 PM '48
 U.S. DEPT. OF JUSTICE
 274

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

MAJ:HN

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DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 6 1948

TELETYPE

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JAN 13 1948
FBI - ST. LOUIS

WASH 4 FROM ST. LOUIS 6 820 PM

DIRECTOR

ROBERT HANNEGAN ADVISED THIS OFFICE TODAY THAT ATTORNEY GENERAL
TOM CLARK WILL BE HIS GUEST IN ST. LOUIS ON JANUARY THIRTEEN
AT WHICH TIME HE WILL ATTEND A TESTIMONIAL DINNER FOR
SAMUEL BREADON, FORMER OWNER OF ST. LOUIS CARDINALS.

NORRIS

END AND ACK.

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cc - Mr. Nichols
DATE 1/17/48

January 13, 1953

MEMORANDUM FOR MR. TOLSON
MR. CLEGG
MR. LADD
MR. NICHOLS

While talking to the Attorney General on another matter he stated that Congressman J. Farrell Thomas, who is the chairman of the House Un-American Activities Committee, is considering calling the Attorney General to appear before the committee which is considering legislation on the Communist Party. The Congressman did not indicate to the Attorney General what Bills were under consideration by the committee, only that the committee is conducting hearings on the Communist Party. The Attorney General requested that I have someone prepare a brief on the Communist Party that no might use should he actually be called to appear before the committee.

The Attorney General suggested that I have someone work with Mr. T. Vincent Quinn on preparing an investigative brief on the Communist Party with the idea of predicating an action against the Party. I told him that I would have someone work with Mr. Quinn on this matter.

Very truly yours,

John Edgar Hoover
Director

JEH:RCK

cc - Mr. House
Tele Room

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JAN 15 1953

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Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD

FROM : J. E. Milnes Time of Call: 10:00 PM
1-15-48

SUBJECT: TRAVEL OF ATTORNEY GENERAL

DATE: January 16, 1948

Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Holmes	
Miss Gandy	

SA Lester Wilhelm of New York called. He said that the Attorney General was scheduled to leave New York on Pennsylvania RR Train #103 at 12:55 AM on January 16, 1948. He will occupy Bedroom E in car W130.

I immediately advised Mr. Nichols. He requested that I call the Switchboard and ask the operator to inform Miss O'Donnell of this fact. I did as instructed.

JEM:da

cc - Mr. Nichols

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15 JAN 20 1948

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DATE 6/13/83 BY SP-8 BTJ/RU

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson ✓

DATE: 1/29/48

FROM : L. B. Nichols

SUBJECT: *Jim O'Clark*

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Coffey _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Mohr _____
- Mr. Carson _____
- Mr. Hendon _____
- Mr. Mumford _____
- Mr. Jones _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Beahm _____
- Miss Gandy _____

Jim Walter of the Times Herald asked me either on or off the record if we were investigating the Attorney General. I asked him where he had picked up such a preposterous thing. He stated that he had no information but that one of the boys at the Times Herald had asked if he had heard anything about an FBI investigation of the AG. Jim promised to secure further details. I, of course, told him that there was nothing to such a rumor.

EBN:hmc

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ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 [signature]

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. D. M. Ladd

FROM : J. D. Donohue

SUBJECT: TRAVEL OF ATTORNEY GENERAL

DATE: 2/7/48

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Holmes	
Miss Gandy	

At 12:40 A.M. SA W. J. McNulty of the N.Y. Office called to advise that the Attorney General had departed by train for Washington at 12:30 A.M. and since the A.G. had made arrangements with his chauffeur to meet him on arrival here it would be unnecessary for any action on our part in this regard.

Mr. Nichols was advised of the above by the switchboard at 12:48 A.M.

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February 4, 1948

Memorandum for the Director
Federal Bureau of Investigation

This will refer to your memorandum of January 30th, entitled - Communist Party, USA Internal Security - C -, relative to the telegram addressed to the President by certain members of the Communist Party, recommending my dismissal.

I greatly appreciate your making this information available to me and have advised the White House of its contents.

Tom C. Clark

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ORIGINAL COPY FILED IN

FOR RELEASE WHEN SLIVERED
Thursday, February 5, 1948

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

STATEMENT

By

TOM C. CLARK

Attorney General of the United States

Before

Committee on Un-American Activities
House of Representatives

Thursday, February 5, 1948

10 A. M.

Washington, D.C.

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ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 BTJ/2U

February 5, 1948

Gentlemen:

I appreciate the opportunity which your invitation affords me to discuss with you your efforts to frame legislation which will assist the American people to meet the menace of subversive organizations seeking to attack our freedom. My views on all forms of totalitarianism, and particularly on Communism, are known to you. I feel sure that they are identical with your own. We are opposed to the American Communists along with their deceit, trickery and lies! We are opposed to that ideology because it would attempt to substitute for our present social freedoms, a dictatorship that would mean the end of all of our freedoms -- the freedom of speech -- the freedom of the press, and the freedoms of religion and assemblage.

We may say, I think, that you in the Congress and we in the Department of Justice are laboring in neighboring vineyards and that we have the same motives and the same purposes in view. As it is your duty to inquire into the need for legislation and to write onto the statute books the necessary laws, it is mine to interpret and enforce those laws. In this instance I am particularly aware of the difficulties of your task.

The program of this Committee in bringing into the spotlight of publicity the activities of individuals and groups can render real service to the American people. There is no more potent weapon even on the statute books themselves. From your hearings Americans have all become familiar with the charge of "Red baiting" that inevitably follows when the spotlight is placed upon subversive groups. Americans, too, are familiar with the

(OVER)

vitriolic campaigns of innuendo, deceit, and character assassination that follow in the wake of prosecution against party members. We in the Department have come to realize that it is part of the job to expect charges from all sides.

I shall not dwell on party policies or strategy. Suffice it to say that the American Communist program is a cause for concern. The numerical strength of the Party itself does not concern us. It is insignificant. Their claim however, is important, that for every party member there are 10 others in the shadow ready to fight for the Party. While I think they are doing a little wishful thinking in this regard, we must not discount it too heavily for these fellow travelers corrupt American life. They corrupt it by stealth, by misrepresentation, by penetration and infiltration into many responsible organizations and mediums of public expression. By association they use honest, progressive movements to further their cause by capitalizing upon ill-founded charges. Theirs is a campaign of confusion and discontent.

But, Mr. Chairman, I believe the American public is aware of this. I believe that it is aroused and that the fight against American Communism is well on its way. Victory is assured by continued vigorous prosecutions, by identifying and exposing subversive characters as well as their organizations. If this is done the vaccine of public opinion will render them impotent.

But you requested that I come here to discuss legislation. You have immediately before you several proposed measures which seek to outlaw Communism and the Communist Party. One would make the practice of Communism treasonable; another would make it necessary for members of the Communist Party to register as agents of a foreign principal. There are other numerous proposed measures pending before the Congress which seek to outlaw the Communists as a party or as a way of life.

The Department of Justice has prosecuted and will continue to prosecute with vigor the actions of subversive groups. These prosecutions are the result of intensive investigation and continuous surveillance by the Federal Bureau of Investigation. We are using the deportation statutes to remove from among us those aliens who believe in a foreign ideology -- this goes for Fascism as well as Communism. We have in the past few months proceeded in 19 of these cases. In 5 of them deportation has been effected and 14 warrants of arrest have been issued in the others. An example is the case against John Santo. John Santo was a Roumanian, a Veteran of World War II, whose real name was Desideru Hammer. He was an officer of the Transport Workers Union. We apprehended him under the act of November 16, 1918 and were able to establish his deportability on the basis of testimony from approximately 16 witnesses as to his activities in the Communist Party. We are now investigating and preparing for prosecution 68 additional cases. In addition to the deportation statutes we have successfully used Sec. 80 of Title 18 of the United States Code which makes it an offense to file a false statement with a Government agency. An example of this type of prosecution is the Marzani case, recently affirmed by the Court of Appeals here in the District of Columbia. We now

(OVER)

have some additional cases of this type under investigation. The third type of prosecution comes under the contempt statutes with which you are familiar. We have had 6 cases involving 28 persons, in prosecutions here in the District of Columbia. These statutes have proved highly useful in this field. Aside from court proceedings, we are also carrying out the mandate of the President and the Congress with respect to the Loyalty Program in the Government itself. Under its procedure last fall I certified to the Loyalty Review Board 91 organizations as coming within the terms of the President's Executive Order. The Federal Bureau of Investigation is now investigating certain groups, and attorneys in the Department are studying a supplementary list. It is our purpose to continuously survey this field in order to prevent the listed organizations from using an alias, as well as additional organizations being used for subversive propaganda. In accordance with the Order, the FBI is also checking on Government employees. At this time 330,954 employees have been checked through the files of the FBI. Out of this number it has been necessary to order full field investigations in 350 cases. As of this date 40 of these investigations have been completed. During the course of the investigations 21 employees have resigned and 15 have been cleared of any charge of disloyalty. In 4 cases we are awaiting review from the Civil Service Commission, and employing agencies. Some persons have criticized this program. Let me say that no employee of the Government has a Constitutional right to his job but he does have a constitutional right to fair and impartial action on the part of his Government. He shall get this, but we shall not permit one subversive to be on the Government payroll -- one may be too many.

Our responsibilities, or course, are not properly discharged unless these prosecutions and loyalty hearings proceed in an orderly and legal manner with full protection of constitutional guarantees. I am determined that no action will be taken which will impair the protections of our Bill of Rights.

We should always remember that totalitarian doctrines—whether Fascist or Communist—destroy civil liberties. If you will but study the history of those unfortunate countries that have been plagued with this ideology you will find the people, under such governments, are stripped of their civil rights. And along with these rights, the dignity of the individual has been crushed under the foot of a Godless creed. As we cleanse our way of life of those who cling to those alien philosophies, we protect and strengthen our own liberty—we make the more certain a continuance in the hands of the people of those rights that are inalienably theirs. But fairness and justice are not evidences of weakness. They are the signposts of strength.

In your deliberations with regard to legislation you cannot lose sight of the constitutional questions which inevitably arise in attempting to curb the activities of those with whom we disagree and whose actions we deplore. You inquire of me what constitutional questions arise. There are several. Consideration must be given, for instance, to the prohibitions of the First Amendment:

"Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble," etc. * * *

(OVER)

In this connection I call your attention to the language of the Supreme Court in the Schneiderman case (Schneiderman v. United States, 320 U.S. 118 (1943)). Schneiderman was a naturalized citizen, whose citizenship we sought to cancel on the ground that he was a member of the Communist Party. In rejecting the Government's request for cancellation the Court said (p. 139):

"Whatever attitude we may individually hold towards persons and organizations that believe in or advocate extensive changes in our existing order, it should be our desire and concern at all times to uphold the right of free discussion and free thinking to which we as a people claim primary attachment. To neglect this duty in a proceeding in which we are called upon to judge whether a particular individual has failed to manifest attachment to the Constitution would be ironical indeed."

With reference to the matter of affiliation with a political party or group the Court said (p. 136):

" . . . under our traditions beliefs are personal and not a matter of mere association . . . men in adhering to a political party or other organization notoriously do not subscribe unqualifiedly to all of its platforms or asserted principles. Said to be among those Communist principles in 1927 are: the abolition of private property without compensation; the erection of a new proletarian state upon the ruins of the old bourgeois state; the creation of a dictatorship of the proletariat; denial of political rights to others than members of the Party or of the proletariat; and the creation of a world union of soviet republics. Statements that American democracy 'is a fraud' and that the purposes of the Party are 'utterly antagonistic to the purposes for which the American democracy, so called, was formed,' are stressed.

"Those principles and views are not generally accepted--in fact they are distasteful to most of us--and they call for considerable change in our present form of government and society. But we do not think the Government has carried its burden of proving by

evidence which does not leave the issue in doubt that petitioner was not in fact attached to the principles of the Constitution and well disposed to the good order and happiness of the United States when he was naturalized in 1927."

We are told, therefore, that membership in the Communist Party is not enough. In prosecutions against individuals we have to do more than prove that persons are members of the party. We must have proof of adherence to the principles of the party. In addition, of course, the statutes require proof that the Communist Party is one forbidden by law. In other words, it is necessary to prove that it is a party which advocates overthrow of the Government by force or violence.

In further reference to a consideration of the guarantees of freedom, the Supreme Court has said in West Virginia State Board of Education, et al. v. Barnette, et al, 319 U.S. 624, 642 (1943):

"If there is any fixed star in our constitutional constellation, it is that no official, high or petty, can prescribe what shall be orthodox in politics, nationalism, religion, or other matters of opinion or force citizens to confess by word or act their faith therein."

Whether or not a proposal will meet the requirements of due process under the Fifth Amendment is another extremely important consideration. A statute which would define the nature and purposes of an organization or group by legislative fiat is likely to run afoul of the due process requirements. The Congress cannot by statute presume a state of facts that is arbitrary or that attempts to prevent proof of true facts. This we call legislative fiat. The Supreme Court has said, for instance, in Manley v. State of Georgia, 279 U. S. 1 (1929) at p. 6:

". . . A statute creating a presumption that is arbitrary or that operates to deny a fair opportunity to repel it violates the due process clause. . . Mere legislative fiat may not take the place of fact in the determination of issues involving life, liberty, or property."

(OVER)

The fact that legislation may be subject to objection as being discriminatory cannot be overlooked. By singling out a political party or group for prohibitive legislation you may be charged with discriminatory action which would be objectionable as special legislation.

In this connection also, the protection against the passage by the Congress of any Bill of Attainder (Art. 1, 9, 3) is a most important consideration. In a very recent decision the Supreme Court has given us a definition of a Bill of Attainder (United States v. Lovett, 328 U.S. 303, 315, 317 (1946)):

" . . . legislative acts, no matter what their form, that apply either to named individuals or to easily ascertainable members of a group in such a way as to inflict punishment on them without a judicial trial are bills of attainder prohibited by the Constitution. . ."

* * * *

"Those who wrote our Constitution well knew the danger inherent in special legislative acts which take away the life, liberty or property of particular named persons because the legislature thinks them guilty of conduct which deserves punishment. They intend to safeguard the people of this country from punishment without trial by duly constituted courts. . ."

These principles deserve careful consideration in your study of possible legislation.

One proposal is to bar the Communist Party from the ballot. Communism in the larger sense is not a political party. I think I cannot improve upon the statement made to this Committee in that connection, by the Director of the Federal Bureau of Investigation, when he appeared before you last March. At that time Mr. Hoover said:

"Communism . . . is not a political Party. It is a way of life -- an evil and malignant way of life. It reveals a condition akin to disease that spreads like an epidemic, and like an epidemic a quarantine is necessary to keep it from infecting the Nation."

But an organized group, whether you call it political or not, could hardly be barred from the ballot without jeopardizing the constitutional

guarantees of all other political groups and parties.

Another proposal before you would require that the definition of treason be sufficiently inclusive to authorize prosecution of Communists under the treason statutes. I think I need only read you the Constitution. In this regard, Article III, Section 3, provides:

"Treason against the United States shall consist only in levying war against them or in adhering to their enemies, giving them aid or comfort."

These are some of the legal considerations which I consider it essential to observe in attempting to draft new legislation adequate to combat subversive activities.

Turning to the statutes which we now have for use in combating subversive activities, I think it will be helpful to the proceedings of this Committee if those are reviewed briefly at this time.

The so-called Smith Act, passed by the Congress in 1940, contains provisions which prohibit any person from knowingly and wilfully participating either individually or with a group in activities which have for their purpose the overthrow or destruction of "any government in the United States by force or violence." By means of this statute, we are able to prosecute, provided we are able to obtain proof of force or violence.

As you know, this Act is aimed at the individual rather than the group or party. Adequate proof against the individual in this regard is most difficult to adduce. In fact, the dignitaries of the American Communist Party have each denied that they have any aim or purpose to overthrow the Government by force or violence. Because of the shifting program and the character of the party line, which can adjust to suit almost any limitation, we have found it more practical, effective, and speedy to proceed under other statutes.

(OVER)

The Voorhis Act is a registration statute. It is aimed at organizations subject to foreign control or engaged in civilian military or political activity. Each of these terms is defined by the statute. In order to force a registration or to prosecute any organization for failing to register, we must prove in one or more of the combinations described in the act that the purpose or aim or one of the purposes or aims of the organization is to overthrow by force or violence the Government of the United States, or that the organization is engaged in civilian military activity prohibited by the statute, or is subject to foreign control. The fact is that the description of activities which makes it obligatory for an organization to register is enough to brand the organization as subversive. As soon as the Voorhis Act was passed, the Communist Party changed its constitution for the purpose of disaffiliating, as the announcement put it at the time, from the Communist International in order to avoid registering under the "Voorhis Blacklist Act." Later in 1943 in connection with the dissolution of the Communist International, the Party in the United States became the Communist Political Association. Since the expulsion of the Browder faction in 1945, the official designation has again been the Communist Party of the United States of America. The chameleon character of the organization is shown by its tremendous facility to accommodate itself to changing conditions. You have many examples in your files of how they bury one organization and conceive another one over night.

You have asked me, what, in my opinion, is the true character and aim of the Communist Party in the United States. The ultimate question, however, is not what my opinion may be, but what proof exists to successfully prosecute an individual or organization under the above statutes. Although the Voorhis Act has been on the books since 1940, no Attorney General has directed a prosecution under it. Perhaps the fact that the act makes no particular officer of the organization responsible for filing of the registration statement has been as influential as any other in this regard. Moreover, the only effective penalty provided in the act is directed against persons making false statements. The penalty for this offense is much heavier under section 80 of Title 18. Regardless of this or of what the facts may be as to these organizations, we would have several years legal battle before we would be able to force registration. In the event we were successful it would only force the organization underground. In my opinion, under the present verbiage of the act, it would have the same effect as an act outlawing the party. In this connection, I agree with Director Hoover that from a security standpoint it would be best not to outlaw the party by statute. Let me say here that we should not run the risk of turning radicals into martyrs. It should be our effort at all times to expose to the light of public examination the activities of such individuals rather than by means of restrictive legislation to afford them an opportunity to operate underground.

(OVER)

Registrations under the Voorhis Act have been negligible and the statute has proven largely useless. This is true because the definitions in the Act brand any registrant as subversive and in order to escape the necessity of registration the organization changes its appearance so as to obviate disclosure.

We have also the Foreign Agents Registration Act -- amended by the Congress in 1942. By the provisions of this act, agents of foreign principals are required to file a registration statement with the Attorney General and to label political propaganda disseminated by them. The terms of the act are sufficiently broad to require registration by members of the Communist Party, provided, of course, that proof is available that they are operating in this country as agents of a foreign principal. This is a difficult task and would get no results, even if successful for the act provides no penalty for the offending organization's continued existence or activity after conviction. It continues on its way.

In addition to the Acts I have discussed there are the treason, conspiracy, sabotage and sedition laws; and the provisions prohibiting the employment by the United States Government of persons who are members of an organization which advocates overthrow of the Government by force or violence.

Our strategic objective must be to isolate subversive movements in this country from effective interference with the body politic. In short, every such movement must be rendered completely ineffective as a Fifth Column.

This objective can be reached by:

1. Continuous investigation and surveillance of all subversive activities.
 2. Prompt prosecution in the courts of all offenders against Federal law.
 3. Deportation, through established procedure, of all aliens adhering to subversive principles.
 4. Education of the public:
 - (a) through the Committees of Congress;
 - (b) through public meetings organized by Bar Associations and similar groups; and
 - (c) through the press and radio.
 5. Continuous study and public listing by the Attorney General of subversive organizations under the President's Executive Order.
 6. Complete elimination of subversive persons from all government positions.
 7. Active work by labor unions to eliminate subversive persons from their membership.
 8. A tightening of certain statutes, including the Espionage Act.
- In order to carry out these strategic objectives a strengthening of certain laws would be helpful. I think you may wish to consider amendments to existing legislation along the following lines:
1. In the Foreign Agents Registration Act a failure of registration might be made a continuing offense with penalties for continuing failure of compliance or for reorganization under another name to evade the provisions of the Act, together with mandatory dissolution.

2. In the Voornis Act, as I stated, no officer or agent is required to register the organization. Consideration might be given to placing responsibility upon the officers and supervisory personnel for effecting the registration of the association involved. Penalties might be imposed for continuing failure of compliance or for reorganization of the offending organization under another name to evade the provisions of the Act, together with mandatory dissolution.

3. The Smith Act, as I have said, is aimed at individuals rather than organizations. A study should be made of that Act, with relation to proof of individual activity, in the light of present-day techniques of subversive groups. Those techniques, as you know, are designed to conceal evidence as to the participation of the individual.

4. In the field of alien control, there are certain statutory situations in which the government's hand might be strengthened:

Many aliens, and particularly alien Communists ordered deported, cannot be returned to the country of their nationality because of passport refusal by their own government. The majority will not leave the United States voluntarily to go to some other country willing to receive them. We are, at the present time, doing a tremendous amount of work in cases in which we know we may not be able to deport because of our inability to obtain travel documents. We have roughly thirty-four hundred cases which are in this category. About twenty-one hundred of these aliens are deported to countries behind "The Iron Curtain." At least one hundred of this group are deportable because charges involving subversive activities have been sustained against them.

How long may such aliens properly be held in our custody? The courts have given no definite answer. The length of time during which deportable aliens may be detained has been said to be limited to a "reasonable" time. The period may be four months, or longer depending on the circumstances. Yet, in many cases, aliens who are at large are able to continue activities prejudicial to the interests of the United States -- the same activities which often rendered them deportable originally.

It has been suggested that a plan should be established, through legislation, to detain these deportees for a limited time under conditions permitting them complete freedom to negotiate for documents for entry into countries willing to accept them. This would also give us an opportunity to curb their activities. This suggestion is worthy of consideration. Under it judicial review, on the issue of custody, should be provided.

I should like to leave with you one further suggestion in the field of alien control. It has been felt that good results would come from an amendment to the Alien Registration Act which would require all aliens to verify their addresses with the registration authorities once each year. We would then have accurate information on all aliens instead of having to wait, as at present, for investigations. We have just announced proposed new regulations tightening the controls on alien visitors. I think such a plan would be of tremendous aid in our controls generally.

5. The Justice Department and other departments of the Government are now engaged in preparing a recommendation to the Congress for the passage of legislation strengthening the Espionage Act. I mention this not because that legislation will deal with the fundamental problem of Communism, but rather because I think it will strengthen the arm of the Government in dealing with national defense against espionage activities--a matter in which your Committee is no doubt keenly interested.

(OVER)

The amendments which I have suggested will fill in loop-holes and aid us in administering the law. However, I do not want to be understood as offering these suggestions as a complete solution to the problem. What is needed is first of all constant vigilance by all of us, in all branches of the government. I can assure you that the intelligence agencies of your government are very much on the job. The FBI, being charged with the responsibility of internal security, takes the most active interest in this field. It is conducting continuous investigations of subversive activities. Second, this Department will continue vigorous prosecution under every applicable Federal Statute. Third, we must strengthen our own system of government in every way that we can. That is my constant effort. I know that it is yours. A strong America need have no fear of Communism -- nor of any other alien way of life.

AN ADDRESS

BY

TOM C. CLARK

ATTORNEY GENERAL OF THE UNITED STATES

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

[Handwritten initials and checkmarks]

Prepared for Delivery

Before the

FEDERATION FOR RAILWAY PROGRESS

Annual Dinner

Waldorf Hotel

New York City

Tuesday, February 24, 1948

7:30 P. M.

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ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 BTJ/RW

MAR 6 1948

"Where there is no vision the people perish," the Psalmist said. Railway progress demands vision too, or it will perish. It is of tremendous national importance. In fact the complete development of our country requires it and our national defense compels it.

There is no place in the railroad picture for the visionary who is a victim of fright, but for the visionary who pierces the veil of the future with an authentic second sight there is not only a great demand but an absolute necessity. Of course he has to take off his blinders. I know some visionaries who have worn blinders for years.

It used to be supposed that progress was an automatic and inevitable result of the course of human history. Thomas Jefferson spoke of "the progress of liberty" which had begun in the United States with the American Revolution, which would spread to other nations. Later, with the industrial revolution, arose a generation which had faith in the "manifest destiny" which was to result in the peopling and expansion of this nation, and in a tremendous scientific and technological development. Many people believed that the path of man's destiny led upward and onward, regardless of what wisdom and management were employed in the conduct of human concerns. It was believed that progress was inevitable and inescapable.

But now, after our experience with two world wars, we realize that progress is not something which just happens. We know that retrogression is also possible in human experience. We have seen it in Germany. We know now that progress is a plant which must be cultivated in order to produce fruit - good fruit. It is not a weed, which will thrive even on a railroad track.

When we develop that vision with a second sight, progress and accomplishment will follow. To do this we must be alert with all five of our watchful senses.

The price of progress is an exacting one. The record indicates that progress in railroading has been slow. Back in 1884 a few railroads knew of the caboose. At that time the cupola on its top was

(OVER)

indeed "the new look." While these little shanties were in reality the command cars handling the freight of the nation, the cupola innovation was not even made available on most roads until the turn of the century. In 1885 a man named Phelps proposed a communication system for the railroads using the principle of electrical induction. The powers that be, however, turned him down.

Today we find the same system is being developed and the present-day shanties or command cars, which we call cabooses, have communication with the engineer, as well as the station master. Heretofore a man had to have good lungs and be able to run the gauntlet of freight cars between the caboose and the engine. So now, some sixty years after Mr. Phelps introduced a communication system, some of the railroads have finally come around to putting it into effect. As a result there is no necessity of having a cupola and they are being taken off of the caboose. If someone of vision had heeded Mr. Phelps there would have been no necessity of putting them on.

Instead we would have had the beautiful bay windows that we see on a few of the more advanced cabooses over the country. Some at the top acted like our recent New England thaws. Instead of thawing out at Mr. Phelps's suggestion they just froze over again, covered their heads and went back to sleep. As a matter of fact, railroading ran along this way until World War II brought us to the stark realization that something must be done. One advertisement of an eastern railroad certainly tells the truth about it. That ad ran in big headlines "it's a hell of a way to run a railroad."

Railroading with a vision has picked up some since V-J Day. However, Business Week says only 1404 new cars, exclusive of freight cars, have been built. Eight hundred and twenty of these are coaches, and 85 sleepers. There are 2236 cars now on order, of which 1141 are Pullmans. It is estimated that it will take three more years to build these cars. It is also reported that only twelve rail-

roads each have fifty more passenger train cars on order than automobiles.

On the other side of the road, we know that 3,167,231 new automobiles, including trucks, were licensed in the United States last year. I fully realize that comparison between an automobile and a railroad car is similar to that of the proverbial rabbit and the elephant, but the figures of new units are likewise enormously one-sided. Pioneering continued in the automobile and trucking business, while in railroading it had been quiescent. The 100-mile trip that each man, woman and child took on the railroads in the United States last year was virtually in the same old coaches and equipment that they have been riding in for many years. Certainly they do not invite more trips. And on the merchandising side, the ten tons of freight that each man, woman and child in the United States shipped for an average of 500 miles over the railroads last year was with the same antiquated equipment and much of the same service that has been in vogue for half a century.

Railroading must keep up with the advancements in science. Each railroad in the country should be a laboratory for experimentation and research. By the use of the laboratories, innovations and improvements would keep this great transportation industry abreast of the times. Improvements when discovered should be made available to other lines, as is generally done in the automobile and airplane industry. The public welfare must be held uppermost. Bottlenecks that have existed in transportation for years must be wiped out. The public also must be brought to the realization that there is more to railroading than rates. Service must be the watchword. They who serve well always sit at the head of the table - and it is the first table, too.

For a generation some in America have forgotten this simple principle. Many of us have concentrated our thoughts largely on what we, as individuals, could claim or hope for, or get, for ourselves from our fellowman, regardless of our own contribution to their interests. Some parents - including me - have devoted

themselves to aiding their children in securing the maximum advantages merely for the children alone. The chief virtue of education, we are often told, is that income is thereby increased. We give little notice and less care to the obligations which each generation must assume to his fellowman. The ultimate question of late has been "What is best for me?" That is putting it rather bluntly, but it rings true.

Take in your own industry, for example. I read the other day - and I quote:

"Subsidies that give one system of transportation competitive advantages over another are not in keeping with the American system of free enterprise. All the railroads ask is that the principle of free competitive enterprise apply to all; that the service each renders a nation be the measure by which its existence is justified."

The author of this statement must have forgotten that in the original development of the railroad system we have today acts of Congress and of state legislatures granted land and other financial support to the then infant railway industry. I recall one road that received some five million acres of American land that requires its grantees and lessees to ship exclusively over its road. And further, it requires them to order their purchases sent over this one railroad.

This contract is reminiscent of the tie-in clauses in patent licensing. But it even goes them one better. This author also failed to mention that the railroads were also given the right of eminent domain - which is, as you know, the power of sovereignty itself - a power that is very seldom granted to private concerns.

In recent years the Congress and the States have also legislated with regard to the law of torts which has a direct bearing on the liability of the railroads for personal injuries. Likewise, the railway labor laws of the country have established a continuity of operation in the railroads that is known in no other industry. The Congress has also created the Interstate Commerce Commission,

which not only gives protection to shippers and communities engaging in interstate commerce, but also to the railroads. Certainly a thankful people through their federal and state governments have been considerate and ever-helpful to an industry that has been so important in the development of the country.

But the Congress has up to this date made the railroads, as it has all industry, subject to the other laws, particularly the antitrust laws. Nothing is more peculiarly American than the doctrine of free enterprise. I am confident that the railroads can live and prosper under this American system. I am confident they can furnish adequate transportation service to the public. Some in the industry seem to be skeptical about the traditional American method of doing business. They seek to obtain a status of special privilege exempting them from the competitive standards which are so vital to the American business structure.

As you know, at the present time there are two cases pending in the courts alleging restrictive policies on the part of the railroads which impede independence of action and managerial judgment. The Supreme Court took jurisdiction in one case, the so-called Georgia case. Each of these cases point up agreements between some of the roads depriving the individual railroad from effecting lower rates, adjusting schedules, and, in the case at Lincoln, Nebraska, of even installing air conditioning for the comfort of the public.

It is not surprising with this kind of agreement that our railroads are more or less still in the horse and buggy days. But what is surprising to me is that many prominent figures in the industry appear to be desirous of perpetuating this self-imposed burden, in that they advocate and urge the enactment of the so-called Bulwinkle Bill. This legislation would confer upon carriers a status of special privilege and exemption from the antitrust laws. It would grant to the railroad organizations power over the industry which would be greater than those enjoyed by the Interstate Commerce Commission itself.

The Bulwinkle Bill would place in the hands of such private organizations an immunity from prosecution on subjects over which the Congress has not seen fit to even entrust the Interstate Commerce Commission. For example, questions relating to equipment, schedules and time of departure and arrival of trains would be beyond the control of the Commission once it approved basic agreements. Likewise in the fixing of rates and charges of transportation, the private organizations of carriers would be given complete immunity from the antitrust laws and would be enabled to engage in an unrestrained program of price fixing.

Doubtless many other industries, besides the railroad industry, would be happy to be the beneficiary of legislation permitting them to engage in price fixing. No industry should be placed above the law. The law should apply equally to all - for equal justice under the law is one of the basic principles of our democratic system.

The fact that railroads are subject to regulation in the public interest, is no justification for such a discrimination in their favor. Regulation merely means that the carriers are subject to certain obligations peculiar to themselves, in addition to the obligations which the law imposes upon all businesses generally. It does not mean that they should be permitted to escape from such general obligations.

One might as well argue that because the railroads are subject to regulation they should be exempted from the payment of taxes. But obviously the fact that they must obey the Interstate Commerce Act is no reason why they should be free to disregard the Internal Revenue Act or the Antitrust Act. Their status as public utilities means that there are more, not less, legal requirements with which they must comply.

It is therefore absurd to claim, as some railroad spokesmen do, that transportation is being placed under two masters. It should have but one master - the

people; and to use the phrase of an old record - it should heed that master's voice more often.

Now that I have tried to be constructive in pointing out some of the weaknesses of the railroads let me say that I have nothing but the kindest feeling for those who operate the railroads and that goes for management and labor. The railroads of the United States have done more than any other single force to bring about the greatest federal union of states that the world has ever seen. The early pioneer railroaders were certainly men of vision and brains and brawn. They forged a band of steel around our country which has bound us together. Truly the railroads are often described as constituting the "backbone" of the nation's transportation system. They are vital to our industrial development. If by magic overnight the railroads of this country were to disappear, the handicap and burden to our industrial life would be indescribable. What I have said regarding the importance of railroads to the nation's economic and industrial life applies with even greater force when the requirements of national defense are kept in mind. During each war they have rendered monumental service. In the last war I am familiar with their operation. I venture to say that we could not have won the war so quickly had it not been for the railroads. Theirs was a service dedicated to the cause of victory.

So it is clearly apparent that both in war and peace the importance of railroads to American national life, to our industrial and military economy, is extremely vital. No wonder then that Government regards "the maintenance and development of an economical and efficient railroad system" as "a matter of primary national concern."

It was because of this outstanding operation under the most difficult conditions that we, who were thinking of the privileges and duties of freedom, turned to the railroads for help. One of the railroads furnished the facilities that

finally resulted in what is known in every community of America as "The Freedom Train." It is fitting that the railroads should be entrusted with the responsibility of carrying to over 300 cities in America the precious documents of our freedoms. It is fitting, because they helped to put life - reality - into those written parchments. In a sense every train is one of freedom, for by affording the facilities of transportation to the people the railroads promote unity, goodwill and brotherhood - and have won a place deep in the hearts of all Americans.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR

FROM : CLYDE TOLSON

SUBJECT: *TOM CLARK*

DATE: 2/24/48

GT

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

SAC Poster at Springfield called at 11:40 AM stating that he had heard that the Attorney General was to speak tonight at Rock Island, Illinois, at a meeting of the Youth Guidance League. He stated that according to his information the Quad City CIO Council declined to participate in sponsoring this meeting but that members of the CIO Council intend to be present and to attempt to embarrass the Attorney General by asking him why the FBI picked up Mrs. Eleanor Johnson and _____ Santos and will cite their war records.

We have no information, according to Mr. McGuire, that the Attorney General is speaking in Rock Island tonight and I, accordingly, doubt that we need take any action in this matter.

CT:DSS

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DATE 6/13/83 BY SP-8 BTJ/W

CRIME RECORDS

62 MAR 6 1948

Office Memorandum • UNITED STATES GOVERNMENT

TO : D. H. LADD *JL*

FROM : ✓ W. R. SCHONFELD

SUBJECT: TRAVEL OF ATTORNEY GENERAL

DATE: March 1, 1948

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

Special Agent John Hayes on weekend duty - New York - called at 2:55 PM February 29, 1948, to announce that the Attorney General left on Eastern Air Lines, Flight #39, La Guardia Field at 2:45 PM and is due to arrive at Washington 3:55 PM. He was originally scheduled for Eastern Air Line Flight #657, which was cancelled.

The switchboard was notified and appropriate arrangements were made to have the Attorney General met at the airport.

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62-72944-283
29 MAR 8 1948

5 3 MAR 10 1948

February 24, 1948

MEMORANDUM FOR THE DIRECTOR

Mr. Vanech advised me that the Attorney General of Texas whose name is Daniels claimed yesterday afternoon that the FBI was maintaining a surveillance of him. The statement was made by Daniels to four or five people attending the Judiciary Committee hearing with reference to a bill pertaining to title to tidal oil land. Vanech advised Tom Clark of this situation and Clark called Daniels and told him that any such allegation was absolutely untrue. There apparently is some rather bitter feeling between Daniels and Tom Clark.

Respectfully,

Edw. A. Tamm

EAT:DMG

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7-2

CASUALTY FILE - 8/1/48-1

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DATE 6/13/83 BY SP-8 RJA/OW

315-
50 MAR 15 1948

RECORDED 62-7744-284

INITIALS ON ORIGINAL - 18

73 MAR 6 1948

Re: VISIT OF ATTORNEY GENERAL
TOM CLARK TO LAS VEGAS, NEVADA

Sunday Reception Planned For Attorney General; Will Speak Monday Night

Elaborate plans for the entertainment of United States Attorney General Tom C. Clark, principal speaker at the annual Jackson-Jefferson banquet Monday night, have been completed and the cabinet member will be accorded a typical Nevada greeting when he arrives Sunday afternoon. Berkeley L. Bunker, chairman of the Clark county democratic central committee, announced today.

Clark, who is scheduled to address a huge crowd of democrats at the Monday night banquet slated in the Ramona room of Hotel Last Frontier, will arrive Sunday afternoon by plane from his office in Washington. He will be met at the airport by a reception committee from the county central committee and prominent Nevada democrats including Governor Vail Pittman, Bunker reported.

From the airport Clark will be taken directly to the Last Frontier hotel where he will be quartered in the penthouse. During the evening the government official will be guest of honor at a small reception and then accompanied on a tour of Las Vegas, Bunker said.

Members of the reception committee include A. E. Carlan, democratic national committee man for Nevada; Governor Vail Pittman; Lieutenant Governor Cliff Jones; Mayor E. W. Cragin; Frank Gusewelle, chairman of the county commission; Assembly Speaker H. E. Hazard; State Senator C. D. Baker; Leonard Atkinson; Marion B. Earl; Harvey Dickerson; Robert Jones; C. L. Jones; A. C. Grant; Bill Moore; Mike Laux; L. O. Hawkins; James Cashman; Paul Hammett; and John H. Hanner.

Monday morning Clark will be taken on a tour of the first Boulder dam project with a committee of Boulder City residents, headed by Atkinson, in charge. Following an inspection of the dam and power plant, Clark is scheduled to be feted at an informal lunch in Boulder City and during the afternoon will be taken on a boat tour of Lake Mead.

Prior to the banquet, scheduled to start promptly at 6:30 p. m. Monday, a parade will be staged through the downtown business section. Cashman and members of a specially selected committee were completing arrangements for this spectacle, Bunker said.

Meanwhile Jack Conlon and Harley Harmon, co-chairman of the banquet committee, reported that the Monday meeting will be a complete sell-out. They pointed out that a few more tickets remain for the banquet but are expected to be gone before the weekend.

"We have had a tremendous response for reservations," Conlon said. "Scores of ticket applications have been sent in from every part of Nevada and many even from nearby communities in Utah, Arizona and California."

Harmon said advance reservations indicate delegations of from 20 to 30 from Carson City, 10 to 15 from Reno, 10 from Elko and several others of smaller size from Tonopah, Goldfield, Pioche, Panaca and Winnemucca.

Women are expected to be well represented at the banquet, Bunker said, as he pointed out that several county groups have responded and taking an active part in the affair.

Clark's speech is expected to be of national importance and it is indicated that the text will be widely circulated. Press associations have already requested coverage of the talk from local correspondents and Bunker indicated today that it may be carried also on a national radio hookup.

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ENCLOSURE

62-72944-285
FBI
31 MAR 18 1948

LAS VEGAS EVENING REVIEW-JOURNAL
LAS VEGAS, NEVADA
MARCH 5, 1948

Re: VISIT OF ATTORNEY GENERAL
TOM CLARK TO LAS VEGAS, NEVADA

Packed House Now Seen for Clark Banquet

A capacity crowd will greet United States Attorney General Tom C. Clark as he addresses Nevada democrats at their Jackson-Jefferson anniversary banquet Monday evening in the Ramona Room of Hotel Last Frontier, Berkeley L. Bunker, chairman of the Clark county democratic central committee, reported today.

Bunker said that a complete sell-out for the affair was assured today when additional ticket requests were received from Henderson, Pioche and Ely residents planning to attend.

Bunker announced that Clark's speech will be carried on a nationwide American Broadcasting

company hookup originating through station KENO.

The cabinet officer is scheduled to arrive in Las Vegas Sunday afternoon by plane from his office in Washington. He will be met by a delegation of leading Nevada democrats headed by Governor Vail Pittman and escorted to the Last Frontier where he will reside during his two-day visit to southern Nevada.

Sunday evening Clark will be guest of honor at a small informal reception when he is expected to discuss 1948 campaign details with democratic party leaders of the state.

Monday he will be taken to Boulder City and accompanied

on a tour of the huge Boulder dam power project. At noon he will be feted at a luncheon in Boulder City and during the afternoon taken on a boat trip on Lake Mead. Arrangements for Clark's tour of the Boulder City area are in charge of Leonard Atkison.

Prior to the Monday night banquet, a parade will introduce Clark to the residents of Las Vegas, and according to James Cashman, parade chairman, a colorful spectacle is planned.

Bunker reported that because of the radio commitment, the banquet will start promptly at 6:30 p. m.

Large delegations are expected

from many Nevada cities including Carson City, Reno, Winnemucca, Elko, Ely, Tonopah, Pioche, Boulder City and Henderson. It will mark the first time in more than ten years that a member of a president's cabinet has appeared in this area.

ENCLOSURE

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31 MAR 19 1948

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DATE 6/13/83 BY SP-8 BTJ/aw

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI ATTN: CRIME RECORDS

FROM : SAC, Baltimore

SUBJECT: ATTORNEY GENERAL TOM CLARK
RESEARCH

DATE: 3/17/48

I am attaching hereto a news item appearing in the Wilmington "Morning News," Wilmington, Delaware, dated March 15, 1948, pertaining to the address of Attorney General TOM CLARK before the Delaware Bar Association in Wilmington, Delaware, on the night of March 13, 1948.

Enclosure
FH:meh
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INDEXED

31 MAR 20 1948

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DATE 6/13/83 BY SP-8 BTJ/RL

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62 MAR 29 1948

EX-70

ENCL.

CLARK DISCUSSES ANTI-RED DRIVE

Campaign to Oust Aliens Not Political, He Says At Dinner of Bar Group

Attorney General Tom Clark says his campaign to get alien Communists out of the country is in no way political.

He made his statement in an address before the Delaware Bar Association at the Wilmington Country Club Saturday night, adding, "Neither I nor any official of our government has any right or inclination to imprison or penalize anyone merely because of his political beliefs, or to deprive him in any way of full opportunity to defend himself."

"Such practices," he said, "may be commonplace in a totalitarian state, but they have no place in a free America."

Among the 175 members, wives and guests attending the dinner meeting was George Morris Fay, United States District Attorney for the District of Columbia, who last week carried through the prosecution of Maj.-Gen. Bennett E. Mey-

ers, Army Air Forces officer convicted in Washington on witness tampering charges.

Judge Fee Attends

Judge James A. Fee of the U. S. District Court for Oregon, presiding judge in the famous Johnson case at Scranton, also was present. John J. Morris, Jr., president of the host group, introduced Attorney General Clark. At the speakers' table were members of the Delaware State Supreme Court, Judge Richard S. Rodney and Judge Paul Leahy of the United States District Court, and Judge John Biggs, United States Circuit Court of Appeals.

The committee which received Mr. Clark at his suite in the Hotel DuPont was headed by J. H. Tyler McConnell, assisted by Richard F. Coroon and William Marvel.

Mr. Clark, in his talk, referred to the splendid achievements of the F. B. I., declaring their efforts to promote our internal security are being vigorously pushed at this time.

"In a troubled world, the security of our country is of paramount concern to every American," he said. He urged every public official as well as every private citizen to be vigilant in safeguarding that security and be prepared to defend it.

100, Probes Under Way

He revealed that 100 additional investigations are under way by the Department of Justice following deportation proceedings "commenced against 30 alien Communists." These are important cases, he said, and merit the attention of every thinking American.

He outlined the current proceedings against alien Communists, charging them with having violated the Act of October 16, 1918. "That statute," he said, "directs me to deport aliens who are members of or affiliated with organizations which seek to overthrow the Government of the United States by force and violence."

If that charge is sustained by the evidence, the alien respondent had offended our hospitality and he has no right to remain in the United States, Mr. Clark said.

In the deportation proceedings against alien Communists, we are faced with most formidable obstacles, he warned. "A Communist is an unprincipled opportunist," Mr. Clark added. "He will appear in many guises, under various names and seemingly harmless colorations."

Wilmington Morning News
Wilmington, Delaware
3/15/48

ENCLOSURE

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HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/ew

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EX-70

63-1-100-287
F B I
31 MAR 20 1948

Federal Bureau of Investigation
United States Department of Justice
Salt Lake City, Utah
March 10, 1948

Mr. L. B. Nichols
Federal Bureau of Investigation
U. S. Department of Justice
Washington, D. C.

PERSONAL & CONFIDENTIAL

Dear Lou:

Since writing the Bureau March 8 and 10 concerning the Attorney General's visit to Las Vegas, Nevada, some information has been brought to my attention by SA CURTIS O. LYNUM, a Resident Agent at Las Vegas, which I desire to furnish you.

On March 9, 1948, [redacted] of the Las Vegas Chamber of Commerce, confidentially informed LYNUM that he had heard that the Attorney General was a passenger in a car driven by ANDREW JACK RICKETT, who was arrested in Las Vegas for speeding the early morning of March 9, 1948. [redacted] stated that Mr. CLARK's presence in the car at the time RICKETT was arrested was being kept very confidential. [redacted] did not indicate the source of his information.

The Las Vegas Evening Review-Journal of March 9, 1948, carried the following story concerning RICKETT's arrest:

"SPEEDER NABBED BY CITY POLICE

Andrew Jack Rickett, of Boulder City, early today was arrested for excessive speed in the 1300 block of Charleston boulevard and posted bail of \$25 after arriving at police headquarters in custody of Officers William Sweeney and Paul Adams. Police Chief Robert F. Malburg said Rickett was scheduled to appear in city court March 11. Several passengers in the car were released after questioning."

The traffic citation at the Las Vegas Police Department, checked confidentially by Agent LYNUM, reflected that ANDREW JACK RICKETT, age 48, 6', 175 pounds, driving a 1947 Chrysler Sedan, license #24-313, was arrested by Officer WILLIAM P. ADAMS at 4:45 A.M., March 9, for driving 50 miles per hour on West Charleston Boulevard in the City of Las Vegas. His hearing was set for March 10, 1948.

Agent LYNUM has heard no further mention of this matter and, of course, no inquiry is being made by him.

kindest personal regards,

Day Newman

DECLASSIFIED BY SP-8 BJS/MLD
ON 6/13/83

Handwritten initials

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G.I.R. 4

AGENCIES AND FIELD OFFICES
ADVISED BY ROUTING SLIP(S)
DATE 3/11/48

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Handwritten file number 100-709-286



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PROPERTY AGENCIES
OFFICES
DATE 6/14/83

Federal Bureau of Investigation

United States Department of Justice

Salt Lake City, Utah

March 8, 1948

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

Director, FBI

PERSONAL & CONFIDENTIAL

Attention: Mr. L.B. NICHOLS, Assistant Director

Dear Sir:

This will confirm my telephone conversation with Mr. J. J. McGuire today concerning the visit of Attorney General TOM CLARK and Assistant Attorney General PEYTON FORD to Las Vegas, Nevada.

On March 7, 1948, SAC RICHARD B. HOOD of the Los Angeles Office telephoned me stating that the Attorney General and Mr. FORD were leaving Los Angeles on Western Air Lines Flight 10 at 5:55 P.M. that day for Las Vegas, where they were to stop at the Last Frontier Hotel. SAC HOOD stated that the Bureau desired that an Agent contact them upon their arrival in Las Vegas and offer the Bureau's services.

Upon instructions from me, SA CURTIS O. LYNUM, one of the Resident Agents at Las Vegas, called on Mr. CLARK and Mr. FORD at the Last Frontier Hotel the early evening of March 7. They were occupying the penthouse there. Agent LYNUM offered to be of service to them and they asked that he remain with them throughout the evening. They stated that they were concerned about the possibility of their being photographed with persons of questionable reputation, and asked that Agent LYNUM discreetly advise them so that they might move away from any persons of questionable character who might otherwise be photographed with them.

[redacted] mentioned confidentially to Agent LYNUM that the Bureau had provided them with a memorandum containing an up-to-date word picture of Las Vegas. He inquired how many Bureau Agents were regularly stationed in Las Vegas, and Agent LYNUM informed him that there were three Agents there and that they were very busy. [redacted] inquired specifically concerning District Attorney ROBERT E. JONES of Clark County, a former Bureau Agent. In explanation, [redacted] stated that he understood that JONES had done very well financially since leaving the Bureau and wondered if JONES might be tied up with the element in charge of the Flamingo Hotel. Agent LYNUM informed him that JONES, in addition to being District Attorney, was a member of a prominent law firm there and that nothing had come to our attention indicating that he was particularly tied up with the criminal element.

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ON 6/2/83

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MAR 18 1948

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Director, FBI

During the evening the Reception Committee provided for the Attorney General arrived at the penthouse. The Committee consisted of Mr. A. C. GRANT, a wealthy businessman of Las Vegas, Mr. A. E. CAPLAN, Managing Editor of the Las Vegas Evening Review-Journal, and District Attorney JONES. All these men, of course, are prominent in the Democratic Party. They took the Attorney General and Mr. FORD to dinner at the Last Frontier Hotel and invited Agent LYNUM to accompany them. He respectfully declined and Mr. CLARK stated that he and Mr. FORD were making a tour of Boulder Dam (located approximately 26 miles from Las Vegas) Monday, March 8, and advised that he would appreciate Agent LYNUM's meeting them at the Last Frontier Hotel around 5:00 P.M. following their return from Boulder Dam.

Agent LYNUM has advised me that during the evening of March 7, while he and the others mentioned were visiting the Attorney General at the Last Frontier Hotel, Mr. CLARK related several interesting stories involving investigations conducted by the Bureau. He was very complimentary in his statements concerning the Bureau and stated that he held the Director in the highest esteem.

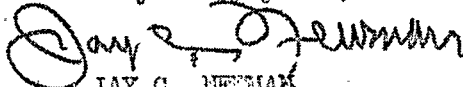
[redacted] informed Agent LYNUM confidentially away from the others that the Attorney General was working very hard in an effort to obtain Congressional approval for the appointment of Assistant Director EDWARD A. TAMM as a Federal Judge in the District of Columbia. [redacted] stated that it was necessary for him to return to Washington, D.C. by Wednesday, March 10, in order to appear at a Congressional hearing on behalf of Mr. TAMM. In addition, [redacted] stated that he believed Bureau officials and Agents, by virtue of their service and ability, should be considered for positions of this type in the Government and therefore he intended to do everything possible to insure Mr. TAMM's appointment, thereby setting the proper precedent.

b7D

According to present plans the Attorney General is to address Nevada Democrats at their Jackson-Jefferson Anniversary Banquet at the Last Frontier Hotel in Las Vegas the evening of March 8. BERKELEY L. BUNKER, Chairman of the Clark County Democratic Central Committee and former United States Congressman and Senator from Nevada, is to introduce him. The morning of March 9 he and Mr. FORD intend to return to Los Angeles by Western Air Lines. I shall advise SAC HOOD of the Los Angeles Office telephonically upon their departure from Las Vegas.

I have instructed Agent LYNUM to contact the Attorney General and Mr. FORD upon their return to the Last Frontier Hotel from Boulder Dam about 5:00 P.M., March 8, and be of any possible service to them in a non-political way. Agent LYNUM has been instructed not to attend any political meeting, but to be of any assistance otherwise. I shall advise the Bureau by AMSD, Personal & Confidential letter when these officials have completed their visit to Las Vegas.

Very truly yours,


JAY C. NEWMAN
SAC

JCH:FR
AMSD

Federal Bureau of Investigation

United States Department of Justice

Salt Lake City, Utah

March 10, 1948

Mr. Tolson	✓
Mr. E. A. Tamm	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Harbo	✓
Mr. Mohr	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

PERSONAL AND CONFIDENTIAL

Attention: Mr. L. B. NICHOLS, Assistant Director

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) *declassified*
DATE *6/17/83*
Director, FBI

Dear Sir:

Remylet 3/8/48, concerning the Attorney General's visit to Las Vegas, Nevada.

For the Bureau's information, this is to advise that SA CURTIS O. LYNUM has informed me that in keeping with the Attorney General's request, he met him and Mr. PEYTON FORD at the Last Frontier Hotel at 8:00 A.M., March 8, 1948. Mr. FORD again stated that the Attorney General did not wish to be photographed with undesirable characters and that he would appreciate Agent LYNUM's advising him of the identity of any individuals who tried to get into a picture with him. Mr. FORD also asked that Agent LYNUM be at the Last Frontier Hotel around 4:00 P.M., March 8, when the Attorney General returned from his visit to Boulder Dam.

As requested, Agent LYNUM remained with the Attorney General and Mr. FORD while they were around the Last Frontier Hotel the morning of March 8, and also that evening. Mr. MERLE RICHARDS, a photographer for the Last Frontier Hotel, advised Agent LYNUM that he was designated to take all photographs at the Hotel, not only for the Last Frontier but also for the Las Vegas Evening Review-Journal newspaper. Mr. RICHARDS stated that he intended to take only four pictures of the Attorney General, three of which would be with Governor VAIL PITTMAN of Nevada and one of the Attorney General at the speaker's table during the Jackson-Jefferson Anniversary Banquet the evening of March 8.

Mr. LYNUM, in conformity with the request of Mr. FORD, met with the Attorney General and Mr. FORD in the penthouse at the Last Frontier Hotel following their return from Boulder City and Lake Mead the afternoon of March 8. Mr. CLARK advised that as a guest of Lieutenant Governor CLIFFORD JONES of Nevada, he had been out on Lake Mead in a new boat owned by the Pioneer Club of Las Vegas. Mr. CLARK commented that he was very apprehensive about his visit to Las Vegas, but felt that he could not turn down the request of his old friend, U. S. Senator PAT McCARRAN of Nevada. Mr. CLARK invited Agent LYNUM to attend the banquet the night of March 8 but he respectfully declined to do so. The Attorney General stated that he would appreciate LYNUM's remaining at the Hotel in order to make certain

C.I.R. 4



COPY DESTROYED
150 NOV 10 1964

62-72799-288
INDEXED
MAR 22 1948

DECLASSIFIED BY SP-8 BTJ/RS
ON 4/12/83

Director, FBI

that no unwanted persons were around. Agent LYNUM stated that he would gladly do so, and accordingly he remained at the Hotel during the banquet meeting. Following the banquet the Attorney General and Mr. FORD went on a tour of Las Vegas with Lieutenant Governor CLIFFORD JONES, and returned to the Hotel about 11:00 P.M.

The morning of March 9, Agent LYNUM drove the Attorney General and Mr. FORD to the Las Vegas Airport, and they left Las Vegas at 9:15 A.M. PST with W. A. PORTER of Los Angeles in the latter's private plane. Mr. J. E. HARRINGTON, an attorney of Los Angeles who was formerly an attorney in the Department, accompanied them.

The Attorney General and Mr. FORD expressed their appreciation to agent LYNUM for the assistance rendered by the Bureau during their visit to Las Vegas.

During the afternoon of March 8 following the Attorney General's visit to Boulder Dam and Lake Lead, he asked Agent LYNUM if the "Costello gang" were entrenched in Las Vegas. Agent LYNUM replied that since BENJAMIN "BEGS" SIEGEL was killed there was no direct evidence that he personally knew of that members of the COSTELLO gang were entrenched there. He stated to the Attorney General, however, that it was his understanding that the COSTELLO gang operated through legitimate "fronts" and undoubtedly had various interests over the country. The Attorney General stated that the Internal Revenue Bureau was endeavoring to work up an income tax evasion case against various key members of the COSTELLO gang, but he was afraid that it would take fifteen years for them to get the job done, even though he felt they had enough evidence right now to make a good case. He commented that he was toying with the idea of working up an antitrust case against this gang on the basis of its "Wurlitzer franchises" in the United States, and that after getting into their books and records they could file other charges as they did in the MOE MANNENBERG case. He also stated that several Grand Juries around the country to investigate simultaneously ramifications of the COSTELLO gang's activities might also be a good way to proceed against COSTELLO and his associates. The Attorney General and Mr. FORD discussed the matter for a few minutes in Agent LYNUM's presence and Mr. CLARK terminated the conversation by instructing Mr. FORD to look into the possibilities when they returned to Washington.

With reference to their contemplated return to Washington, Mr. FORD mentioned to Agent LYNUM that the Attorney General had a brief speech scheduled at the Ambassador Hotel in Los Angeles at noon, March 9, and that they planned a non-stop Constellation flight to Washington, where they expected to arrive sometime March 10.

Director, FBI

The information concerning the travel of the Attorney General and Mr. FORD from Las Vegas to Los Angeles the morning of March 9 was immediately telephoned by me to SAC RICHARD B. HOOD of the Los Angeles Office.

Very truly yours,


JAY C. NEWMAN
SAC

JCH:FR

AMSD

4/15

Miss O'Donnell, AG's Office, advised
Atty. General and Leo Cadison leaving
Wash. 2 p.m.

WY
172

American Airlines, Flight 362

Arriving LaGuardia 3:45.

AG has meeting in City Center. Wants
car be available take City Center
and wait for him which will be about an
hour.

TOM CLARK

Said possibility might go to

140 E. 54th St.

G. I. R. -9

Amended
102

[Handwritten signature]

RECORDED & INDEXED

162-72944-289
FBI
34 APR 17 1948

CRIME REC.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/NW

335

470 44102

Butte, Montana
April 23, 1948

Director, FBI

PERSONAL ATTENTION

RE: IDAHO PEACE OFFICERS ASSOCIATION

Dear Sir:

You may be interested in knowing that the Directors of the Idaho Peace Officers Association have advised that they plan to invite Attorney General Tom C. Clark to address the Association during its convention which assembles at Coeur d'Alene, Idaho, on June 1, 2 and 3, 1948. They plan to invite him to be the principal speaker on the night of the annual banquet.

The Attorney General may wish to accept this invitation for political reasons as Coeur d'Alene is in the northern part of Idaho, the mining region, where Senator Glen Taylor is particularly strong. It is not known how large the gathering will be, of course. The dining room will seat approximately 100 persons, and it may be that they will draw a large number from eastern Washington.

Very truly yours

J. G. BARNISTER
SAC

WGB:LEW

RECORDED
&
INDEXED

67-7294-290

INITIALS ON ORIGINAL

6 MAY 10 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/18/82 BY SP-8 BTB/PLW

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd *ok*

FROM : W. D. Carson

SUBJECT: Itinerary of Attorney General
Tom C. Clark

DATE: May 1, 1948

[Handwritten signature]

At 5:00 P.M. instant date Special Agent H. V. KENNEDY, of the New York City Office called the writer to advise that Attorney General Tom C. Clark had just left New York on Eastern Air-Lines Flight #693. He advised that a representative of this Bureau was to meet the Attorney General and that the flight was due in Washington at 7:15 P.M. daylight saving time which would be 6:15 P.M. standard time.

ACTION:

Mr. H. B. Fletcher was advised of the above information and he advised he would handle the matter.

*by
[Handwritten signature]*

ADDENDUM:

The Bureau operator called at 6:10 P.M. to report she was to give the instructions about Attorney General Clark's arrival to a chauffeur when he called but that no one had called. The operator stated she was going to call Mr. Clark's secretary to find out if the matter had been handled.

G. I. R. - 9

ADDENDUM:

At 5:10 p.m., Mr. H. B. Fletcher advised Mr. McGuire of Mr. Nichols' office that the Attorney General was going to arrive at 6:05 p.m. Mr. McGuire stated that he would take care of getting instructions to the Attorney General's chauffeur.

[Handwritten signature]

P

RECORDED - 2

62-72944-291

19 MAY 6 1948

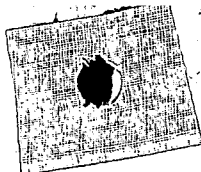
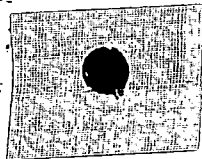
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY 88-8 BTJ/2W

[Handwritten signature]

mac

364

60 MAY 14 1948



FEDERAL
U S GOVERNMENT
COMMUNICATIONS SECTION

MAY 29 1948

Handwritten initials

TELETYPE

Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

WASHINGTON FROM PHILA 1 5-29-48 4.37 P

DIRECTOR

TOM CLARK

ATTORNEY GENERAL WITH TWO ASSISTANTS LEFT PHILA AT FOUR THIRTY PM
ON A DC THREE PLANE NO. N TWO SIX TWO SEVEN. IF NOT ALREADY DONE,
PLEASE ARRANGE TO MEET PLANE AT NATIONAL AIRPORT, WASHINGTON, DC.

BOARDMAN

PH R 1 WA

RECORDED - 95 *162-751 R. 9*
FBI - 292
22 JUN 4 1948

EX-84

Switchboard advised & called miss O'Donnell

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/av

*called Mr. McQuill at home
4:45 PM*

150
51 JUN 9 1948

com

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

May 30, 1948 URGENT

SAC: DALLAS

ATTORNEY GENERAL TO ARRIVE DALLAS MAY THIRTY ONE, FOUR FORTY FIVE PM
 ON BRANNIFF AIRLINES, FLIGHT FIFTY ONE. ARRANGEMENTS SHOULD BE MADE TO
 MEET HIM UPON ARRIVAL AND THEREAFTER NOTIFY BUREAU OF HIS SCHEDULED
 DEPARTURE FOR WASHINGTON, BELIEVED TO BE JUNE FOUR.

Tom CLARK

HOOVER

at
2nd

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 BTJ/RLS

FLJ:mb *MA*

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

RECORDED - 60

EX-13

162-72944-293
29 JUN 1 1948

MAY 30 1948

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150 NOV 10 1964

52 JUN 11 1948

5:20 PM

HTV
mg

mg

com

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

CC-150

To: COMMUNICATIONS SECTION **MAY 30, 1948**

URGENT

Transmit the following message to:

SAC, KANSAS CITY

Tom C. Clark

ATTORNEY GENERAL LEAVING WASHINGTON VIA TWA FLIGHT THREE NAUGHT ONE
AT FOUR THIRTY P.M. EST. ARRIVING KANSAS CITY ELEVEN NAUGHT FIVE P.M.
GST. HAVE AGENT AND CAR AVAILABLE AT AIR PORT.

HOOVER

JJM:WJR

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RLD

*LEW
JUN
1948*

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Carson
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Hendon
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

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

RECORDED - 60

62-72744-294

MAY 30 1948

EX-63

COPY DESTROYED

TELETYPE 150 NOV 10 1964

MAY 15 10 25 AM '48

SENT VIA

1001 2M

Per _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. D. M. Ladd *D.M.L.*

DATE: May 30, 1948

FROM : Mr. F. L. Jones *F.L.J.*

SUBJECT: TRAVEL OF ATTORNEY GENERAL

Time of call: 4:30

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

The Attorney General's Office advised that the Attorney General would arrive in Dallas, Texas at 4:45 PM on May 31, 1948, via Brannif Airlines, flight 51. It was requested that the Dallas Office meet the Attorney General upon his arrival in Dallas and that the Dallas Office advise the Bureau when the Attorney General would leave Dallas for Washington in order that he could be met upon his arrival. He will probably leave on June 4, 1948.

ACTION: The attached teletype was sent to the Dallas Office immediately concerning the above, in accordance with instructions from Mr. McGuire.

FLJ:mh *7/11*

cc Mr. Nichols

52 JUN 11 1948

EX-104

RECORDED
 7-72944-295
 JUN 5 1948
 G. I. R. - 9
 II

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 RTS/RW

OFFICE OF
THE ATTORNEY GENERAL



Mr. Tolson	.....
Mr. E. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Mr. [unclear]	.....
Mr. [unclear]	.....

THE ATTORNEY GENERAL WILL LEAVE WN.,
SUN. 5/30/48, VIA TWA'S FLIGHT #301,
(5:30 pm Daylight Time)

HE WILL ARRIVE IN KANSAS CITY 11:05 P.M. CST.

WILL YOU PLEASE HAVE SOMEONE MEET HIS PLANE?

Tom O'Leary

R

700

RECORDED

162-7277-296
17 JUN 7 1948

[Handwritten initials]

Mr. McGuire advised and he will advise Kansas City.
rgh

[Handwritten signature]

71 JUN 14 1948

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

May 29, 1948

10:00AM

SAC Boardman of the Philadelphia Office was advised of the Attorney General's schedule today from the attached memorandum. He stated that an Agent would meet him upon his arrival and return him to his plane upon the completion of his talk

Tracy's Clerk

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Jones _____
- Mr. Mohr _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

rgk
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RLW

G. I. R. - 9

at
per

Director advised of the Attorney General's schedule by the switchboard 10:15PM 5-29-48.
rgk

R
17

RECORDED - 24

62-7214-1-299

JUN 5 1948

Handwritten initials

65
71 JUN 14 1948

OFFICE OF
THE ATTORNEY GENERAL



5-29-48

MR. McGUIRE:

THE ATTORNEY GENERAL WILL LEAVE HERE
IN PRIVATE PLANE NC2627- a DC-3 -
ABOUT 12:15 NOON EDT TODAY.

HE SHOULD ARRIVE AT PHILADELPHIA, PA.,
SOUTHWEST AIRPORT ABOUT 1:00 P.M. EDT.

HE WILL ADDRESS THE POLISH-AMN. CONGRESS, INC.
IN THE BROADWOOD HOTEL AND RETURN IN THE
SAME PLANE, LEAVING PHILA. ABOUT 3:30 p.m. EDT.

HE WILL PROBABLY BE ACCOMPANIED BY MR. LEO
CADISON & MR. G. M. FAY.

WILL YOU PLEASE HAVE SOMEONE MEET THE PLANE?

THANKS.

Alice O'Donnell
RECORDED - 24
MAY 29 1948
797

1304

Tom Clark

FBI DALLAS

6-2-48

7-20 PMR-9

PMW

DIRECTOR

URGENT

ATTORNEY GENERAL DEPARTING DALLAS, ONE THIRTY AM, JUNE THIRD VIA AMERICAN AIRLINES, FLIGHT ONE FIFTY SIX. ARRIVING WASHINGTON SEVEN TWENTY AM EASTERN STANDARD TIME.

MC CONNELL

END

924PM OK FBI WASH DC JIM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/13/83 BY SP-8 BTJ/ra

EX-177
Miss [unclear] - [unclear]
eff. [unclear]

RECORDED - 21

162-72944-298
JUN 7 1948

WV

Call in the [unclear]
JUN 14 1948

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI AIR MAIL SPECIAL DELIVERY

DATE: June 25, 1948

FROM : SAC, MILWAUKEE

ATTENTION: MR. L. B. NICHOLS
ASSISTANT DIRECTOR

SUBJECT: PUBLICITY CONCERNING APPEARANCE
OF ATTORNEY GENERAL TOM C. CLARK,
MILWAUKEE, SUNDAY, JUNE 27, 1948

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Attached is an article from the Milwaukee Sunday Journal, June 20, 1948, reflecting that Attorney General TOM C. CLARK may speak in Milwaukee at the German-American Relief day celebration at Old Heidelberg Park, N. Port Washington Road, Sunday, June 27, 1948. It is noted that HELLMUTH FALK, a member of the arrangements committee, Governor RENNEBOHM and Secretary of State ZITNERIAN might attend. The proceeds of the celebration were indicated as for use of needy people in Central Europe.

No action is being taken by the Milwaukee Division except to be alert to the situation.

HKJ:JJ
Enc. 1

ENCL

119
EX 36

RECORDED - 119
7
Rm
2-1

RECORDED - 119

62-72944-299

37 JUL 17 1948

EX 36

49

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY 80-8 BTJ/pul

55 JUL 14 1948

Tom C. Clark to Speak Here

German-American Day

Atty. Gen. Tom C. Clark is scheduled to speak at the German-American Relief day celebration at Old Heidelberg park, N. Port Washington rd., next Sunday. The celebration will start Saturday.

According to Hellmuth Falk, a member of the arrangements committee, Gov. Rennebohm and Secretary of State Zimmerman have accepted invitations to attend the celebration.

About 40 German societies are cooperating in sponsoring the two day affair. More than 10,000 persons are expected to attend, Falk said.

The program, in addition to talks, will feature folk dances and choral groups. A vaudeville show will be presented Saturday night.

Proceeds of the celebration will be used for needy people of central Europe.

RECORDED - 119

98-27

NEWARK JOURNAL

Sunday

June 20, 1943

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/82 BY SP-8 RTS/RO

Mr. George I. Ashby
Assistant Solicitor General

July 20, 1948

Director, FBI

RECORDED - 68

EX-116

7-20-48 - 300

I have your memorandum concerning the annual appearance of the Attorney General before the Judicial Conference of Senior Circuit Judges scheduled for September 27, 1948. You requested any suggestions I might have as to matters to be included in his remarks.

I wanted to inform you that the Bureau has no suggestions as to what matters The Attorney General should include in his remarks at the Conference.

62-72944

cc-Mr. Ladd

EHW:DMG

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SEARCHED _____ INDEXED _____

SERIALIZED _____ FILED _____

JUL 21 1948

FBI - [illegible]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 GTO/RLS

Office Memorandum • UNITED STATES GOVERNMENT

TO : J. Edgar Hoover, Director, Federal
Bureau of Investigation

FROM : George T. Washington, Assistant
Solicitor General

SUBJECT:

DATE: February 22, 1948

[Handwritten scribbles and a rectangular stamp box with illegible text inside]

On September 27, 1948, the Attorney General is to make his usual annual appearance before the Judicial Conference of Senior Circuit Judges. I would appreciate any suggestions you may have as to matters to be included in his remarks, particularly any observations with reference to the work of the Federal courts.

Please let me hear from you by September 1, 1948.

[Handwritten notes and signatures]

7/27/60
 COPY DESTROYED
 150 NOV 10 1964

RECORDED - 68
 EX-116

F B I
 FEDERAL BUREAU OF INVESTIGATION
 U. S. DEPARTMENT OF JUSTICE

~~ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 GRS/PAW~~

- Mr. Tolson ✓
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols ✓
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Miss Gandy

August 24, 1948

MEMORANDUM FOR MR. TOLSON

Tom C. Clegg

There is attached hereto a draft of the Attorney General's speech prepared for delivery before the Delta Tau Delta annual convention at French Lick Springs, Indiana, on August 21. Mr. Cadison tells me the AG spoke extemporaneously but followed closely the substance of this speech. Cadison stated the speech was not given out in Washington and there was no press coverage at French Lick Springs; therefore, they contemplate using the same speech again on Labor Day, September when the Attorney General speaks before an audience of between 25,000 and 40,000 people at Des Moines, Iowa.

7, L.R.S

Respectfully,

L. B. Nichols

LBN:hmc

Attachment

RECORDED - 91

62-72977-301
SEP 23 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RLV

PREPARED FOR DELIVERY BUT NOT USED
IN ITS ENTIRETY.

An Address

by

TOM C. CLARK

Attorney General of the United States

Prepared for Delivery

Before the

59th KARNEA ASSEMBLY

DELTA TAU DELTA

FRENCH LICK SPRINGS, INDIANA

SATURDAY
AUGUST 21, 1948

6:30 PM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/aw

62-72744-301

ENCLOSURE

Achievements of fraternity members totally disprove ridiculous claims by some that American fraternities are a detriment to society and that they should be driven from the campuses of our schools.

The fraternity has a very important place in college life. It not only provides a forum for the making of companionships that add to the happiness of college life, but also is an instrument whereby friendships are made that endure for a lifetime. The very ideals that Delta Tau Delta and other fraternities emphasize, such as loyalty, brotherhood, service and leadership -- all on the firm basis of religion -- are fundamental essentials that strengthen college life and help in building a strong citizenry. On such a citizenry America must and does, to a very great extent, depend to maintain her strength.

The American way of life is founded on basic freedoms. We cannot reassert this too often. Today, in the atomic age, more than ever, there is a need for brotherhood among all mankind -- a brotherhood that is founded upon the rock of religion -- a brotherhood that is molded on the college campus in the liberal and progressive traditions of Alexander Campbell of Bethany College and other visionary pioneers of our fraternity.

Yes, the college fraternity has plenty of excellent reasons for existence, particularly in this day and age when our glorious democratic form of government is being attacked from within as well as from without. The members of college fraternities can help maintain our way of life with our free enterprise system -- a business system that has made America grow into one of the most influential and prosperous nations on the face of the earth -- a system whereby the employee of today may become the employer of tomorrow, as many of our great captains of industry have done.

Merely because a few college graduates have failed to learn the historic principles upon which our Republic is founded, or have forgotten these sacred ideals after learning them, some shout that the college curriculum is weak, or obsolete, that these great schools of learning have failed in their mission.

Our colleges have not failed -- education has not failed. It is those who chose to desert the ranks of the loyal and the patriotic -- joining hands with alleged secret agents of foreign interests -- they are the ones who failed -- dismally failed their college -- disgracefully failed their country.

No thinking American will place the blame on the American college for the conduct of self-styled traitors who trade and traffic in their most precious heritage. The very law of the land which they scoffed at, and with their ilk tried to destroy, protects them this very hour.

No, we cannot hold our colleges responsible for nefarious actions of a few graduates, who have strayed from the path of allegiance. As Attorney General, I have had to prosecute on serious Federal criminal charges two members of the House of Representatives who were convicted. It would be just as logical to hold the Congress of the United States to be responsible for the actions of two of its black-sheep members as it would be to blame the college for the action of these self-confessed communist informers.

And the same rule of fair and honest reason applies to the Federal, State, county or city government -- down to the township. No thinking American will condemn the present 2,000,000 loyal employees of the Federal government because of the alleged disloyalty of a handful of workers.

(over)

It was the conviction of President Truman that even one Communist was too many to have on the Federal payroll. Therefore, on November 25, 1946, he named an Employee Loyalty Commission. This Commission recommended that the President issue an Executive Order, which he did on March 21, 1947, establishing in the Civil Service Commission a Loyalty Review Board. Congress appropriated the necessary funds for this important activity on July 31, 1947. Under this Presidential Order a check was to be made as to the loyalty of every employee and every new applicant. Remember, this is the first time in our history that this has been done.

Under the order the Federal Bureau of Investigation has completed processing 2,020,000 loyalty forms -- a Herculean task in itself. Out of these 2,000,000 employees the FBI found it necessary to conduct full investigations on only 5,510 individuals -- and this does not mean all of these were disloyal. It means merely that enough information was not available finally to pass on the question.

Of this 5,510, up to the first of this month, the FBI has completed the investigations of 3,177 cases. These have been sent to the local boards of the various departments and to Civil Service Regional Offices. Of this number, the FBI found it was unnecessary to complete investigations on 728 individuals, because 469 were found to be no longer in the service, some had died, and 98 resigned or were separated during the investigation. The local Loyalty Boards have found 54 as unfavorable. Unless reversed on appeal they will be dropped from the payroll. The remainder of the cases are under active consideration by the Boards of the various departments. And all this has happened in the last year.

When one stops to realize that every lead resulting from gossip, anonymous letters, grievances, and excited wild statements is also investigated, it can readily be seen that excellent progress has been made on the Employee Loyalty Program.

Of course, the Loyalty Boards have a dual mission. They must protect the country from any disloyal employee, and they must also protect the interests of any innocent employee who may be accused of disloyalty -- therefore necessitating a most careful and exhaustive investigation, not one made in haste due to hysteria or for political expediency.

As you know, I, too, have a duty to protect the innocent as well as to prosecute the guilty. It goes with the oath of the Attorney General. I speak as an American public official to good Americans.

There are some things I would like to make perfectly clear.

First, neither I nor any other official of our government has any right or inclination to imprison or to penalize anyone merely because of his political beliefs or to deprive him of any full opportunity to defend himself. Such practices may be commonplace in a totalitarian state, but they have no place in a free America.

The Department of Justice's current proceedings against both alien and native born subversives and the President's program to rid the government of every disloyal person do not in the slightest degree infringe upon the personal liberties so dear to every American.

Second, we do not intend to stop with mere dismissal where we find that a Federal employee has been disloyal. Whenever possible, we will prosecute that person in the courts. Such action was taken in the Marzani

(over)

case, a State Department employee, and he was convicted of filing with a government agency false statements relating to his association with the Communist party and went to jail.

At no time in the history of the nation since its creation over 170 years ago has any administration made such an intensive and exhaustive inquiry as to the loyalty of employees as we have been conducting under President Truman.

Our activity has not been limited to the Employee program. As far back as 1945 I was fighting Communism on all American fronts with all the facilities at the command of the Department of Justice. Since July 1, 1945, 34 individuals have been convicted in Federal courts for contempt in regard to Communist activity investigations. We used the statutes regarding contempt because there is no other law under which we can legally secure convictions. Time and time again I have pointed out weaknesses in some of our security laws and pleaded that they be strengthened.

Among the best known of those convicted for contempt were Eugene Dennis, Secretary of the Communist Party; Gerhart Eisler; the seventeen members of the Board of Directors of the Joint Anti-Fascist Refugee League; the ten Hollywood defendants. Harold Christoffel, Secretary of the National Maritime Union, New York, has been convicted of perjury committed before a grand jury that was investigating his association with the Communist party. That is not all.

But these convictions are but a part of our fight on Communists.

Recently we have obtained indictments in New York against twelve top-flight officials of the Governing Board of the Communist party on the

charge of advocating the overthrow of our government by force and violence.

They are: William Z. Foster, party Chairman and several times Communist candidate for President of the United States; Benjamin Davis, New York City Councilman; John Williamson, member of the Communist national board; Eugene Dennis, general secretary of the Communist party; Henry Winston, member of the national board; Jack Stachel, member of the national board; Robert Thompson, member of the national board and chairman of the New York State Communist party; John Gates, editor of The Communist Daily Worker since 1947; Irving Potash, manager of the Furriers' Joint Council of New York, CIO, member of the Communist national board; Gilbert Green, Chicago Communist district chairman; Carl Winter, Detroit, chairman of the Michigan State unit of the Communist party; and Gus Hall, chairman of the Communist party in Ohio.

These are not "small fry" deluded fellow travelers -- they are the "Big boys" -- the top drawer Communists. These are the men who, the indictment charges, would destroy our American way of life.

And this is not all we have done and are doing to "break up" and bring to an end their nefarious plots and plans. Our Immigration and Naturalization Service has ordered the deportation of 74 Communists. Among these are high Communist dignitaries, such as Alexander Bittelman, native of Russia, member of National Committee of the Communist Party; Irving Potash, Manager of the Furrier Joint Council, International Fur and Leather Workers, New York; Charles A. Doyle, Regional Director, Gas Coke and Chemical Workers Union, Niagara Falls, New York; Beatrice Johnson, native of Poland, State Educational Director of the Communist Party; Claudia Jones, British West Indies, member of International Committee,

(over)

Communist Party; John Santo, member of Communist Party and organizer of the Transit Workers Union of New York City; Ferdinand Christopher Smith, native of British West Indies, Communist Party member, National Secretary of National Maritime Union; John Williamson, member of National Committee of Communist Party of the United States.

Warrants of arrest for deportation have been issued for 212 more and several hundred additional investigations are in progress at this time.

Fifty-seven Nazi enemy aliens were deported a few weeks ago.

Time and time again I have stated that it is the duty of every citizen who knows of an alien Communist within our midst to give his name to the local United States Attorney, Director Hoover, or to me. There is no room in this country for even one alien Communist, as there is also no room for any disloyal person in the Federal government service.

And now what about so-called spies? Let me say here that labor unions as a whole have co-operated with us 100 percent to get rid of this communist menace. Espionage is a serious problem and has been ever since George Washington's day. You will remember we carried on some spying then ourselves. For a number of years -- and particularly since the beginning of World War II the FBI has been working intensely on subversive matters.

~~_____~~ I need not tell you for you realize it -- but the FBI knows its business when it comes to spies and spying. And I speak authoritatively when I ask, whom can we trust more to protect our internal security than our FBI?

What is their record?

During World War II not one case of foreign inspired sabotage ever was accomplished. Three groups of saboteurs or spies entered America, one in Florida, another at Long Island, and a third in Maine. All three groups were apprehended -- tried -- and punished. I prosecuted the one at Governors Island in 1945 personally.

As to recent statements on spies and spying, as I previously have stated, the FBI had all those stories and the witnesses - back in 1945. After intensive investigation, the full testimony was at my direction presented to a Federal Grand Jury in New York City - and that Grand Jury began to serve over a year ago - and is still serving.

I am not at liberty under the law to give you the evidence before this Grand Jury -- because, as I said, that Federal Grand Jury is still serving. I believe in our system of government and have faith in this Grand Jury. I know it will perform its duty, for all of its members are good, loyal, every-day Americans.

On July 20th this same Federal Grand Jury returned an indictment charging the twelve top communist leaders - whose names I mentioned a moment ago - with violations of Federal law.

While we wait for this final action, remember not one of these accused persons is working for our government.

Delta Tau Delta, throughout its eighty-nine years of existence, has laid heavy stress on these basic essentials:-- Faith in God, loyalty to country, integrity, brotherhood, education, justice. Yes, it is today leaving its excellent imprint on the seventy-five campuses where our student chapters flourish.

(over)

Through more than 39,000 student and alumni members, our fraternity brothers also reach into every one of the communities that make up our nation, promoting the general welfare of all the people.

Brother Branch Rickey here knows that teamwork, integrity, and selflessness are vital to our national sports game -- baseball -- and that no pennant can be won without them -- whether in the field of sport, business, or international diplomacy. As the success on the baseball diamond is only gained through teamwork, so is teamwork among citizens required in the building of a community, state and nation.

In these trying days -- in these atomic days -- this changing world, when civilization, as we know it, may be in peril, only unity and teamwork of the highest kind will save our American way of life, and the rest of the world.

All our problems are a challenge to the present generation -- especially to the college graduate. The challenge calls for vision and courage -- for leadership and sacrifice. The fraternities of America accept this challenge -- they will continue their good fight.

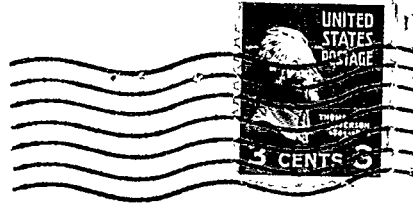
Our first objective must be to remove war, and fear of war, from the peoples of the earth. We must wage the peace with the same zeal we waged the war -- Peace and Democracy move forward hand in hand.

Democracy is not something that you can wrap up in a bundle and lay away in moth balls in a cedar chest. Neither can you lay aside democracy like you would a pair of slippers and put them on occasionally for comfort. You can't hide democracy and then put it on exhibition on

the Fourth of July, or Flag Day, or "I-Am-An-American Day," and expect it to do the job for all the remaining days of the year.

When you return to your respective colleges you can do much to get this job done. You can join in Democracy's crusade for peace and freedom.

Let us all remember that peace and freedom are not won by loafing, but they can be lost that way. Our democratic country is today the only hope of a weary world. For democracy to live, all of us must march -- side by side -- unselfishly contributing each in his own way, not only to the betterment of our own country, but to the betterment of mankind everywhere. In so doing we will bring permanent peace and happiness to all peoples, as God intended it should be! And with God's help, so shall it be!



John Edgar Hoover
 Director

Federal Bureau of Investigation

Department of Justice

Washington 25, DC
Florence Thomas

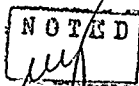
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- Mr. Tolson..... ✓
 - Mr. Clegg.....
 - Mr. Glavin.....
 - Mr. Ladd.....
 - Mr. Nichols..... ✓
 - Mr. Rosen.....
 - Mr. Tracy.....
 - Mr. Egan.....
 - Mr. Gurnea.....
 - Mr. Harbo.....
 - Mr. Mohr.....
 - Mr. Pennington.....
 - Mr. Quinn Tamm.....
 - Mr. Nease.....
 - Miss Gandy.....
- J. Edgar Hoover*

did not attend



Peyton Ford v

The Assistant to the Attorney General

and

George Morris Fay.

United States Attorney, District of Columbia

request the pleasure of your company

at a reception in honor of

The Attorney General of the United States

Tuesday, September the fourteenth

at five-thirty o'clock

Carlton Room, Carlton Hotel

September 17, 1948

get

Honorable Tom C. Clark
Department of Justice
Washington, D. C.

Dear Tom:

I want to express to you my deep appreciation for your several statements of commendation concerning me and my administration of the FBI during your talk to the United States Attorneys on Tuesday. Such statements coming from you are doubly appreciated and I wanted to let you know my gratitude for your thoughtfulness.

Sincerely yours,

Edgar

HHC:MJD

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TIME 9 30 am
DATE 9-17-48
BY *[initials]*

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- Mr. Tolson.....
- Mr. Clegg.....
- Mr. Glavin.....
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- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
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- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Mohr.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/12/82 BY SP-8 BTJ/RL

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Office Memorandum • UNITED STATES GOVERNMENT

TO : L. H. ...

DATE:

FROM :

SUBJECT: Case of ...

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Mr. Cadison wanted

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Tom C. C. I. ...

MR. CADISON WANTED YOU TO SEE THIS.

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5 SEP 27 1948

AN ADDRESS

BY

TOM C. CLARK

Attorney General of the United States

Delivered Before the

Des Moines Trades and

Labor Assembly

Des Moines, Iowa

Labor Day

Monday, September 6, 1948

2:15 P.M (CST)

ENCLOSURE

Today the Nation pauses from its normal activities - from its daily routine, to pay homage to Labor. I am honored and privileged to have this opportunity to join my fellow-countrymen in paying high and warm tribute to America's workmen -- the men who have done so much to make this nation the greatest on earth.

The nation has made wonderful strides, particularly during the last sixteen years.

We don't have to go any further than your own great State of Iowa for concrete evidence.

There is little -- if any -- unemployment here. Earnings have risen five-fold -- to some three Billion Dollars a year while the nation's earnings as a whole have jumped four times as high as 1932, the last Republican year.

Only one Iowa farmer in seven had electric lights in 1933 when Franklin Roosevelt entered the White House. Today eight out of every ten farmers have electricity.

And the very people who are singing sweetness and light to labor and to the farmers today were opposed -- bitterly opposed -- to electrification yesterday.

In 1932, 147 banks failed in Iowa. Not one has closed in recent years.

The cash income of the farmer in this State in 1932 was a little over \$280,000,000. Last year it was about five times as much.

Yes, and the same groups that are trying to hug Labor are also trying to embrace the farmer -- yet playing one against the other; blaming the cost of living on first one and then the other, depending on what State they are talking in, and to whom.

(OVER)

We all know some of the perplexing problems that confront the nation today. Two of these I would like to talk to you about because our opponents are using them in their political plots to weaken Labor and defeat the Democratic Administration.

The first is the high cost of living. Every well-informed citizen knows of the determined and persistent effort that the President has made to check leaping prices. He appealed to the Republican Congress for aid -- calling a special session. Excuses and distortion were the only answer it gave him.

The Republicans even turned down the plea for storage bins for grain, and now grain lies rotting on the ground while prices soar to the skies. They gave the same answer to President Truman's program for labor-management harmony. It was the same "echo" that came to small business -- "No." But the Republicans did find time, over the President's objection, to assist the monopolies.

Take the railroads, for example. Since the Republicans passed the Reed Bill over the President's veto, your Attorney General can no longer prosecute the railroads under the antitrust laws.

The President asked for power to control rents. The Republican bosses answered by passing a "shotgun" fifteen percent increase. They called it "voluntary", but in Texas we call it a "hold up." A great victory for the real estate lobby! This same lobby also prevented the President from handling the housing shortage.

And, yes, he asked for some authority to control speculation in grain; but the grain lobby -- headed by Roger Slaughter -- killed that.

In each of their answers, the Republican clique boasted, "Prices will find their own level." What great prophets they were! And what a level prices have found. They have levelled our savings right into the pockets of the black marketeers!

And to top it all, some of the labor-baiters are attempting to saddle the blame for high prices on labor. What is the record?

In the past eight years, employees' wages have increased two and one-half times -- from approximately \$47 Billion to \$127 Billion -- and the cost of living has kept far ahead of it. In that period corporate profits jumped up about five times -- from six and a half billions to 30 billion dollars. And for the first six months 1948 -- up 27% over 1947. The worker cannot raise his wages at will. He is caught between fixed wages and rising prices.

It doesn't take a mathematician to figure out who is getting the lion's share of profits, and who is grossly responsible for the threatened inflation.

Right here let me say that the American wage earner is entitled to more than the bare necessities of life. He is entitled to all the good things that go to make up a happy home.

The Republican bosses have never been much interested in the laboring man -- except during political campaigns. They not only ignored the rising spiral of prices, but also lack of housing facilities, aid to education, the growth of monopolies, the need for reclamation, power and water control projects, and other vital programs that would have immeasurably helped the average American to a more abundant life.

As the day of reckoning approaches -- November 2 -- they have become frantic for something with which to try to confuse the voters. They have decided that what they picked in 1946 paid them off well, so lo and behold --

(OVER)

after two years -- they once more leap on Communism, which we have been fighting vigorously several years. In 1946 they said there was a communist under every government desk, and they fervently pledged they would drive every "Red" from the government. Do you know the name of just one they found and eliminated? No, not a solitary one.

A prominent Republican candidate was quoted a few days ago as saying that cleaning Communists out of Washington is an "urgent and pressing" task.

Now I again challenge the Republican machine to name any communists now in the executive branch of the Federal government. I have been pleading with them to do this for months, but not one name has been given to me. They have spent millions of your money investigating but yet have not uncovered any communist now in the government.

Every loyal American is against communism -- that Godless ideology -- that enemy of democracy. As President Truman has said, even one communist in the Government is too many.

The difference between the Republican high command and us is that they have done nothing about this evil but talk. We have acted -- vigorously and strictly according to law not through hysterical headlines.

Out of 1357 Acts the 80th Republican Congress adopted during the last two years you will find not one substantive domestic law against communism, except in that measure directed against labor -- the Taft-Hartley Act. In fact, Bill Green, Phil Murray, Walter Reuther and other labor leaders had already been working for years to root them out, and were successful. Evidently the Republican high command, a year ago, thought all the Communists were in the labor unions, and nowhere else.

If there were so many Communists in the Government, and the Communist conspiracy had grown to such proportions as they would have you now believe, why did not the Republican Congress pass some laws to handle the situation? They have been in charge of the Congress for two years.

I asked them for some laws. I appeared on February 5, 1948, and asked for amendments to the Foreign Agents Registration Act, the Voorhis Act, the Smith Act and the Alien Registration Law. I also told them I was trying to deport 3,400 undesirable aliens, of whom 2,100 were natives of countries behind the Iron Curtain, and that they were walking the streets of America -- not underground, but on the avenues -- because there was no law that permitted me, your Attorney General, to keep them in jail pending receipt of travel papers. Some countries, I told them, would not furnish us the papers because they wanted these aliens to stay here and spy on the United States. I asked for such a law.

J. Peters, whom the House un-American Committee describes as "the brains of the entire Communist underground in the United States", is a notorious example.

But the Congress would not adopt this simple law. By refusing, they said no, let J. Peters -- this non-born alien Communist whom we had arrested in October last -- roam our streets and carry on his sinister Communist activities. And he walks the streets today because the Republican high command refused to give the country this simple law. And now they claim, and howl that they are against Communism! Oh, Mr. Republican Congress, you could have passed such a law in one day -- but you did nothing. But I did something. Way back in October, 1947, I had ordered Peters deported. But the Republican Congress inaction has thus far prevented it.

(OVER)

And along with Peters there are today some 2,100 others roving the streets. Among them are such high ranking Communists as John Santo, organizer for the Communist Party, Michael Obermeier, Jack Stachel, Irving Potash, member of the National Committee and executive board, Alexander Bittleman, member of the Communist National Committee, Gerhardt Eisler, Claudia Jones, Communist State Educational Director, Charles A. Doyle, and Ferdinand C. Smith. And here is another one for the record book:

The Grundy Republican press asks why were these people ever permitted to enter the United States.

Do you know when Peters entered this country? In 1924 during the Coolidge regime. He left and was allowed to return in 1928 under the Hoover administration. Peters is not the only high command communist that the high command Republicans let come into the United States. Claudia Jones entered in 1924; Alexander Bittleman entered in January 1912 when Taft was President and came back again in 1931 under Hoover. Charles A. Doyle entered in 1923 under Harding; John Santo came in 1927 during the Coolidge days; and Jack Stachel, in 1931, when Hoover was President.

Yes, the Republicans let them in the country, and now in a political campaign year are howling for the Democrats to drive them out. And a Democratic administration is driving them out. However, we really ought not complain. The Democrats have always had to clean up the mess left by the Republicans. Remember Teapot Dome -- remember the Republican depression but -- that's not our only attack on these termites. As you know, the FBI has been working intensely on subversive matters. I need not tell you -- for you well know it -- but the FBI knows its business. It knows the Communist business. We have trusted the FBI to protect our internal security, and they have not failed us.

As you read and hear the hysterical outbursts of wishful-thinking Republican politicians, just remember the FBI has this problem well in hand - no one need be alarmed. Remember the FBI record: During World War II there was not one successful attempt at foreign inspired sabotage. Three groups of saboteurs or spies entered America, one in Florida, another at Long Island, and a third in Maine. All were apprehended -- tried -- and punished. I personally prosecuted the one at Governors Island way back in 1945, long, long before the Republican bosses injected themselves in the picture.

As to the stories in the recent hearings on "spies and spying," we had that situation under control long ago - The FBI had all those stories and every one of the witnesses -- around which so much mystery has been thrown by the Committees -- we had them way back in 1945. In fact some of the allegations were reported to the FBI over nine years ago.

After intensive investigation, covering many months, the full testimony regarding spy activities was at my direction presented to a Federal Grand Jury in New York City. That Grand Jury began to serve over a year ago -- and it is still serving.

I am not at liberty under the law to give you the evidence before this Grand Jury, and it would be a sad day, indeed, when we reveal grand jury proceedings for political purposes. As I said, that Grand Jury is still serving. But you may be sure all of the evidence uncovered by the FBI has been presented in detail and anyone violating Federal law will be prosecuted. I believe in our system of government and have faith in this Grand Jury and the courts. I know the members will perform their duty. And remember not one of the persons accused in these republican committee hearings - is working now - or was working for the government when the hearings began. No - not one - we got rid of them fast - without benefit of headlines.

(OVER)

On July 20th this same Federal Grand Jury returned an indictment charging twelve top Communist leaders from William Foster down with violations of Federal law. On October 15th they will go to trial.

Whenever the evidence warrants we prosecute these subversives in the courts. But we must have the evidence. We took such action in the Marzani case, a government worker. Also in other cases outside of the District of Columbia.

At no time in the history of the nation since its creation has any administration made such an intensive and exhaustive inquiry into the loyalty of its employees and subversive activities among others.

Our activity has been far-reaching. We have not blazed it with brass bands and high-powered publicity agents, but we have worked hard and steadily at the job. Since July 1, 1945, we have convicted 34 individuals in Federal courts for contempt as an outcome of Communist intrigue.

These convictions are but a small part of our never-ceasing effort to safeguard the country against subversive influences.

Fifty-seven Nazi enemy aliens were also deported a few weeks ago - and this over the violent protest of a high Republican leader, in fact the Chairman of the Immigration Sub-Committee of the U.S. Senate.

Time and time again I have emphasized that it is the duty of every citizen who knows of an alien communist or other subversive person to give his name to the local United States Attorney, to Director Hoover, or to me. There is no room in this country for even one alien communist.

President Truman did not wait for an election year to act. No, he is honest, forthright, sincere -- no demagogue. It has always been his conviction that not one Communist should be on the Government payroll. Therefore, on November 25, 1946, he named an Employee Loyalty Commission. This Commission recommended that the President issue an Executive Order, which he did on March 21, 1947, setting up the machinery to rid the Government of any disloyal employee. The Republican Congress took almost five long months to appropriate

the funds for this vital job. No, that was not an election year. They were not interested in helping us detect and throw out any Communists in the Government. They wanted to keep it for a political football in 1948. Under the President's Order already a check has been made as to the loyalty of over 2 million employees and new applicants. Remember, this is the first time in our history that this has been done. A herculean task already accomplished. FBI reports on some 3177 have been submitted to loyalty boards and to the Civil Service Commission. Of the latter, 728 cases were closed by the FBI principally because the employee had left the Government. The local loyalty boards found adversely to 54 employees. The remainder of the cases are under active consideration by the loyalty boards in the various departments of the Government.

When one stops to realize that every lead is carefully investigated - and that many are found to result from gossip, anonymous letters, grievances, and excited uncorroborated statements, it can readily be seen that exceptionally speedy progress has been made on the President's Employee Loyalty Program.

Of course, the Loyalty Boards have a dual mission. They must protect the country from any disloyal employee, and they must also protect the innocent employee who may be falsely accused of disloyalty -- therefore a decision must not be made in haste due to hysteria or for political expediency.

I have faith in the Loyalty Review Board - a bi-partisan hearing board - appointed by the Civil Service Commission. Headed by the Honorable Seth Richardson, an outstanding Republican lawyer of Washington, it is composed of 23 prominent citizens from every walk of life. It has super-

(over)

vision of the entire Loyalty Program. It has done a faithful and efficient job.

As you know, I, too, have a duty to protect the innocent as well as to prosecute the guilty. It goes with the oath of the Attorney General.

The American people can rest assured that our fight against Communists at home will continue with vigor and dispatch, and that the God-given rights of every accused person will be fully protected with equal justice under the law to all.

I congratulate you - Union labor - for your fight that has done so much for working men everywhere and in making ours the most powerful nation on this earth. By working together, Truman and Barkley will TAKE CARE OF TAFT-HARTLEY and - with God's aid - we shall bring the blessings of peace, prosperity and health to all mankind.

From

THE ATTORNEY GENERAL

to

Official indicated below by check mark

- Solicitor General
- Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
 - Alien Enemy Control Section
 - Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
 - Liaison Officer, Immigration and Naturalization
- Administrative Assistant
 - Division of Accounts
 - Division of Communications and Records
 - Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information
- Mr. Bergson
- Mr. Underhill
- Miss Kennedy
- Mr. Hyatt
- Mr. Coblentz
- Mr. Kaufman
- Mrs. Stewart
- Miss O'Donnell
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Mrs. Willey
- Mrs. Burke
- Mrs. Kelly

MEMORANDUM

J. B. P. [unclear]
Room 5640

Mr. Tolson
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

Stewart
S-
Price
Stanley
Price

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

SEP 23 1948

TELETYPE

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Mumford	
Mr. Quinn	
Mr. Nease	
Mr. Gandy	
FCL	

✓
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FLP EL PASO

9-23-48

10-35 AM MST

DIRECTOR, FBI

URGENT

PERSONAL AND IMMEDIATE ATTENTION ASST. DIRECTOR L. B. NICHOLS

ARTICLE APPEARING IN EL PASO TIMES TODAY ADVISES ATTORNEY GENERAL TOM

CLARK WILL FLY TO EL PASO FRIDAY, SEPT. TWENTYFOUR, FROM WASHINGTON

WITH DELEGATION OF TEXAS CONGRESSMEN TO JOIN PRESIDENT TRUMAN-S PARTY

ON ^A ST. A. M. PRESIDENT SCHEDULED FOR POLITICAL SPEECH AT EL PASO IN

AM, SEPTEMBER TWENTYFIVE. U. S. SECRET SERVICE AGENT JOSEPH

BROWNLOW ADVISES PASO DEL NORTE HOTEL RECEIVED WIRE YESTERDAY FROM

WASHINGTON INFORMING AG CLARK WILL BE IN EL PASO APPROXIMATELY NINE

PM SEPT. TWENTYFOUR AND REQUESTING RESERVATIONS. AS EL PASO OFFICE

HAS RECEIVED NO OFFICIAL NOTICE FROM BUREAU RELATIVE TO ATTORNEY

GENERAL-S VISIT AND IN VIEW OF POLITICAL ACITIVITY, NO ARRANGEMENTS

BEING MADE BY THIS OFFICE TO MEET AG CLARK AT PLANE OR PERFORM OTHER

USUAL COURTESIES. PLEASE SUTEL INSTRUCTIONS IMMEDIATELY.

SURAN

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CORRECTIONS

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HOLD PLS

1-40 PM OK FBI WA DC SK

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/13/83 BY SP-8 BTJ/ku

cc: Mr. Tolson

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

SEP 23 1948

TELETYPE

CARBON COPY

Mr. Tolson	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

FBI EL PASO

9-23-48

10-38 AM MST

FCI

DIRECTOR, FBI

URGENT

PERSONAL AND IMMEDIATE ATTENTION ASST. DIRECTOR L. B. NICHOLS

ARTICLE APPEARING IN EL PASO TIMES TODAY ADVISES ATTORNEY GENERAL TOM CLARK WILL FLY TO EL PASO FRIDAY, SEPT. TWENTYFOUR, FROM WASHINGTON WITH DELEGATION OF TEXAS CONGRESSMEN TO JOIN PRESIDENT TRUMAN-S PARTY ON ^AST. A. M. PRESIDENT SCHEDULED FOR POLITICAL SPEECH AT EL PASO IN AM, SEPTEMBER TWENTYFIVE. U. S. SECRET SERVICE AGENT JOSEPH BROWNLOW ADVISES PASO DEL NORTE HOTEL RECEIVED WIRE YESTERDAY FROM WASHINGTON INFORMING AG CLARK WILL BE IN EL PASO APPROXIMATELY NINE PM SEPT. TWENTYFOUR AND REQUESTING RESERVATIONS. AS EL PASO OFFICE HAS RECEIVED NO OFFICIAL NOTICE FROM BUREAU RELATIVE TO ATTORNEY GENERAL-S VISIT AND IN VIEW OF POLITICAL ACITIVITY, NO ARRANGEMENTS BEING MADE BY THIS OFFICE TO MEET AG CLARK AT PLANE OR PERFORM OTHER USUAL COURTESIES. PLEASE SUTEL INSTRUCTIONS IMMEDIATELY.

SURAN

EORRECTIONS

FIRST WORD IN LINE THREE SHOULD BE WITH
 SECOND SIXX WORD IN LINE FOUR SHOULD BE SAT.

END

HOLD PLS

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/aw

1-40 PM OK FBI WA DC SK

orig: Director

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

CC-150

To: COMMUNICATIONS SECTION.

SEPTEMBER 23, 1948

Transmit the following message to:

305

SAC, EL PASO

RECORDED

REURTEL SEPTEMBER 23. NO ACTION SHOULD BE TAKEN BY YOUR OFFICE IN
ABSENCE OF SPECIFIC REQUEST FROM ATTORNEY GENERAL CLARK. ANY COURTESIES
HE REQUESTS SHOULD BE GRANTED AND BUREAU PROMPTLY NOTIFIED. IF ANY
INSTRUCTIONS ARE RECEIVED YOU WILL BE ADVISED.

HOOVER

LBN:hmc

G. I. R. [unclear]

to

V [unclear]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY 88-9 BTJ/RJL

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

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RECEIVED
FBI
U.S. DEPT. OF JUSTICE
SEP 23 7 18 PM '48
DIRECTOR'S OFFICE

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SENT VIA _____ M

Per _____

cl.)

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

September 29, 1948

Alice O'Donnell in the Attorney General's Office called to advise that the Attorney General had received a telegram from an individual named Louise Davis requesting him to call Telephone No. Lindall 43935 in San Antonio. She stated that the Attorney General was anxious to find out as soon as possible to whom such telephone number was assigned and at what address they lived in San Antonio.

I subsequently advised Miss O'Donnell that this telephone number is listed to William R. Treptow of 404 Bailey Avenue, San Antonio.

gan

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/20

RECORDED - 22

INDEXED - 22

62-72944-306

Mr. Tolson ✓
Mr. E. A. Tamm ✓
Mr. Clegg _____
Mr. Glavin ✓
Mr. Ladd ✓
Mr. Nichols ✓
Mr. Rosen ✓
Mr. Tracy _____
Mr. Egan _____
Mr. Gurnea _____
Mr. Harbo _____
Mr. Jones _____
Mr. Mohr _____
Mr. Pennington _____
Tele. Room _____
Mr. Nease ✓
Miss Holmes _____
Miss Gandy _____

G. I. R. - 3

78

WV

Federal Bureau of Investigation
United States Department of Justice

202 U. S. Court House
El Paso, Texas
September 27, 1948

2-1

Director, FBI

AIR MAIL
SPECIAL DELIVERY

Re: ATTORNEY GENERAL TOM CLARK
Visit at El Paso September 24 & 25, 1948

Dear Sir:

Remytel 9-23-48 and Butel same date. Reference also telephone conversation on September 24th between Inspector John J. McGuire of the Bureau and ASAC F. T. McIntyre.

In compliance with instructions, the El Paso Office met Attorney General Clark upon his arrival at El Paso at 8:45 PM MST September 24, 1948 via Flight 111, American Airlines, from Dallas, Texas. Mr. Clark was taken by Bureau representatives to the Hotel Paso Del Norte. The following morning Mr. Clark was escorted by Bureau Agents from the Hotel at 10:15 AM to the Union Station where he joined the President and his party upon the arrival of the Presidential Train at El Paso at 11:00 AM. In accordance with the specific request of the Attorney General, there were also taken with him to the station former Speaker Sam Rayburn, the Democratic Minority Leader of the House; Mr. Roy Baker, National President of the Young Democrats League, Sherman, Texas; Federal Judge and Mrs. R. E. Thomason; Mr. Tom White, warden of the Federal Penit Institution, La Tuna, Texas, and Mrs. White. The Agents on this assignment were ASAC F. T. McIntyre, James J. Shepard, Harold H. Boyce, Thomas B. White, Jr., and James P. O'Neil.

Attorney General Clark on several occasions expressed his entire satisfaction with the courtesies extended to him by the El Paso Office; and in this connection, I would like to particularly commend the efficient operation on this assignment of Agents Shepard, Boyce, White, and O'Neil.

The Bureau might be interested in knowing that Mr. Robert L. Miller, Jr., Manager of the Hotel Paso Del Norte, and a very good friend of the El Paso Office, furnished a suite free of charge to the Attorney General and also served voluntarily food and refreshments. The Attorney General indicated to Bureau Agents that he was going to write Mr. Miller and express his appreciation. It is suggested that the Bureau may desire to furnish Mr. Clark with the full, complete name of Mr. Miller as above indicated.

Mr. Clark left El Paso with the President and his party at 12:01

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DATE 6/23/83 BY SP-8 BJS/BJA



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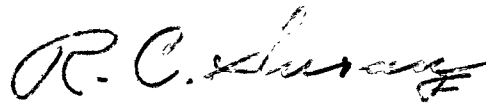
RECORDED

62-72944 307
X

File on September 25, 1948. Attorney General Clark indicated to this office that upon the arrival of the train at San Antonio, Texas, he planned to telephonically communicate with the Dallas Office. In this connection, he stated that upon arrival of the train at Dallas, he planned to drive via automobile to Bonham, Texas, accompanied by Mr. Mayburn and Mr. Baker. He planned to return by automobile from Bonham to Dallas, taking a plane there on Tuesday, September 28, 1948, for Washington, D. C.

SAC F. T. McIntyre telephonically communicated on September 25, 1948, with both SAC C. E. WEEKS of San Antonio, and SAC H. L. McCONNELL of Dallas, conveying this information.

Very truly yours,


R. C. SURAN, SAC

FTH:ACO

cc: SAC, San Antonio

cc: SAC, Dallas

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

August 17, 1948

John Maragon asked that the attached clippings be sent to the Director. He said he read them on the train today as he was returning to Washington from Detroit.

hwg

- Mr. Tolson
- Mr. E. A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Jones
- Mr. Mohr
- Mr. Pennington
- Tele. Room
- Mr. Nease
- Miss Holmes
- Miss Gandy

HH

John

62-7774-308

EX-71
EX-71
EX-71

ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 BTJ/RW

28

Mr. Tolson	
Mr. E.A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/13/83 BY SP-8 RJS/aw

The Red Herring Expert
Tom Clark
Ask Him!



J. EDGAR HOOVER

PRESIDENT TRUMAN has said more than once that the Congressional inquiry into Russian espionage arrangements is a red herring.

We don't think Mr. Truman knows much about red herring. We imagine he gets his advice on that fish from his Attorney General Tom Clark. At least Clark is the Administration's most conspicuous red herring dragger.

But while Clark is an inveterate dragger of red herring, he always gets his feet tangled up in the towline. That's what makes him so conspicuous.

Look what happened when he tried his hand with the Kansas City vote frauds, and the part played in them by Mr. Truman's officials of the Pendergast machine.

In the present situation he is doing even worse. He's doing so badly, in fact, that he has given America cause for the deepest apprehension. Each day it becomes plainer that the Administration has something embarrassing to hide, and that it isn't at all particular as to its method of hiding it from the voters who will go to the polls next November.



BUT Clark's bungling efforts at spokespersonship yank aside the veil of secrecy which the Administration is so anxious and obdurate about.

He says, for instance that the Congressional investigation is hurting the Justice Department—which means the FBI—in making a case that will have "a sound basis for prosecution."

That would be correct, if the FBI were being permitted by Clark to run down the facts.

But there is the IF. It would only be true IF the FBI were let in on the job. We think that it is not. We don't believe Clark wants the FBI on this particular job—and is seeing to it that J. Edgar Hoover's men have no more chance to turn up Commies in Government posts than they did to run down the Kansas City political gangsters who rigged an election.



IF that sounds ridiculous it is because you haven't read about the Federal grand jury which was convened in New York to unearth subversives—and which wound up without bringing any real indictments.

It now turns out that the FBI was not permitted to know what evidence was being presented. In other words, Clark and his

100-7-444-208

assistants didn't want the jurymen to hear what expert investigators knew. All it wanted the jury to have before it was that material which the "high level" selected.

Compounding the indignities heaped on the FBI by Mr. Truman and Clark, the President on Aug. 5 said that the Congressmen weren't learning anything not already known to Hoover's organization!

Against the background of the New York grand jury that can only mean the FBI knows so little it is not worth consulting.



NOT for one second do we believe that of the world's finest police agency. We know it keeps its eye on the ball. What we say is that it is kept hogtied by Clark lest things become known about Red machinations in this Country which would make Mr. Truman look still worse in his role as the Nation's chief steward.

Sunday Clark told reporters, in effect, that the inquiry by Congress would tip off the Reds as to how things are going with their spy network. Does Clark really think the Commies have to read it in a newspaper or transcripts of testimony to keep track of their own espionage system?

In that statement Clark attained a new record in how not to drag a herring. And before there is any more White House talk about red herring dragging, the people ought to have an explanation of how the FBI is going to guard us while the Attorney General is busy drawing an Iron Curtain against the men who know most about what our enemies are doing.

Congress should ask J. Edgar Hoover to testify as to what it is all about.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: 9-29-48

FROM : SAC, Dallas

SUBJECT: ATTORNEY GENERAL TOM CLARK
Visit at Dallas September 24
and 27, 1948ATTENTION:
Inspector John J. McGinnis

Pursuant to the telephonic instructions of the Bureau, Attorney General TOM CLARK was met at Love Field, the Dallas airport, on his arrival by American Airlines from Washington, D. C., and thereafter was accompanied to the airport for his departure from Dallas to El Paso as described in El Paso memo to the Bureau dated 9-27-48.

The Attorney General did not contact the Dallas Office prior to his arrival in Fort Worth at 2:00 P.M. on 9-27-48 aboard the Presidential train.

The Dallas SAC contacted the Attorney General at the railway station and was advised by the latter that he had no requests for assistance to make at that time but requested that he be contacted later in Dallas after President TRUMAN had made his public appearance in that city. The Dallas SAC and the accompanying agents left the Fort Worth railway station immediately thereafter to avoid any complications growing out of their presence in the vicinity of a political gathering arising incident to the President's trip.

The Attorney General was again contacted by the Dallas SAC at the Dallas railway station, and upon advice from the latter that he desired the Dallas SAC to meet him in Bonham, Texas, later that evening, the Dallas SAC did so, thereafter delivering the Attorney General to Perrin Field at Sherman, Texas, where the Attorney General boarded the President's private plane, "The Independence", for his return trip to Washington, D. C.

~~DEFERRED RECORDING~~

The Bureau switchboard was telephonically advised of the Attorney General's departure, his method of departure, and his anticipated arrival time in Washington, D. C., with the request that the Bureau switchboard advise the Attorney General's chauffeur and request the latter to meet the Attorney General at the airport.

HLM:FB
66-

RECORDED - 112

63

62-72944-309

OCT 6 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/13/83 BY SP-8 BTJ/RW

G. I. R. -3

Federal Bureau of Investigation
United States Department of Justice
Salt Lake City, Utah
October 12, 1948

Handwritten checkmarks and a box containing faint text, possibly a routing slip or administrative form.

Director, FBI

PERSONAL & CONFIDENTIAL

Dear Sir:

Mr. CALVIN W. RAWLINGS, a prominent attorney of this city who is a National Committeeman of the Democratic Party, telephoned me today advising, as a matter of information, that he had just conversed telephonically with Attorney General TOM CLARK and that Mr. CLARK is to arrive in Salt Lake City Friday, October 15, to address a Democratic rally at the Hotel Utah Saturday evening, October 16.

Handwritten notes and initials, including "6-1-83" and a signature.

APPROPRIATE AGENCIES The above is for the Bureau's information.

DATE 6/14/83

Very truly yours,

Jay C. Newman
JAY C. NEWMAN
SAC

JON:FR

AMSD

310

RECORDED - 137
INDEXED - 137



DECLASSIFIED BY SP-8 BTJ/RUS
ON 6/13/83

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

TO : Director, FBI

DATE: October 14, 1948

FROM : SAC, St. Paul

SUBJECT: ATTORNEY GENERAL TOM C. CLARK

At 8:15 AM today, October 14, 1948, United States Attorney JOHN GRAFF called this office from the St. Paul Hotel advising that he was having breakfast with the Attorney General, TOM CLARK, and that he would like to have an automobile and driver furnished by this office to take the Attorney General and Mr. GRAFF to Minneapolis to visit the Federal Judges and thence to the airport for Mr. CLARK's departure.

The Attorney General and Mr. GRAFF called personally at the St. Paul Field Office at 9 AM, and the Attorney General after a short visit wished to be introduced to each employee. He was presented to the Agents in the office, as well as to each of the entire clerical staff. He left with Mr. GRAFF at 9:15 AM for Minneapolis in a Bureau automobile operated by Special Agents EMORY V. BARRICK and G. PARNELL THORNTON.

ENN:EB

RECORDED

162-72944-311
F B I
12 OCT 21 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RU

50 OCT 27 1948

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FILED
10/21/48

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

OCT 20 1948

TELETYPE

K
NON-✓
2/10/48
JMC

FBI, CLEVELAND

10-20-48

1-00 PM EST

JMC

DIRECTOR, FBI

RE TOM C. CLARK, ATTY. GEN. INFORMATION CONCERNING. INFORMATION RECEIVED ATTORNEY GENERAL SCHEDULED TO ARRIVE TOLEDO, OHIO AFTERNOON TWENTYFIRST INST. TO SPEAK AT THE TOLEDO UNIVERSITY LAW SCHOOL EVENING OF TWENTYFIRST ON SUBJECT DEPARTMENT OF JUSTICE AND INVESTIGATION OF SUBVERSIVE ACTIVITIES. NO OFFICIAL REQUEST MADE OF THIS OFFICE TO EXTEND COURTESIES. NONE WILL BE OFFERED PENDING BUREAU INSTRUCTIONS TO THE CONTRARY.

G. I. R. 3

AABBATICCHIO

ACK AND HOLD

2-03 PM OK FBI WASH DC ELR

RECORDED - 75

162-72744-312
F B I

12 OCT 21 1948

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP8 BTJ/NW

SEARCHED

cc: mw Nichols

OFFICE OF
THE ATTORNEY GENERAL



McGuire

OCT. 18, 1948

W

TBI
5640
↗

amk

MR. McGUIRE:

Tom Clark

The Attorney General will be at the Hotel Pennsylvania tomorrow morning some time. I do not know the exact hour as he will be driving down from Middletown, N.Y. either late tonight or early tomorrow.

G.I.P. - 3

Will you please have someone contact him at the Penna. Hotel - probably in Room 704-A.

M

He will address the Natl. Assn. of Postmasters, at the Penna. Hotel, Tues., Oct. 19th, at 11 a.m.

He has a couple broadcasts after that--will probably return to Wn. late tomorrow afternoon.

Thanks.

Alice O'Donnell, RECORDED - 41

62-72944-313

OCT 19

3:10 P.M. 10/18
ASAC Whelan advised

M

TBI
OCT 20 1948

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

OCT 21 1948

TELETYPE

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

WASH FROM BOSTON

4 21

11-25AM

DIRECTOR URGENT

G. I. R. - 3

ACCOMPANIED ATTORNEY GENERAL TOM CLARK TO AIRPORT, BOSTON,
THIS MORNING. HE DEPARTED EIGHT TWENTY AM VIA NEWARK, NEW JERSEY
FOR TOLEDO, OHIO, WHERE HE IS SCHEDULED TO SPEAK TONIGHT.

SOU CY

END

BS R 4 WA ¹/₄

RECORDED - 6

100-72774-314
12 OCT 22 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTD/RLD

cc: Mr. Nichols

60 NOV 3 1948

Federal Bureau of Investigation
 United States Department of Justice
 Salt Lake City, Utah
 October 18, 1948

Mr. Tolson	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Harbo	✓
Mr. Mohr	✓
Mr. Pennington	✓
Mr. Quinn Tamm	✓
Mr. Nease	✓
Miss Gandy	✓

Director, FBI

PERSONAL AND CONFIDENTIAL

Dear Sir:

This is in reference to my letter of October 12, 1948, concerning Attorney General TOM CLARK's anticipated visit to this city.

On the evening of October 15, 1948, former Assistant United States Attorney JOHN S. BOYDEN, Salt Lake City, who is a good friend of the Bureau, telephoned this office advising that the Attorney General was desirous of meeting Federal Judge TILLMAN D. JOHNSON, of the District of Utah, and a few other Federal officials, including me, the following morning in the Judge's chambers. Inasmuch as I was away from the city, Acting SAC CHARLES H. OLSON called at the Judge's chambers at the appointed time and met Mr. CLARK. Other Federal officials present included, in addition to the Judge, United States Attorney DAN B. SHIELDS and his Assistants. The meeting was entirely informal and not political. The Attorney General, who was very friendly, mentioned your illness and spoke highly of you.

ms
 G. I. R. 3
 74

Upon returning to the city on October 16, I conversed telephonically with Mr. CLARK at his hotel and inquired whether there was anything officially I could do for him while he was here. He advised that there was nothing, and thanked me very cordially for calling. He left Salt Lake City by plane at 11:20 P.M., October 16, to return to Washington, D. C.

As of possible interest, I am enclosing newspaper clippings relating to Mr. CLARK's visit and political commitment here.

Very truly yours,

Jay C. Newman
 JAY C. NEWMAN
 SAC

APPROPRIATE AGENCIES

DATE 10/11/48
 BY 183

Encl. (4)
 JCN:FR
 AMSD

RECORDED

162-72944-315

OCT 24 1948



4 ENCL. DECLASSIFIED BY 508 BTJ/RLS ON 6/13/83

BONDS

FEDERAL BUREAU OF INVESTIGATION

10/18 1948

TO:

<input type="checkbox"/> Director	<input checked="" type="checkbox"/> Mr. Mohr
<input type="checkbox"/> Mr. Tolson	<input checked="" type="checkbox"/> Mr. Nease
<input type="checkbox"/> Mr. Clegg	<input checked="" type="checkbox"/> Mr. Quinn Tamm
<input type="checkbox"/> Mr. Fletcher	<input checked="" type="checkbox"/> Mr. Waikart
<input type="checkbox"/> Mr. Glavin	<input checked="" type="checkbox"/> Miss Gandy
<input type="checkbox"/> Mr. Harbo	<input checked="" type="checkbox"/> Mr. English, 5627
<input type="checkbox"/> Mr. Ladd	<input type="checkbox"/> Records Section
<input type="checkbox"/> Mr. Nichols	<input type="checkbox"/> Pers. Records Sec.
<input type="checkbox"/> Mr. Rosen	<input type="checkbox"/> Reading Room
<input type="checkbox"/> Mr. Tracy	<input type="checkbox"/> Mail Room
<input type="checkbox"/> Mr. Cartwright	<input type="checkbox"/> Mrs. Chisholm
<input type="checkbox"/> Mr. Jones	<input type="checkbox"/> Miss Lurz
<input type="checkbox"/> Mr. Leonard	<input type="checkbox"/> Miss Pitts
<input type="checkbox"/> Mr. McGowan	<input type="checkbox"/> M
<input type="checkbox"/> Mr. Nease	
<input type="checkbox"/> Miss Gandy	

See Me For Appropriate Action
 Send File Prepare Reply

lhc

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/RW

L. B. Nichols
Room 5640, Ext 691

Clark Charges GOP Trying 'Wreck' West

Terming the Eightieth Congress "nothing more than a wrecking crew," Tom Clark, U. S. attorney general, told Utah Democrats Saturday night that the GOP had attempted to delay action on the Colorado River project.

The attorney general's speech

was the highlight of a major Democratic rally held at the Hotel Utah.

Gov. Herbert B. Maw and Rep. Walter K. Granger and Judge Reva Beck Bosone, first and second district congressional candidates respectively, made the brief talks to the assembled Democrats.

Mr. Clark paid tribute to Gov. Maw, classifying him as "one of the stalwart members of the Democratic party who has contributed to the welfare of the West and who has always had the welfare of the common man at heart."

The president's cabinet member attacked the reclamation policy of the Republican party and particularly Gov. Earl Warren's stand on Tidelands oil. Mr. Clark said that if Gov. Warren were elected vice president, the offshore oil deposits of the nation would become the property of the states and private oil companies.

"If Warren is elected," he said, "you can kiss goodbye the enormous revenues you would receive from the billions of barrels of Tidelands oil. Gov. Warren would give away these enormous deposits needed for military use, but President Truman will not permit this robbery to take place."

On reclamation, Mr. Clark said: "When President Truman tried to deliver the West from eastern monopolies, the Eightieth Congress moved in as a wrecking crew to delay action on the Colorado River Project. Thus public power was delayed by crippling action involving litigation. All of the cement the Eightieth Congress

wants poured in public dams and for public power you can put into your eye.

"Governor Warren," Mr. Clark continued, "has fought the development of the Colorado River Project. He is opposed to public power . . . except for California. What will happen to Utah, Arizona, Colorado and other western states if he becomes vice president and can name his own Secretary of Interior?" the attorney general asked.

Mr. Clark said the Eightieth Congress lacked the courage to repeal legislation of Democratic predecessors. Rather, he said, that Congress attempted to destroy a large part of progressive legislation, rural electrification and reclamation, by cutting appropriations and by tacking on burdensome requirements.

Chief Justice Roger I. McDonald of the Utah Supreme Court, candidate for reelection, introduced Mr. Clark.

A. Wally Sandack was rally chairman and state and county candidates were introduced by Grant Macfarlane, state chairman, and Parnell Black, Salt Lake County chairman.

Earlier in the day, Mr. Clark visited with President George Albert Smith of the Church of Jesus Christ of Latter-day Saints, and Federal Judge Tillman D. Johnson.

He spent most of the afternoon in the Ogden and Weber County area.

Mr. Clark left Salt Lake City by airplane immediately after the rally. He was scheduled to fly directly to Washington, D. C., where he will confer with President Truman Sunday.

THE DESERET NEWS
SALT LAKE CITY, UTAH
OCTOBER 17, 1948



DEMOCRATS MEET—Tom Clark, U. S. attorney general, left, is welcomed to Utah by Roger I. McDonough, chief justice, Utah Supreme Court, democratic candidate for re-election. Judge McDonough introduced Mr. Clark at Democratic rally Saturday night.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/aw

62-72944-315



ARRIVES FOR SPEECH—U. S. Attorney General Tom Clark, right, is greeted by Calvin W. Rawlings, Utah Democratic National Committeeman, as he gets off the train.

'Bull in China Closet,' Says Clark of Probers

By James O. McKinney

"Bull in the China Closet tactics" can destroy the Federal Bureau of Investigation, Tom Clark, U. S. attorney general, said in Salt Lake City Saturday, in defense of President Truman's constant refusal to turn over "confidential" FBI files to Congress.

Mr. Clark, scheduled to address a major Democratic rally in the Hotel Utah Saturday at 8 p.m., also said that John L. Lewis' recent tirade against the president was "nothing." "Nobody pays any attention to Mr. Lewis (United Mine Workers leader)," Mr. Clark smilingly replied.

Follows Precedent

Every president since George Washington has consistently refused to release the confidential files of the government, Mr. Clark said in defense of the president's action.

Although the Supreme Court never has ruled on the matter, several circuit court decisions have supported the contention that these confidential files are not subject to subpoena.

Many FBI files, such as personnel records, have been turned over to Congress, Mr. Clark said, but confidential files, containing information from anonymous sources and evidence obtained from people who wish obscurity for obvious reasons, has been retained by the bureau.

Would Destroy Bureau

"If the FBI were to release these very confidential files the bureau and its services to the national security would be destroyed. To protect the work of this organization and to assure our national protection we should avoid Bull in the China Shop tactics practiced by amateurs in such matters," he concluded.

The attorney general's address Saturday night was expected to deal again with Communism in the country, with politics generally and with the "trust-busting" activities of the justice department.

A. Wally Sandack will be chairman of the big rally Saturday night. Grant Macfarlane, state chairman, will introduce party candidates on the state ticket. Parnell Black, Salt Lake County chairman, will introduce county candidates.

Chief Justice Roger I. McDonough of the Utah Supreme Court, a candidate for reelection, will introduce Mr. Clark.

Short addresses will be given by Gov. Herbert B. Maw, Rep. Walter K. Granger of Utah's First Congressional District, and Judge Reva Beck Bosone, candidate for Congress in the Second District.

ENCLOSURE

62-72944-315

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/22/83 BY SP-8 GTC/MLW

Truman Gains in Midwest, Clark Declares in S. L.

Pres. Harry S Truman is picking up fast in the midwestern farm belt, Atty. Gen. Tom Clark said Friday during a brief stop-over in Salt Lake City.

The cabinet member, who is stumping the west for the Democratic ticket, paused here enroute from Butte, Mont. to Denver, where he delivered an address Friday night. He will return to Utah Saturday to campaign in Ogden during the afternoon and deliver an address in Hotel Utah at 8 p.m.

Atty. Gen. Clark declared the president is gaining rapidly in the midwest because of the administration's farm price support program and because of apprehension among farmers as to what might happen to the program under a Republican administration. His appraisal of the midwest trends was given substance by the fact that he frankly admitted that things didn't look good for the president in some other sections.

Palestine Issue

New York, he said, looks bad for the administration because of the low registration in New York City.

"The Palestine question," he commented, "is a troublesome one and the president was sure to lose votes in New York on that issue no matter what he did."

The attorney general had no fear that his home state of Texas would go Republican, no matter how wide the split in the Democratic party there.

"The Republican vote in Texas," he said, "is normally about 100,000 out of 1,000,000. I bet a hat the other day that they wouldn't poll 300,000 this year, and I think I will collect."

Excellent Chance

The attorney general said he believed the Democratic party has an excellent chance of picking up five senate seats now held by Republicans and winning control of the senate. The states he expects to elect Democratic senators to replace Republicans are Wyoming, Iowa, Oklahoma, West Virginia and Minnesota.

The attorney general, who has been criticized by G O P campaigners for not being tough enough with Communists, said there need be no fear "about the internal security of the country."

"There are," he said, "about 30,000 card carrying party members in New York and 8500 in California, which is more than 52%

WHERE AM I?

Clark at Home In Any Club

"I'm always at home among Kiwanians," U. S. Atty. Gen. Tom Clark told a Salt Lake club in Hotel Utah Friday.

Silence ensued. Then a clubman whispered in his ear, that he was addressing the Exchange club.

"In that case I'm even more at home," said Clark unperturbed, "I was president of Dallas Exchange club in 1928 and more recently asked the national Exchange club to sponsor a 'big brother' program to curb juvenile delinquency."

Boys and girls may sample crime as young as 10 years of age, but if they have an adult who loves and cares for them, they can be helped, said the attorney general.

Mr. Clark recalled he was in Utah in 1942 when he directed moving of Japanese from the coast.

More recently he directed in Utah's domestic program when he approved, on the opposition of pressure groups, the Geneva Steel Co. to U. S. Steel.

Mr. Clark said he would believe the deal with Geneva Steel since its increased steel production nation-wide.

THE SALT LAKE TRIBUNE
SALT LAKE CITY, UTAH
OCTOBER 16, 1948



Interviews High U. S. Official

Interviewing Atty. Gen. Tom C. Clark during brief stopover in Salt Lake City Friday is O. N. Malmquist, The Salt Lake Tribune political editor. Clark will give an address in Hotel Utah Saturday at 8 p.m.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/RLJ

100-66

-1- 62-72 944-515

Clark to Talk Saturday at Rally in S. L.

Tom C. Clark, United States attorney general and one of the leading Democratic stumpers in the current campaign, will address a major party rally Saturday at 8 p.m. in the Hotel Utah, announced Calvin W. Rawlings, Democratic national committeeman from Utah.

The attorney general notified Mr. Rawlings he would speak in Denver Friday and in Salt Lake City Saturday, then return directly to Washington, D. C.

Mr. Clark spent much time in Utah in 1942 when he was coordinator of alien enemy control of the western defense command and chief of civilian staff for Japanese war relocation.

He also served as assistant attorney general in charge of the antitrust division and chief of the war funds unit before he became a member of the cabinet.

"The attorney general has promised us a real talk on matters of vital importance to all Utahns," Mr. Rawlings said. The public is invited to the meeting.

State Democratic leaders will meet Wednesday to complete plans for the Clark rally.



Atty. Gen. Tom C. Clark . . .
Returns to Utah for "Chief."

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BJS/MLJ ENCLOSURE

62-72944-515

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. TOLSON

DATE: October 14, 1948

FROM : Mr. D. M. Ladd *DL*

SUBJECT: ~~PROPOSED PICKETING OF ATTORNEY GENERAL'S~~
SPEAKING ENGAGEMENT, DENVER, OCTOBER 15, 1948

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

Reference is made to the attached memorandum from Mr. F. J. Baumgardner to me concerning the request of the Attorney General relayed by Mr. Campbell of the Criminal Division that he be furnished with the complete details surrounding the captioned matter. The Attorney General stated he wanted to be furnished with these details when he arrived at Butte, Montana, at 5:30 PM, today, October 14, 1948.

At 4:10 PM today, October 14, 1948, ASAC Paul Shine *G. I. R.* Butte was telephonically advised that the Attorney General would arrive at Butte at 5:30 PM on the Northwest Air Lines, Flight #103. Mr. Shine was furnished with the following information:

"With reference to the pending prosecution of Verne Wesley Howard in Denver, Colorado, under Section 80, Title 18, U. S. Code, information has been received from reliable informants of the Los Angeles Office of FBI as follows: Len Goldsmith, National Director of the Civil Rights Congress, New York, New York, who is presently on a cross-country trip regarding the Civil Rights Congress National campaign to create a mass membership organization and to raise a \$250,000 Defense Fund for the twelve indicted Communist Party leaders in New York, recently visited Los Angeles, California. He had proceeded to Los Angeles from Denver, Colorado, and his purpose in Los Angeles was to attend a local Civil Rights Congress Conference and to confer with local Communist Party attorneys regarding the Loyalty prosecutions in Denver. A reliable informant confidentially advised the San Francisco Office of this Bureau that Goldsmith informed the 'People's World' newspaper in San Francisco that the Civil Rights Congress would place a picket line around Northern High School in Denver, Colorado, next Friday night when you make a speech and will present petitions to you calling for the release of Arthur Bary and others recently sentenced in Federal District Court, Denver, Colorado, for contempt of court. According to this informant, the Civil Rights Congress has wired President Truman to demand the release of Bary and has also called for the impeachment of the presiding Judge. In speaking to the 'People's World,' Goldsmith reportedly stated that the sentence imposed upon Bary, Chairman of the Communist Party in Colorado for contempt of court, was, in effect, a life sentence as the Judge sentenced Bary to jail until he answered questions for which he was held in contempt."

ENCL

NOV 5 1948

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HEREIN IS UNCLASSIFIED
DATE 6/18/83 BY SP-8 BTJ/aw

EHW:edm

62-7244-316
F B I

OCT 21 1948
RECEIVED

RECORDED COPY FILED IN 62-1014-1799

The above information was dictated to a Stenographer of the Butte Office, and ASAC Shine was told to have the material incorporated in a blind memorandum with an appropriate caption which was to be furnished to the Attorney General when he steps from the plane at Butte. Mr. Shine was told that it was not necessary to escort the Attorney General but that he should merely see to it that the Attorney General was furnished with the blind memorandum.

With respect to Mr. Campbell's request that the Attorney General be met in Denver by Agents of the FBI, I telephonically advised him that the Bureau could not fulfill this request.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD *JW*

DATE: October 14, 1948

FROM : F. J. BAUMGARDNER *FJB*

SUBJECT:

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

This morning, in accordance with your instructions, I attended a meeting in the office of Assistant Attorney General Alexander Campbell of the Criminal Division. While I was there Mr. Campbell took a telephone call from the Attorney General who is in Minneapolis, Minnesota. The Attorney General was concerned over the report that a demonstration will take place in Denver, Colorado, upon his arrival there on Friday, October 15, 1948. The Attorney General wanted complete details of the reported demonstration teletyped to our Butte Office and delivered to him there at 5:30 p.m. today. He will leave Minneapolis via Northwest Air Lines Plane, Flight #103, at 10:40 a.m. and will arrive at Butte at 5:30 p.m. today. He will be met there by Senator James Murray and the Senator's son, Charlie.

Mr. Campbell also stated that inasmuch as the demonstration will take place at the time of the Attorney General's arrival in Denver, he would suggest that Agents meet the Attorney General at Denver to insure that no harm is done to him by the demonstrators. According to an itinerary furnished to me by Mr. Campbell, the Attorney General will arrive at Denver at 6:05 p.m. on October 15 on United Air Lines Flight #506.

ACTION

I instructed Mr. Wall, Chief of the Loyalty Unit, to immediately prepare a teletype setting forth all the details regarding the proposed demonstration in order that it may be forwarded to the Butte Office with instructions to hand it to the Attorney General upon his arrival there.

In the event you feel Agents should meet the train at Denver, prepared to protect the Attorney General against any possible violence, a teletype or phone call setting forth instructions in this regard will be made to the Denver Office. *md*

There is attached hereto a copy of the Attorney General's itinerary during this pertinent period.

FJB:cmw

Teletype to Butte attached - 10/17

*Memo to Tolson
10-14-48
FJB*

*detached
destroyed*

ENCLOSURE

162-72944-316
F B I
12 OCT 21 1948

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP8 BTJ/EL

FJB

WASHINGTON - CHICAGO - ST. PAUL -
HELENA - DENVER - SALT LAKE CITY -
WASHINGTON, D. C.

October 13 - 17 - 1948

WED.
10/13/48 Lv. Washington via United Airlines Fl. #623 12:30 p.m.
Ar. Chicago 2:15 p.m.

Tom Sullivan's pilot will meet your plane and take
you to St. Paul. You should arrive there 4:30 p.m.

Remain at St. Paul Wed. night.

THURSDAY
Oct. 14 Lv. Minneapolis via Northwest Airlines plane Fl. #103 10:40 a.m.
Ar. Butte, Montana - Sen. James Murray & son Charlie will meet you 5:30 p.m.
Billy Edwards, at Comm., is arranging to have
someone meet you and drive you to Helena (66 mi.)

Meeting at Helena - Sen. Murray making hotel res. 8:00 p.m.

Remain at Helena that night.

FRI.
Oct. 15 Lv. Helena for Butte. Sen. Murray will drive you to Butte to
catch the plane.

Lv. Butte, Mont., via Western Air. Fl. #5 8:35 a.m.
Ar. Salt Lake City, Utah 11:59 a.m.

Lv. Salt Lake City for Denver via United Air. Fl. #506 3:40 p.m.
Ar. Denver, Colo. - Barney Whalley, Demo. Natl. Committeeman 6:05 p.m.
will meet you.

Reservations: Brown Palace Hotel. Remain Denver that night.

SAT.
Oct. 16 Lv. Denver via United Air. Fl. #527 9:05 a.m.
Ar. Salt Lake City 12:00 Noon

Cal Rawlings, Demo. Natl. Committeeman, will meet you.
Reservations: Hotel Utah

Lv. Salt Lake City via United Air. Fl. #510 11:25 p.m.

SUN.
Oct. 17 Ar. Washington, D. C. 1:00 p.m.

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DATE 6/13/83 BY SP-8 BTJ/LL

ENCLOSURE

10-20-48

Mr. Belmont at 2:40 p.m. gave me the following itinerary for the AG which SA McHusky had just given him:

The AG and Mr. Cadison left LaGuardia Airport at 2:00 p.m. today via American Airlines Flight 840, arriving at Boston at 3:15 p.m. They will be met by friends and are going to Manchester, N.H. They leave Boston via American Airlines at 8:20 a.m. tomorrow, 10-21-48, arriving at Newark, N.J., at 10:06 a.m. on flight 587. They leave Newark at 11:45 a.m. tomorrow on flight 131, United Airlines, for Toledo, arriving at 3:40 p.m. tomorrow. They will be met by friends at Boston, Newark and Toledo and consequently there will be no need for the Bureau to take any further action. Mr. Belmont did not know of any plans beyond their arrival at Toledo.

317

6.1.8.3

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 DATE 11/13/83 BY SP-8 BTJ/RC

RECORDED - 137

317
 OCT 28 1948
 23

FEDERAL BUREAU OF INVESTIGATION

10/1/48 1948

TO:

- Director
- Mr. Tolson
- Mr. Clegg
- Mr. Fletcher
- Mr. Glavin
- Mr. Harbo
- Mr. Ladd
- Mr. Rosen
- Mr. Tracy
- Mr. Cartwright
- Mr. Jones
- Mr. Leonard
- Mr. McCoy
- Mr. McGuire
- Mr. Mohr
- Mr. Nease
- Mr. Quinn Tamm
- Mr. Waikart
- Miss Gandy
- Mr. English, 5627
- Records Section
- Pers. Records Sec.
- Reading Room
- Mail Room
- Mrs. Chisholm
- Miss Lurz
- Miss Pitts
- M

- See Me
- Send File
- For Appropriate Action
- Prepare Reply

F. Y. I

Mr. Tolson.....
Mr. Clegg.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Egan.....
Mr. Gurnea.....
Mr. Harbo.....
Mr. Mohr.....
Mr. Pennington.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....
.....

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/25

L. B. Nichols
L. B. Nichols
Room 5640, Ext 691

The Attorney General

November 4, 1948

Director, FBI

318

RECORDED - 98

I thought you might be interested in the attached photograph, which was taken on the occasion of your appearance on October 15, 1948, in Denver, Colorado, when the Communists organized a picket line.

Enclosure

LBN:hmc

G. L. R. #7

NOV 4 5 57 PM '48
RECEIVED FBI HQ ROOM
F. B. I.
U. S. DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

6

Handwritten signature/initials

SENT FROM D. O.

TIME 12:35

DATE _____

BY _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RD

Federal Bureau of Investigation
United States Department of Justice
518 Railway Exchange Building
Denver, 2, Colorado
October 27, 1948

④
John ...

PERSONAL

Mr. D. M. Ladd
Assistant Director
Federal Bureau of Investigation
Ninth and Pennsylvania
Washington, D. C.

T. ...

Dear Micky:

John ...

I thought you might be interested in the attached news photo of the Attorney General which was taken at the time he made a political appearance in Denver on October 15. As the Bureau was advised, the meeting was picketed by approximately two hundred pickets, most of whom are connected with either the Communist Party or the Progressive Party. The audience I am told consisted of approximately one hundred and fifty.

The individual slinking up in the background is our estimable United States Attorney MAX BULKELEY.

This photo was given me by the newspaper photographer and I thought I would send it on to you for your own edification and any action that you might feel appropriate.

Very truly yours,

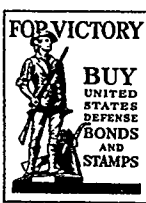
R. P. Kramer
R. P. KRAMER
SAC

Production
2-11-48
Enclosure

INDEXED - 98

RECORDED - 98

162-72900-219
IF B H
34 NOV 5 1948



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DATE 6/12/83 BY SP-8 (R) J20

CRIME REC.



OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

TO

OFFICIAL INDICATED BELOW BY CHECK MARK

(Handwritten circled number 9)

- Mr. Tolson _____ ()
- Mr. Clegg _____ ()
- Mr. Glavin _____ ()
- Mr. Ladd _____ ()
- Mr. Nichols _____ ()
- Mr. Rosen _____ ()
- Mr. Tracy _____ ()
- Mr. Gurnea _____ ()
- Mr. Harbo _____ ()
- Mr. Mohr _____ ()
- Mr. Nease _____ ()
- Miss Gandy _____ ()
- _____ ()

Why not send Clark a copy.

(Handwritten initials)

- See Me _____ ()
- Note and Return _____ ()
- For Your Recommendation ()
- What are the facts? ()
- Remarks:

**ALL INFORMATION CONTAINED
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DATE ~~8-8-83~~ BY SP-8 BTJ/RLP**

6/13/83

62-73

ENCLOSURE





IN REPLY, PLEASE REFER TO
FILE NO. _____

United States Department of Justice
Federal Bureau of Investigation
914 Johnston Building
Charlotte 2, North Carolina
November 4, 1948

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn	_____
Mr. Nease	_____
Miss Gandy	_____

PERSONAL AND CONFIDENTIAL

Director, FBI

2 mmp

RE: TOM C. CLARK
ATTORNEY GENERAL OF THE
UNITED STATES

Dear Sir:

Special Agent ROBERT S. MOORE, a resident agent in Asheville, North Carolina, advised that on November 3, 1948, Mr. CHARLES R. PRICE, United States Marshal, Western District of North Carolina in Asheville, confidentially told him that definite plans are under way for Mr. TOM CLARK, Attorney General of the United States, to be given a judgeship, possibly on the Supreme Court or Circuit Court of Appeals, and for Mr. LAMAR CAUDLE, Assistant Attorney General, to be designated Attorney General of the United States.

It should further be noted that Mr. J. PAUL TEAL, Jr., Chief Deputy Marshal, Western District of North Carolina in Asheville, is head of the United States Deputy Marshals' Organizations in the United States. Therefore, that office is usually well informed on matters of local and national interest within the Department of Justice.

Very truly yours,

Charles W. Brown
INDEXED - 28
RECORDED - 28
62-72944
F B I
12 NOV 16 1948

APPROPRIATE AGENCIES
ADVISED BY ROUTING
SLIP(S) OF *declass*
DATE *6/18/83* *efj*

67-131
RSM:GGR

51 NOV 24 1948

DECLASSIFIED BY *SP-8 BTJ/jaw*
ON *6/13/83*

RECORDED 319

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

URGENT

TO: COMMUNICATIONS SECTION.

DECEMBER 4, 1948

Transmit the following message to: SAC, DALLAS

T. C. ...

ADVISE BUREAU SWITCHBOARD BY PHONE ATTORNEY GENERAL'S ARRIVAL TIME
IN WASHINGTON

HOOVER

RFC:ccw.

G.I.R. 2

RECORDED - 33
EX-13

62 72 147 - 321
DEC 11 1948

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

COPY DESTROYED
150 NOV 10 1964

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DATE 6/13/83 BY SP-8BTJ/RLS

SENT VIA _____

11:11 AM Per _____

OFFICE OF
THE ATTORNEY GENERAL



zm

DEC. 15, 1948

U1

g-1

MEMO FOR MR. NICHOLS

Tom Clark

The Atty. Genl. has asked me to get a current address on Mr. E. B. ~~Knudson~~, formerly a Passenger Agent with TWA, at Albuquerque, N.M. I have contacted the Airlines company itself but they say he left their employ July 20, 1944, and they have no record of his present address. I have also written to an address we found in the phone book: 427 No. Hermosa Ave., Albuquerque, N.M., but had no reply from that.

Would you be good enough to ask one of your agents in that vicinity to make a couple calls for us to determine correct address now?

Many thanks INDEXED - 135

*Miss O'Leary
Adm. Serv.*

Alice

RECORDED - 135
Donnell

62-72944

322

SEARCHED

53 DEC 1948

FEDERAL BUREAU OF INVESTIGATION

Division Four

12/4 1948

_____ Director, 5633
 _____ Mr. Tolson, 5744
 _____ Mr. Ladd, 5734
 _____ Mr. Clegg, 5256
 _____ Mr. Glavin, 5517
 _____ Mr. Harbo, 7641
 _____ Mr. Fletcher, 1742
 _____ Mr. Nichols, 5640
 _____ Mr. Rosen, 5706
 _____ Mr. Tracy, 4130 IB
 _____ Mr. McGuire, 5640
 _____ Miss Gandy, 5633

_____ Mr. Logue, 5263
 _____ Mr. Donohue, 4724
 _____ Fugitive Desk, 5720
 _____ Lab. Night Sup'r. 7619
 _____ Movement Section, 5266
 _____ Leave Clerk, 7623
 _____ Reading Room, 5531
 _____ Mail Room, 5533
 _____ Coding Unit, 4642

Handwritten initials and scribbles

Mr. Tolson.....
Mr. Clegg.....
Mr. Glavin.....
Mr. Ladd.....
Mr. Nichols.....
Mr. Rosen.....
Mr. Tracy.....
Mr. Egan.....
Mr. Gurnea.....
Mr. Harbo.....
Mr. Mohr.....
Mr. Pennington.....
Mr. Quinn Tamm.....
Mr. Nease.....
Miss Gandy.....

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 RJS/MP

Handwritten signature and initials

Teletype Unit
 Room 5644, Ext. 687

W

R

J. Cartwright
5636

Tom Clark

Mr. Tolson	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn	.....
Mr. Nease	.....
Miss Gandy	.....

JHC

FBI EL PASO

12-15-48

7-35 PM MST

DIRECTOR

ATTN MR ~~OSKIN~~ CARTWRIGHT

U R G E N T

E. E. KNUDSON, INFO. ~~CONCERNING~~ CONCERNING. RE TELEPHONE CALL FROM INSPECTOR CARTWRIGHT THIS DATE. KNUDSON PRESENTLY PASSENGER AGENT FOR CONTINENTAL AIRLINE, ALBUQUERQUE, NM, AND RESIDES AT FOUR TWO SEVEN NORTH HERMOSA AVENUE, ~~ALBUQUERQUE~~ ALBUQUERQUE.

END

9-38 PM OK FB I WA OVM

T

RECORDED - 135
INDEXED - 135
EX-49

BROWN

162-72744-323
DEC 21 1948

216
53 DEC 29 1948
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RL

SALE

323
61

Office Memorandum • UNITED STATES GOVERNMENT

ECK:SO

TO : Mr. Nichols *en*

FROM : M. A. Jones *md*

SUBJECT: ~~RAMSEY CLARK~~
SON OF ATTORNEY GENERAL
SPECIAL TOUR

DATE: 12/23/48

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

T. Clark

In accordance with instructions, SA Kemper of this section took Ramsey Clark and two of his young friends on a special tour of the Bureau. The tour covered the Director's reception room, tour rooms, and the laboratory. The party only had 45 minutes as they had another engagement. Mr. Clark was very appreciative and said that he had been in on tour many times but that it became more interesting with each visit. *en*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY 88-8 BJS/RU

50 JAN 5 1949

RECORDED - 112

INDEXED - 112

EX-109

162-7271-324
H
19 DEC 29 1948
W

OFFICE MEMORANDUM - UNITED STATES GOVERNMENT

TO : Mr. Nichols

DATE: 12-27-48

FROM : M. A. Jones

SUBJECT: BROADCAST BY ROBERT LEWIS, CBS, 11:15, DECEMBER 26, 1948
BIOGRAPHICAL SKETCH OF DIRECTOR AND ATTORNEY GENERAL CLARK

The program, which is under the heading of "News Makers," is a sustaining one, there being no commercial. The first biographical sketch was given by an announcer by the name of Bob Nichols and dealt with Tom Clark. The second portion was by announcer Robert Lewis and was on the Director.

I. THE DIRECTOR'S SKETCH

Lewis made the following points during the course of the broadcast:

1. That the Director needed no introduction because in five months he will have served in the same job a quarter of a century. Lewis said this was a record in Washington, D. C.

2. The Director was born in Washington, D. C., and he attended school here and upon leaving law school went into the Department of Justice.

3. That the Director advanced very fast and in two years he was Assistant Director of the old Bureau of Investigation.

4. That whatever success the FBI has had has been through Director Hoover's efforts.

5. That at 29 years of age, Director Hoover was appointed by Harlan Fiske Stone as Head of the Bureau of Investigation, which at that time had only about 900 employees. The FBI has grown until at the present time there are 14,000 employees.

6. That the FBI is an investigative organization gathering evidence for the Department of Justice. That it does not have the political power that so many police agencies have in other countries and certainly that there is no fear of its becoming a Gestapo under the Director.

7. That the Director wants nothing to do with a national police and feels that the problem should be handled by cooperation on a local level.

8. That the Director has been criticized and that he was first criticized when he re-organized the old Bureau of Investigation and made advancement depend on achievement rather than the old policy of political appointments.

EX-125 RECORDED - 93 168-41-14-325

F B I
JAN 22 1949

INDEXED - 96

ECK:ecb

ALL INFORMATION CONTAINED

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DATE 6/13/83 BY SP-8 BTJ/QU

ORIGINAL COPY FILED IN

9. That no great scandal had ever touched the FBI; that nearly every school boy in the country plays G-man and is familiar with Mr. Hoover's theme that crimes do not pay.

10. He stated that the Director knew his Agents first-hand and he gave the dying words of SA Baker, "Tell Mr. Hoover I did my best."

11. That Director Hoover was hard to know personally; that he seldom if ever holds a press conference and that he is never available for further comment.

12. Reporters have come to know him as a permanent fixture here in Washington.

II. SKETCH ON THE ATTORNEY GENERAL

The following comments were made about Attorney General Clark:

1. That he is the easiest member of the cabinet to get on the phone and is a very friendly person.

2. Nichols described how he visited Clark's office; how magnificent it was with red carpets and over-stuffed furniture; how Clark came out to meet him and said, "Hello, Bob," and then proceeded to put his feet on the desk. He said Clark was a genius at making friends and always called people by their first names.

3. He said that Clark uses a private office in the back of his large office to do most of his work and that he generally puts in a 12-hour day. He said that Clark said, "I work long hours because I'm not as smart as other people."

4. He said that Clark had worked hard for President Truman and told Bob Nichols that Truman was "a great little guy." He cited figures on Clark's work in war fraud cases and anti-trust cases and noted the fact that Clark had argued many cases before the Supreme Court.

5. He pointed out that Clark had entered the Department of Justice in 1937 in the Anti-trust Division and that in May of 1945, had succeeded Francis Biddle. He said that big business had initially feared Clark but he had made the statement that there would be no witch-hunting as far as business was concerned.

6. Clark has the democratic view in regard to the racial problem and that he resigned from the Bar Association because they would not accept Negroes.

7. Nichols then discussed the espionage case and said that Clark had said that it was not true that the Department had tried to

prevent indictments in espionage cases to save the administration. He pointed out that Clark likes solid evidence and likes to have the real goods on the birds. Clark told Nichols that Mrs. Bentley had not produced anything of value.

RECOMMENDATION:

It is recommended that the attached letter to Lewis be sent.

OFFICE OF
THE ATTORNEY GENERAL



Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

JAN. 28, 1949

Tom Clark

MISS GANDY:

THE ATTORNEY GENERAL HAS ASKED ME TO GET A LARGE PICTURE LIKE ATTACHED, SUITABLE FOR FRAMING.

I HAVE TALKED WITH THE PEOPLE AT THE STAR AND THEY TELL ME WE MAY HAVE THE NEGATIVE IN MARCH; RIGHT NOW IT HAS BEEN SUBMITTED IN THE PHOTO CONTEST SO WE CAN'T USE IT.

WILL YOU PLEASE ASK YOUR PHOTOGRAPHER HOW MUCH HE THINKS HE COULD DO IN WAY OF PHOTOGRAPHING THIS PHOTOGRAPH?

Many thanks.

Alice O'Donnell

(Alice O'Donnell)

RECORDED - 157

62-72944-326

Enlargement sent to
FEB 8 1949

Mrs O'Donnell 1-28-49
H/S

110

Speaking The Public Mind

(Note—Letters to The Times editor must not be longer than 350 words. Sign name and give address.)

RESENTS ATTACK ON ATTORNEY GENERAL

Editor, El Paso Times
I think the asinine bombast, reported to have been made by Bascom Giles against Attorney General Tom Clark is about the most ridiculous thing I've heard in a long time. Calling Clark a traitor to Texas for his action re the tide water case. He should remember that Tom Clark was appointed to represent the people of the United States, not Texas alone. His suggestion that Clark should have resigned is another perfidious statement.

What good would Clark's resignation do Texas? Another attorney general would be appointed in his place, who would accept the job in a rancorous attitude, which would not be of any appreciable benefit to the state's cause.

It is probably best that all the people of the country benefit from the income in the tide water instead of a few oil millionaires in the various states. I think for a long time the Government has been putting up all expenses with in the tide water area, dredging the Gulf canal and maintaining the necessary operations for shipping. It would not be very long until some of the State's Righters would be charging the Government to enter the ports along the coast. Then the next thing would be they would request control of the air above the various states.

It's time for the courts to get many such things clarified, and Congress should add some new amendments to our obsolete constitution.

Mr. M. Edwards
Socorro, N. M.

- Mr. Tolson
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols *✓*
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn
- Mr. Nease
- Miss Gandy

92-1

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DATE 6/13/83 BY SP-8 BTJ/ML

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53 MAR 17 1948

THE EL PASO TIMES

53 MAR 25 1948

DEC 29 1948

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lc



TOM C. CLARK, the Attorney General of the United States, is one of three Cabinet officers who worked their way up through the ranks. A Texan, he first came to Washington to work with the Department of Justice in 1937. He was assigned to handling Government life insurance cases and his salary was \$5,000 a year. Next he was moved into the newly organized wage-and-hour unit of the Anti-trust Division. He tried cases all over the country and attracted the attention of the White House. After Pearl Harbor, President Roosevelt assigned Clark to help the Army move 125,000 persons of Japanese origin from the West Coast. A stick of dynamite was found under a house in which Clark had been living in Los Angeles, and police said it was an attempt on his life. Later Clark prosecuted two Nazi spies behind closed doors in New York. Both were hanged. President Truman promoted the energetic, friendly Texan to Attorney General a month or so after he himself moved into the White House.

Clark was graduated from Virginia Military Institute and the University of Texas Law School.

G. V. R. - 7,

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60 FEB 25 1949

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DATE 6/13/83 BY 88-8 BTJ/RL

Washington Post
1/20/49

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: January 13, 1949

FROM : SAC, Philadelphia

SUBJECT:

GOVERNMENT TRANSPORTATION REQUEST

There is enclosed herewith the carbon copy of Request #J 522,499. This request was issued by SA JAMES L. KIRKLAND on January 10, 1949, for transportation to be furnished Attorney General TOM C. CLARK between Philadelphia and Washington, D. C., on the following day. Mr. CLARK's transportation had been previously arranged in Washington for his return to Washington on January 10th, but due to circumstances beyond his control Mr. CLARK was unable to perform this travel until January 11th. It was therefore necessary that Agent KIRKLAND issue the attached GTR for Mr. CLARK's travel.

JLK:MO
Enclosure

*Enclosure to Mr. At
Shatchett 1-19-49
from Philadelphia
1949*

RECORDED - 108
EX - 28

62-72944-327
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JAN 26 1949

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ALL INFORMATION CONTAINED
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DATE 11/3/83 BY SP-8 BTJ/2U

From
THE ATTORNEY GENERAL
 to
 Official indicated below by check mark

Mr. Tolson	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Egan	✓
Mr. Gurnea	✓
Mr. Harbo	✓
Mr. Hendon	✓
Mr. Pennington	✓
Mr. Quinn	✓
Mr. Nease	✓
Miss Gandy	✓

- Solicitor General
- Assistant to the Attorney General
- Executive Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
 - Alien Enemy Control Section
 - Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
 - Liaison Officer, Immigration and Naturalization
- Administrative Assistant
 - Division of Accounts
 - Division of Communications and Records
 - Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information

- Mr. Brown
- Col. Naramore
- Mr. Hyatt
- Mr. Coblenz
- Miss O'Donnell
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Mrs. Willey
- Mrs. Burke
- Mrs. Kelly

MEMORANDUM

Miss Gandy:

May we have 5 glossy prints made of this photograph of Mrs. Clark, with the perforated printing removed, or cut off up to that point. I am attaching a negative which was made from this picture which may be more useful. Would like the head to appear about the size it is on the proof.

S. Doyle

S. Doyle
 AG's office
 Ext. 44, Room 5110

I called Miss Alice O'Donnell of the Attorney General's Office and told her that the photograph and negative which were attached bore the perforated printing "Property of Harris and Ewing, Washington, D. C." and that it was absolutely illegal for anyone to reproduce such a photograph. Miss O'Donnell asked me to return the negative and photograph to her which I have done.

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 EX-59

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WV

THE ATTORNEY GENERAL

February 21, 1949

Director, FBI

I am transmitting herewith a copy of a communication received from Honorable H. Sam Priest, President of the Board of Police Commissioners, St. Louis, Missouri, which I thought you might be interested in reading.

J. Edgar Hoover

Enclosure

SENT FROM D. O.
TIME 11:30 PM
DATE 2-24-49
RT

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U. S. DEPT. OF JUSTICE

RECEIVED - DIRECTOR

FEB 21

Handwritten signatures and initials, including "B" and "J. Edgar Hoover"

WIN:SO

- Mr. Tolson
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Mr. Gandy

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DATE 6/13/82 BY SP-8 RJS/PL

THE ATTORNEY GENERAL

February 24, 1949

Director, FBI

Tom C. Clark

* Attached is a copy of an editorial entitled "The Loyalty Check," appearing in the Ohio State Journal on February 7, 1949, which I thought you might like to read.

Attachment

SENT FROM D. O.
 TIME 4:00
 DATE 2-25-49
 BY [Signature]

RECORDED - 51
 INDEXED - 137

62-7294

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 FBI 330

EX-16

[Handwritten signature]

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 FBI
 12 50 PM '49

WN:SO

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

[Handwritten initials and date 1949]

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 DATE 4/13/83 BY SP-8 BTJ/RL

FOR RELEASE UPON DELIVERY

Mr. Tolson	✓
Mr. Clegg
Mr. Glavin
Mr. Ladd	.....
Mr. Nichols	✓
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

ADDRESS

By

TOM C. CLARK

Attorney General of the United States

Prepared for Delivery at

A WASHINGTON'S BIRTHDAY PATRIOTIC RALLY

Under the Auspices of

THE CIVILIAN MILITARY MANPOWER COMMITTEE

G. I. R. - 7

14th Regiment Armory

Brooklyn, New York

8:00 P.M.

February 21, 1949

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Page 3
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63 MAR 14 1949

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DATE 6/12/83 BY SP-8 RTO/24

CRIME REC.

It is entirely fitting and proper that this vast outpouring of Americans be here assembled in a noble and patriotic cause. It demonstrates that democracy's arsenals -- of which this 14th Regiment Armory is one -- serve as peaceful, friendly meeting houses where our problems can be freely discussed.

We know what is taking place today in some parts of the world, but here in America it is, indeed, heartwarming, satisfying and reassuring that we can carry on such great gatherings under the auspices of Civilian Committees. It is tremendously significant that our security rests not alone upon the military forces, but also upon loyal civilian activity.

This stirring manifestation of loyalty is appropriately placed on the eve of George Washington's birthday, and during the observance of Brotherhood Week, as well as National Security Week.

The immortal Washington was well aware that this Nation -- only an infant among nations in his time -- would become the Father of the World. Upon relinquishing the Presidency he uttered these prophetic words:

"With God's help I have lived to see the United States as one great whole -- a nation which may bid defiance in a just cause to any power on earth."

Here we are today of various strains and various faiths, united in a common devotion to keep aflame liberty's torch that he and his comrades lit in our own beloved land.

As we observe his birthday, it is well for us to pause and recall that the Father of our country in his time also faced perplexing, burning problems similar to those which confront us now.

We can all profit by emphasizing that in those early years, enemies both from without and from within beset the new Republic --- just as it is happening today. Too true, history in a way is repeating itself.

The powerful nations of the world then stood ready to prey on our commerce, to stifle our economic growth, and to grab our territory.

In a message to both Houses of Congress in 1789, Washington pleaded for an - "EFFECTIVE SYSTEM FOR THE MILITIA OF THE UNITED STATES." In terms that precisely fit our present situation, he said: "It is unnecessary to offer arguments in recommendation of a measure, on which the honor, safety, and well-being of our country so evidently and so essentially depend."

Then it was the militia --- soldiers on foot. Today, along with mechanized troops, it is the Navy and the Air Force.

More particularly, Washington urged for unity among his people. Divisive elements tore our land with inward strife. State was jealous of State, faith clashed faith, and race persecuted race. Those were really dark days in the life of the infant Nation.

Like a poisonous fog, intolerance and bigotry pervaded the land. Avaricious men grew fat on the miseries of their fellow men.

A great statesman, as well as a great general, Washington realized that the young Nation could grow in strength and take its place among the other nations only if these destructive elements were conquered.

He feared what was happening; therefore, he admonished his countrymen. He pointed out how small are the differences that form the basis for misunderstandings and conflict. He emphasized that love for and pride in our country must rise above selfish personal interests.

Yes, we Americans do possess this precious heritage that now unites us -- a legacy that transcends any political, racial, religious or economic difference. Our heritage secures to us the ideals that mankind has longed and searched for since the dawn of time. Cloaked in that priceless possession, we may travel freely, speak our thoughts, worship in our chosen faiths, select our vocations, start our businesses, choose our friends, own our homes, and live undisturbed under the law.

As we look back on history, we fully realize that our democratic form of government is not a mushroom growth. It didn't grow on bushes. It is the result of centuries and centuries of study, struggle, sacrifice and prayer.

Referring to the precious documents, such as the Constitution and the Bill of Rights, which guarantee our freedom, President Truman said:

"With those noble charters to guide us, and with faith in our hearts, we shall make our land a happier home for our people, a symbol of hope for all men, and a rock of security in a troubled world."

Churches, schools, labor and industry, fraternal and civic groups, veterans' organizations, and all other public-spirited organizations and individuals, and particularly such meetings as this, must unceasingly arouse our citizenry to the vital responsibility of maintaining and defending these charters of our liberty.

All of us should become more intimate with democracy, live it, know its needs, learn its meaning and embrace its spirit.

Americans have always had the proud record of being willing and ready in time of war to hasten to their Nation's defense. But too many of us in peacetime have been in the habit of taking our citizenship too much for granted. We have laid it away like an umbrella to use only in bad weather.

Yet in shielding our liberties from the Godless storms of subversion that hurl themselves against our pillars of government we must be careful -- extremely careful -- not to slip into the habits and practices of tyrannical governments.

We must turn the spotlight on those who, without the foundation of fact, point the finger of suspicion against fellow Americans, or revile established cherished institutions.

Name-calling is un-American. Those persons who defame individuals, or segments of our citizens, or smear established institutions are playing into the hands of the vicious subversive who seeks to overthrow our government.

Our priceless freedom of expression must be eternally defended. However, intelligent vigilance is needed in presenting truth against error. The hooded order may be vigilant, but it is far from intelligent. Its hidden-hand and hidden-face activities tend to destroy the very things it pretends to protect.

Some of the things we hear, and some of what we read, aim to furnish a rather low opinion of our country and its public officials. Some think that faults alone should be brass banded.

America is not perfect. All patriotic citizens realize that there is room for improvement in all things that are human. But our country is not standing still. It is on the march forward and continues marching in the direction of peace, liberty and brotherhood under the leadership of that great American, Harry S. Truman. Yes, it has been going forward ever since the first pioneer began hewing a nation out of a wilderness -- and the hopes of a war-weary world rest on that continued forward march.

Let your mind's eye -- like that of a motion picture camera -- scan the history of our country from the days of Washington to the present. Picture

the challenges that we have met and the crises that we have overcome -- panics, depressions, internal strife, wars -- and world wars. Today we continue to forge ahead -- not like a flash in the pan -- but steadily advancing the cause of individual freedom and human dignity. And this, not for ourselves alone, but for peoples everywhere.

America remains a land of unlimited horizons.

Its people have boundless frontiers.

Over a hundred years ago a clerk in the Patent Office in Washington quit his job because he claimed he was wasting his time on a dead art. He was convinced that all the important things had already been invented.

As you know, between that date and the present time more progress has been made in America than was made in all the preceding centuries from the dawn of time. I wonder what that fellow would say if he were alive today, and saw atomic energy in action, or even airplanes zooming in the sky.

No, opportunity is not dead and democracy has not outlived its usefulness. Far, far from it. Our country is the people's democracy -- we must keep it so! And we will keep it so!

In the words of another:

"We must keep it wide and vigorous, alive to need of whatever kind, always remembering:

That it is the needs of the spirit that in the end prevail,

that caring counts;

that where there is no vision the people perish;

that hope and faith count,

that without charity, there can be nothing good;

that believing in the inherent goodness of man we may meet the call 'to strive forward into the unknown with growing confidence.'"

Yes, we have been making progress -- surely, even though sometimes it seems slow -- toward that ideal of justice, liberty, and opportunity for all.

Under the Fatherhood of God, the Creator of us all, we can move steadily toward the goal of universal brotherhood. What we need to remember is the Golden Rule, which is inscribed, not in the law books, but in the hearts of men.

This infinite rule of conduct is really the basis of every outstanding world religion.

As we study history, we all learn the significant fact that whenever and as long as a people practice this Divine-like principle, they are happy and survive. When they cease to make it the guide of both their private and public lives, they perish.

An Anti-God totalitarianism is the opposite of the Golden Rule. It does not care what religious faith it persecutes.

So we have learned that when peoples in other parts of the globe are prohibited to read, write, speak, preach or pray without the consent of a Godless pagan state, basic human rights for humanity everywhere, including the United States, are threatened.

Science has made today's world one neighborhood. Our future is entwined with that of all peoples. The infamous rape of liberty and justice anywhere, whether it be in a Hungarian court or in a hamlet of our own country, is ultimately felt in the capitals of nations, and drags down the people in its evil purpose. In our outrage against Cardinal Mindszenty's trial, we must make certain that we shall never have a Mindszenty trial on our soil. Religious forces will never surrender to tyrannical-armed forces.

The aim of good government is the happiness of all. Justice, therefore, is the concern of all of us.

We long, yes, we pray for peace.

But this must be a peace where individual rights, human dignity and holy aspirations are recognized and protected. That is what all Americans under the leadership of our President are striving to achieve; and with God's help may that bright day dawn in our day and time for all the peoples everywhere on the face of the earth.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. H. B. FLETCHER *HBF*

FROM : J. E. Milnes *JEM*

SUBJECT: TRAVEL OF ATTORNEY GENERAL
MISCELLANEOUS - INFORMATION CONCERNING
(Time of call 8:53 PM)

DATE: March 1, 1949

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

T. C. CLARK

Night Supervisor Albert G. McGrath of the New York Office called. He said that Mr. Leo Cadison of the Department of Justice had called them and informed them that he and the Attorney General were leaving Syracuse, New York, tonight at 11:35 on the New York Central Railroad. They were scheduled to arrive in New York City at 6:10 AM on March 2, 1949. Upon their arrival in New York City they were scheduled to depart at 8:25 AM via American Airlines and would arrive in Washington, D. C. at or about 9:30 A.M. Mr. Cadison was asked if their families were to be advised and he said "no".

I informed Mr. McGuire of the above and at his instructions I attempted to reach Miss Alice O'Donnell of the Attorney General's Office. She called me at 11:05 and I informed her of the above.

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HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTJ/RW

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63 MAR 14 1949 *OV*

EX-46
CHECK RECD.
W

KBE

AN ADDRESS

BY

TOM C. CLARK

ATTORNEY GENERAL OF THE UNITED STATES

Prepared for Delivery

before

THE JEWISH LABOR COMMITTEE CONVENTION

PRESIDENT HOTEL

ATLANTIC CITY, N. J.

FRIDAY, FEBRUARY 25, 1949

6:30 P. M.

G. I. R. - 7

ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 BTJ/RW

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MAR 3 1949

ORINIA
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53 MAR 10 1949 876

It is a pleasure to participate in this second post-war National Convention of the Jewish Labor Committee which is devoting its energies to the happiness of mankind.

Since the dawn of history man has been constantly struggling upward toward the peak of individual liberty.

In the Book of Genesis we read that "the Lord God formed man of the dust of the ground, and breathed into his nostrils the breath of life, and man became a living soul."

This unbreakable link with the Divine has inspired freedom-searching peoples of all creeds and all races throughout the centuries in their ceaseless quest for freedom. Out of the longings, the sufferings, the hopes of the ages, a nation, dedicated to the principle of individual freedom was born and established 170 years ago on this Continent.

When this glorious country -- this haven of liberty -- was being formed, the founding fathers sought to secure once and for all a firm and enduring basis for human liberty. They wanted and demanded guarantees for the sacredness of human personality against the hand of dictatorship and tyranny -- they wanted most of all and demanded guarantees of religious liberty, the right to worship God -- and to worship Him as they pleased.

First the founding fathers looked to England for their model of individual freedom. In that nation, rights were rooted in Parliament. They rejected the English concept because if a Parliament could grant liberties and rights, then, likewise, a Parliament could take them away at will. The guarantee was worthless.

Next they looked to France where the rights of man rested on the will

of the majority. They rejected the French theory of government, because if rights are the gift of the majority, then that majority can take away the rights of the minority -- and this guarantee, too, was worthless.

After surveying the different systems of government, our founding fathers realized that the rights of man stem only from Almighty God -- not from any human power.

And thus with their recognition of this great truth, the sacredness of human personality -- the inherent, inalienable rights to life, liberty and the pursuit of human happiness became a fundamental part of the basic law of the land.

Originating in the Divine, it shall never be taken away by any human power -- here at home or abroad.

Since our beginnings as a Nation, Americans have worked, prayed, fought, and died to attain and maintain her ideals. We Americans today stand steadfast in our determination not to swerve one inch from this noble course.

It is difficult to realize that within only one generation we have fought two world wars that we might pass on to our children and our children's children the freedom we have enjoyed. And also to hold high the torch of liberty to light the way for peoples in darkened areas of the earth.

Natives of all the world have landed here in their search for liberty.

One such citizen, through whose efforts the dignity and worth of labor has received more fully the recognition it deserved, came from Great Britain. The spirit of that dauntless champion of the rights of man in the world of labor is here with us tonight -- it is the spirit

of SAMUEL GOMPERS!

It is comforting to all of us to know that William Green, Philip Murray, David Dubinsky, Matthew Woll, and a host of other labor leaders, backed by millions of workers, are holding high the banner for those who toil -- and are fighting and defeating evil forces that would destroy the very things upon which the worth and dignity of labor depend and prosper.

It is especially encouraging and heartwarming to meet with organizations such as the Jewish Labor Committee. Your organization gives aid to Jewish and non-Jewish labor institutions over-seas. It assists the democratic labor movement in Europe, provides relief for victims of oppression and persecution, and combats racial and religious intolerance here and abroad. Dedicated to these worthy purposes you recognize the inter-dependence of peoples, and the need to keep liberty's flame burning all over the globe. All of us have learned that if the flame is snuffed out in one place, the lights can go out in other places.

We live, move and have our being under the Eternal God whose fatherhood doth encompass us all. We share joy and sorrow, prosperity and poverty. Together we rejoice in the blessings of liberty, or suffer the burdens of slavery. We in this world are all brothers under God.

Labor's educational program, both here and in Europe, to alert its members against every totalitarian ideology, together with your efforts to promote racial understanding and good will, furnish a patriotic example for all of us to follow -- here at home as well as in foreign lands. Yes, the totalitarian would destroy everything dear to us. In essence -- this vicious ideology would, if it could, smash our precious American heritage.

Our democratic form of government, functioning in the spirit of the Declaration of Independence, and of the Constitution with its Bill of Rights, has made it possible for our Republic to achieve the highest standard of living known to civilized man, and to become the wealthiest and most powerful nation on the face of the earth. In saying this, we do not point it out in a spirit of exaltation -- or braggadocio, or in an attempt to overlord other peoples and other nations.

Yet, day and night, subversives are circulating over the earth's surface, attacking the liberty of the people.

It is appropriate, therefore, since we are celebrating Brotherhood Week and National Security Week, as well as the birthday of the father of our country -- that we stress the need for a strong citizenship that will make us safe on all fronts.

In his day, Washington recommended such defenses.

Today, with the same thought, President Truman, our great human rights President, says:

"We can fulfill our obligation of service in the cause of peace only by maintaining our strength. The will for peace without the strength for peace is of no avail,"

The time of this great meeting also comes close upon the birthdays of Thomas Jefferson and Andrew Jackson, those two famous exponents of democracy and brotherhood. The efforts which you are making to promote racial understanding and good will would, I believe, have brought heart-warming satisfaction to our first President as well as to his successors, Jefferson and Jackson.

By written and spoken word, the father of our country missed no opportunity to contribute to the preservation of THE CIVIL AND RELIGIOUS LIBERTIES OF THE AMERICAN PEOPLE.

To the Hebrew congregation at Newport, Rhode Island, he sent a message which, ever since that time, has seemed like a benediction, and a protection. Included in the ever-living words were these:

"THE GOVERNMENT OF THE UNITED STATES - GIVES TO BIGOTRY
NO SANCTION. TO PERSECUTION NO ASSISTANCE."

This bears emphasizing today, especially when we consider our displaced persons program. Some advancement has been made in this humanitarian cause, but much better results must be and will be achieved. It is regretted that up to now only a few thousand displaced men, women and children have landed in the United States. But it is a start. That is a far cry from the 200,000 that are permitted to enter under the law and a much farther cry from the 400,000 that we hope will find a haven on our soil.

Labor is to be commended for the aggressive fight it has made in behalf of those needy persons who were innocent victims of dictators' tyranny. And Mr. Dubinsky and the garment industry deserve high praise for furnishing employment to over 100 skilled workers who were among the first arrivals. I understand the industry seriously needs more of such skilled workers and about 1,000 others are now being processed for this employment.

Labor organizations make the best answer to the distorted anti-American propaganda abroad to belittle the notable achievements of great American trade unions. The communist falsehoods cannot take hold among the peoples of Europe because your magnificent deeds expose and refute their claims.

American labor's support of the Marshall Plan was proof to the worker in Western Europe that communist propaganda was all wrong. Your

establishment of an orphanage in Palermo and a vocational school in Paris, the loaning of generous funds to the Dutch transport workers so that they could re-equip themselves, your contribution to the Labor League for Human Rights, all have combined to bring hope to a forlorn world. Your help has been spiritual as well as material, and your good-neighbor influence has been felt all over Europe. Your answer to communism is better than bombs and bullets.

As we seek to help the displaced persons we must also be unceasing in our efforts to safeguard the civil rights of individuals in our own country. Thus far, we have had to rely upon only a thin thread of statutory authority, consisting of the scattered remnants of civil rights legislation of the post-Civil War period. This law is so vaguely worded that the courts have frequently been reluctant to see it applied to specific situations. Notwithstanding the legal and constitutional difficulties which have confronted the Department, to say nothing of the force of local prejudice when prosecutions have been undertaken, the Department has on many occasions sought to obtain for these statutes, through the courts, both in matters pertaining to individual rights and the rights of labor as a group, a broad interpretation of their application.

The report of the President's Committee on Civil Rights, based upon an exhaustive case-by-case review of the work of the Civil Rights Section, has emphasized the weak statutory tools with which, in this field, the Department has had to work. It recommended, as you know, clarifying and enlarging enactments in respect to the coverage of the civil rights statutes and the machinery for their enforcement, the more important of which have been urged upon Congress by President Truman in his State of the Union Messages to the 80th and 81st Congresses.

Some of you present at this Convention have fought recently on the battle fields of freedom. There you learned that no artificial barriers separated men on the fighting front.

You fought to advance the cause of universal brotherhood and to extend the spirit of the good neighbor to all mankind.

You proclaimed America to the world as an example of what a free society can do for the individual and for a nation.

Never in the history of our country has it been so important that we live up to that example, and point the way to a better world -- one filled with understanding and friendship among men.

In peacetime or wartime, the Godless termites of democracy must find no hiding place in the hearts of our citizens. Our citizens want to send forth into the world rays of good will and happiness for all.

When the liberty and dignity of the individual are everywhere respected and protected, then we will have approached universal brotherhood.

In ancient days, gallant souls in noble succession were unjustly accused, and suffered for their faith. Today, in 1949, not in the distant past, freedom weeps as falsely accused individuals stand before courts -- courts supposed to be tribunals of justice -- from which they receive no justice -- only brutal injustice.

May God grant us the courage and the wisdom to combat these menacing Godless trends and to lead the stricken peoples of the world to justice and lasting peace.

The members of our armed services, who went forth to battle tyranny during the recent world conflict, came from all walks of life.

They were free men fighting for freedom.

We thought they won that fight.

But no, the battle is not ended! All of us must be determined to remain free. Religious faiths, without armaments, will never be supplanted by tyrannical forces bearing arms.

We must never allow communism, or any other subversive activity which makes criminal mockery of individual rights, to get authority over our liberties. Should we do so, freedom would vanish from the earth. And that will never happen as long as free men guard freedom's ramparts.

Yes, we are living in the most tense time in world history.

But we also are living in the most dynamic period of human experience.

History's pages are filled with accounts of nations crumbling in the dust. They took the lower road -- the route that detoured them from God.

We must take the Upper Road -- the high Road that leads to a more abundant life for all mankind -- that road leads to God.

In following the right way, we will reach an era of personal security and abundance such as mankind has never witnessed. We will also have international peace and world happiness.

The technology of this modern age -- this wonderful challenging age -- must advance and serve humanity, not wreck it. Your officials in Washington are determined that atomic energy shall be used for humanity's sake, and hope and pray that it shall never have to be used otherwise.

Builders, not destroyers, Americans will not fail a world yearning for harmony and peace.

With God's help, we will make the land in which we live better and more beautiful because we have been in it. We will make a growing America,

full of golden opportunities, become a country in which those opportunities are realized.

I, too, pray and urge: "Let us 'keep America the refuge of the oppressed, the hope of the despairing, the land of justice and opportunity for all.'"

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

TO : Director, FBI

DATE: 3/14/49

FROM : SAC, Houston

SUBJECT: Attorney General TOM CLARK
Appearance Houston, Texas
April 9, 1949

In the "Houston Post" on Sunday, March 13, 1949, an announcement appeared that the Attorney General would be in Houston on Saturday, April 9, 1949, where he will be the principal speaker at the Founders Day Dinner of the University of Texas Chapter of Delta Tau Delta, national social fraternity.

This will be the first appearance of the Attorney General in Houston other than his appearance here in October, 1945.

In the absence of instructions to the contrary from the Bureau, this office will undertake no action to escort or assist the Attorney General in the absence, of course, of any requests he or his staff may make of me while in Houston.

GNW:NK

G.I.R.-7

EX-125

RECORDED - 119

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37-22

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HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJRW

WAV

MAR 20 1949

871

The Attorney General

February 21, 1949

Director, FBI

Enclosed is the copy of an editorial entitled "Dealing With Juvenile Crime The Swift Way" which appeared in the San Antonio Express on February 13, 1949. I am forwarding it as I thought the cases cited and the observations of the editor might be of some interest to you.

Enclosure

WN:mjp

Tom CLARK

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RL

RECEIVED - DIRECTOR
F B I
U.S. DEPT. OF JUSTICE
FEB 23 9 54 AM '49

SENT FROM D. O.
TIME 4:30 PM
DATE 2-25-49
BY [Signature]

RECORDED - 31
INDEXED - 31

62-72944-333
APR 4 1949

RECEIVED READING ROOM
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FEB 21 6 58 PM '49

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

58 APR 6 1949

COPY PK

OFFICE MEMORANDUM

March 31, 1949

TO : The Director, FBI
FROM : GUY HOTTEL, SAC, Washington Field
SUBJECT : JAHAM

PERSONAL & CONFIDENTIAL

While contacting [redacted] in connection with an official matter on March 31, 1949, [redacted] advised an agent of this office that he had received information to the effect that Attorney General TOM CLARK had informed the newspapers that WHITTAKER CHAMBERS "is a pervert". [redacted] said that on March 23, 1949, newspapermen whose identity he did not disclose, approached Congressmen NIXON, VELDE, and MUNDT of the HCUA, and asked them about the statement made by the Attorney General.

b7D

[redacted] stated that the three Congressmen are incensed, angry, and quite agitated over this matter. They feel that the Department of Justice is going out of its way to discredit and embarrass the Committee. These three Congressmen feel that the Attorney General is deliberately passing this information to the press in order that it will reach the attorneys for ALGER HISS. The Committee feels that the Attorney General should and could be impeached for this action.

The foregoing is submitted for the information of the Bureau, and [redacted] name should be protected as the source of this information.

CJJ:cl
74-94

Directors notation
(Another leak from the Dept. H.)

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) OF
DATE 6/13/83 *ef*

RECORDED - 42 | 62-72944-334

DECLASSIFIED BY SP-8 BTJ/RW
ON 6/13/83

F B I
73 APR 7 1949

60 APR 23 1949

INITIALS ON ORIGINAL - 6

ORIGINAL FILED IN 74-1333-



Office of the Attorney General
Washington, D.C.

John Lyle
W. Nichols

April 6, 1949

T. C. C.

MR. NICHOLS:

The Attorney General, Mrs. Clark, Cong. John Lyle and Mrs. Lyle, will leave Washington on Eastern Airlines Fl. #503 at 9:20 a.m. Thursday, April 7th.

THURS. 7th

They will Arrive Houston, Texas, 2:10 p.m.
Will you please have someone meet the plane in Houston.

They are having a large private plane meet them at Houston. Pilot's name is "Reg" Robin--don't have number of plane.

THURS. 7th

They will land at Austin between 3:00 pm. and 3:30 p.m. to take on three additional passengers.

Same plane will take off for Corpus Christi immediately, arriving Corpus Christi around 5 or 5:30 p.m.

7th - 8th

Remain Corpus Thurs. and Fri.

SAT. 9th

Sat. leave for Houston in private plane.
Res. Shamrock Hotel, Houston.

SUN. 10th

Lv. Houston Sunday morning for Dallas. Time unknown yet.

MON. 11th

Lv. Dallas Mon. or Tuesday for Chicago.

TUES. 12th

Lv. Chicago Tuesday after he addresses Natl. Assn. of Broadcasters at Luncheon Meeting.

Ar. Washington Tuesday night.

RECORDED - 52

100-529-335
32 APR 19 1949

WILL YOU PLEASE ASK THAT SOMEONE MEET THE ATTORNEY GENERAL AT EACH OF THESE CITIES. WHERE TIME IS YET INDEFINITE, PLEASE ASK THE AGENT LEAVING THE ATTY. GENL. TO NOTIFY THE NEXT CITY. We would also like to have the General's arrival time in Washington Tuesday.

Many thanks.

Mellie
Advised to
make and
arrangements
VB

52 APR 27 1949

W. Nichols
3 APR 15 1949

4-6-49
3:05 p.m.

Miss O'Donnell called to advise the AG will leave at 9:20 a.m. tomorrow via Eastern Airlines, flight 503. He will arrive in Houston, Texas at 2:10 p.m. He will have Cong. John Lyle with him, a party of 4 altogether. He would like to have someone meet him.

hmc

4/6/49 - 4:15 P.M.
ASAC Shuman advised
and will handle
JBN
Jm

File

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Mr. Gandy	

[Signature]

44-71744-335

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, San Antonio

SUBJECT: ATTORNEY GENERAL TOM CLARK

DATE: April 15, 1949

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

Attorney General TOM CLARK arrived in Austin, Texas from Houston, Texas at approximately 12:00 noon on Sunday, April 10, 1949 and was met at the Austin Municipal Airport by SAS GEORGE W. H. CARLSON and CLYDE B. JOHNSON. At that time Mr. CLARK had in his party Mrs. CLARK his brother Mr. ROBERT CLARK, his son RAMSEY and several of RAMSEY's fraternity brothers at the University of Texas. Mr. CLARK and his family were taken to the Stephen F. Austin Hotel by the Agents. Every courtesy possible was extended to the Attorney General and his family. Mr. CLARK and his brother departed from Austin at approximately 9:00 p.m. on the same evening for Dallas, Texas via Braniff Airlines. The Attorney General expressed his sincere appreciation for the way the Bureau had assisted him during his visit at Austin.

MPC:cs
66-103

G.I.R.-7

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162-72944-336
 APR 22 1949

887-72

CHAVEZ

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY 88-9 RST/RLW

APR 18 1949

APR 27 1949

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Fletcher *14/37*

FROM : J. E. Milnes *JEM* *Tom*

SUBJECT: TRAVEL BY ATTORNEY GENERAL CLARK
MISCELLANEOUS INFORMATION CONCERNING

DATE: April 12, 1949

Call: 7:10 p.m.

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

SA Orville N. Thomas of the Chicago Division called. He informed me that the Attorney General is scheduled to leave Chicago at 6:00 p.m., Central Standard Time, aboard the Capital Airlines, flight 902, and is scheduled to arrive in Washington, D. C., at 9:55 p.m., Eastern Standard Time. The Attorney General desired his office notified in order that someone would meet him. I immediately informed Mr. R. F. Cartwright in Mr. Nichols Office of the above information.

cc-Mr. Nichols

JEM:mdd

*Ad's chauffeur was advised
& message left for Miss O'Donnell
etc.*

G. I. R. - 7

162-72444
APR 13 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BJS/LL

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

APR 16 1949

TELETYPE

Tom & Clark

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Egan	<input type="checkbox"/>
Mr. Gurnea	<input type="checkbox"/>
Mr. Harbo	<input type="checkbox"/>
Mr. Hendon	<input type="checkbox"/>
Mr. Pennington	<input type="checkbox"/>
Mr. Quinn	<input type="checkbox"/>
Mr. Nease	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

John G. [Signature]

FBI HOUSTON 4-16-49 5 PM CST MFR

DIRECTOR, FBI URGENT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/82 BY SP-8 B/T/10

ATTENTION MR. L. B. NICHOLS

RESERVATIONS MADE FOR ATTORNEY GENERAL, HIS WIFE AND DAUGHTER, TO
 LEAVE HOUSTON FOUR PM, CST, APRIL SEVENTEEN VIA E. A. L. CONSTELLATION
 FLIGHT FIVE NAUGHT TWO, ARRIVING WASH, D. C. EIGHT FIFTYTWO PM, EST
 SAME DATE. A. G. AND PARTY BEING CARED FOR CORPUS CHRISTI AND HERE.
 SHOULD THERE BE ANY CHANGE IN HIS TRAVEL PLANS AND WHEN HE WILL ARRIVE
 WASHINGTON, THE BUREAU WILL BE ADVISED BY TELEPHONE.

162-72944-337
F B I

WILLIS

RECORDED - 142

12 APR 20 1949

END ACK

58 APR 27 1949

607PM OK FBI WASH DC CCW

811-X
called Mrs. Steward 4/16/49 - 6:13 pm cw
4/16 200m WW
46

The Attorney General

April 22, 1949

Director, FBI

Tom^o CLARK 42

I am enclosing a copy of a communication from Mr. William C. Brady, Jr., Chairman of the Board, The National City Bank of New York, New York, New York, dated April 18, 1949, as I thought Mr. Brady's most commendatory remarks might be of some interest to you.

Enclosure

WN:gr

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F B I
U. S. DEPT. OF JUSTICE
APR 22 8 12 PM '49

F. R. I. B.

gr

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62-12944-338
19 APR 26 1949

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. O.
TIME 10:20 AM
DATE 4 23 1949
APR 23 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY 888 BTJ/ML

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, Houston *over letter from 2-24-49*

SUBJECT: ATTORNEY GENERAL, TOM CLARK
ITINERARY

DATE: April 13, 1949

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Clegg	<input checked="" type="checkbox"/>
Mr. Glavin	<input checked="" type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tracy	<input checked="" type="checkbox"/>
Mr. Egan	<input checked="" type="checkbox"/>
Mr. Gurnea	<input checked="" type="checkbox"/>
Mr. Harbo	<input checked="" type="checkbox"/>
Mr. Hendon	<input checked="" type="checkbox"/>
Mr. Pennington	<input checked="" type="checkbox"/>
Mr. Quinn	<input checked="" type="checkbox"/>
Mr. Nease	<input checked="" type="checkbox"/>
Miss Gandy	<input checked="" type="checkbox"/>

Reference is made to the telephone instructions of Assistant Director, Nichols from the Bureau on April 7, 1949 concerning the proposed visit to Texas by Honorable Tom Clark, the Attorney General.

For the Bureau's information, the Attorney General was met upon his arrival in Houston by ASAC, Carl B. Sherman, Special Agent M. A. Ruebright and the writer. This was on the afternoon of April 7. He thereafter departed for Austin, Texas where he was met by the resident agents of the San Antonio office, assigned at Austin. He thereafter flew to Corpus Christi, where he was met by two resident agents of this office assigned at Corpus Christi. He remained there until the morning of April 9, when he returned to Houston. While here, he stayed at the Shamrock Hotel and addressed the National Convention Meeting of Delta Tau Delta Fraternity.

Of interest to the Bureau, the Houston office, through our informant coverage, learned that members of the Communist Party, under the auspices of the Civil Rights Congress, planned to picket the Shamrock Hotel on the evening of Saturday, April 9 during the time that the U. S. Attorney General would be giving his address. This information was recited telephonically to Supervisor George Erwin at the Bureau at 3:05 PM, April 9, 1949. Mr. Erwin was informed that unless advised to the contrary, I intended to confidentially inform the Attorney General of this reported action by the Communist Party. This the writer did at 4:00 PM and true to predictions, there were approximately fifteen individuals who paraded up and down before the hotel from approximately 6:00 to 8:00 PM, carrying placards relating to wire tapping and civil rights matters. The Attorney General appeared most appreciative for being informed of this picketing.

The Attorney General and his party left Houston on Sunday, April 10 at 11:20 AM, proceeding to Austin, thereafter to Dallas, and later to Chicago. The San Antonio and Dallas offices were appropriately notified telephonically to insure their meeting and assisting the General and his party. The Chicago office will advise the Bureau as to the exact time of the Attorney General's arrival in Washington.

There were no difficulties experienced in any of our assistance rendered the Attorney General, and he appeared most friendly and cooperative throughout all of our contacts with him.

There are attached hereto newspaper clippings from Houston and Corpus Christi papers, relating to the Attorney General's addresses.

COPY DESTROYED

Enclosures

150

NOV 10 1964

RECORDED - 32

62-72944-339

23 APR 22 1949

GNW:MFR

cc: San Antonio

cc: Dallas

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 BTW

MAY 2 1949

Democrats Hear Clark Hit Talk Of Depression

Others at \$25,000
Banquet Here Hand
Feuders Blunt Advice

U. S. Atty. Gen. Tom Clark last night contradicted scare talk of another depression with figures on new records in employment and the highest corporate profits in history.

Speaking to nearly 800 at the Jefferson - Jackson Victory Dinner at the Robert Driscoll Hotel he placed "singers of economic blues" in the same category as pollsters.

One hundred thousand more persons were employed in January 1949, than in any other January in our country's history, he said. In February, seasonal month of cold and wintry weather, there were over 38,000 more persons employed than in February last year.

Speaks Of Foreign Policy
Clark spoke of President Truman's foreign policy, saying it is designed to avert war and achieve permanent peace.

Warren Phillips, general chairman of the fund raising dinner committee, said some \$25,000 was added to the party's war chest, augmenting \$41,000 raised in Austin.

The dinner attracted Democrats from distant state points. Among them were National Committeeman Wright Morrow of Houston and Mrs. Henry Wehnert of Seguin, national committeewoman from Texas.

Other speakers at the dinner defended Clark's stand on the tidelands question and offered some blunt political advice. Woodville J. Rogers, San Antonio, and County Judge M. J. Raymond of Laredo, said it is Clark's duty to prosecute cases filed by the federal government.

Clark and Mrs. Clark who arrived here Thursday departed this morning for Houston.

Judge Raymond's Remarks
Judge Raymond, who called himself one of the "little Democrats" that do the party legwork, offered these ideas:

1. Cut out the squabbling and jockeying for personal advantage, settle differences quietly, present a united front like Democrats do in South Texas; 2. Don't make Clark "the goat" in the tidelands fight, "just because he happens to be the chief counsel for the United States Government" in an issue that the courts or Congress will settle anyway.

Raymond said the high command of the party in Texas "should devote more time to unifying the party instead of tearing it to pieces."

"It is high-time for them to come to their senses and patch up their differences," he said. "We, the little fellows, the ones who actually do the leg work, who take the delegates to the conventions and convince them to vote right, who see that the voter goes to the polls and vote; we, the little fellows, are beginning to get fed up on the antics of the leadership of the Democratic Party in Texas."

Rogers, one of the original Texas (See CLARK, Page 12.)

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DATE 6/2/83 BY SP-8 BTJ/RU

10-72944-339

ENCLOSURE

CLARK

(Continued From Page One.)

Truman Democrats, also said he was "sick and tired" of hearing Clark criticized by Democrats for representing the federal government in the tidelands row. He said Clark was just doing his duty.

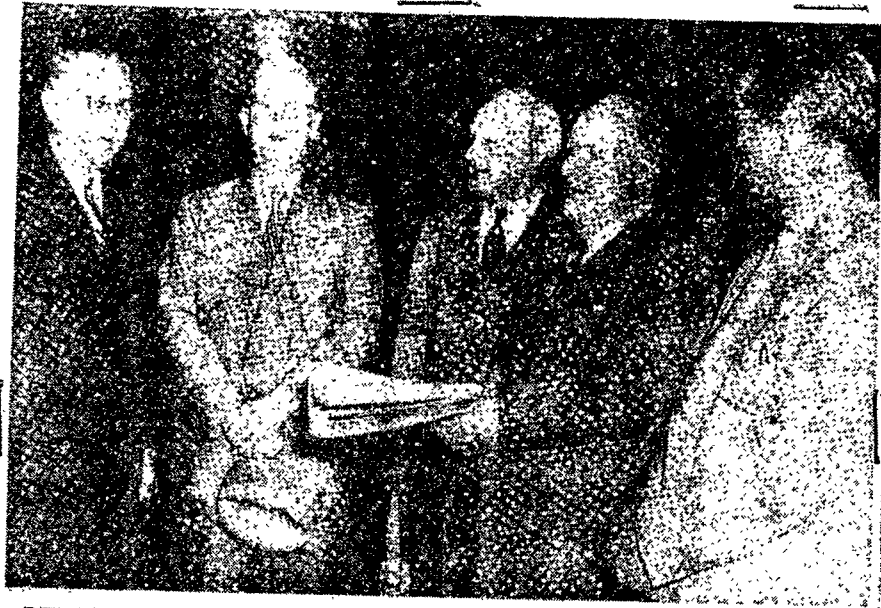
"I want to see Texas retain title to the tidelands but I want the attorney general of the United States to do his duty," said Rogers. All South-Texas Show

The function was an all-South Texas show. An honored guest at the head table was Mrs. Archie Parr, widow of the late political chieftain. Also at the head table and active in organizing the dinner was George B. Parr of San Diego.

Clark made no direct reference to the tidelands issue in his speech. He did say this — whenever he hears vilification of himself he is reminded of the ditty that goes, "to those who talk and talk this motto should appeal: the steam that blows the whistle never turns the wheel."

Judge Raymond made his appeal to end bickering in introducing National Committeeman Wright Morrow of Houston. He urged "all good Democrats to let bygones be bygones, and in the good old American way, have enough sportsmanship to get behind the duly elected committeeman."

Morrow's removal as national committeeman on charges of party disloyalty was urged by the September convention, which recommended Byron Skelton of Temple for the post. Skelton has not been recognized by the national committee.



DEMOCRATIC DINNER GUESTS—Hours before the Jefferson-Jackson Victory Dinner tonight, Democrats from the far corners of Texas gathered here in hotel lobbies to talk informally about party matters. In one group early this morning were Judge C. S. Slatton, Dallas, former Supreme Court justice and now general counsel for the Bell Telephone Co., at left; Courtney Hunt, Haskell, 24th district committeeman; Arch Underwood, Lubbock, John Calhoun, Corsicana, chairman of the Texas Democratic Executive Committee, and Mat Davis, Gilmer, a member of the reception committee for the dinner tonight.

LEADING DEMOCRATS GATHER FOR VICTORY DINNER TONIGHT

By ROY HAGER

The Texas Democratic clan began to gather in Corpus Christi this morning for the Jefferson-Jackson Victory Dinner tonight, 7:45 o'clock, at the Robert Driscoll Hotel.

Clark and Lyle Take Walk

For some gregarious party men it is the second this season, and by no means the last. They attended the Austin conclave recent-

ly and plan to be on hand for the next one.

Atty. Gen. Tom Clark came to Corpus Christi by plane yesterday, along with Mrs. Clark, and Rep. and Mrs. John E. Lyle. The attorney general disclaimed credit for stimulating such interest in the dinner tonight that 595 tickets were sold a week ago and hundreds have been turned away since. Clark is principal speaker tonight.

Out at an early hour this morning, the attorney general and Lyle went for a "two-mile" walk along the bayfront and downtown Corpus Christi.

By the time they returned to the Robert Driscoll Hotel, others were up and about, renewing acquaintances, and talking politics.

Some were "building fences" for future political races, others had "prospects" to show the party. They all had one thing in common—heartily appreciation of the party's good fortune in the recent general election.

Among the early arrivals were John Calhoun, Corsicana, chairman of the State Democratic Executive Committee, Courtney Hunt, Haskell, 24th district committeeman, Arch Underwood, Lubbock, and Judge C. S. Slatton, Dallas, former Supreme Court justice, and now general counsel for the Southwestern Bell Telephone Co.

Reception Defers Dinner
Loyal party members tonight are paying \$25 a plate for the dinner. Many who could not acquire tickets have made contributions to the Democratic Party war chest.

Warren Phillips, general chairman of the dinner, said a booklet, showing who contributes to the party fund, will be published after the dinner. The book will include the guest list and a list of subscribers, he said.

A reception for Clark is scheduled at 8:30 p.m. today on the mezzanine of the Driscoll Hotel. His address to the dinner group will be broadcast at 9:30 on the Texas Quality Network, carried locally by Station KRIS.

Clark Visits Court

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/18/83 BY SP-8 BTJ/LL

Clark Scoffs at Talk Of 'Panic Provokers'



DEMOCRATIC VICTORY DINNER SMILES—U. S. Atty. Gen. Tom Clark (right) and Judge M. J. Raymond of Laredo, flashed big smiles here last night as South Texas Democrats staged their victory feast to augment the party war chest. Clark was principal speaker at the victory celebration. Judge Raymond, in a brief address, warmly defended Clark's stand favoring federal ownership of the rich offshore tidelands. (Caller Staff Photo).

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-13-83 BY 88-8 BTJ/CLJ

About 600 Attend Celebration Here

BY BRUCE PATTON

Scare talk of another depression belongs in the same category as the pollsters' predictions of the last presidential election, Tom Clark, U. S. attorney general told almost 600 persons attending the \$25-a-plate Texas Jefferson-Jackson Victory Dinner last night at the Robert Driscoll Hotel.

Clark praised President Truman's role in recasting the nation's foreign policy. He said that policy was designed to avert war and achieve permanent peace.

"The singers of economic blues and the predictors of dire things are surely short-sighted if they think Texans scare easily," Clark said. "All these panic provokers had to do in order to get the truth about our national economy was to make a simple inquiry."

More than 100,000 persons were employed in January, 1948, more than in any other January in our country's history, he said. In February, seasonal month of cold and wintry weather, there were over 30,000 more persons employed than in February, 1948.

"And last month," he said, "the number of employed increased 479,000."

Clark was principal speaker at the Democratic fund raising dinner, second to be held in Texas. Austin held a similar dinner last month. The third is to be held later this month in Lubbock.

Warren Phillips, general chair-

Clark's Role In Tidelands Row Defended

U.S. Atty. Gen. Tom Clark was warmly defended for his stand favoring federal ownership of tidelands by two speakers at the Jefferson-Jackson Day victory dinner here last night.

They were Woodville J. Rogers of San Antonio—one of the original pro-Truman leaders in Texas—and County Judge M. J. Raymond of Laredo.

Rogers said he was tired of seeing so-called Democrats try to steal the party machinery. Then he said:

"I am also getting sick and tired of Democrats criticizing the attorney general of the United States for representing the United States in litigation. If he has cause of action against Texas it is his duty to prosecute it."

"I want to see Texas retain title to the tidelands. But I want to see the attorney general of the United States do his duty."

Raymond spoke in the same vein about Clark. The Laredo County Judge also introduced Texas National Committeeman Wright Morrow.

In the introduction he said: "It is high time that the leadership of the Democratic Party of Texas stopped this bickering; that they stop their squabbling and that they stop their jockeying for personal

In opening his address, Clark said, in reference to South Texas Democrats—"I know of no other region in the nation that produces a sturdier variety."

"With proper assistance you can make Corpus Christi a hub of the hemisphere. The Democratic Party believes that you here in Corpus Christi want and should

Turn to Page 12, Column 7

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More than 100,000 persons were employed in January, 1949, more than in any other January in our country's history, he said. In February, seasonal month of cold and wintry weather, there were over 20,000 more persons employed than in February, 1948.

"And last month," he said, "the number of employed increased 479,000."

Clark was principal speaker at the Democratic fund raising dinner, second to be held in Texas. Austin held a similar dinner last month. The third is to be held later this month in Lubbock.

Warren Phillips, general chairman of the fund raising committee, estimated the dinner would add \$25,000 to the party's war chest, augmenting the \$41,000 netted at the Austin dinner.

Democrats were here from as far distant state points as Odessa, Lubbock, Beaumont and Amarillo, but it was primarily a South Texas political show.

Pushing the affair were National Committeeman Wright Morrow of Houston and Mrs. H. W. Weinert of Seguin, national committeewoman from Texas.

Ben Connally of Houston, the son of Sen. Tom Connally was among those attending.

A telegram from President Truman, read at the dinner, said: "Our attorney general is thoroughly representative of the kind of public servant Texas sends to Washington when she does her best," the message said in part. "I give three cheers for Jefferson and Jackson, and three more for Tom Clark."

Clark said that the Democratic platform is the blueprint for government in this country.

"The Democratic platform has not been filed away in the cabinet of forgotten political pledges," he declared.

"Our great leaders, Texans and others, are shaping into a living, dynamic reality the progressive plan and program adopted last fall in Philadelphia."

In opening his address, Clark said, in reference to South Texas Democrats—"I know of no other region in the nation that produces a sturdier variety."

"With proper assistance you can make Corpus Christi a hub of the hemisphere. The Democratic Party believes that you here in Corpus Christi want and should

Turn to Page 12, Column 7

or an anonymous one of the original pro-Truman leaders in Texas—and County Judge M. J. Raymond of Laredo.

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"I am also getting sick and tired of Democrats criticizing the attorney general of the United States for representing the United States in litigation. If he has cause of action against Texas it is his duty to prosecute it."

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In the introduction he said: "It is high time that the leadership of the Democratic Party of Texas stopped this bickering; that they stop their squabbling and that they stop their jockeying for personal or political advantage. . . ."

He was cheered when he said: "We, the little fellows, are beginning to get fed up on the antics of the leadership of the party in Texas."

Then, referring to Morrow directly, he said, Morrow did a grand job in the Truman campaign and urged Democrats to "let bygones be bygones and get behind the duly-elected committeeman from Texas."

There were a few scattered boos in the midst of handclapping after that statement.

Among those in the audience was Byron Skelton of Temple, the man the Fort Worth State Convention recommended as its choice to replace Morrow.

CLARK

have assistance in expanding your port into a busier, greater gateway to the world."

Clark praised Senators Tom Connally and Lyndon Johnson. He described Rep. John E. Lyle, who introduced him at the dinner, as "young, courageous and friendly," and "is making his influence felt in the highest councils of the Democratic Party."

Texas today, has opportunity above all else, he said.

"Today there is no limit on what that opportunity can mean to you, to Texas, to the nation and to all the nations which rim this Gulf, the doorstep of Corpus Christi. Your city, little more than an outpost 10 years ago, is representative of Texas progress."

Every time in the nation's history, Clark said, when a crisis developed, "the people rose up and made a Democrat their President."

Critics of the Democratic Party say the party does too much planning, Clark pointed out.

"They imply that we aren't practical. They fail to recognize that 'planning' is a business man's word. Show me a good business man and I'll show you a man who plans for the future. The Democratic Party is the only party which has recognized this and adapted the principles of good business to the affairs of government."

"When our critics scoff at us or shout alarms about us because we are planning for the future, they ignore the fact that the only occasions when we have been plunged into chaos have been those occasions when the government had made no preparation for the future but was operating day to day."

Clark quoted Speak of the House Sam Rayburn as saying:

"I don't know whether there will be a recession in 1949, but I know there is nothing in our fundamental economy except fear to bring about a depression."

"Democrats and Republicans alike," Clark said, "particularly you businessmen, should consider that remark soberly."

Praises Congress

The Democratic party may be justly proud of the 81st Congress, he said.

"We can talk about our party's accomplishment, for today it has progressed further in the adoption of its program than any Congress in history."

He pointed out that by April 17, all appropriation bills but one will have passed the House.

"The economic recovery appropriation will be on the statute books, the rent control act will be in full operation, and the creation of a Department of Defense, with a full complement of under-secre-

tarles and assistants, will be history."

Other speakers at the dinner were Sam E. Wilson, local oil operator; Mrs. E. A. McDaniel, committeewoman of the 27th senatorial district, and E. G. Lloyd, Jr., of Alice, committeeman for the same district.

County Judge M. J. Raymond of Laredo gave a short address, followed by Lyle who introduced Clark. The Most. Rev. M. S. Gariga, D. D., LL.D, bishop of Corpus Christi, led the invocation.

Wright Morrow, national committeeman, also spoke briefly. Toastmasters at the dinner were Warren Phillips and Woodville J. Rogers.

Fraternities In Colleges Praised By Tom Clark

Attorney General Talks to
Delta Tau Delta; Intro-
duced by Jesse Jones.

Fraternity life in American colleges was upheld as a good influence on its members by United States Attorney General Tom Clark of Dallas, in his address Saturday night at the state-wide Founder's Day banquet of Delta Tau Delta at the Shamrock Hotel.

This was the first time the annual affair has been held outside of Austin, where the fraternity's only chapter is located at the University of Texas.

"Delta Tau Delta, I think, has taken the lead among American college fraternities in the matter of liberalizing its views along lines that have heretofore resulted in certain discriminations that have done fraternities no good," said Mr. Clark.

"It has been my observation that fraternity life bestows great benefits upon its participants, this from the standpoint of brotherhood, individual freedom and human dignity."

Praised by Jones

Jesse H. Jones, in introducing Mr. Clark, referred to him as "a very good administrator, one who believes in our way of life and our system of government, one who does not want to remake the world, one who wants legislation to effectively deal with Communism and one under whose administration we have had few complaints about business baiting."

Mr. Jones, only non-member of the fraternity present, referred to the attorney general's job as "more difficult and requiring more tight rope walking than that of any other member of the cabinet."

Maj. Gen. Albert Sidney Johnson of Dallas, who served as toastmaster, was presented the fraternity's Distinguished Service Chapter certificate by John W. Nicholls of Oklahoma City, president of Delta Tau Delta's Western

(See FRATERNITIES, Page 32)

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62-73444-33

Clark Visits State and U. T. Officials

AUSTIN, April 10.—(AP)—United States Attorney General and Mrs. Tom C. Clark visited socially with state and University of Texas officials and wives here Sunday.

At a reception at the Delta Tau Delta fraternity, of which Clark was president in his student days at the university, he shook hands and chatted with guests. They included Governor and Mrs. Beauford H. Jester, university president and Mrs. T. S. Painter, and others.

Earlier, Clark had been honored at a buffet dinner by the fraternity.

There were no speeches, no business scheduled.

Clark was a student at the university following World War I. He received a bachelor of arts degree in 1921 and a law degree in 1922.

The attorney general arrived about noon from Houston where he visited Saturday, Friday night.

he was the honor guest and chief speaker at a South Texas Jefferson-Jackson day dinner at Corpus Christi.

The Clarks planned to fly to Dallas about 9 p. m. They will leave there Monday for Chicago and return to Washington Tuesday night.

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ENCLOSURE

Fraternities In Colleges Praised By Tom Clark

(Continued from Page 1)

division and member of the fraternity's governing body.

Other Awards

John Fry of Anson, Texas, chapter president, presented the annual athletic award to John J. Robertson of Buffalo, N. Y., university trackman. The "best pledge" award went to Billy Penn of Austin, with the presentation being made by the attorney general's son, Ramsey Clark, who last year won this award. The attorney general was president of the Delta Tau Delta chapter in 1922, and his son is active in it now.

The scholarship award was presented to Robert Franklin of Galveston; the Big Brother Award was given to Stephen Mobley of Dallas and the Arthur Ray Memorial Award for the outstanding fraternity member of the year was presented to Silas Ragsdale, Jr., of Houston.

Maurice T. Angly, who with Ralph A. Johnston headed the local arrangements committee, presented a bouquet of red roses, to the Delta house mother, Mrs. Sophia D'neproff.

350 Attend

About 350 members attended the dinner, some 80 of them from the active chapter at Austin. Among those at the head table, other than the participants in the program, were Dr. H. T. Parlin, dean of the college of arts and sciences, University of Texas; Edward Angly, noted newspaper and magazine writer of New York; Hirst Suffield, president of the Houston alumni; and George A. Butler, Houston attorney.

In an interview Saturday afternoon, Attorney General Clark said that "whatever congress does about the tidelands will be quite all right with me."

He said that in filing suit for federal ownership of the marginal sea area he was carrying out his duty as a lawyer for the 48 states and the president in an effort to make the coastal states accede to the Supreme Court ruling in the California case in 1946, giving the federal government "paramount rights" in the marginal seas.



—Photo by Larry Evans, Chronicle Staff Photographer
THE GENTLEMAN WITH THE BROAD GRIN is United States Attorney Tom Clark. He apparently was greatly amused at some incident which Jesse H. Jones is pointing out when the photographer took the picture. The occasion was the state-wide Founder's Day banquet of the Delta Tau Delta at the Shamrock Hotel Saturday night.

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DATE 11/2/83 BY SP-8 BTJ/RW

Beef-Eating Party Chiefs Hear Clark Praise Democrats

CORPUS CHRISTI, April 8.—The national Democratic platform has not been filed away in the cabinet of "forgotten political pledges," Attorney General Tom Clark told Texas party leaders Friday night in their second Jefferson-Jackson Day dinner.

WARREN PHILLIPS of Corpus Christi, general chairman of the fund-raising feed, estimated it would add \$25,000 to the party's war chest, augmenting the \$41,000 netted at the first dinner in Austin.

Texas Clark was the honored guest and chief speaker.

A telegram from President Truman to Phillips praised Clark.

"Our attorney general is thoroughly representative of the kind of public servant Texas sends to Washington when she does her best," Mr. Truman said. "I'd give three cheers for Jefferson and Tom Clark."

CLARK WAS warmly defended for his part in the tidelands dispute by two speakers.

They were Woodville J. Rogers of San Antonio—one of the original pro-Truman leaders in Texas—and County Judge M. J. Raymond of Laredo.

Rogers said he was tired of seeing so-called democrats try to steal the party machinery.

TEXAS DEMOCRATS were here from Odessa, Lubbock, Beaumont and Amarillo, but this was primarily a South Texas political show. Among the co-chairmen for the affair were Representative John E. Lyle of tidelands question. He has been the target of attacks by Texas party members because of the federal government's effort to obtain title to the submerged oil-rich lands which Texas also claims. Clark is the federal government's lawyer in the dispute.

Clark said "when our critics scoff at us or shout alarms about the future, they ignore the fact that the only occasions when we have been plunged into chaos have been when the government had made no preparation for the future, but was operating from day to day," Clark said.

There has been a lot of scare talk since the elections last November about depression, Clark observed.

"ALL THESE panic provokers had to do in order to get the truth about our national economy was to make a simple inquiry," Clark said.

"They would have found that there were over 300,000 more persons employed in January, 1949, than in January, 1948.

"It looks like the depression forecasters are in the same boat with the pollsters.

"If you want to know what the Democrats will do now, if you want to know what the 'fair deal' program of President Truman means today, I will tell you—it means that the Democrats intend to keep our present-day production levels—yes, and multiplying still more in the future.

"WE BELIEVE that by wise, intelligent planning, by bold, courageous action, prosperity can be maintained for a peaceful society.

"We have started building prosperity by developing earning power and buying power at the bottom; we have recognized the folly of concentrating wealth at the top and praying that the wealth will trickle down."

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62-72404-337

EX-101

THE HOUSTON POST
Houston, Texas
4-9-49

**Clark To Arrive Today
For Fraternity Talk**

United States Attorney General Tom Clark will arrive in Houston late Saturday morning. He will speak Saturday night to the Delta Tau Delta fraternity at the Shamrock hotel. Jesse Jones will introduce him.

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THE HOUSTON CHRONICLE
Houston, Texas
4-10-49

Hotel Picketed As Tom Clark Speaks

Members of the Civil Rights Congress from "over the state" picketed United States Attorney General Tom Clark during his speech at the Shamrock Hotel here Saturday night.

Sam Barbaria, Dallas attorney and Civil Rights Congress member, said "about 25 or 30 pickets, men and women, were stationed opposite the Shamrock entrance from 6:45 p.m. to 8 p.m." Some of their signs read: "Investigate the peonage system in Texas," "Investigate the Trenton Case," and "Free the Twelve."

Mr. Barbaria said the latter sign referred to the 12 Communists on trial in New York.

"We feel that the attorney general and the Department of Justice are violating the constitution in persecuting a political minority party and aliens in this country, and we object to Mr. Clark's department jailing people simply for refusing to answer questions about their political beliefs," Mr. Barbaria said.

A Shamrock Hotel official said there were only about 10 pickets stationed in front of the hotel, and that there was no trouble.

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DATE 6/12/88 BY SP-8 BTB/RLS

62-75744-337

75744

Civil Rights Group Pickets Tom Clark

By JIM BRANYAN

The Shamrock hotel was picketed by members of the Civil Rights Congress of Texas Saturday night because the attorney general of the United States, Tom Clark, was there.

THE PICKETS were in front of the hotel, across the street from the entrance, a little more than an hour.

Mr. Clark had a suite in the hotel, having come here to speak to the Delta Tau Delta social fraternity, of which he is a member, in the hotel Saturday night.

SAM BARBARIA, a Dallas attorney who said he represents the Dallas branch of the Civil Rights Congress, said the picket line was formed as a demonstration of opposition to Mr. Clark's policies as attorney general.

The Civil Rights Congress is on the attorney general's list of

subversive organizations, Mr. Barbara said.

"IT SEEMS any organization which stands up for civil rights as guaranteed in the Constitution is put on the subversive list," he said.

"We're opposed to his policy of deporting people apparently for no bad conduct, apparently just for political reasons," he said. "We're opposed to the persecution of minority political parties such as the Communist party in New York. We're opposed to any violations of the Bill of Rights." We think he ought to investigate the peonage system here in Texas."

THE PICKETS formed about 6:45 p. m. and remained in front of the hotel with their signs until about 8 p. m.

Mr. Barbara said they did not

See TIDELANDS
Page 13, Column 1

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DATE 6/16/83 BY SP-8 BTJ/RL

62-70944-339

Tidelands 'Deal' O. K. With Clark

(Continued from Page 1.)

see Mr. Clark. A spokesman for the hotel said he did not think Mr. Clark, who could not be reached for comment, saw the pickets, either.

Mr. Barbara said the pickets included persons from Houston, Dallas, San Antonio and Austin.

THE DELTA TAU DELTA meeting Mr. Clark attended was an informal, closed one, but he talked to reporters at a press conference earlier in the day.

He said that whatever compromise Congress reaches in the tidelands dispute will be all right with him, and he has told the lawmakers that.

Naturally, as a Texan, he did not like filing a suit against his home state and Louisiana on the tidelands issue, Mr. Clark said.

HE ADDED, however, that since the supreme court decision in the California case it has been the opinion of all the lawyers in the justice department that the overall rights to the offshore lands belonged to the federal government.

After that court decision, Mr. Clark said, there was drilling off the Louisiana coast and the lease of land, with bonuses paid, off the Texas coast.

THEREFORE, it was his duty as attorney general to file the suits.

"Texans," said Mr. Clark, "never shirk their duty."

He said a motion on the suits had been set for hearing on April 18, but Louisiana had asked for a delay and he understood Texas would ask for one.

If there is a delay, he said, the motion will probably not be heard until October.

MR. CLARK declined to give his personal opinion on the merits of the tidelands dispute.

He repeated his remarks at the Jefferson-Jackson Day dinner at Corpus Christi Friday night that the Truman administration will put its program through.

"In a general sort of way," Mr. Clark said.

He is sure the Democrats will continue to control Congress if the present Congress is effective and he is sure it will be.

Mr. Clark was asked about civil rights.

HE SAID he was confident Congress would adopt some sort of civil rights program, although not necessarily the complete one recommended by the administration.

The attorney general believes there will be anti-poll tax and anti-lynching legislation.

"I think Texas will repeal the poll tax," he said. "I think it has already repealed it."

AND, HE SAID, he thinks there will be some sort of fair employment practices legislation, he does not believe Congress will adopt "what we in Texas think is F. E. P. C." He foresees a probable study of the issue.

Mr. Clark said the present civil rights legislation goes back to just after the Civil war and should be tightened up.

He was high in his praise of advances made in his home state.

"I THINK THE South and particularly Texas are making more progress with this problem than is being made anywhere else," he said.



KIND WORDS—Jesse H. Jones praised Attorney General Tom Clark, left, Saturday night as a good administrator who believes in "our way of life and system of government." Mr. Jones, incidentally the only non-member present—introduced the attorney general at the Delta Tau Delta fraternity founders day banquet at the Shamrock hotel.
—Staff Photo.

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DATE 6/12/83 BY CP-8 BTJ/RW

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He was high in his praise of advances made in his home state.

"I **THINK THE** South and particularly Texas are making more progress with this problem than is being made anywhere else," he said.

The attorney general said he had dropped wire-tapping provisions from recommendations for a tightened espionage law because of the furor about it.

HOWEVER, HE believes that wire tapping is justified in cases involving sabotage, espionage or subversive activities. Under the present law, information received by wire tapping cannot be divulged.

But it can be used to furnish leads and he will continue to have the F. B. I. use it for that purpose in the three cases mentioned, Mr. Clark said.

He laughed at talk that he would resign in July, quoting Mark Twain on reports of the writer's death: "Highly exaggerated."

"**SOMEBODY MAY** be doing a little wishful thinking," he said.

If Mr. Clark continues in office until the end of Mr. Truman's present term, he will have been an attorney general for nearly eight years—longer than anybody else ever was.

He wants to set that record.

APPROXIMATELY 350 persons attended the Saturday night dinner at the Shamrock. The occasion was the first state-wide observance of Founders' day by the Delta Tau Delta fraternity to be held outside Austin.

Jesse H. Jones introduced Clark. He called him:

"... a very good administrator, one who believes in our way of life and our system of government, one who does not want to remake the world, one who wants legislation to effectively deal with Communism and one under whose administration we have had few complaints about business baiting."

THESE FRATERNITY awards were made:

Athletic, John J. Robertson of Buffalo, N. Y., and the University of Texas; best pledge, Billy Penn of Austin; big brother, Stephen Mobley of Dallas; scholarship, Robert Franklin of Galveston; Arthur Ray Memorial award for the outstanding "Delt" of the year, Silas Ragsdale Jr. of Houston.

THE HOUSTON CHRONICLE
Houston, Texas
4-9-49

Tom Clark to Talk In Houston Tonight

Attorney General Tom Clark who spoke Friday night at Texas Democrats' Jackson Day dinner at Corpus Christi, was in Houston Saturday for an all-day visit.

The cabinet member, former Dallas United States district attorney, will be guest at a luncheon given by Attorney Charles I. Francis at the Bayou Club at 1 p.m. at which a number of distinguished Houstonians will gather.

Attorney General Clark will speak tonight at a meeting of Delta Tau Delta fraternity at the Shamrock Hotel. Jesse H. Jones will introduce Mr. Clark at the fraternity dinner.

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DATE 6/18/83 BY SP-8 BTJ/RU

62-72974-339

Tom Clark Lauds U. S. Foreign Policy

Demo Diners Hear Attorney General

(Picture on Page 1)

CORPUS CHRISTI, April 9. —
(UP)—U. S. Attorney General Tom Clark last night laughed at talk about a coming depression, and praised President Truman's work in reshaping the nation's foreign policy.

Clark, feature speaker at a Jefferson-Jackson Day dinner attended by 600, said the Truman policy was designed to avert war and achieve permanent peace.

Clark blasted "singers of economic blues and the predictors of dire things." They were, he said, "in the same boat with the pollsters."

Morrow Speaks

Among other speakers at the Democratic party fund-raising dinner was Wright Morrow of Houston, national Democratic committeeman from Texas, who warned against a paternalistic government.

Woodville Rogers of San Antonio, leader of the pro-Truman forces in Texas, chided the Democratic party for their criticism of Clark on the tidelands issue.

Doing His Duty

Rogers had told the Democrats that Clark, as attorney general, was only doing his duty and the U. S. Supreme Court should decide who owns the rich offshore tidelands.

In his speech, the attorney general made no mention of the tidelands issue, or his stand for federal ownership of the rich offshore properties.

Texas party members paid \$25 a plate for roast sirloin of beef and redfish, contributing \$25,000 more to the Democratic cash register.

(Clark was expected to arrive in Houston this morning.)

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DATE 6/12/83 BY SP-8 BTJ/UC

44-70400-331



ATTY. GEN. TOM CLARK
The United States attorney general plans to stop briefly in Houston today on his return trip to Washington after addressing a Jefferson-Jackson Day dinner in Corpus Christi last night. He didn't mention the tidelands controversy. (Other details on Page 2.)

FROM
THE ATTORNEY GENERAL
 to
 Official indicated below by check mark

MEMORANDUM

4-8-49

- Solicitor General
- Assistant to the Attorney General
- Executive Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
 - Alien Enemy Control Section
 - Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
 - Liaison Officer, Immigration and Naturalization
- Administrative Assistant
 - Division of Accounts
 - Division of Communications and Records
 - Division of Supplies
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Director of Public Information

- Mr. Brown
- Col. Naramore
- Mr. Hyatt
- Mr. Coblenz
- Miss O'Donnell
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Mrs. Willey
- Mrs. Burke
- Mrs. Kelly

Liss Gandy:

May we please have 25
 prints of the attached photograph
 of the Attorney General? Thank
 you.

Sadie J. Doyle
 Ext. 44

[Handwritten signature]
 Tolson

G.I.R.-7

[Handwritten initials]

RECORDED - 121

121-72944-340

28 35 1949

[Handwritten signature]

[Handwritten initials]

April 18, 1949

Mr. Peter ~~C.~~ Brown
Special Assistant to the
Attorney General
United States Department of Justice
Washington, D. C.

341

Dear Peter:

I have received your note of April 12,
1949, and I want to thank you for sending me the
newspaper article by John ~~Crosson~~ which you
enclosed. It was indeed thoughtful of you to
contact me in this connection.

With kindest personal regards,

Sincerely,

J. Edgar Hoover

WN:rlc *RLC*

RECEIVED
FBI
U.S. DEPT. OF JUSTICE
APR 18 11 50 AM '49

COMMUNICATIONS SECTION
MAILED 7
APR 18 1949 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

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DATE 6/13/83 BY SP-8 BTJ/RU

Handwritten signatures and initials

RECORDED - 52
INDEXED - 52
EX-39

OFFICE OF
THE ASSISTANT TO THE
ATTORNEY GENERAL



4/12

Honorable J. Edgar Hoover —

Here is the column which
I mentioned to you.

Kindest regards

Pete

TOM CLARK

RECORDED - 52

62-72944-341

F B I
APR 26 1949

ENCLOSURE
1-39

39



CITY HALL

By JOHN CROSSON

It's a sore point with a number of touchy Tammany leaders that Mayor O'Dwyer, head of the Democratic party in New York City, has been invited to be a guest of honor at the Wigwam's \$50-a-plate annual dinner May 2 at the Waldorf.

Not that the leaders object to chowing with His Honor. They'd be happy to have him on the dais—even if his free plate cost the organization more than \$50. What they're afraid of is that the banquet's invitation committee has stuck out Tammany's already bleeding chin for a fresh snub from belligerent Bill O'Dwyer.

"They've just given him another chance to take a smack at us," snorted one of the displeased group. "You know darned well he'll ignore the bid. It gives him a fresh opportunity to show that he wants nothing to do with Tammany now."

Things were different back in '45 when O'Dwyer was a candidate for his present job, the speaker recalled. He continued:

"O'Dwyer wouldn't have received his Democratic indorsement then if it hadn't been for the Hall. Was Ed Flynn for O'Dwyer in '45? He wasn't, but it's the Bronx boss who's been getting most of the patronage since. Even Frank J. Kelly, late leader of O'Dwyer's home borough of Brooklyn, was against Bill.

"But we went along like a pack of chumps—and now all we get is abuse. It's high time we stopped letting him use Tammany as a whipping boy. Let's let O'Dwyer learn that he can lose more votes than he can gain by following his present course toward us."



John F. X. McGohey
Groomed for Clarke's post.

Representative Dean Park Taylor of Troy is still under pressure from Gov. Dewey to take over as GOP state chairman. It is reported that Dewey saw Taylor several times last week, but that Taylor was reluctant. If Taylor can't be persuaded, some observers expect Dewey to let the 62 county chairmen pick the successor to Glen Bedenkapp.

District Attorney Hogan, already assured of a Democratic indorsement for a third term, will get the Republican indorsement too, if Gov. Dewey's wishes can swing it. It is believed the Liberal Party will go for Hogan, too. But the American Labor Party will be wasting its breath if it offers Hogan support. He wants no part of that Communist-steered group.

Though U. S. Attorney General Tom Clark has denied he will resign, local Democratic chiefs claim Clark's withdrawal is in the works. And that New York's Democratic State Chairman Paul E. Fitzpatrick will make every effort to get the Attorney Generalship for U. S. Attorney John F. X. McGohey of New York's Southern District. McGohey now is busy with the big job of prosecuting Moscow's top stooges in the U. S., and he would have to complete that trial before going to Washington. Fitzpatrick's claim to the job is based on the fact that New York has no representative in President Truman's Cabinet.

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Hugo Explains Dire Need of Jobs.

While at the capital the touring Tammany leader consulted the Democratic National Committee, visited Attorney General Clark and called at various bureaus, expounding his organization's dire need of jobs.

He received a number of assurances, but no jobs have come through as yet. Still disturbed, the hard-working Rogers resolved himself in a road company and journeyed out to Chicago to learn whether Jay Arvey, the city's Democratic boss, had solved any secrets of procurement.

As might have been expected, this consultation quickly drifted into a session of mutual condolence. Arvey confessed he hadn't been able to snare any federal jobs either. He's still deep in the doghouse for his pre-convention opposition to President Truman.

Rogers' appeal to Washington, of course, may add fresh fuel to his long-time feud with State Chairman Fitzpatrick, over whose head he went. A few jobs, mostly low-paid, have been sprinkled Hugo's way in the past by Fitzpatrick, who dislikes the tireless Tammany leader only slightly less than does O'Dwyer.

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All possible Democratic candidates for governor and lieutenant governor of New York in 1950 will be on hand April 21 when the Democratic State Committee throws its \$100-a-plate dinner at the Waldorf Astoria in honor of Vice President Alben W. Barkley.

It's the idea of the state committee that leaders from all over the state should get a good look at the gubernatorial timber. Those who will be weighed at the affair will include the veteran James A. Farley, Mayor O'Dwyer, Oscar R. Ewing, Mayor Stanley Church of New Rochelle, Charles Silver, Brooklyn Borough President John Cashmore and Mayor Erastus Corning of Albany. Indications are that the shindig will be the biggest in the committee's history.

ENCLOSURE

The Attorney General

April 27, 1949

Director, FBI

342

RECORDED - 116

Pursuant to your conversation with Special Agent William J. McNulty in New York last week, Mr. McNulty cancelled your train reservations for the evening of April 22, 1949. Pursuant to your request, the tickets are being returned herewith.

Enclosure

LBN:hmc

RECEIVED - DIRECTOR
F B I
U. S. DEPT. OF JUSTICE
APR 27 5 57 PM '49

APR 27 5 47 PM '49
RECEIVED R. V. G. ROOM
F B I
U. S. DEPT. OF JUSTICE

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

4-28-49

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP8 BTJ/ED

APR 27 1949

New York, New York
April 22, 1949

Mr. L. B. Nichols:

In accordance with telephone conversation, the enclosed
railroad tickets, also cancelled Pullman tickets, are to be turned over
to the Attorney General.

William J. McNulty
William J. McNulty

TOM CLARK

RECORDED - 118

~~62-72944-342~~

RECORDED

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RU

ORIGINAL

*File
McNulty
4/22/49
[initials]*

RECORDED - 76

62-72944-343

March 30, 1949

Honorable Tom C. Clark
The Attorney General
Department of Justice
Washington, D. C.

Dear Tom:

On March 15, 1949 Collector of Internal Revenue Joseph T. McDonald, Scranton, Pennsylvania, advised Special Agent George R. Tucker of our Philadelphia Office that he had learned from various persons at the Lackawanna County Court House in Scranton that one Edward Lavelle was exhibiting a personal letter which he had received from you. This letter referred to the fact that Lavelle had been in Washington at the time of the inauguration of President Harry S. Truman and on that occasion had danced with Mrs. Clark. That letter also extended the sympathies of your wife and you to Lavelle on the loss of his mother and invited him to be your personal guest in Washington at his convenience.

Mr. McDonald states that because of his high regard for you he thought possibly Lavelle's background should be made available for your information. He characterized Lavelle as "at least eccentric, if he is not a crack pot." He observed that some years ago Lavelle was indicted in Lackawanna County for assault and battery and fled from the area. While away he wrote a personal letter to the then District Attorney and now Orphans' Court Judge James Brady requesting that the charges against him be dropped. Brady wrote him a personal letter in his own handwriting on the District Attorney's stationery advising that he would pigeon-hole the indictment. On receiving that communication Lavelle returned to Scranton, photostated the letter and offered it to Attorney Edward Murphy, the Republican candidate for District Attorney against Brady. Attorney Murphy declined to stoop to Lavelle's level and refused to use that communication in his campaign.

Thereafter, Lavelle was employed as a clerk in the United States Internal Revenue Bureau at Scranton. While employed by the Government, according to Mr. McDonald, Lavelle

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

SENT FROM D. C.
 TIME 10 am
 DATE 5-21-49
 BY [Signature]

36 APR 5 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/ND

was a constant trouble-maker and about 1947 his employment was terminated. For many months after being discharged he harassed the Collector of Internal Revenue with phone calls, letters and threats. He would follow McDonald and make himself obnoxious in public places, surveil his home, and generally cause great mental anguish to McDonald and his family, particularly Mrs. McDonald who was pregnant at the time. As a result Mr. McDonald had Lavelle arrested and confined to the Lackawanna County Jail for a short period of time.

Mr. McDonald stated that Lavelle presently resides at 378 Main Street, Archbald, Pennsylvania, and is unemployed. McDonald is afraid that Lavelle will become a constant source of annoyance to you and should you desire further information concerning Lavelle's character you may wish to contact United States District Court Judge John W. Murphy, Scranton, Pennsylvania and United States Senator Francis Myers of Philadelphia, Pennsylvania.

Sincerely yours,

Note: A check of our files fails to reflect any identifiable information concerning Lavelle.

WN:rms

Mr. Tolson _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Egan _____
Mr. Gurnea _____
Mr. Harbo _____
Mr. Mohr _____
Mr. Pennington _____
Mr. Quinn Tamm _____
Tele. Room _____
Mr. Nease _____
Miss Gandy _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
 FROM : SAC, Philadelphia
 SUBJECT: EDWARD LAVELLE
INFORMATION CONCERNING

DATE: March 21, 1949

On March 15, 1949, Collector of Internal Revenue JOSEPH T. McDONALD, Scranton, Pennsylvania, advised Special Agent GEORGE R. TUCKER that he had learned from various persons at the Lackawanna County Court House, Scranton, Pa., that EDWARD LAVELLE was exhibiting a personal letter which he received from Attorney General TOM CLARK. This letter referred to the fact that LAVELLE had been in Washington at the time of the inauguration of President HARRY S. TRUMAN and had on that occasion danced with Mrs. CLARK. The letter extended the sympathies of the CLARKS to LAVELLE on the loss of his mother and invited him to be their personal guest in Washington at his convenience.

Mr. McDONALD stated that because of his high regard for the Attorney General, he thought possibly LAVELLE'S background should be brought to the attention of the Attorney General.

He stated that LAVELLE is considered to be at least eccentric, if he is not a crack pot. Some years ago LAVELLE was indicted in Lackawanna County for assault and battery and fled from the area. While he was away, he wrote a personal letter to the then District Attorney and now Orphans' Court Judge JAMES BRADY, requesting that the charges against him be dropped. Thereafter, BRADY wrote him a personal letter in his own handwriting on the District Attorney's stationery advising him that he would pigeon-hole the indictment. Thereafter, LAVELLE returned to Scranton, photostated the letter, and offered the letter to Attorney EDWARD MURPHY, Republican candidate against BRADY for District Attorney. McDONALD stated that Attorney MURPHY declined to stoop to LAVELLE'S level and refused to use the letter.

DEFERRED RECORDING *pl*

Thereafter, LAVELLE was employed as a clerk in the U. S. Internal Revenue Bureau at Scranton, Pa. At the time of his employment, he exhibited a letter of recommendation from WILLIAM LYNETT (now deceased) of the "Scranton Times." While employed by the Government, he was a constant trouble-maker and, about 1947, his employment was terminated. For many months after the termination of his employment, he harrassed the Collector of Internal Revenue,

RECORDED - 76

INDEXED - 76

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6-13-83 BY 888 BTJ/RLS

Let to Journal
 GRT:AVM
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62-72944-343

~~62-72944-343~~

APR 1949

Director, FBI

March 21, 1949

McDONALD, with telephone calls, letters and threats, claiming that McDONALD had stolen his letter from WILLIAM LYNETT. During this period of time, LAVELLE would follow McDONALD and make himself obnoxious in public places, surveil his home, and generally cause great mental anguish to McDONALD and his family, and particularly to Mrs. McDONALD who was pregnant at that time. Finally, Mr. McDONALD had LAVELLE arrested and confined to the Lackawanna County Jail for a short period of time.

Mr. McDONALD stated that LAVELLE presently resides at 378 Main Street, Archbald, Pa., and is presently unemployed. Mr. McDONALD pointed out that it is because he is afraid that LAVELLE will become a constant source of annoyance to the Attorney General that he is furnishing this information. He stated that the following reputable individuals know the type of person LAVELLE is: U. S. District Court Judge JOHN W. MURPHY, Scranton, Pa., and United States Senator FRANCIS MYERS, Philadelphia, Pa.

The above information is being transmitted to the Bureau for whatever action is deemed advisable.

SAC, Philadelphia

April 11, 1949

RECORDED

Director, FBI

7-4 - 344

EDWARD LAVELLE

Reference is made to your recent communication advising that Special Agent George R. Tucker had been given information by Collector of Internal Revenue Joseph T. McDonald concerning captioned individual who had a personal letter from Attorney General Tom C. Clark. The background information with reference to Lavelle has been furnished to Mr. Clark and by letter of April 1 he expressed his appreciation for this data and asked that his thanks be forwarded to Special Agent Tucker and to Mr. McDonald for their thoughtfulness in making such data available to him. Please advise Special Agent Tucker that Attorney General Clark appreciates receiving that information and also convey his thanks to Mr. McDonald.

WN:rlc

U. S. DEPT. OF JUSTICE
APR 12 4 59 PM '49

- Mr. Tolson.....
- Mr. Clegg.....
- Mr. Glavin.....
- Mr. Ladd.....
- Mr. Nichols.....
- Mr. Rosen.....
- Mr. Tracy.....
- Mr. Egan.....
- Mr. Gurnea.....
- Mr. Harbo.....
- Mr. Mohr.....
- Mr. Pennington.....
- Mr. Quinn Tamm.....
- Mr. Nease.....
- Miss Gandy.....

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RLS

[Handwritten signatures and initials]

THE ATTORNEY GENERAL
WASHINGTON

April 1, 1949

Tom O'CLARK

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	✓
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

[Handwritten initials and signatures over the routing slip]

Dear Edgar:

Thank you so much for your letter of March 30th, relative to Edward Lavelle.

This man introduced himself to me at the Inaugural Ball. He had come up to Mrs. Clark on the dance floor at the Ball and asked her for a dance, saying he had met her. She thought he was one of the many I had presented to her, but when I came up Mr. Lavelle flushed and apologized. There was no dancing.

He is obviously a peculiar character, as I have received several letters from him since, which are becoming something of a nuisance. Today he approached me at the Kronheim induction ceremonies, again introducing himself. I did not place him but upon finding out his identity was able to "shake him off".

Please thank the agent and Mr. McDonald for the information furnished concerning Lavelle. I greatly appreciate knowing of his background.

With kind wishes,

RECORDED & INDEXED
Sincerely, *62* 72944-344
F B I
cc 12 APR 20 1949
Attorney General

Hon. J. Edgar Hoover
Director
Federal Bureau of Investigation

~~DEFERRED RECORDING~~

P 1

New York, New York
April 29, 1949

Mr. Hoover:

John F. X. ^{*}McGohey

As you know there was recent publicity to the effect that the Attorney General was going to leave the Cabinet effective July 1, 1949. This publicity was followed several days later by a statement from the Attorney General that he did not contemplate leaving the Cabinet.

The column of John Crosson in the New York "Daily News" dated Sunday, April 10, 1949, a copy of which is attached hereto, pursued the line that the Attorney General was going to resign and that United States Attorney John F. X. ^{*}McGohey would replace him.

Agents of this office who are working with the United States Attorney on the trial of the Communist Party leaders have heard that Mr. McGohey was very much disturbed over Crosson's article, and immediately upon being advised of it on the Sunday the article appeared, attempted to reach the Attorney General, and upon his failure to do so, he forwarded a letter to the Attorney General enclosing the article and disclaiming any knowledge whatsoever of a move to appoint him to this position. It is understood that Mr. McGohey further stated in his letter ⁷ that he was ^{entirely} ²⁴⁵

RECORDED - 66

INDEXED - 66

EX-42

6

MAR 5 1949

62-10974

out of sympathy with the tone of Crosson's article, and that he had in no way been consulted relative to the article or the proposed action. It is understood that Mr. McGohey was doubly disturbed in view of the fact that the Attorney General had publicly denied any plan to leave his position.

Edward Scheidt
EDWARD SCHEIDT

From 6 @ Crosson

C.I.R. - 7

*ENCLOSURE
1/11
CX-42*

60 MAY 12 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-13-83 BY SP-8 BTJ/RS

FORWARDED BY N.Y. DIVISION
DATE 4-10-49

ENCLOSURE

345

DATE 6/13/83 BY SP-8 GJM/ML
HEREIN IS UNCLASSIFIED
ALL INFORMATION CONTAINED

Memo

CLIPPING



(Associated Press Wirefoto reprinted from yesterday's last edition)
Baby's father, David Fiscus (seated right), watches rescue attempts

Reds Hail Atom Exper

Moscow, April 9 (U.P.)—An atomic expert and a cosmic-ray researcher stood high on the list of 191 Russian scientists who shared in this year's \$3,000,000 Stalin award, it was announced today. Another top award was won by Moscow University Prof. Serg Latyshev "for experimental searches in the sphere of atomic nucleus." A 200,000 ruble (\$4,000) first prize went to Georgi Latyshev "for experimental searches in the sphere of atomic nucleus."

REDACTED

CITY HALL

By JOHN CROSSON

It's a sore point with a number of touchy Tammany leaders that Mayor O'Dwyer, head of the Democratic party in New York City, has been invited to be a guest of honor at the Wigwam's \$50-a-plate annual dinner May 2 at the Waldorf.

Not that the leaders object to chowing with His Honor. They'd be happy to have him on the dais—even if his free plate cost the organization more than \$50. What they're afraid of is that the banquet's invitation committee has stuck out Tammany's already bleeding chin for a fresh snub from belligerent Bill O'Dwyer.

"They've just given him another chance to take a smack at us," snorted one of the displeased group. "You know darned well he'll ignore the bid. If it gives him a fresh opportunity to show that he wants nothing to do with Tammany now."

Things were different back in '45 when O'Dwyer was a candidate for his present job, the speaker recalled. He continued:

"O'Dwyer wouldn't have received his Democratic indorsement then if it hadn't been for the Hall. Was Ed Flynn for O'Dwyer in '45? He wasn't, but he's the Bronx boss who's been getting most of the patronage since. Even Frank J. Kelly, late leader of O'Dwyer's home borough of Brooklyn, was against Bill."

"But we went along like a pack of chumps—and now all we get is a smack. It's high time we stopped letting him use Tammany as a whipping boy. Let's let O'Dwyer learn that he can lose more votes than he can gain by following his present course toward us."

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John F. X. McGohery
Groomed for Clark's post.

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As might have been expected, this consultation quickly drifted into a session of mutual condolence. Arvey confessed he hadn't been able to snare any federal jobs either. He's still deep in the doghouse for his pre-convention opposition to President Truman.

Rogers' appeal to Washington, of course, may add fresh fuel to his long-time feud with State Chairman Fitzpatrick, over whose head he went. A few jobs, mostly low-paid, have been sprinkled Hugo's way in the past by Fitzpatrick, who dislikes the tireless Tammany leader only slightly less than does O'Dwyer.

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ALL INFORMATION
HEREIN IS UNCLAS
DATE 6/13/83

CLIPPING FROM
CURS
7-20-49
BY N. Y. DIVISION

OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

TO
OFFICIAL INDICATED BELOW BY CHECK MARK

- Mr. Tolson _____ ()
- Mr. Clegg _____ ()
- Mr. Glavin _____ ()
- Mr. Ladd _____ ()
- Mr. Nichols _____ ()
- Mr. Rosen _____ ()
- Mr. Tracy _____ ()
- Mr. Gurnea _____ ()
- Mr. Harbo _____ ()
- Mr. Mohr _____ ()
- Mr. Nease _____ ()
- Miss Gandy _____ ()

Handwritten initials and signatures:
 - Large scribble over Tolson, Clegg, Glavin, Ladd, Nichols.
 - "JLH" written vertically.
 - "JMS" written vertically.
 - "JMS" written horizontally at the bottom.
 - A large signature scribble over the bottom half of the list.

- See Me _____ ()
- Note and Return _____ ()
- For Your Recommendation ()
- What are the facts? ()
- Remarks:

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 BJS/RU

Office Memorandum • UNITED STATES GOVERNMENT

TO : The Attorney General

DATE: April 22, 1949

FROM : *JWA* Director, FBI

SUBJECT: Tom CLARK

*Very fine
Eigar - He
has done a
great job*

I am enclosing a copy of a communication from Mr. William G. Brady, Jr., Chairman of the Board, The National City Bank of New York, New York, New York, dated April 18, 1949, as I thought Mr. Brady's most commendatory remarks might be of some interest to you.

used

Enclosure

KEEP IN F. B. I. FILES

5/4/49 G.F.S.

RECORDED - 66

62-72744-346

INDEXED - 66

17 APR 23 1949

OFFICE OF THE ATTORNEY GENERAL
RECEIVED
APR 25 1949
11

50 MAY 18 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/20

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

AN ADDRESS

BY

TOM C. ^①CLARK

Attorney General of the United States

502

Prepared for Delivery

Before

YMCA - YWCA Banquet

Skirvin Tower Hotel

Oklahoma City, Oklahoma

Thursday, May 5, 1949

6:30 P. M.

G.I.R.-7

62-72744-

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY 88-8 BTJ/RIO

mj
MAY

WZ

To be in Oklahoma is almost as good as to be in Texas. In fact, Oklahoma -- geographically -- is almost in Texas.

For his part in making it possible for me to be here I thank Senator Bob Kerr, whose smile and handclasp are as contagious as good cheer.

You in Oklahoma have gotten the habit of placing in high office people of integrity, capacity and dependability. Your great Governor, Roy Turner, and Bob Kerr, and Elmer Thomas, your senior United States Senator, are examples of the wisdom of your people.

It is always a treat to speak in behalf of Young America -- especially when it concerns a project so important and timely as that of building America's future.

Oklahoma has contributed much to that building since its entry, in 1907, into the Union of States.

Your State and my State of Texas have much in common. We are both blessed with rich and diversified resources -- agricultural, mineral and industrial.

However, our most precious asset is the youth of our respective communities. For without our children our wealth would dissipate like snow before the sun. Our country would soon crumble like the Empires that made gold and power their God.

This gathering here tonight of leading citizens -- men and women workers in the Young Men's and Young Women's Christian Associations -- volunteer recruits in God's work -- is striking evidence that Oklahoma City intends to and shall protect and develop this blessed resource.

And, what is even more important, you realize the responsibility of good citizenship. We can't make the world a world of freedom for all mankind -- a

world of justice and opportunity for all --- unless we in America have made our own country strong and secure.

We must have the assurance that youngsters now growing into maturity, and the oncoming generations, will have a safe and secure nation in which to live, just as our parents and grandparents found and left for us.

The thought of what you are trying to do here in this fund-raising campaign is heart warming. It is an encouraging sign, and I hope your accomplishments will echo and re-echo throughout the country --- from the smallest hamlet to the largest city in this land of ours. I know how badly is needed the additional \$1,250,000 which you have set as your goal. You will surpass even that high ambition. I appreciate fully how vitally necessary are the homes and recreational centers you plan to construct in these modern days and scientific times. In this fast-moving universe, we must train our children to be ready to take hold of the reins in the tomorrow.

As your Attorney General I am sorry to have to tell you that the present picture of crime in the United States is far from good. In fact, I would say it is shocking -- particularly so in regard to the percentage of juveniles involved in law-breaking. As you know, youths running afoul of the Federal law are placed by the judges in the care of the Attorney General.

In a recent FBI report by Director J. Edgar Hoover it is estimated that in 1948 the total number of major crimes reached 1,686,670. This was an increase of 1.3 percent over the 1947 crime statistics.

The arrests numbered 759,698, the highest figure ever recorded in one year. Among these were 115,940 males and females under 21 years of age, or more than 15 percent of the total.

Last year a serious crime was committed, on the average, every 18.7 seconds. At this rate, during my brief talk here about 50 crimes will have

been committed in scattered sections of the country -- the 50
by youths.

In 1948, on the average, 36 persons were murdered each passing day, 255 persons were victims of assault or rape, there were 150 robberies, 436 automobiles were stolen, 1,032 places were burglarized, and in addition there were 2,672 miscellaneous larcenies.

When I assumed my present post in 1945, I visited our National Training School for Boys in Washington. There I found over 600 lads, wards of mine as Attorney General, ranging in age from 12 to 19 years -- all fine-looking fellows. How did they get there? Most of them came from broken homes, slums, underprivileged parents, bad communities, and criminally-crazed gangs. The vast majority of them had started out in life with two strikes against them.

Today, it is comforting to note, there are less than 250 in that institution. This is attributed by those working in this field to the fact that the local communities are awakened to the deplorable situation and are creating wholesome opportunities for growing youth.

On that visit to the Training School, I talked to the boys. One young fellow told me he was to be given parole. He pleaded, "Don't send me back home."

Surprised, I asked, "Why?"

His reply was astounding. He said that his mother ran a house of ill repute and had used him as a chamber maid.

What chance had a boy like that?

I placed him with a service club in another community, and he is making good.

Yes, you would meet all types of youngsters there -- and girls, too, at our institution in West Virginia.

In a case at the latter institution, the girl's home life was a fertile field in which the seed of human wreckage could flourish. It represented a sordid travesty on the type of a home that produces healthy, normal children.

The home had been broken by divorce. The mother had remarried, but the stepfather was so disagreeable to the child that the problem was aggravated rather than cured. The result: a social outcast at 16; a bank robber at 17; and a sentence of 10 years in Federal prison.

Needless to say, she was not a member of the Y. W. C. A.

If every citizen could go through one of these institutions, he would become a crusader for youth opportunity -- just as you are doing here. You recognize the needs of the time, and you are doing the job to meet those needs.

Now, what do you think it costs to maintain one juvenile offender in one of our training schools? It costs \$1,000 a year to keep one boy there. And the statistics on reformation show that about 52 percent of first-time juvenile offenders return to the penitentiary in their adult years.

Two-time teen-age offenders return to prison in later years, in 61 percent of the cases. And 72 percent of the three-time offenders land in prison in later life. Remember, it costs a thousand dollars a year to keep a boy or a girl for a year in an institution.

Here in this big city of approximately 300,000, there are about 40,000 children ranging in age from 8 to 20. It doesn't take a wizard like Einstein to figure out that your goal of \$1,250,000, divided among all the children of this area, amounts to only \$30.00 per child -- merely a pittance to invest

in our youth and in future mothers and fathers of America.

Then divide that \$30.00 by 20 years, the likely life of the buildings, and the investment is only \$1.50 per child.

All we need in the fight on delinquency is an expansion of youth opportunity.

Attempting to lead youths into rich and purposeful living after they are delinquents is not an easy task. It is not only difficult, but more costly and, most of the time, too late.

If every community strengthened the traditional institutions of American life -- the home, the church, the school, and related activities; A YMCA - a YWCA - some boys or girls clubs - summer camps - medical clinics -- then there would be few juvenile problems.

Our trouble is ourselves. We are too busy with our own affairs, particularly accumulating money.

It was Socrates who said: "What mean ye, fellow citizens, that ye turn every stone to scrape wealth together, and take so little care of your children, to whom ye must one day relinquish all."

That was many centuries ago, and still we are faced with the same problem -- the neglect of parents - of communities.

Congratulations to Oklahoma City and the patriotic citizens who are making these splendid buildings possible. Under the new plans they will be most serviceable.

It is fitting and proper that this service be founded on religion. Bring up our children to be religious and they will translate that faith into the words of the Four Freedoms. They will conceive a United Nations - an Atlantic Charter - yes, they will break a blockade.

I am sure Senator Kerr and Governor Turner will agree with me that no legislation is necessary to bring out the spiritual and idealistic qualities in Americans. You cannot legislate morals. But institutions like the "Y" can instill it in the very bones of children.

We can well be proud of our American youth. Only the smallest fraction of the millions of youngsters have fallen from the path of honesty and righteousness. Ours is the opportunity to see that this small fraction is wiped out.

I am happy to say that your program is both a preventative and a cure for such deficiencies. All youth asks of us is our affection, our guidance, and, in our modern, complicated and fast-moving civilization, the meeting of the basic necessity for healthy living, wholesome recreation, good association and surroundings. These cardinal needs of youth will be met in the "Y's" of Oklahoma City.

Let us all put our shoulders to the wheel, and on Victory Day, May 23, we can join together in singing that famed Oklahoma song:

"Oh What A Beautiful Morning!

Oh What A Beautiful Day!"

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Mr. Nease	
Miss Gandy	

[Handwritten signature]

AN ADDRESS

By

TOM C. CLARK

Attorney General of the United States

no 2

Prepared for Delivery

Before the

PRESBYTERIAN SOCIAL UNION

G. I. R. - 7

Southern Hotel

Baltimore, Maryland

Wednesday, May 4, 1949

7:00 P. M.

62-72944

31 MAY 25 1984 ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY JF-8 BTJ/20

[Handwritten signature]

I am, indeed, happy to be with you tonight. That pleasure is increased because your invitation came from Dr. Earle Hawkins -- one who has fought the paralyzing of religion in human affairs and governmental relationships, and thereby is contributing much to the future of his country and the good of his fellow men.

It has given me genuine satisfaction to be associated with him for several years. He has taught me the application of the Einstein Theory -- not of relativity, but of success in life. If A is success in life, then the formula, according to Dr. Hawkins, is: A equals X plus Y plus Z. X is work, Y is play, and Z is keeping your mouth shut. I don't have enough Z.

It is heart warming to talk before this Presbyterian Social Union -- a body of clergymen and laymen dedicated to the promotion of a better acquaintance among the Presbyterian men of Maryland and to the development of a strong Christian fellowship among the churches. Your achievement in this noble work is a cause for gratitude and rejoicing. The world could use more of such friendship among men and churches.

Your first President, Dr. Daniel C. Gilman, who was a leader in spiritual understanding and academic education, was also the first head of Johns Hopkins University. It has been my good fortune to be one of the thousands of beneficiaries of that venerable institution. From Dr. Gilman's time to the present, your record of sixty years has been notable and impressive. At all times you have unceasingly stressed the verities of life.

Not many years ago, Woodrow Wilson -- a devout Presbyterian and an illustrious President of the United States -- addressed your group. He then hoped for a day when wars would be no more and the world would be safe for

democracy. He realized that humanity is indivisible and that we are all brothers under God. This humanitarian leader emphasized again and again the brotherhood of man -- a cardinal principle basic to the peace and happiness of our own people and to that of peoples all over the globe.

In the history of civilization, first one nation and then another has risen above its contemporaries to leadership in the world. The Assyrian, the Babylonian, the Ancient Greek, the Roman, and others rose to power only to decay and then be superseded by a new and stronger force.

The clock of history winds up tight in periods of world crisis, then it unwinds more slowly -- and finally runs down between times. Today we are at the highest tension before alarm. We seek to prevent it from sounding.

As we study the nations of the past, we find that each bore the torch of civilization along some peculiar path of its own and contributed to the world's culture and learning. Each had its ideal of power and its separate notion of progress. But each was directed by a central authority which was sustained only by armed force. Depending for security only on military might, each was ultimately overthrown by a stronger military power.

How different with the United States of America!

Our Nation was founded on religion -- not on lust for power.

Our people recognize that the true source of our strength is faith -- faith in God, and faith in the future.

Faith in God is the basis of religion; faith in order is the basis of science; faith in each other is the basis of brotherhood. Without these faiths there can be no warless world -- the crying need of today's people.

When our Founding Fathers drafted the Constitution, our basic document of human rights, they recognized in a democracy the possibilities of greatness

in ordinary people. To prosper, history teaches us, a State must be built on moral and religious character. The depth of this foundation will be the measure of its strength, and the only guaranty of its prosperity, permanence and peace.

These forefathers knew that it was not the number of texts you read, not the sermons you hear, nor the amount of religious conversation you participate in; but it is the earnestness in which you accept the truth of religion and make it a part of your being -- of your moral code -- that ensures your growth, and the prosperous growth of the Nation.

They therefore rejected the old theory of government by force.

Unerringly they reached the conclusion that the inalienable rights of man are rooted, not in the State, not in a legislature, not in a majority, not in a dictator, nor other human power. The framers of our Constitution were convinced that these rights stemmed from Almighty God.

And thus the American system has its roots of liberty and opportunity in something deep and permanent. The divine rights of man were indelibly recorded in our sacred documents. They became not merely a concept of government, but the foundation upon which our government was established and upon which it rests. These rights are as inseparable from our democracy as is the heart of man from his body.

We have not separated, and we cannot separate religious principles from our form of government. And we must never neglect their practice.

The words and the spirit of the Holy Scriptures breathe through every document that has helped to make our Nation great.

Our Nation has always turned to those who draw their strength from religion -- from their belief in the God of all the people.

A study of the early laws of New England reveals how closely the pioneers followed basic beliefs. The Ten Commandments became the cornerstone of their jurisprudence. The Book of Psalms became their book of hymns.

With us, religion and democracy are synonymous. Without the application of spiritual ideals to democracy there would be no democracy. It just could not endure. Now, more than any time in our Nation's history, we need to continue in the faith of our fathers.

Religion and prayer must find more, and still more place in the arena of public affairs. In the words of the late Reverend Peter Marshall, Chaplain of the United States Senate, who was a member of the Attorney General's Advisory Committee on Citizenship: "There should be no politics in prayer, but lots of prayer in politics."

Bring up a people to be religious and their statesmen will translate that faith into the words of the Four Freedoms. They will conceive an Atlantic Charter. They will create a United Nations Organization. They will work, as our great American leaders are doing, patiently and tirelessly, to bring about enduring peace for peoples everywhere.

Religion is not something for Sunday observance -- for one day a week only -- or something to be used for special occasions. It is the whole of life -- with Truth in it and with God in it -- every day, every hour, every moment. It must be applied to every part of human existence -- to local affairs, to national, to world affairs.

The civilized world recognizes that the outcomes of the recent world wars have catapulted this Nation into a new and challenging position. The United States is now not only one of the leading world powers, but actually the foremost for the restoration of peace and economic security.

In these crucial days of world history, it is imperative that American institutions, particularly the church and the school, produce an ever-replenishing stream of conscientious, intelligent, and capable leadership -- a leadership that is conscious of our traditions and well schooled in national affairs. Even more important today, we need a people thoroughly grounded in the affairs and problems of the world, and alert to our world responsibilities.

It is particularly essential that each of us know the history of our country and its basic institutions. Today more than any time in our Nation's existence, every citizen should have an understanding of our democracy and its way of life. Our first effective defense against destructive ideologies is an inventory of the valuables we have in our house -- then we will know these possessions ARE worth defending.

We should not only emphasize the teaching of history in American schools and colleges, but also should insist that the teachers infuse into the lessons its excitement, its romance, and its drama. Far too much of this gripping story is gathering dust on library shelves.

In the study of national and world history we readily recognize the need for friendly relationship, not only to fellow Americans, but to all mankind.

Every day it dawns on us, more and more, that the world is a single neighborhood. Distance is no longer a barrier between people. Time and space have been dwarfed by science.

I drove to this meeting tonight in less than a hour. By flying I could have done it in less than ten minutes. Yet, in the beginning of our Republic a Presidential party enroute to the Capital became lost in the forest between Baltimore and Washington.

In these crucial days of world history, it is imperative that American institutions, particularly the church and the school, produce an ever-replenishing stream of conscientious, intelligent, and capable leadership -- a leadership that is conscious of our traditions and well schooled in national affairs. Even more important today, we need a people thoroughly grounded in the affairs and problems of the world, and alert to our world responsibilities.

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Yes, today the lives of our liberty-loving people are entwined with those of peoples all over the globe. Anything that affects their welfare sooner or later affects our general welfare. Two terrible world wars in one generation taught us that unforgettable lesson.

It is not only important to know peoples of other lands, but it is of greater importance to know how to work with them. You may own a priceless patent, but unless you have the "know how" the patent is worthless. Knowing peoples and how to work well with them helps to bring about understanding and cooperation among nations. And an indispensable instrument to bring about such necessary understanding is the United Nations.

The Charter of the United Nations sets forth its fundamental purpose in these words:

"To achieve international cooperation in solving international problems of an economic, social, cultural, or humanitarian character, and in promoting and encouraging respect for human rights and for fundamental freedoms for all without distinction as to race, sex, language, or religion."

This is a statement of a noble mission. But we know all too well that this noble purpose of the Charter can become a living reality when, and only when, the leaders and their peoples everywhere clearly understand its purpose and what its fulfillment will mean to an anxious war-weary world.

I feel sure that the vast majority of the people in all countries share our own hatred of war. We want a lasting peace, contentment and security for our children and our children's children. This is also their great yearning.

Here in the United States we have the convincing and inspiring example of how people of every race and creed can live and work together in harmony.

We are a people from all the countries of the world -- originating from over 120 nationalities. We have been fused into one nation by our common faith in the principles upon which this country was founded. The great truth of people living together has been thoroughly tested in the laboratory of America.

Here we have the Irish, the British, the French, the Germans, the Russians, and the Poles. We have the Czechs, the Bulgars, the Greeks, and the Italians. We have the Turks, the Scandinavians, the Belgians, and the Spaniards. We have Negroes, Orientals, and others from all parts of the globe. All live side by side and in perfect peace. Thousands of words -- volume after volume -- could be written to substantiate this. But all one needs to see how democracy functions is to go to a baseball game in Washington.

Yes, if all these live together in one country, why can't all nationalities live together in one world? And there is where education must play its determining part in world affairs, as it played it in the building of our Nation from the days of Hopkins -- the Mark Hopkins who envisioned the school of tomorrow as he sat on one end of a log with a knowledge-hungry youth on the other end, and only the heavens as a roof for their improvised school.

I believe the time is nearing, if it has not already arrived, when there should be established a world university to which would come outstanding students of all the countries, to be educated in an atmosphere of truth and freedom.

I often surmise what would be the effect on future generations if enlightened men and women, upon returning home from such a university, would assume active public roles. Who knows what untold good for the world would result!

It may be that the world needs to share a set of enduring principles, just as simple and as truthful as those upon which our own glorious country was founded. Well could the world presently use the close association through which comes understanding of one another.

As we seek the idealistic goal of universal peace and brotherhood, we must remain active and vigilant in defense of our heritage. So long as there is even one nation on the rampage, led by evil men who recognize nothing but brute force, our country must keep strong -- yes, safely fortified.

We must never forget the example of our pioneer fathers. They went to worship with the Bible in one hand and a rifle in the other! Without the rifle, there might have been no pioneer! And without the pioneer, no nation!

But democracy cannot build itself on military might alone, and we do not intend to do so. Its noble role must be established on the broad basis of world friendship -- achieved through intellectual and spiritual understanding.

May we all toil together to acquire such a happy state and to dispel ignorance and fear -- hate and bigotry.

Achievement and faith have built us into the strongest peace-loving nation of all time, guided by courageous leaders of the past, and today by President Harry S. Truman, who lives, works and prays for peace.

United as a people, and trusting in the strength that comes from faith in God and faith in each other, let us join in this prayer:

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United as a people, and trusting in the strength that comes from faith in God and faith in each other, let us join in this prayer:

"Lord, make us an instrument of Thy peace; where there is hatred, let us sow love; where there is doubt, faith; where there is despair, hope; where there is darkness, light; and where there is sadness, joy. Grant that we may not so much seek to be consoled as to console; to be understood, as to understand; to be loved, as to love; for it is in giving that we receive, it is in pardoning that we are pardoned, and it is in dying that we are born to eternal life."

With Divine help, we will continue to travel the Upper Highway toward the goal of Peace and Happiness for all mankind -- for that is the Road our Nation has chosen.

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

- Mr. Tolson ✓
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols ✓
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Jones _____
- Mr. Mohr _____
- Mr. Pennington _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

4/12

Honorable J. Edgar Hoover --

Here is the column which
I mentioned to you.

kindest regards,

Peter

(Peter Brown)

nmh
ack 4-18-49
wn

The Attorney General

May 16, 1949

RECORDED - 116

Director, FBI

347

SAVE A CHILD FOUNDATION
INFORMATION CONCERNING

Reference is made to the telephonic request of Mrs. Katherine G. Tubridy of your office, on May 12, 1949, for any information available concerning the captioned organization.

The files of this Bureau contain no reference to the "Save a Child Foundation".

RECEIVED FBI ROOM
MAY 16 3 34 PM '49

RECEIVED DIRECTOR
FBI
MAY 16 3 42 PM '49
U.S. DEPT. OF JUSTICE

- Mr. Tolson
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Mr. Nease
- Mr. Gandy

CBH:ed

SENT FROM D. O.
 TIME 12:20 PM
 DATE 5-12-49
 BY [Signature]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RW

DO-6-

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

May 12, 1949 (ny)

Mrs. Tubridy in the Attorney General's Office called to state that Mrs. Stewart had asked her to call to have the Bureau check to see if we had anything on "Save A Child Foundation." She said she believed the address was 113 West 4th Street, New York City.

Mr. Tolson _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Egan _____
Mr. Gurnea _____
Mr. Harbo _____
Mr. Jones _____
Mr. Mohr _____
Mr. Pennington _____
Tele. Room _____
Mr. Nease _____
Miss Holmes _____
Miss Gandy _____

TOM CLARK

mhM

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DATE 6/13/83 BY SP-8 BTJ/RW

Memo Off
5-16-49 CSM

162-72944-347

MAY 17 1949

RECORDED - 116

INDEXED -

56

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. H. B. FLETCHER *HBF*

FROM : MR. J. E. MILNES

SUBJECT: TRAVEL OF THE ATTORNEY GENERAL

DATE: May 16, 1949

Time of call: 8:37 P.M.

Tom. CLARK

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Miss Gandy	

Night Supervisor Albert G. McGrath of the New York Division called. He said that the Attorney General departed from NYC on American Airlines Flight No. 11 at 8:35 EDST and was scheduled to arrive in Washington, D. C. at 11:15 EDST. He desired to be met by his car.

I immediately advised Miss Alice O'Donnell of the Attorney General's Office concerning this. I also advised Mr. Nichols while talking to him later.

JEM:mer

AS

RECORDED - 36

105-17744-348

6 MAY 19 1949

FX-39

31
MAY 15 1949

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HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BT/SRU

COMMUNICATIONS SECTION

MAY 6 1949

aw

K

X

FBI OKLAHOMA CITY 5-6-49 8-40 AM CST WS

DIRECTOR..... U R G E N T

ATTENTION. MR. NICHOLS

RE ATTORNEY GENERAL TOM CLARK. REMYTEL MAY FIVE LAST, WHICH
ERRONEOUSLY STATED MR. CLARK WOULD ARRIVE WASHINGTON, D. C.,
APRIL SIXTH. MR. CLARK REQUESTED HIS AUTOMOBILE MEET HIM AT
FIRE STATION, NATIONAL AIRPORT, WASHINGTON, D. C., BETWEEN
THREE AND THREE THIRTY PM MAY SIXTH, FORTY NINE

G. I. R. - 1

BRYCE

*O'Donnell
Paul Johnson*

END

RECORDED - 179 / 62 - 72944 - 349

12 MAY 10 1949

10-44 AM OK FBI WA MMV

EX-9

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RL

*Original wire of 5/5/49 showed
53 MAY 17 1949
in history book.*

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

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

70
TELETYPE

X

FBI OKLAHOMA CITY 5-5-49 6-54 PM CST LK

DIRECTOR

RE- ATTORNEY GENERAL TOM CLARK. MR. CLARK REQUESTED THAT HIS SECRETARY MRS. GRACE STEWART BE NOTIFIED TO HAVE HIS AUTOMOBILE MEET HIM AT THE FIRE STATION AT NATIONAL AIRPORT WASHINGTON D. C. BETWEEN THREE AND THREE THIRTY ~~PM~~ ^{MAY} ~~SIX~~ SIX, FORTYNINE. MR. CLARK WILL NOT GO TO DALLAS BUT WILL RETURN TO WASHINGTON FROM OKLA. CITY.

BRYCE

END ACK

Handled

62 + 72914 ✓

NOT RECORDED
12 MAY 18 1949

8-56PM OK FBI WASH DC SKR

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BTJ/RW

MAY 25 1949

17

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: May 3, 1949

FROM : SAC, Indianapolis

SUBJECT: ATTORNEY GENERAL TOM C. CLARK
Speaking Engagement, South Bend, Indiana 5-13-49

NOTED
[Handwritten initials]

I have just been advised that the Honorable TOM C. CLARK, Attorney General, will speak at a banquet at South Bend, Indiana on Friday, May 13, 1949 at 6:30 PM. I would appreciate being advised if there is any action I should take concerning this.

HGF/hmr

RECORDED - 135

62-727-351
F B I

23 MAY 17 1949

COMMUNICATIONS SECTION
MAILED 4
MAY 10 1949 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

EX-19
CHIEF REC.

[Handwritten signatures and initials]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-13-83 BY SP-8 BJS/RLS

Office Memorandum • UNITED STATES GOVERNMENT

TO : H. B. FLETCHER *HBF*

DATE: June 4, 1949

FROM : J. E. MILNES

SUBJECT: *McGuire*
TRAVEL OF THE ATTORNEY GENERAL

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Holmes _____
- Miss Gandy _____

Time of call 8:43 PM

9:25

Special Agent E. J. Neafsey of the Chicago Division called. He said that the Attorney General and his party departed from Chicago at 7:30 PM CDST and were scheduled to arrive in Washington about 11 PM EDST. He said that Peyton Ford asked that Mr. Ray Whearty be advised not to wait at the office for them, but that Mr. Ford would call Mr. Whearty when he arrived.

Pursuant to my conversation early in the evening with Mr. McGuire I advised Dean Schedler of the Department of the arrival time and also informed Mr. Whearty of Mr. Ford's message. I also informed Miss O'Donnell of the Attorney General's secretary of the arrival time.

At 9:25 PM, a Sgt. Bury called from the Airport and said that the plane carrying the Attorney General and his party was scheduled to arrive at the National Airport at 10:30 PM. I immediately advised Miss O'Donnell of the foregoing and when I finally reached Mr. Schedler at 9:45 PM I informed him.

JEM/lc

G. I. R. -8

INDEXED - 4

162-72744-352
 F B I
 13 JUN 7 1949

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 BTJ/RU

RECORDED - 4

EX-105

60 JUN 4 1949

Handwritten signatures and initials:
 [Signature]
 HBF

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

MAY 29 1949

WESTERN UNION

Mr. Tolson	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

WQ 001 GOVT PD

G. I. R. - 8

NORFOLK VIR MAY 29 1949 1022A

DIRECTOR

FBI JUSTICE

NOTIFY IMMEDIATELY ATTORNEY GENERALS OFFICE THAT ATTORNEY
GENERAL ^{Tom} CLARK EXPECTED TO ARRIVE VIA PRIVATE AIRPLANE AT
FIRE STATION, NATIONAL AIRPORT, WASHINGTON DC 330PM EDST

THIS DATE

RICHARDSON

330PM EDST..

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

1059A DATE 6/13/83 BY SP-8 BTJ/ND
RECORDED - 142

162-72944-353
F B I

12 JUN 3 1949

62 JUN 15 1949

*Called Mrs. Mac holes at home - fr
Called Mrs. ...*

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. H. B. FLETCHER *HBF*

FROM : E. H. Mossburg

SUBJECT: ARRIVAL OF ATTORNEY GENERAL
Tom Clark

DATE: June 12, 1949

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

At 9:10 P.M. Special Agent R. L. Walters of the Chicago Office advised me that United Airlines, Chicago, Illinois, had informed the Chicago Office that the Attorney General had departed Chicago via Flight 612 at 6:00 P.M. Standard Time, which was expected to arrive in Washington, D. C. at 9:45 P.M. Standard Time. Special Agent Walters stated further that the Chicago Office had not been advised that the Attorney General had been in that area.

I immediately contacted Assistant Director L. B. Nichols and informed him of the above. He advised that he had already secured this information and that it was taken care of.

G I. R. - 8

cc - Mr. L. B. Nichols

RECORDED - 59

62-72147-354

ee
EHM:eww 52 JUN 22 1949

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BJS/RW

Office Memorandum • UNITED STATES GOVERNMENT

TO : THE DIRECTOR

DATE: June 13, 1949

FROM : D. M. Ladd *DL*

SUBJECT:

b7D

Mr. Tolson	✓
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn Tamm	
Tele. Room	
Mr. Nease	
Miss Holmes	
Miss Gandy	

informed me confidentially that Jack Frye, who was very close to the Attorney General and who has been put on the Board of a number of companies being operated by the Alien Property Custodian, such as the General Aniline Company and others, has been obtaining about \$97,000 a year from this source. Further, that Mr. Frye apparently acting as intermediary for Attorney General Tom Clark had contacted Mr. Rosenbaum of the D. C. Tax Firm Goodwin - Rosenbaum and Meacham and had indicated that the Attorney General would be available for affiliation with that firm at once if he was guaranteed \$100,000 a year, that Rosenbaum was inclined to accept this suggestion and make such an offer to the Attorney General when his, Rosenbaum's, father pointed out to him that the concern was functioning very well and making money at the present time and that he thought it would be bad for them to bring politics into their business by employing the Attorney General, as a result of which the matter was dropped.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/18/83 BY SP8 BTJ/aw

INDEXED - 78

RECORDED - 78
EX - 79

163-7744-355
IF B K
13 JUN 15 1949

CRIMINAL DIV.

The Attorney General

June 21, 1949

Director, FBI

Attached are two copies of the Topeka Daily Capital newspaper of June 12, 1949, containing articles with reference to your recent appearance in Topeka.

These are being forwarded to you in accordance with your request.

RECORDED - 118

Attachment

WN:rlc

rlc

A.L.R. - 1

RECEIVED - DIRECT
F B I
U.S. DEPT. OF JUSTICE
JUN 21 8 16 PM '49

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/13/83 BY SP-8 BJS/CLW

SERIAL 15402 B. O.	
TITLE	18:40 2/31
DATE	6-22-49
BY	rlc

RECEIVED REF. ROOM
JUN 21 7 30 PM '49
U.S. DEPT. OF JUSTICE

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

[Handwritten signature]

2

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	✓
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	✓
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Mr. Winterrowd	
Mr. Nease	
Miss Gandy	

AB

TO : Director, FBI

FROM : SAC, Kansas City

SUBJECT: NEWSPAPERS FOR THE ATTORNEY GENERAL

DATE: June 15, 1949

Transmitted herewith are two copies of the Topeka Daily Capital, Topeka, Kansas, newspaper of June 12, 1949, requested by Attorney General TOM CLARK concerning his recent appearance at Topeka. Please deliver to the Attorney General

6-2-49
W

DB:B

Encs. 2

1 ENCL
172

Memo to AB
6-21-49
W

INDEXED - 118

61-72944-356

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JUN 22 1949

(2)
W

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-7 BTJ/W

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

June 13, 1949

9/17/96
CLASSIFIED BY SP6 AG/JS
DECLASSIFY ON: 25X6
CA # 89-208-D

~~SECRET~~

CLASSIFIED DECISIONS FURNISHED MEMORANDUM FOR MR. TOLSON
BY DEPARTMENT REVIEW COMMITTEE (DRC) MR. LADD
DATE: 5-21-83 BY SP-8 RTJ/20 MR. NICHOLS

The Attorney General called regarding the various allegations and accusations that have been made as a result of the disclosure of the contents of our files in the Coplon case and he asked specifically if I had heard anything further concerning the Condon matter. I stated that I had heard nothing new except that he is going to appear in the Coplon case; that I believe he had arranged with the Defense Counsel for him and his wife to appear. The Attorney General then stated it didn't mean he would testify but I commented that I believed it did, that it looked like everything goes now.

I commented that this had just about ruined us, stating that last week I had told him we had lost seven informants but that now it has gone up to thirteen. The Attorney General then asked me if I did not think this was a whole lot better than to let the Coplon Girl off and I replied that I thought it would have been much better to have let her off. The Attorney General stated he thought it would have been worse as would have had to dismiss EX Gubitchey also. I indicated that I would have been very willing to do that rather than disclose all of these confidential informants and all of our techniques, stating that all of these reports, while they have not been read in court, have been admitted to the record and various newspapers throughout the country are carrying daily stories on them. I further stated that the real trouble was the reaction to the disclosure of all of this material on our various informants throughout the country.



He stated that henceforth the coverage of this Bureau will be entirely inadequate and due to the decision to go ahead with the Coplon case.

The Attorney General then stated that this was a tough decision to make. I replied that as I had stated last week, I felt each case should be decided upon its own merit. I then referred to the Atomic Energy Commission cases which were not prosecuted because the Atomic Energy Commission did not want to disclose their information, and that I thought the public reaction would have been perfectly all right if he had just indicated Miss Coplon could not be prosecuted because of the rulings of the Judge in making confidential reports public. In answer to the Attorney General's query regarding the Condon material I stated that this would never have gone in but the prosecution attorneys introduced the wrong report; that the slip she had referred to and report that didn't even mention the Condons. The Attorney General then stated it was in the group that they gave him as he had gone through every one of them. I stated that the report they had down in Court was not the one referred to in the slip and if the right report had been presented the Condon matter would never have been mentioned since it was not in the report Miss Coplon had. The Attorney General then asked who slipped on this and I stated I believed the prosecuting attorney did; that they got all the re-

FILED IN

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Classified by SP-8 RTJ/20

Declassify on: OADR
6/13/83

ALL INFORMATION CONTAINED
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DATE 6/13/83 BY SP-8 RTJ/20

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NOT RECORDED

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Declassify on: OADR

58 JUL 3 1949

3-14-86

~~SECRET~~

ports from the Department. I stated that I was just as amazed as Mr over this development as I also had read all the reports and saw nothing on the Condons. I further commented that I believed it would have passed un noticed had it not been for the publicity Dr. Condon gave it; that he had started issuing statements and demanding an apology. I stated that I had issued instructions that should there be any inquiries I would make no comment. The Attorney General commented if we had a statement on one we might have to make a statement on all. I commented further that I felt we could not make a statement while the trial was still going on, and that in addition I felt the Doctor was looking for publicity; that at no time had he denied the statements made in the report, but rather he had confirmed it and I believed he was trying to find out the source of our information.

I commented that my greatest distress was over the loss of our informants. The Attorney General then indicated if the Coplon woman is convicted it would be well worth it but I stated I doubted she would be convicted and even if she was it wasn't worth the price paid. He felt there might be other persons employed in the Government who were doing the same thing as the Coplon woman and if the Government did not prosecute it would be practically telling them to go ahead. I told him I realized I had to make a decision on this matter, but that very definitely I did not share his view that even if we had secured this information ourselves but if our informants were going to be destroyed we would not be able to protect ourselves as we will not have the sources from which to get our information and we won't know what is going on.

I advised the Attorney General further that I saw in the paper the other morning that several Senators and a Congressman are going to contact him about making the report available on the Scientist A. Case. The Attorney General stated that was a different problem, that in the Coplon case the arm of the Government itself is being used to prosecute and after we had been overruled on our protests we had asked the Judge to clear the courtroom which he at first said he would do. I interrupted him there and stated I thought we should have gone a step further and taken a citation for contempt gone to a court of appeals and secured a writ of ruling. The Attorney General was under the impression the Judge would have dismissed the case in that event. I stated that was looking at it from an all-over viewpoint and I would have been perfectly willing to have taken the blame publicly myself, that he could have stated that I recommended be done, because I felt this was tragic thing which had set us back many years in our work and had practically liquidated the Bureau. The Attorney General felt we would be able to secure other informants. I told him it was not as easy as that.

The Attorney General ended our conversation by saying he was sorry and stating the next time he would just have to be more careful about his own decisions and that he deeply regretted this development. He asked that if there was anything we could do to lessen the burden to let him know. I told him I was capable of carrying my own burdens.

Very truly yours,

John Edgar Hoover
Director

~~TOP SECRET~~

cc - Mr. Hoass

JH:El:KJK

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
FROM : SAC, Kansas City
SUBJECT:

DATE: June 18, 1949

AIR MAIL

Tom Clark

Responsive to Bureau letter of June 14, 1949, you are advised that the full name of the Night Manager of the Hotel Muehlebach, Kansas City, Missouri, on duty at the time the Attorney General was here is FRED HATTON.

DB:mf

DEFERRED RECORDING

tc

Miss Howell in Ag office advised

RECORDED - 102

62-7094-357

EX-121

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/10/83 BY SP-8 BTJ/RW

50 JUL 8 1949

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1949

WVA

Mr. Tolson	
Mr. Ladd	
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. FLETCHER *[initials]*
 FROM : *and* DINSMORE
 SUBJECT: MOVEMENT OF THE ATTORNEY GENERAL

DATE: June 25, 1949

Time of call: 2:50 p.m.
6/25/49

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

McGuire

At 2:50 p.m. Griffith A. Grill of the Chicago Division called and stated that the Bureau had said that the Attorney General is supposed to come into Chicago, Sunday morning, June 26 and that since they had no further word as to the exact hour, etc., he desired to know if there was any additional information in this regard.

I called Mr. McGuire who said that the Attorney General was tentatively scheduled to arrive in Chicago at approximately 11 or 11:30 am., Sunday morning, June 26 from St. Louis and that he was traveling in a Lockheed Lodestar NC 86559, which was a private plane. Mr. McGuire said that Chicago should be requested to call the St. Louis Office from which point the Attorney General was to depart for Chicago and obtain all the details relative to his travel.

G. I. R. -10

At 3:50 p.m., this message was conveyed to ASAC Jack Roche of the Chicago Division.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED

AND:mk

DATE 1/23/83 BY SP8 B2J/20

RECORDED - 119

57 JUL 5 1949

EX-109

162-72944-357
 JUN 28 1949

EX-109
 7-5-49

Mr. McGuire

Continuing

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. H. B. FLETCHER

DATE: June 20, 1949

FROM : MR. D. M. LADD

SUBJECT: MISCELLANEOUS INFORMATION
FURNISHED BY JAMES E. TOMPKINS

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

With reference to the attached memorandum from Agent Jahn to Mr. Fletcher and the attached teletype from New York, regarding James E. Tompkins, I desire to advise that on Saturday, June 13, 1949, I telephonically advised the Attorney General of the contents of this wire and the Attorney General stated that he saw no reason to take any action with reference to interviewing Tompkins. He stated that he had met John Porter Monroe at the Red House on K Street in Washington, D. C. a number of years ago when he attended a party there in the company of Senator Bridges and Secretary ^{of R.} and that the whole matter had been in the newspapers and that he saw no reason to do anything further on this at this time.

Attachment

TEL: LA

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/13/83 BY SP-8 RJS/JW

RECORDED - 104

INDEXED - 104

EX-109

62-72744-358
F B I
3 JUN 22 1949FBI
7-13-49

53 JUL 13 1949

TOMPKINS

EX-109
1
104

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Fletcher *FFJ*

FROM : Mr. Jahn *WHJ*

SUBJECT: MISCELLANEOUS INFORMATION
FURNISHED BY JAMES E. TOMPKINS

DATE: June 18, 1949

Tolson _____
 Ladd _____
 Clegg _____
 Glavin _____
 Nichols _____
 Rosen _____
 Tracy _____
 Harbo _____
 Mohr _____
 Tele. Room _____
 Nease _____
 Gandy _____

Sh Ladd

At 8:50 a.m. this date SA Edward F. Stiles, week-end supervisor, New York office telephonically advised that James E. Tompkins, 50th Bayview, New Rochelle, New York, telephoned the New York office this date stating that it may become necessary for him to relate some embarrassing information concerning Attorney General Tom Clark during a trial next Monday, June 20, 1949.

The trial is to take place in the Supreme Court, Kings County, Brooklyn, New York, and concerns a charge made by Harry A. Roberts charging Tompkins with conversion of a chattel mortgage and obtaining money under false pretenses.

The embarrassing information concerning the Attorney General is the fact that Tompkins met with Attorney General Clark in June or July, 1943, in the well-known infamous house, Little Red House on K Street in Washington, D. C. On this occasion he was introduced to Attorney General Clark by John Monroe. Monroe is believed by the New York office to be possibly John Porter Monroe convicted in New York on black market activities in the textile industry about three years ago. It was known that John Porter Monroe visited the Little Red House, Washington, D. C.

Tompkins would not advise the New York office why he believed it may be necessary for him to relate this embarrassing information during the trial mentioned but did state he would give the details if interviewed. In order to reveal how well he knew Tom Clark, Tompkins stated that in 1943, Attorney General Clark's telephone extension at the Department of Justice Building was 92. He further related that his attorneys, Leon Wagman and Louis Ginsburg, 500 5th Avenue, New York, were not aware of the fact that he, Tompkins was calling the New York office.

During this telephonical conversation with the New York office Tompkins advised that in 1943 or 44 he gave a signed statement to an agent from the New York office when he resided at 225 Broadway, New York City.

SA Stiles advised that they had several references on James E. Tompkins but it was not ascertainable readily if they were identical to instant Tompkins. Stiles further advised that they were primarily interested in whether or not they should interview Tompkins to obtain the details as to why it may become necessary for Tompkins to relate information mentioned above at the time of the trial.

ACTION:

RECORDED - 104
 INDEXED - 104

ENCLOSURE

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 IF B Y

3 JUN 22 1949

Assistant to the Director, D. M. Ladd, was contacted by writer and upon his instructions SA Edward F. Stiles was telephoned not to interview Tompkins.
 WHJ:jdt

EX-109

SPM
 7-13-49

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/13/83 BY SP-8 BTJ/MD

6/18/49
SPM
 7-13-49

OFFICE
THE ATTORNEY



in	.....
to	.....
in	.....
l	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Glavin	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn Tamm	.....
Mr. Nease	.....
Miss Gandy	.....

MAY 5, 1949

Tom CLARK

MR. NICHOLS:

Please have someone meet the Attorney General at Oklahoma City, Oklahoma, today. While they are still uncertain of their arrival time, they say it will take approximately 6 flying hours. They left here about 12:20 p.m. Eastern Daylight Time.

4 PM

He will be accompanied by Peyton Ford, Dean Schedler, and Senator Robt. Kerr.

While exact airport is unknown, it will probably be Municipal Airport. It is Phillips Oil Co. plane - Agent could check with operations office in Okla. City.

For Clark Jennings 31500

*Oklahoma call
Hollis to call
Clark own is
arriving in Hollis.*

Alice O'Connell

RECORDED - 135

162-72944

MAY 17 1949

358

Copy sent to Mr. ...
MAY 24 1949
EX-1569157
207

*William ...
Hollis ...
arriving ...*

SAC, OMAHA

June 14, 1949

DIRECTOR, FBI

RECORDED - 104

62-72944-361

EX-109

The Bureau desires to be advised by return mail as to the full name of the United Airlines official at Des Moines, Iowa, who assisted Special Agents Dowd and Meadows in arranging for the Attorney General's reservations back to Washington on Sunday, June 12, 1949.

The Kansas City Office, to whom a copy of this communication is being sent, is requested to advise by return mail the full name of the night manager at the Hotel Buchbach, Kansas City, Missouri.

G.I.R.A.

CC - Kansas City

JJM:mft

✓

JUN 15 10 10 AM '49

U.S. DEPT. OF JUSTICE

REC'D - MR. TOLSON

- Mr. Tolson
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Egan
- Mr. Gurnea
- Mr. Harbo
- Mr. Mohr
- Mr. Pennington
- Mr. Quinn Tamm
- Tele. Room
- Mr. Nease
- Miss Gandy

COMMUNICATIONS SECTION
 MAILED 12
 JUN 15 1949 P.M.
 FEDERAL BUREAU OF INVESTIGATION
 U. S. DEPARTMENT OF JUSTICE

JUN 15 11 15 AM '49
 U.S. DEPT. OF JUSTICE
 RECEIVED READING ROOM
 JUN 14 4 58 PM '49

REC'D - MR. TOLSON
 JUN 15 1949
 RECEIVED - MICHOR

60 JUL 11 1949

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 8/2 BY SP-8 BTJ/aw

OFFICE OF
THE ATTORNEY GENERAL



JUNE 13, 1949

MR. NICHOLS

Tom Clark

The Attorney General is asking for full names and addresses on the following:

- Robert E.*
Mr. Dowd - with FBI in Des Moines
- Mr. Meadows - "

Ray W.

The United Airlines man in Des Moines who assisted with reservations.

Night Manager's name at Hotel Muehlbach in Kansas City, ~~Kansas~~ Missouri.

Many thanks.

*copy
all handled
m*

Alice

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RECEIVED
F B I
JUN 14 1949

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62-72941-361
F B I
12 JUN 30 1949

EX-109

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Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: June 20, 1949.

FROM : SAC, OMAHA

AIR MAIL

SUBJECT: Visit of Attorney General
to Des Moines, Iowa, June 12, 1949.

ReBuLet June 14, 1949.

Set out below is the full name of the United Airlines official at Des Moines, Iowa, who assisted Special Agents Dowd and Meadows in arranging for the Attorney General's reservations back to Washington, June 12, 1949.

G. I. R. - 7

- DEFERRED RECORDING

ALLEN E. TOWNE
Traffic and Sales Manager
United Air Lines, Inc.
917 Des Moines Building
Des Moines, Iowa

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DATE 6/16/83 BY SP-8 BTJ/ALW

JLD:NI

58 JUL 13 1949

RECORDED - 102

EX-76

W N

The Attorney General

July 6, 1949

Director, FBI

to 21

Attached is a copy of the July, 1949, issue of the FBI Law Enforcement Bulletin which I thought you might like to have.

Attachment

MAJ:mb...

G.I.R. 4

JUL 5 5 22 PM '49
J.S. DEPT. OF JUSTICE
RECEIVED - DIRECTED BY
F B I

RECORDED - 68
DATE 7-5-49
BY [Signature]

62-12747-362

[Handwritten signature]

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

2

50 JUL 13 1949

ALL INFORMATION CONTAINED
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DATE 6/16/83 BY 58-8 BTJ/aw

[Handwritten initials]

IDENTIFICATION SECTION

Mr. Tolson
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. Egan	.....
Tele. Room	.....
Mr. Nease	.....
Miss Gandy	.....

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/16/83 BY SP-8 BTJ/RUP

WASHINGTON FROM NEW YORK 2 18 9-56 AM

DIRECTOR URGENT

Tompkins

JAMES E. TOMPKINS, MISCELLANEOUS, INFORMATION CONCERNING. ON NIGHT OF JUNE SEVENTEENTH, JAMES E. TOMPKINS OF FIFTY BAY VIEW AVENUE, NEW ROCHELLE, NY, TELEPHONICALLY ADVISED THIS OFFICE THAT ON NEXT MONDAY, JUNE TWENTY, HE GOES ON TRIAL IN SUPREME COURT, KINGS COUNTY, CHARGED BY HARRY B. ALBERT WITH THE CONVERSION OF CHATTEL MORTGAGE AND OBTAINING MONEY UNDER FALSE PRETENSES. TOMPKINS STATED THAT IN JUNE OR JULY OF NINETEEN FORTY THREE, HE WAS INTRODUCED TO ATTORNEY GENERAL CLARK BY JOHN MUNROE IN A QUOTE LITTLE RED HOUSE ON K STREET IN WASHINGTON, DC, UNQUOTE. AT THAT TIME, ATTORNEY GENERAL CLARK'S PHONE NUMBER AT THE DEPARTMENT OF JUSTICE WAS NINETY TWO. TOMPKINS ADVISED THAT HE MAY HAVE TO BRING THIS INFORMATION OUT AT HIS COMING TRIAL AND IT MAY PROVE EMBARRASSING. TOMPKINS DECLINED TO STATE HOW THE FOREGOING WOULD ARISE AT THE TRIAL ON MONDAY, STATING THAT HE DID NOT DESIRE TO DISCUSS IT OVER THE TELEPHONE, BUT WOULD DISCUSS SAME FREELY IF AN AGENT CALLED ON HIM PERSONALLY ON THIS DATE. TOMPKINS REQUESTED THAT AN AGENT CONTACT HIM WITH A VIEW TO DETERMINING

See Serial 2-5-49

62-72944-363

RECORDED

JUN 24 1949

END OF PAGE ONE

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150 NOV 10 1964

INDEXED
BK

7-13-49

59 JUL 13 1949

PAGE TWO

HOW HE MAY AVOID BRINGING THIS INFORMATION OUT ON EITHER DIRECT OR CROSS EXAMINATION AT THE TIME OF HIS TRIAL. TOMPKINS EXPLAINED THAT HIS ATTORNEYS, LEON WAGMAN AND LEWIS GINSBERG, OF FIVE HUNDRED FIFTH AVENUE, NYC, WERE NOT AWARE OF TOMPKINS CALL TO THIS OFFICE. IT IS TO BE NOTED THAT THE JOHN MUNROE MENTIONED BY TOMPKINS MAY BE IDENTICAL WITH THE JOHN PORTER MUNROE KNOWN TO THE BUREAU. BUREAU IS REQUESTED TO ADVISE AS TO ADVISABILITY OF HAVING TWO AGENTS INTERVIEW TOMPKINS TODAY.

SCHEIDT

END

NY R 2 WA

Mr. Tolson ✓
 Mr. Clegg ✓
 Mr. Glavin ✓
 Mr. Ladd ✓
 Mr. Nichols ✓
 Mr. Rosen ✓
 Mr. Tracy ✓
 Mr. Egan _____
 Mr. Gurnea _____
 Mr. Harbo _____
 Mr. Mohr ✓
 Mr. Pennington _____
 Mr. Quinn Tamm _____
 Mr. Nease _____
 Miss Gandy _____

July 5, 1949

MEMORANDUM FOR MR. TOLSON

Tom C. Clark

I am attaching hereto a 39-page memorandum which was released on Thursday, June 30, summarizing the four years of the Attorney General's being in office.

This has evoked considerable comment and I have been informed that the House Committee on Executive Expenditures contemplates asking some questions about the issuance of a press release of 39 pages consisting of self praise.

The reference to the Bureau appears on Page 26. The release states that the record of the Bureau is a source of pride not only to the Attorney General but to citizens everywhere.

Respectfully,

[Signature]
N. B. Nichols

Attachment

LBN:FML

RECORDED - 15

EX-141

162-364
13 JUL 18 1949

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DEPARTMENT OF JUSTICE

June 30, 1949

Tom C. Clark today marks his fourth year in office as the Attorney General of the United States.

He is the 59th Attorney General, The Department of Justice, which he heads, has more than 26,000 persons in its employ throughout the nation and its territories.

During Mr. Clark's four years as Attorney General, the scope of Departmental activities and responsibilities has broadened considerably,

To attempt to set out in detail all of the important changes made, and matters handled, in the Department of Justice in the past four years would be a formidable undertaking.

However, the general scope and nature of the work done during this period under the supervision and direction of Attorney General Clark, may be gathered from a brief description of the more important highlights of the work of the various organizational units of the Department of Justice.

Office of the Solicitor General: The Solicitor General, J. Howard McGrath (1945-1947) Philip B. Perlman (1947 -] the second-ranking official of the Department, is directly in charge of all Government litigation in the Supreme Court.

During the 1945 and 1946 terms, two-thirds of the cases argued were Government cases. The proportion for the last two terms has been slightly less. Approximately 40 percent of all cases filed in that Court, most of which are not argued, are Government cases.

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During the past four terms, the Solicitor General's office has reviewed petitions for certiorari and briefs in opposition in from 367 to 473 cases, and briefs on the merits in from 88 to 134 cases.

In the two years immediately following the war, when a considerable amount of O.P.A. and Selective Service litigation reached the Supreme Court, the number of Government cases was the highest in recent years, except for the preceding year 1944. From 1945 to 1949, the Solicitor General has passed upon from 445 to 581 appeals to lower courts per term.

During the past four Supreme Court terms, the Government has won an average of 76 percent of its cases in that tribunal, as compared to an average of 75 percent won during the preceding seven terms.

During the same period the percentage of Government petitions for certiorari granted has averaged 74.5, or the exact average achieved during the preceding ten years. The number granted at the term just ended has been 82 percent.

Among the more important cases won during the past four years have been the appeals of the Japanese war criminals, In re Yamashita, 327 U.S. 1, and Hirota, et al v. MacArthur, 335 U.S. 876; the treason case of Haupt v. United States, 330 U.S. 631; Shelley v. Kraemer, 334 U.S. 1, which involved racial restrictive covenants; Ludecke v. Watkins, 335 U.S. 160 which sustained the validity of removals, by the executive branch of the Government, of dangerous alien enemies; Marzani v. United States, 336 U.S. 922, which upheld the conviction of one who falsely represented to the Government that he was not a Communist; Josephson v. United States, 333 U.S. 838, and Lawson v. United States, 335 U.S. 861, which involved two alleged Communists who were found guilty of contempt of Congress; United States v. California,

332 U.S. 19, which established the Government's title to the rich natural resources of oil underlying the coastal areas of the United States, between low water mark and the three mile limit; United States v. United Mine Workers, 330 U.S. 258, which upheld the punishment, including imposition of a heavy fine, against the United Mine Workers and John L. Lewis for contempt of an injunction against a coal strike; United States v. Interstate Commerce Commission, which equalized railroad rates in the South and West with those in the Northeastern section of the country; and National Mutual Insurance Co. v. Tidewater Transfer Co., decided June 20, 1949, which established the right of District of Columbia residents to sue in the District Courts in the states.

Office of The Assistant to the Attorney General: The Assistant to the Attorney General, [James F. McGranery (1945-1946), Douglas McGregor (1946-1947), Peyton Ford (1947-)] the third-ranking officer of the Department, has, under the Attorney General, direct supervision of the Department, both in the field and at the seat of Government.

During the years 1945 to 1949, the amount of proposed and pending legislation handled by this office increased tremendously. Because of the general nature of the work carried on by this office, however, the successful conclusion of the many projects handled cannot be reflected in figures, but is evidenced in the harmonious working relationships which characterize not only the internal affairs of the Department but its contacts with other Governmental agencies as well.

Office of The Assistant Solicitor General: The Office of the Assistant Solicitor General [Harold W. Judson (1945-1946), George Thomas Washington (1946-)] prepares the formal opinions of the Attorney General; renders informal opinions and legal advice to the various governmental agencies; assists the Attorney General in the performance of his functions as legal adviser to the President and as a member of and legal adviser to the Cabinet.

During the period 1945-1949, this Office participated in the accomplishment of such major achievements as enactment of the Administrative Procedure Act; publication of the Attorney General's Manual on the Administrative Procedure Act; formulation of plans for the orderly conversion of the economy of the country and the machinery of the Government from a war-time to a peace-time basis, the termination of war agencies, and the orderly termination of the great bulk of war powers; resolution of many important constitutional and other legal questions involved in the organization and operation of the United Nations; organization of a national movement for the prevention and control of juvenile delinquency; and exhibition aboard the Freedom Train, in every State in the Union, of the historic documents which form the basis of American democracy.

The Office of Alien Property: The Office of Alien Property, headed by an Assistant Attorney General, [Donald C. Cook (1946-1947); David L. Bazelon (1947-)] established by Attorney General Clark on October 15, 1946, deals primarily with the vesting, administration, and disposition of enemy property in the United States.

Since October 1, 1948, it has had jurisdiction over blocked foreign assets in the United States formerly controlled by the Treasury Department.

At the present time, blocked enemy assets amounting to approximately \$40,000,000 remain to be vested.

Since the Department of Justice has assumed administration of the program, the value of blocked assets has been reduced from approximately one billion dollars to approximately \$300,000,000.

Since its establishment by General Clark, on October 15, 1946, up to the present time, approximately 5,500 vesting orders have been issued by this office and the net value of assets vested during the period was \$76,000,000.

The net value of property held by the Office as of the present date, including income and appreciation, is \$362,000,000 as compared with \$277,000,000 as of October 15, 1946.

Included among the vested properties under the control of the Office are business enterprises, securities, patents, copyrights, trademarks, estates and trusts, bank accounts, and various other types of personal property.

At the direction of the Attorney General the sale or liquidation of vested property is being carried out at an accelerated pace, and since October 15, 1946, proceeds from sale or liquidation amounted to \$100,000,000, of which \$55,000,000 was obtained during the fiscal year 1949.

At present, this Office administers 55 active business enterprises in the United States and Hawaii, and has 216 enterprises in various stages of liquidation. Vested interests in active enterprises are sold to American citizens at public sale where possible, and as rapidly as possible,

However, the sale of some of the largest enterprises controlled, as for example, General Aniline & Film Corporation, has been delayed, since vested property cannot be sold when a suit for return is pending.

Since October 15, 1946, 10 enterprises have been sold for \$33,500,000. A total of 122 business enterprises have been completely liquidated to date, of which 76, or over 60 percent, were completed under the direction of the Attorney General.

Over 30,000 enemy patents have been vested and are generally being made available to American industry on a non-exclusive, royalty-free basis.

Since October 15, 1946, more than 500 licenses, covering over 1,100 patents, have been granted by this Office,

The Attorney General has coordinated the policies of the Office of Alien Property with those of the Antitrust Division for the purpose of eliminating illegal patent contracts and making the patents covered by them available for licensing.

Over 5,000 patents are controlled indirectly by this Office through the vesting of enemy interests in American manufacturing enterprises.

Approximately 45,000 administrative claims have been filed with the Office of Alien Property of which 11,000 involve title claims for the return of vested property and 34,000 relate to debt claims

against the former owners of vested property. The greater part of vested property represents interests of nationals of Germany and Japan.

The net proceeds available after completion of administration of German and Japanese property are to be covered into the Treasury where they will constitute a War Claims Fund from which will be paid some classes of claims arising out of World War II, including those of American internees and prisoners of war maltreated by the enemy during their imprisonment.

Criminal Division: This Division headed by an Assistant Attorney General [T. Lamar Caudle (1945-1947), T. Vincent Quinn (1947-1948), Alexander M. Campbell (1948-)], works in close cooperation with the United States Attorneys and Marshals in connection with investigations, grand jury proceedings, preparation of indictments and trial procedure.

Under the direction of Attorney General Clark, from July 1, 1945 to May 31, 1949 more than 150,000 office cases or matters were handled by the Criminal Division.

During the same period, up to April 30, 1949, according to statistics submitted by the United States Attorneys, 129,263 criminal cases involving 158,685 defendants were filed in the United States district courts and 133,149 cases involving 165,596 defendants were terminated. A total of 134,786 defendants were convicted, and fines

totaling \$27,061,458.25 were imposed, of which amount, \$20,666,429.92, or 71.6 percent was collected.

During Mr. Clark's tenure as Attorney General, the record achieved by the Criminal Division in the field of internal security has been an impressive one.

Among the outstanding treason prosecutions conducted during this time were those of Douglas Chandler and Robert Henry Best, Mildred Sisk, known as "Axis Sally," Herbert John Burgman, and an indictment of Iva Toguri D'Aquino, known as "Tokyo Rose," all of which involved treasonable broadcasts from enemy countries; Tomoya Kawakita, for atrocities committed against American prisoners of war; and Anthony Cramer and Hans Max Haupt, for giving aid to German saboteurs. In addition 44 persons were convicted for aiding in the escape of prisoners of war and interned enemy aliens.

The most outstanding prosecution arising out of the Employee Loyalty Program was that of Carl Aldo Marzani. However, four indictments of this type have been obtained and 27 cases involving contempt for failure to answer questions relating to loyalty have been handled.

Among the important cases either involving contempts of Congress or arising out of Congressional investigations were those of Dr. Edward K. Barsky, Chairman, and 16 members of the Executive Board of the Joint Anti-Fascist Refugee Committee; Leon Josephson, New York lawyer and alleged member of the Russian Secret Police; Francis X. Waldron, alias "Eugene Dennis," General Secretary of the Communist Party, U. S. A.;

and John Howard Lawson and Dalton Trumbo, film writers.

The Atomic Energy Act was the source of five prosecutions for unlawful possession of restricted material, against Alexander von der Luft, Ernest Dineen Wallace, Arnold Frederick Kivi, George W. Thompson, and Ernest J. Paporello.

Outstanding cases involving internal security which are now being tried include those of William Z. Foster and 11 other members of the National Board of the Communist Party, U.S.A., Alger Hiss, Judith Coplon, and Valentine A. Gubitchev, for conspiracy to defraud the United States of the unbiased services of Miss Coplon, and violation of the Espionage Act.

In addition, Judith Coplon is being separately tried for violation of the Espionage Act and with wilfully concealing, removing, and having custody of certain official records.

Under Tom C. Clark as Attorney General, numerous and vigorous investigations were conducted into black markets in various rationed commodities and those in short supply. As a result thereof, a number of indictments were obtained, most outstanding of which was that of Monroe Kaplan, alias John Porter Monroe, for violation of ceiling prices in sales of textiles.

On June 1, 1947, approximately 6,500 civil matters of various types were transferred from OPA to the Criminal Division. About 5,650 of these have been disposed of, and, as of May 12, 1949, illegal profits in the amount of \$1,566,318.84 had been collected.

Since Mr. Clark's induction into office, 2,226 war frauds complaints have been received and 1,506 investigations instituted, 263 indictments were returned against 426 individuals and 32 corporations, with the resultant

conviction of 413 persons and 59 corporations. Since the inauguration of the war frauds program in February, 1942, to May 31, 1949, 9,476 complaints have been received, 7,098 investigations instituted, 1,240 indictments obtained against 1,404 individuals and 107 corporations, of which, 950 individuals and 80 corporations were convicted.

Among the most important war frauds cases were those of United States v. Nye & Nissen, Inc., et al., in which defendants switched Government inspection tags and delivered large quantities of spoiled eggs, butter, and cheese to the armed services, with a resulting fraud upon the Government of more than one million dollars; Thomas Joseph McGuire, who falsely represented the value of a ship owned by him and sold to the Government and who was forced to repay over \$540,000 to the Government; and Andrew J. May, former Chairman of the House Military Affairs Committee, who, with the Garsson brothers and Joseph F. Freeman, was indicted for conspiracy to defraud the United States by interfering with honest and impartial transaction of official War Department business, and with bribery.

Among the most important mail fraud cases have been those of United States v. Stanley P. Hough, a real estate operator who defrauded veterans of over \$42,000 with false promises of available houses; United States v. Mathew H. Coleman and Ruth W. Coleman, who received over \$200,000 as a result of a fraudulent fund-raising campaign for an orphanage and vocational school operated by them; and United States v. Tucker, et al., in which defendants received approximately \$29,000,000 from the sale of stock, dealerships and accessories, for the manufacture of the Tucker car.

Antitrust Division: This Division headed by an Assistant Attorney General [Wendell Berge (1945-1947), John F. Sonnett (1947-1948), Herbert

A. Bergson (1948-)], handles all matters relating to enforcement of Federal antitrust laws, and kindred statutes, and passes upon the relation to the antitrust laws of proposed disposition of surplus property.

At the instance of Attorney General Clark in 1947, a program aimed at conspiracies to maintain or increase prices in the food, clothing and housing fields, was launched and is being aggressively continued.

Since the passage of the Sherman Act in 1890, there have been 21 Attorneys General, and the average number of cases filed by each has been 42. Since Attorney General Clark has been in office, 160 such cases have been instituted. To date 986 antitrust cases have been filed. At the rate of antitrust activity under the present program it is expected that the thousandth antitrust case will be filed during Mr. Clark's tenure.

Among the important antitrust cases successfully litigated during this period were those against the Owens-Illinois Glass Company for restraints of trade involving vacuum closing machinery; the American Can Company for price fixing; the A. B. Dick Company for price fixing, allocation of territories and other violations; and the American Optical Company for acceptance of rebates. Other cases which have been successfully terminated include the flat glass case involving Libbey-Owens-Ford, which required the royalty-free licensing at reasonable royalties of over 700 patents.

As a result of the enforcement programs promulgated and carried out under the direction of the Attorney General during the past four years, the antitrust laws have been clarified, in large part, and many of the cases decided by the United States Supreme Court during this period have been of a nation-wide importance.

These include the International Salt case which held that to require leased patented machines to be used only with the unpatented products of the machines' owner is a violation per se; the Gypsum and Line Material cases which involved the unlawful use of patents and which resulted in clarifying the law and ending far reaching patent abuses; and the American Tobacco case involving the "Big Three" of the tobacco industry, and which held that, where each of the companies used substantially similar practices cumulatively to their common interest and detrimental to their competitors and to competition in the industry, there was power and intent to exclude competitors to such a substantial extent as to violate the Sherman Act.

For the 1947 term of the Supreme Court the record in antitrust cases was 15 won and 1 lost. This litigation included the successful argument of Attorney General Clark in the Faramount case which involved the five largest motion picture producers, and which seeks to restore competition to the exhibition phase of the motion picture industry by separating production and distribution from exhibition.

After the Attorney General's successful argument before the United States Supreme Court two of the large motion picture producers have entered into consent judgments which require the separation of certain theatres from production and distribution.

For the fiscal year starting July 1, 1948, the Antitrust Division received the largest appropriation in its history, which represented an increase of approximately one million dollars over the prior fiscal year.

Accordingly, the field offices of the Antitrust Division have been expanded and new field offices opened in Philadelphia, Jacksonville, Kansas City and Detroit, each of which field offices was directed to assign personnel to assist small businessmen and to secure for them, wherever possible, full opportunity and free competition.

Some of the antitrust cases now pending in the courts are the Investment Banking case which seeks to restrain an investment banking association and its members from interfering with the rights of issuers and investors in freely choosing their investment methods; the Meat case, in which the Government asks that the four major meat companies be divided into fourteen separate and competing companies; the duFont case, in which divestiture of some of the defendant's cellophane manufacturing plants is sought in order to establish competitive productive units within that industry; the Western Electric - A. T. & T. case in which the Government seeks to separate the two defendant companies in order to restore competition to the telephone equipment field; and the United Shoe Machinery case, in which the Government has charged an unlawful monopoly in the manufacture of shoe machinery, machinery parts and supplies, while Aluminum Company of America was declared a monopoly in 1945, the relief of divesting it of such plants as necessary for the re-establishment of competitive conditions in the industry was postponed by the court until termination of the war. However, such divestiture is now being sought in the court.

Claims Division: This Division, headed by an Assistant Attorney General [John F. Sonnett (1945-1947); Peyton Ford (1947); H. Graham Mcrison (1948 -] handles all civil litigation, exclusive of that otherwise assigned, relating to patents and copyrights, admiralty and shipping matters, veterans affairs, contract renegotiation, Federal Tort Claims Act cases, and related matters.

Under the direction of the Attorney General the Claims Division succeeded in defeating all attacks upon the constitutionality of the Renegotiation Act, and in having such constitutionality upheld in all suits of this type, most important of which was Lichter v. United States.

In addition to this litigation, the Claims Division has represented the Government in over 850 suits brought in the Tax Court for redetermination of excessive profits, over 400 of which have already been disposed of, and in the vast majority of which, the prior determinations of the renegotiating agencies were left intact.

During the past four years, the Division has collected over \$18,500,000 in excessive profits.

In the field of Federal Tort Claims litigation, the volume of cases handled since enactment of the Act has been impressive. Among the largest groups of cases in this category are those relating to the explosion at Texas City, Texas, on April 16-17, 1947. More than 300 separate actions have been brought against the Government by more than 3,000 plaintiffs seeking in excess of \$300,000,000 in damages.

Another multiple-suit situation exists in connection with the flooding of the City of Vanport, Oregon, on May 30, 1948. Approximately 500 suits against the Government have already been filed and it is expected that the number will reach 5,000 before the time for filing suit expires.

Perhaps the most unusual work done in connection with patent litigation during Tom C. Clark's incumbency as Attorney General was the investigation conducted by the Department, at the request of the Court of Appeals for the Third Circuit, into the cases of Universal Oil Products Company v. Root Refining Company and American Safety Table Company v. Singer Sewing Machine Company. Commenced in June 1947, this investigation took 12 months and uncovered the facts concerning the alleged corruption of a former judge of that Court who participated in opinions favorable to both plaintiffs.

A trial, based on the facts uncovered, was had before a specially constituted court and resulted in a decision that both plaintiffs had been guilty of attempts to corrupt the judicial process, that one of them, Universal, had bribed the late Judge J. Warren Davis, and that the corruption had occurred through the machinations of one Morgan S. Kaufman, a Pennsylvania lawyer, now disbarred.

The Attorney General's keen interest in veterans affairs is reflected in the number of such cases handled by the Department.

Among the most important of these were Fishgold v. Sullivan Drydock, which held that in computing seniority a veteran was entitled to credit for time spent in military service but that in private employment he did not have priority over a non-veteran employee with greater seniority; and United States v. Zazove, which held that the proceeds of a National Service Life Insurance policy should be used to purchase an annuity for the beneficiary and that the payments should be calculated in accordance with such beneficiary's life expectancy.

The admiralty and war shipping litigation carried on by the Department during Mr. Clark's term as Attorney General was largely concerned with war-related matters.

One of the highest salvage awards ever filed in the United States was that rendered in the case of the ODENWALD. This ship, which appeared to be an American vessel, and which was aided by Navy vessels, later turned out to be an abandoned and booby-trapped German blockade runner which was mortgaged to the Swiss Bank Corporation.

A large number of admiralty claims have been settled under the Knock-for-Knock Agreements entered into with other countries, which provided for mutual legal assistance in the handling of such claims.

Recently the prize cases involving German ships taken by American armed forces, were successfully concluded and the vessels appropriated to the Government.

Among the other outstanding cases handled by the Claims Division during the past four years were the Mt. Clemens Fattery Company case, which established the work time which employees were entitled to have included in the computation of their work week for overtime compensation purposes; the Lovett, Watson & Dodd case in which certain Appropriations Acts which sought to cut off salaries of certain Government officials and to permanently bar them from Government service, were declared unconstitutional as bills of attainder; the Southern Pacific cases; in which the Government won lower transportation rates on rail shipments of Lend Lease supplies and supplies to War Relocation Centers; the Clark case which held that Federal judges who resigned to enter military service are not entitled to recovery of their judicial positions upon termination of such military service; the Taze Hamrich Gibson case which held that members of local Selective Service Boards were not liable in damages to persons whom they had classified in good faith; the Loyalty Program cases, which included suits by organizations labeled by the Attorney General as subversive for removal of their names from the subversive list, and suits by individual Government employees, attacking the validity of their removals under Public Law 808 or Executive Order 9835; the Walter Reuther case, which involved an attempt to enjoin the Attorney General from prosecuting a union and its president for violation of the Taft-Hartley Act, in using union funds for political purposes; the Air Terminal Services case, which established the application of Federal law prohibiting segregation at the Washington National

Airport, the United Mine Workers case, which related to bituminous coal strikes in 1946 and 1948; the Longshoreman's cases, which involved the enjoining of a shipping strike; a number of False Claims cases, involving the making of false book entries and records in connection with Government contracts; the Meat Subsidy cases, in which substantial sums in subsidy have been claimed by the meat industry, in spite of evidence of non-compliance with price controls.

Lands Division: This Division, headed by an Assistant Attorney General, [David L. Bazelon (1946-47); A. Devitt Vanech (1947-)] handles legal matters arising in connection with the acquisition of real property, condemnation, Indians, and the ownership, possession, or use of real property, including the public domain, housing, and water rights, supervises litigation relating to those matters; and passes upon the validity of title to real property which the United States proposes to acquire.

Since the cessation of hostilities, which occurred shortly after Mr. Clark's entry into office as Attorney General, the type of land acquisition has changed from acquisitions primarily for defense purposes to acquisitions for dam and reservoir purposes, including both flood control projects in the East and Middle West and reclamation projects in the West and arid regions.

Among the flood control projects which have recently received the most attention are the Garrison Dam in North Dakota, Randall Dam in South Dakota, Harlan Dam in Nebraska and Kansas, Center Hill Project in Tennessee, Wolf Creek Project in Kentucky, Grenada and Enid Dams in Mississippi, Clark Hill and Altoona Dams in Georgia, and Buggs Island Project in Virginia and North Carolina, to name but a few.

Some defense programs are still in existence and are being enlarged in order to accommodate the developments being made by the armed forces in air power and ordnance. One project in New Mexico, which is being taken on a temporary basis, is used for a testing station for the new type of projectiles used in modern warfare and consists of an area of approximately three and a half million acres, approximately 80% of which is public domain land.

From June 29, 1945, to the present time, a total of 12,696 new requests for title opinions were received, and 9,352 preliminary opinions and 7,104 final opinions were rendered, involving 793,309.09 acres.

During the same period 2,124 new condemnation cases were filed, involving 6,707,700 acres; 9,843 final opinions were written and 5,190 cases, involving 1,836,226.73 acres, were closed.

At the beginning of the 1946 fiscal year, funds in connection with condemnation proceedings were on deposit in court registries in the amount of \$56,020,989.30.

From that date until the present, additional funds totaling \$120,897,245.27 have been deposited and \$142,569,548.34 has been distributed to landowners, leaving a balance on deposit of \$34,348,686.23.

Among the important land cases handled, under the direction of Attorney General Clark, was that of United States v. California, involving the right of the United States to control the development of petroleum and other mineral resources underlying the Pacific Ocean adjacent to that state, and which was personally argued by the Attorney General before the Supreme Court on March 13, 1947.

On June 23, of that year, the Court rendered its decision in favor of the United States, holding that California had no title to or property interest in such resources.

On December 21, 1948, the Attorney General instituted proceedings in the Supreme Court against the States of Louisiana and Texas to obtain similar adjudications with respect to mineral resources underlying the Gulf of Mexico.

Important and complicated litigation is now being handled involving Western irrigation water rights. On June 10, 1949, one of the most significant of this type of case was filed in the Federal District Court at Denver, Colorado, to adjudicate the rights and have determined the responsibilities of the United States in connection with the Colorado-Big Thompson Reclamation Project.

That project, which will cost approximately \$145,000,000, has as its primary objective the diversion of Colorado River water to supplement existing supplies of irrigation water for 615,000 acres of land in Eastern Colorado. To accomplish the trans-basin diversion there has been constructed the 13-mile Alva B. Adams Tunnel through the Continental Divide.

Fursuant to the act approved by the President on August 13, 1946, which created the Indian Claims Commission, 46 actions against the Government have been filed, claiming a total of approximately five billion dollars.

As of July 1, 1945, there were pending 2,040 general litigation matters. Since that date 18,763 new cases have been received and 18,421 cases closed, leaving a balance pending as of June 17, 1949, of 2,382.

During the 1946, 1947, and 1948 fiscal years, 115 cases were decided by appellate courts. Approximately 78% of the decisions were in favor of the Government, approximately 6% were partially favorable to the Government and 16% were rendered against the Government. During the period from July 1, 1945, to June 17, 1949, a total of 4,035 office matters relating to public lands have been handled.

As Attorney General, Mr. Clark has been consistent in his policy of enforcing the statutes relating to the public domain and has vigorously opposed all efforts, legislative or otherwise, to remove from the Department of Justice the responsibility for handling litigation and approving titles to land acquired by the Government.

Tax Division: The Tax Division, headed by an Assistant Attorney General, / Samuel O. Clark (1945); Sewall Key (Acting) (1946 Part); Douglas W. McGregor (1946); Sewall Key (Acting) (1946-1947 Part); T. Lamar Cudde (1947 - /), is the Government's tax lawyer in all of the courts of the country and prosecutes and defends all civil and criminal cases, except liquor tax violations, arising under the internal revenue laws. It is the principal revenue producer in the Department of Justice.

It handles annually, under the supervision and direction of the Attorney General, about 4,000 cases, 80% of which are civil suits, the greatest proportion of which are suits brought by taxpayers for judicial determination of tax liability.

Since July 1, 1945, the Division has handled over 8,100 civil cases and has closed out approximately 5,300 of these cases or 65% of those handled. It has worked on a total of 1,900 criminal cases and has closed out 55% or approximately 1,100 cases. During the four-year period it has received annually about 1,500 new civil cases and approximately 450 new criminal cases. The latter number is better than 400% greater than the average number of cases that were received prior to June 30, 1945.

The Government has prevailed in 70% of over 1,800 civil tax cases decided by the courts in the last four years and in those cases the work of the Division has collected or saved to the Government the total of \$76,291,000, or an average of \$19,000,000 each year.

Under Attorney General Clark's direction, the Government's drive against tax evaders has reached unprecedented heights in both the number and importance of criminal cases successfully prosecuted in the courts since July 1, 1945. Prosecutions have been had against 744 defendants and convictions have been obtained against 719 or 96.6%. The sentences imposed in cases in which convictions were had total in excess of 722 years and fines of more than \$2,000,000.

During the past four years many important civil cases have been brought to successful conclusion by the Tax Division, among which, two of the most important, from the standpoint of revenue to the Government, were the so-called "family partnership" cases, namely, Commissioner v. Tower, 327 U. S. 280, and Lusthaus v. Commissioner, 327 U. S. 293. In these cases, the Supreme Court held that the partnerships there involved between husbands and wives, though valid under state law, were without substance and that the entire income of the partnership was taxable to the husband. No less than 90 family partnership cases are now pending in the District Courts, the trial which is made particularly difficult by the fact that the family members or their close business associates are usually the only ones having knowledge of the composition of the firm and the Government's evidence is often limited to cross-examination and the documents filed by the parties.

Commissioner v. Estate of Church, 335 U. S. 632, and Estate of Spiegel v. Commissioner, 335 U. S. 701, both recently decided are landmark cases in the estate tax field. Both cases involved the includibility of the corpus of a trust in decedent's gross estate, and the Church case overruled a 17-year precedent. The three consolidated cases of Universal Oil Products Co. v. Campbell, Collector, United States of America, Intervenor (DC ND Ill.), involving disputed income taxes for the years 1944, 1945, exceeding \$4,000,000, which are now pending on appeal, are of tremendous importance to the Treasury Department. The point at issue is whether the taxpayer

is exempt from income tax, as an eleemosynary trust since 1944.

Their importance is heightened by reason of the increasing efforts of regular business corporations actively engaged in competition with other business concerns to escape income taxation by having their stock transferred to a tax exempt corporation or trust.

One of the most important income tax criminal prosecutions which received widespread public attention was the Lustig case which involved the owners of the Longchamps Restaurant chain in New York City, who were charged with evading approximately \$2,800,000 in taxes. All were convicted after a trial that lasted approximately five weeks, and prison terms up to four years were imposed together with fines totalling \$115,000.

Another case reminiscent of prohibition days, was that of Michael Potson, known as "Mike the Greek", a gambler, racketeer and former associate of Capone, who was convicted of failing to pay income taxes of \$168,000 during the years 1940 to 1943, and who was sentenced to two years' imprisonment.

The prosecution of former Senator George L. Berry, the president of the International Printing Pressmen and Assistants Union and of the International Playing Card and Label Company, also received nationwide attention. He was sentenced to pay a fine of \$10,000, and given a suspended sentence of a year and a day in prison, and placed on probation for four years.

Eugene B. Casey, former Presidential aide, was sentenced to serve six months in jail on his plea of nolo contendere to charges of evading taxes for the years 1941 to 1943 in the amount of \$70,000 and was also fined \$30,000. At the direction and instance of Attorney General Tom C. Clark, during the four-year period since June 30, 1945, the Tax Division has prosecuted a large number of black market operators for income tax violations.

Administrative Division: This Division is headed by the Administrative Assistant to the Attorney General, [Salvador A. Andretta (1945-)] who is the budget officer of the Department.

He handles all administrative matters, including those relating to United States Attorneys, Marshals, and other field officers.

Attorney General Clark's continuing interest in the improvement of Departmental administrative techniques is evidenced by the many important procedural and forwarding looking changes achieved in organization, methods and materials equipment, during his incumbency.

Administrative surveys of the Departmental branches covering record-keeping, accounting and fiscal procedures have increased the operating efficiency and reduced personnel, in one case as much as fifty percent.

During these years the ledger, personnel and payroll work has been modernized through installation of a punch card electrical accounting system, which method permits the furnishing of data in a fraction of the time heretofore required.

Surveys of the offices of the United States Marshals and United States Attorneys have been conducted and the personnel classification of their employees completed. During this time, 18,000 requests for loyalty reports have been processed.

Federal Bureau of Investigation: The Federal Bureau of Investigation, which is headed by a Director, J. Edgar Hoover (1924-) is charged with the duty of investigating violations of the laws of the United States, excluding those relating to narcotics, customs, the Coast Guard, or immigration matters; collecting evidence in cases in which the United States is or may be a party in interest; collecting, classifying, preserving and exchanging criminal identification records with law enforcement officials; conducting investigations regarding official matters as may be directed by the Attorney General or Assistants to the Attorney General; and performing other duties imposed upon it by law.

The splendid record achieved by the Bureau throughout the war period in maintaining the internal security of this country is a source of deep pride not only to Attorney General Clark, but to all citizens everywhere. Through the Bureau's vigilant efforts, the country has also continued to enjoy such security during the postwar period.

Following the conclusion of World War II, the postwar volume of FBI work has exceeded the work load carried during the peak war years. During its 1948 fiscal year the Bureau received and handled 547,523 investigative matters, an increase of 78 percent over the previous fiscal year and the highest work load in the Bureau's history up to that time. More than ninety additional public laws enacted during the past ten years have materially contributed to this heavy increase.

On January 1, 1949, 63,820 investigative matters were pending. Investigative matters pending July 1, 1939, a prewar year, totaled 16,847. The increase over the prewar figure is 279 percent. Convictions in FBI cases brought to trial have averaged about 97 percent since June 30, 1945.

The very nature of the work performed by the Federal Bureau of Investigation precludes any lengthy or detailed description of its achievements during the past four years. Since its efforts are directed to prevention through preparedness, rather than prosecution of breaches of security, the best index to its success in this field is to be found in the freedom from national danger of this type which has prevailed during this period.

Since July 1, 1945, five major treason cases investigated by the FBI have been brought to trial, those of Douglas Chandler, Robert Henry Best, Tomoya Kawakita, Martin James Monti, and Mildred Gillars, known as "Axis Sally."

On March 24, 1946, a major bank robbery investigation which had occupied the FBI for more than a year and which resulted in recovery of all but about \$4,000 of the \$111,300 taken from messengers of the Hollywood, California, State Bank on July 30, 1945, was concluded.

Ultraviolet light brought out on the cellophane cover of an airplane company identification badge, in which a false employee number had been inserted, the true original number of the badge which had been impressed upon the cellophane cover although the ink particles were not visible to the naked eye. The badge, worn during the robbery, led directly to the robber's identification and apprehension.

An attempted resurgence of gang activity was brought to an abrupt halt by the combined efforts of the FBI and local Kentucky authorities with the smashing, late in 1946, of the Rayborn gang which had been increasing rapidly in size and boldness for several months.

Among their depredations were the masked robbery of a night club, in the course of which, sub-machine guns were fired and tear gas charges exploded and the armed robbery of several check cashiers. As a result of the Bureau's work, the head of the gang was apprehended and sentenced to 30 years imprisonment.

From about 97½ million on June 30, 1945, the number of sets of fingerprints in FBI Identification Files has grown to approximately 112,000,000 four years later.

Under the Loyalty Program more than $2\frac{1}{2}$ million sets of prints had been received through December 1948. Of the persons printed 5.5 percent were found to have previous police records.

On March 21, 1947, the President signed Executive Order No. 9835 outlining procedures for the Federal Employees' Loyalty Program. This order was implemented by Congressional enactment on July 24, 1947, setting aside funds for the FBI to discharge its responsibilities under the order beginning August 1, 1947.

Under the order the FBI is required to search through its files the names and fingerprints of all employees and applicants for positions in the executive branch of the Government and to report any information indicating disloyalty. As in its other assignments, the FBI does not evaluate the information. It collects the facts and reports them without recommendation. Since instigation of the program the FBI has processed more than $2\frac{1}{2}$ million loyalty forms and has returned about 99.6 percent of them to the Civil Service Commission marked "No Disloyal Data." Processing forms on new Government applicants and employees continues as these forms are received.

Immigration and Naturalization Service: This Service, which is headed by a Commissioner, [Ugo Carusi (1945-1947), Watson B. Miller (1947-)] who reports directly to the Attorney General, has general charge of all matters of immigration and naturalization.

During the postwar period, under the direction of Attorney General Clark, the work of liquidating the war-related activity of the Service has been expedited in order that the tremendously increased peacetime program might be facilitated.

Detained alien enemies, which at one time numbered 10,000, have been reduced to one and ten internment camps for housing these people have been closed.

During the past four years the United States through the Attorney General and the Immigration and Naturalization Service has welcomed for permanent residence 120,000 war brides, 73,000 displaced persons, and 425,000 other immigrants.

A million and a half visitors, transits, government officials, students, and officials to international assemblies also came to the United States during this period.

Each year some 40 million aliens and 40 million citizens crossed at land borders as commuters or entered the United States at border ports such as Buffalo, New York; Calais, Maine; Detroit, Michigan; El Paso and Laredo, Texas; Calexico and San Ysidro, California.

The Attorney General gave his active effort and support to tightening the administration of immigration laws and regulations in order to better control aliens in the country as a security measure. To this end documentation of visitors, transits, and other nonimmigrants has been simplified and streamlined to more efficiently record alien migrations.

Even greater emphasis has been placed upon the enforcement of those provisions of law which relate to the exclusion and deportation of subversive and similar persons. Never in the history of the Service have so many aliens illegally in the United States been expelled.

During the four years that Mr. Clark has been Attorney General the officers of the Immigration and Naturalization Service have deported or permitted to depart some 830,000 deportable aliens.

By contrast the whole recorded total of deportable aliens expelled in the fifty years prior to the summer of 1945 equaled only 575,000.

A number of the persons deported were widely known through newspaper publicity, such as Gebert, a communist who is now an official of the Polish government, Santos and Lucky Luciano, noted gangsters, and Hans and Louisa Eisler, to name but a few.

Much credit has accrued to the Service and the Department of Justice through the efforts of the border patrol, which has patrolled approximately 39 million miles and interrogated approximately 200,000 persons in each of the past four years as compared with 35,000 in 1929 which is considered to be the peak year for illegal entries between 1924 and 1945.

In 1948 one of the largest smuggling rings in the history of the Service, operating between Cuba and New York by air, was broken up.

While the Attorney General has carried on the fight against subversive elements in the alien population, he has been equally alert to the value of education in the meaning of democracy as practiced in these United States, and to this end has particularly sponsored education for citizenship.

For the past year each immigrant has received a letter from the Commissioner of Immigration and Naturalization welcoming him to the United States and suggesting that he search out the places where he may help prepare himself adequately for citizenship.

In the past four years 700,000 citizenship textbooks have been distributed for use in public schools for the education of potential citizens.

An average of 100,000 persons have been naturalized each year.

A number of important court decisions relating to the work of the Service have been rendered in the past four years, among which were United States ex rel Johnson v. Shaughnessy, which held that a board of special inquiry is bound to accept as final a certificate that an alien is a mental defective of a class excluded from admission to the United States where such certificate has been issued by a medical board after a fair hearing in conformity with pertinent statutes and regulations; Fong Haw Tan v. Phelan which settled definitely the interpretation to be placed

upon the words "sentenced more than once" to a term of imprisonment for crime as those words appear in the statute; Delgadillo v. Carmichael which held that an alien who left the United States as a seaman, with no expectation of entering a foreign port or place during his absence, had not made an "entry" within the meaning of the immigration laws when his ship was torpedoed and he was rescued and taken to Cuba and thereafter entered the United States from that country.

More legislation relating to Immigration has been passed in the last four years than in any similar period for many years. The "war brides" Act and the "fiancees" Act were designed to ease the problems of members of the armed forces who married or became engaged to nationals of foreign countries.

The repeal of the Chinese exclusion laws, and the establishment of quotas for aliens indigenous to the countries of China, India, and the Philippines, were steps looking toward the elimination of racial discrimination in immigration laws.

The Act of May 25, 1948, amends the Act of October 16, 1918, to provide for the exclusion and deportation of aliens who, the Attorney General knows or has reason to believe, seek to enter the United States for the purpose of engaging in activities which will endanger the public safety of the United States. Procedures for these and numerous other laws and amendments to existing laws have been established and put into practice in the past four years.

Bureau of Prisons: This Bureau is headed by a Director [James V. Bennett (1937 -)], who reports directly to the Attorney General and who has general supervision and direction of Federal penal institutions and prisoners, including prison industries and control of Federal prisoners in non-Federal institutions.

Among Mr. Clark's greatest contributions as Attorney General has been his deep and personal interest in, and accomplishments with, juveniles. One of the most serious phenomena of the postwar period was the increasing number of juveniles committed to Federal institutions. To counteract this situation, Mr. Clark, in November, 1946, held a National Conference on the Prevention and Control of Juvenile Delinquency--a distinct innovation in the long struggle against this critical social problem: Nothing of its kind had ever been attempted, and its outstanding success was due in no small measure to his generous support and determined leadership.

At the National Training School for Boys, Mr. Clark has initiated a Sponsorship Program, under which responsible citizens, working closely with the staff at the School, become personally acquainted with individual boys and give them guidance, help, and friendship, both during their stay at the School and following their return to the community. The Attorney General frequently visits with and talks to the boys, and has spent several hours there every Christmas morning, since he took office as Attorney General.

Under the direction of the Attorney General the prison industries have been converted from full scale war production to an active peacetime program of manufacturing needed items for the various Government agencies. With the Attorney General's approval, all recruitment of new employees for penal institutions has been among veterans, and the Civil Service examination for Correctional Officer, was limited to veterans.

The Attorney General's interest in veterans and in facilitating their return to normal living has been an important factor in enabling the Bureau of Prisons to put into effect a low-cost housing program at a number of institutions. Some 112 housing units, consisting of small homes and apartments, have been built for men who left their work to go into the armed forces, and who faced grave difficulties in re-establishing their families upon their return to civilian life.

The consideration and review of the cases of Selective Service Act violators still held in Federal institutions, presented a serious postwar problem but, through the efforts of Attorney General Clark, an impartial Amnesty Board was appointed which performed this task in an outstanding manner and granted amnesty to a large number of these men.

The Meritorious Good Time Law, which has proved so potent a morale factor in Federal penal and correctional institutions, has had Mr. Clark's full interest and support, as has the new retirement law under which individuals whose duties require them to work with and supervise criminals may retire at age 50, with 20 years of service.

Attorney General Clark has been keenly interested in Bureau assistance to the States in the inspection of their prisons and in making recommendations for improvement and modernization.

Under his guidance during the past four years facilities for vocational training of prisoners have been increased, admission and other procedures have been perfected, and pre-release units have been established to function as a bridge between institutional life and the return of the offender to the community.

Customs Division: The Assistant Attorney General, Division of Customs, New York, New York, in charge of the Customs Division; [Paul Rao (1941-1948); David N. Edelstein (1948 -)], protects the interest of the Government in all litigated matters of reappraisement and classification of imported goods. He represents the Government in all proceedings brought by importers in the United States Customs Court, including the briefing and argument of cases on appeal in the United States Court of Customs and Patent Appeals.

The activities of the Department of Justice in the subversive field may be summarized as follows:

11 top-flight Communists, all members of the Communist National Board, the Party's high policy-making politbureau, are now on trial in New York.

34 alleged Communists have been convicted in Washington for contempt of Congress.

16 alleged Communists have been convicted in California of civil contempt for refusal to testify before a Federal Grand Jury.

7 alleged Communists have been convicted in Colorado on the same grounds as above.

Pursuant to the President's Employee Loyalty Program, the FBI checked over 2,471,000 incumbent and appointee forms. Of these, 8,708, or one-third of one percent, were set aside for full field investigations because of derogatory information, 5,459 being incumbents and 3,249 appointees. 2,462,013 employee loyalty forms marked "No Disloyal Data" have been returned by the FBI to the Civil Service Commission for transmittal to the employing agencies.

7 Federal employees have been convicted or indicted in connection with the Loyalty Program.

Harry Bridges and two others have been indicted in California for false testimony concerning, and denial of, Bridges' membership in the Communist Party.

Deportation proceedings have been instituted against numerous aliens of subversive tendencies.

As of April 15, 1949, there were 3,278 undesirable aliens in the United States, most of them Communists who cannot be deported to the countries of their nationality because of passport refusals of their own government. Of this number 2,147 are deportable to countries behind the Iron Curtain. Of the latter group 2,079 entered the United

States prior to 1933. All of the top-notch Communists entered the United States before the first administration of Franklin Delano Roosevelt, arriving during the Harding, Coolidge or Hoover periods. Under President Truman they are being shipped back as fast as law and visa conditions permit.

Sixty-eight undesirables entered between 1933 and 1945; and none has entered since Attorney General Clark assumed his post. In addition to the deportation cases as of March 31, 1949, Attorney General Clark had under investigation the cases of 389 naturalized citizens for the purpose of determining whether steps should be taken to cancel or revoke such citizenship because of suspected subversive activities. At the present time the Attorney General has under investigation through the immigration service looking to deportation or under actual deportation proceedings the cases of 833 aliens who, prime facie, are deportable under the Act of October 16, 1918; as amended:

On February 5, 1948; the Attorney General recommended legislation to the House Un-American Activities Committee so that deportable aliens might be detained in custody while they negotiate for documents for entree into countries willing to receive them. He also asked for amendments to the Foreign Agents Registration Act, the Voorhis Act, The Smith Act and the Alien Registration Law, However, the 80th Congress failed to act. There is now before the 81st Congress a bill which, if enacted into law, would go far to correct this situation.

Attorney General Clark advised the Committee that such a plan would also give the Department of Justice an opportunity to curb their activities.

Among the notorious deportees and others obliged to leave the country were: William Bigelow, a Canadian, March 30, 1948; Emil Gardos, a Rumanian, April 1948; Badrig Selian, a Russian, May 18, 1948; Hans Eisler and Sam Carr departed on March 26, 1948 and February 11, 1949, respectively; John Santo of the Transport Workers Union, June 10, 1949. Other communists ordered to leave the country and who are scheduled to depart in a few days are: Ferdinand T. Smith of Jamaica; Cando Dimitroff, a Bulgarian; and Gustav Johnson of Sweden.

In addition the Attorney General, under the provision of the Executive Order establishing the Loyalty Program, and after an exhaustive and thorough investigation, has listed a total of 159 organizations in the United States as coming within the purview of that Order.

From
THE ATTORNEY GENERAL
 to
 Official Indicated below by check mark

MEMORANDUM

Additional Copies Available

- Solicitor General
- Assistant to the Attorney General
- Executive Assistant to the Attorney General
- Assistant Attorney General, Anti-Trust
- Assistant Attorney General, Tax
- Assistant Attorney General, Claims
 - Alien Enemy Control Section
 - Alien Property Section
- Assistant Attorney General, Lands
- Assistant Attorney General, Criminal
- Assistant Solicitor General
- Director, FBI
- Director of Prisons
- Director, Office of Alien Property
- Commissioner, Immigration and Naturalization
- Administrative Assistant
 - Division of Accounts
 - Division of Communications and Records
 - Division of Supplies
- General Counsel
- Board of Immigration Appeals
- Secretary
- Director of Public Information
- Mr. Brown
- Col. Naramore
- Mr. Hyatt
- Mr. Coblentz
- Miss O'Donnell
- Miss Healy
- Mrs. Kroll
- Miss Adams
- Miss Doyle
- Mrs. Willey
- Mrs. Burke
- Mrs. Kelly

I.R.

Mr. Tolson	.....
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Nease	.....
Miss Gandy	.....

Dunne
 7-5-49
 Randall/Metz

JW

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1452745-0

Total Deleted Page(s) = 4
Page 34 ~ Referral/Direct;
Page 35 ~ Referral/Direct;
Page 36 ~ Referral/Direct;
Page 39 ~ Referral/Direct;

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UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Casper

DATE: December 2, 1966

FROM : *S*H. L. Sloan

SUBJECT: HONORABLE TOM CLARK
ASSOCIATE JUSTICE
U. S. SUPREME COURT

This is to advise that the writer received a telephone call from Tom Clark yesterday soliciting my assistance in obtaining two shotguns that the Justice wants to present as Christmas gifts. I have ordered two Model 1100 Autoloading Shotguns from Remington Arms Company, and I have been assured that the delivery will be made before Christmas for Justice Clark. (u)

ACTION:

None . . . Informative. (u)

HLS:les
(3)

no account would pay for them

James

[Signature]

B

REC-25

62-72944-443

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/26/83 BY SP-8 BTJ/ru

3 70
DEC 14 1966

April 19, 1967

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C. 20543

(U)

At 2-1

Dear Tom: *Clark*

The American Bar Association could not have picked a better man for the position of chairman of its special committee on the evaluation of disciplinary enforcement, and I want to extend my very best wishes to you for every success. (U)

With kindest personal regards, (U)

Sincerely,

Edgar

MAILED 15
APR 19 1967
COMM-FBI

REC-21 62-72744-444

1 - Mr. Casper - Enclosure
Attention Inspector H. Lynn Edwards

(U)

APR 20 1967

NOTE: Associate Justice Clark is known to the Director on a first-name basis and is on the Special Correspondents' List. (U)

GEM:mel (4)

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

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DATE 6/20/83 BY SP-8 BTG/dw

MAIL ROOM TELETYPE UNIT

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

^{A-2}
**Clark Heads
 Study of
 Attorneys**

United Press International

Supreme Court Justice Tom C. Clark will direct the most far reaching study ever undertaken of disciplinary procedures in the legal profession, the American Bar Association announced yesterday.

Clark disclosed in March that he would soon relinquish his post on the Court because of the appointment of his son, Ramsey Clark, Attorney General.

The Justice will be chairman of a newly created ABA special committee on evaluation of disciplinary enforcement. The group was established by the ABA's policy-making House of Delegates in February. It will work with local and State bar associations.

✓
Wick
DeLoach
Conrad
Tele. Room

DUPE

- The Washington Post _____
- Times Herald _____ ^{A-2}
- The Washington Daily News _____
- The Evening Star (Washington) _____
- The Sunday Star (Washington) _____
- Daily News (New York) _____
- Sunday News (New York) _____
- New York Post _____
- The New York Times _____
- World Journal Tribune _____
- (New York) _____
- The Sun (Baltimore) _____
- The Worker _____
- The New Leader _____
- The Wall Street Journal _____
- The National Observer _____
- People's World _____

to Clark
4-19-67
GEM:mel
one (SEL)

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/20/83 BY SP-8 BTJ/ML

APR 19 1967

Date _____

ENCLOSURE

- 72944 -

F B I

Date: 2/10/67

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

Via AIRTEL _____
(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
FROM : SAC, WFO (9-New)

ATTENTION: FBI LABORATORY

AKS
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5071
He
527334
9-4326/19
1/19/67
IN COM TELETYPE

EXTORTION - THREATS AGAINST THE PRESIDENT
(OO:IP)

Enclosed for the Bureau are three original letters from _____ and four copies of an LHM. Enclosed for Indianapolis are two copies of an LHM. (u)

On 2/9/67, U. S. District Judge GEORGE L. HART, U. S. District Court, Washington, D.C., made available a letter addressed to him from _____ Terre Haute, Indiana, 47808. This letter made threats to kill the President, Vice President, and Chief Justice. (u)

On 2/10/67, Mr. _____ Marshal, U. S. Supreme Court, made available one letter dated 2/5/67, from _____ to Chief Justice EARL WARREN. This letter threatened to kill the President, Vice President, and Chief Justice WARREN. (u)

COPY & SEND TO DIRECTOR

ENCLOSURE

62-72929

- 4 - Bureau (Enc. 7)
 - 2 - Indianapolis (Enc. 2)
 - 2 - WFO
- (1 - 175-0)

NOT RECORDED
183 FEB 14 1967

FEB 14 1967

GEM:kss
(8)

AIRTEL

LOSURE
1 cc of LHM to
Adm Serv 326 (#1)
C. C. Wick
1 cc of LHM to Adm Serv 5714
Exp/led 1/3/67

(u) *6/2/67*

SEVEN

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/20/83 BY SP-8 BTJ/RW

WFO 9-New

LIPPITT made available a letter dated 2/7/67, from [redacted] to Honorable TOM CLARK in which he threatened to kill the President, Vice President, EARL WARREN, WILLIAM BRENNAN, and GEORGE L. HART, as well as Justice TOM CLARK. This letter also requested arrangement to get seven million dollars in cash sent to [redacted] Toronto, Canada, in care of [redacted] (u)

Information in the threatening letters was furnished at 3:45 p.m., on 2/9 and 10/67, to [redacted] Protective Division, U. S. Secret Service; [redacted] Special Investigations Squad, Metropolitan Police Department, (MPD), and information in the first letter to [redacted] Marshal, U. S. Supreme Court. (u)

FBI Laboratory is requested to examine the enclosed original letters before preparing them for dissemination to Secret Service Headquarters. (u)

b6
b7c

WFO indices reveal prior investigation by the Bureau in 1962 of [redacted] ITSP; ITSMV. (u)

Indianapolis is the designated Office of Origin as subject is incarcerated in that division in Terre Haute, Indiana. Conduct appropriate investigation and present to USA. (u)

ADDENDUM

At 5:00 p.m. 2/10/67, SA [redacted] Protective Division, U.S. Secret Service advised subject [redacted] was transferred from U.S. Penitentiary, Terre Haute, Indiana, to custody of U.S. Marshal to be transported to Milwaukee, Wisconsin, where subject was to appear on a three count indictment by U.S. Secret Service for threats against the President and Vice-President. Indianapolis advised Milwaukee as SA [redacted] stated USA Indianapolis desired subject not to be interviewed. (u)



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

February 10, 1967

In Reply, Please Refer to
File No.

Director
United States Secret Service
Department of the Treasury
Washington, D. C. 20220

Dear Sir:

The information furnished herewith concerns an individual who is believed to be covered by the agreement between the FBI and Secret Service concerning Presidential protection, and to fall within the category or categories checked.

1. Has attempted or threatened bodily harm to any government official or employee, including foreign government officials residing in or planning an imminent visit to the U. S., because of his official status.
2. Has attempted or threatened to redress a grievance against any public official by other than legal means.
3. Because of background is potentially dangerous; or has been identified as member or participant in communist movement; or has been under active investigation as member of other group or organization inimical to U. S.
4. U. S. citizens or residents who defect from the U. S. to countries in the Soviet or Chinese Communist blocs and return.
5. Subversives, ultrarightists, racists and fascists who meet one or more of the following criteria:
 - (a) Evidence of emotional instability (including unstable residence and employment record) or irrational or suicidal behavior;
 - (b) Expressions of strong or violent anti-U. S. sentiment;
 - (c) Prior acts (including arrests or convictions) or conduct or statements indicating a propensity for violence and antipathy toward good order and government.
6. Individuals involved in illegal bombing or illegal bomb-making.

Photograph has been furnished enclosed is not available
 may be available through _____

2 - Bureau

GEM:kss
(5)

1 - Special Agent in Charge (Enclosure(s) 1
U. S. Secret Service, Washington, D.C.

Very truly yours,

J. Edgar Hoover
John Edgar Hoover

Director
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DATE 6/20/83 BY 888 BTJ/RW

Enclosure(s) 1

(Upon removal of classified enclosures, if any, this transmittal form
becomes UNCLASSIFIED.)



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

In Reply, Please Refer to
File No.

February 10, 1967

ROBERT ARTHUR MEUNIER
EXTORTION - THREATS AGAINST THE PRESIDENT

On February 9, 1967, United States District Court Judge George L. Hart made available a letter received by him February 9, 1967, which read as follows:

"February 6, 1967"

"Hon. George L. Hart
U. S. District Judge
Federal Bldg
Washington, D.C."

"Judge Hart:"

"In a few short days the United States will lose a president and a vice president along with its Chief Justice for I am going to kill all 3 of them personally and no measures of security can protect them."

"This is not a prank - I assure you these 3 bastards are as good as dead. I alone know and have the means to assassinate them and die at my hands they will."

"Only a few days left now in fact less then 15 days."

b6
b7c

/s/ [Redacted]
Terre Haute, Ind 47808"

On February 9, 1967, at 3:45 p.m., Special Agent Gibbon E. Mc Neely of the Federal Bureau of Investigation (FBI) furnished information in the above letter to [Redacted] Protective Division, United States Secret Service; [Redacted] Special Investigations Squad, Metropolitan Police Department (MPD), and [Redacted] Marshal, United States Supreme Court. (u)

(u)

62-929-4A

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY 88-8 BVA/RW

[REDACTED]

On February 10, 1967, Mr. [REDACTED] Marshal, United States Supreme Court, made available two letters received February 9, 1967, by the Office of the Clerk, United States Supreme Court. The letters read as follows:

"Feb 5, 1967"

"Chief Justice
Earl Warren
Supreme Court of the United States
Washington, D.C."

"Honorable Sir:"

"Because of personal aggressions by the United States government against me, I pledge I will shortly kill The president of the United States."

"Also I will kill the vice president and kill you also."

"This will teach your government I am master of me and not your government. (u)

"I hope you don't think this letter to be a prank. I personally assure you it is not."

"All three of you have a short time to live."

b6
b7c

/s

[REDACTED]
Terre Haute, Ind. 47808"

"Feb. 7, 1967"

"Hon. Tom Clark, Justice
Supreme Court of U.S.A.
Washington, D.C."

"If you value the life of the President of the United States, the life of the Vice President - also Earl Warren, William Brennan and George L. Hart as well as your own you will follow the following instructions:"

ROBERT ARTHUR MEUNIER

"You will arrange to get \$7,000,000 all in cash - in denominations of twenties to five hundred dollar bills unmarked - pack in a box and send Special Delivery to [redacted] - Toronto, Canada, c/o [redacted] This money can save your six lives by February 20, 1967."

"If you fail or notify police I personally will kill all six of you. No protective measures of security can protect Johnson-Humphrey or the rest of you I promise. I am not alone. I have enough help."

b6
b7c

"So don't smirk on this as a prank. You have an oath from me this is no prank."

"So pay us seven (7) million dollars or die."

/s/

[redacted]

Terre Haute, Ind. 47808"

The above three letters were transmitted from Mr. C. E. Fenton, Chief, Classification-Parole, United States Penitentiary, Terre Haute, Indiana, 47808, to the recipients. (u)

On February 10, 1967, information in the above two letters was furnished by Special Agent Mc Neely of the FBI to [redacted] Special Investigations Squad, MPD, and [redacted] [redacted] Protective Division, United States Secret Service. (u)

9:42 AM

August 19, 1966

MEMORANDUM FOR MR. TOLSON
MR. MOHR
MR. CASPER
MR. WICK

(u)

Supreme Court Justice Tom C. Clark called me today to tell me how much he had enjoyed his trip to Quantico. He commented on what an outstanding job SAC Henry L. Sloan was doing and mentioned that he had shot a perfect score that day. I told Justice Clark that Sloan was busy supervising the Academy and really did not get too much practice. He also commented on Special Agent George Zeiss and said he thought he was such a good shot and that he enjoyed his trick shooting. (u)

Justice Clark said that he also wanted to tell me how happy everyone is about the increase in the National Academy. I told him that this was something that we have needed for a long time; that I was a little hesitant about bringing this to the President's attention, but that he was most enthused about it. Justice Clark said he has heard from police all over the country and they are very pleased and interested in the FBI increasing the accommodations at the Academy and he told them that he thought the answer to a great deal of the problems facing them today would be in the training they received. He said he was most enthused when Mr. Sloan showed him the plans for the new building. I stated that I thought it would be a very fine setup. I told Justice Clark that at present we were graduating approximately 90 men in each National Academy class, but that when we get the new accommodations we will be able to handle approximately 1,200 men a year. I stated that when the new building was completed all training would be done at Quantico. (u)

I commented to Justice Clark that what was really needed in law enforcement was more proficient training of officers. Justice Clark said the Bureau had already done so much in this regard. I agreed that law enforcement officers on a whole were much better trained today than they have been in years past. (u)

I mentioned to Justice Clark that you hear so much these days in regard to the limitations placed on police officers, but that we have had these limitations for years; that it is through investigative work that we solve cases.

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

F10 JER:am (7)

NOT RECORDED

145 OCT 4 1966

MAIL ROOM TELETYPE UNIT

6 OCT 4 1966

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BJS/RS

FILED IN

Memorandum for Messrs. Tolson, Mohr, Casper, Wick

August 19, 1966

Justice Clark advised me that he had recently spoken at the Echemian Grove and talked on law enforcement. He said he had repeated my feelings on the limitations placed on law enforcement as a result of the new rulings. He said that he has received over 200 letters from people who were complaining about the new rulings and also about Justice Douglas and his recent marriage. Justice Clark said that he has told all of them that the fact that the Bureau is increasing the facilities for training will be a big help to law enforcement. (u)

I advised Justice Clark that the Bureau's new training school would be the West Point of law enforcement. I commented that the building would not be ready until next year. I told him that eight men were being sent to schools throughout the country to get their masters degree so that our men would have the finest backgrounds available; they will be on the faculty and we will have the top faculty in this field. Justice Clark stated that there was no question about it -- that the Bureau had the top staff. I stated that we have been trying to keep it that way. I mentioned that we had a waiting list of men interested in becoming agents, but that we were having trouble hiring Negro Agents. I stated that the average Negro when he gets his degree can make more money practicing law than he can get by coming into the FBI. I stated that I had contacted Judges and District Attorneys throughout the country and they could not recommend anyone. I stated that in addition to being able to make more money practicing law, the Negro was fearful of getting into law enforcement work. Justice Clark inquired how the Negro Agents on our staff were working out and I advised him that some that we have at present are very fine and had done an excellent job. I also commented about the number of Negro clerks working at the Bureau and how this had worked out so well; that we had encountered no problems and that we had more Negro employees in the Bureau than the Department had in any of their other Divisions. I mentioned that we have for sometime been taking men into the National Academy from Europe, Africa, and Asia; that they get along fine with everyone and that it showed that it could be done if everyone was willing to go halfway. (u)

Justice Clark again thanked me for the trip to Quantico. I told him not to hesitate to go down there at any time. He said that possibly the Chief and he would go down in the Fall. (u)

Very truly yours,

J. E. H.

John Edgar Hoover
Director

SENT FROM D. O.
TIME 9:30 AM
DATE 10/3/66
BY [Signature]

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

MAIL ROOM TELETYPE UNIT

May 3, 1967

REC-24 62-72944-445

Honorable Tom C. Clark
Associate Justice of the
Supreme Court of the United States
Washington, D. C. 20543

Dear Tom:

Thank you for sending me a copy of your
itinerary. I am today alerting my representatives in
Honolulu, Tokyo, Hong Kong and Rome to your proposed
visits and am instructing them to be of help to your wife
and you. (u)

With personal regards and best wishes
for a most enjoyable trip. (u)

Sincerely,

ALL INFORMATION CONTAINED
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DATE 6/20/83 BY SP-8 BTJ/WUP

- 1 - Honolulu - Enclosure
- 1 - Tokyo - Enclosure
- 1 - Hong Kong - Enclosure
- 1 - Rome - Enclosure

Attention SAC and Legal Attaches: Enclosed is a copy of the itinerary
to be followed by Associate Justice Clark and his wife on their trip around
the world. Every courtesy should be extended to them during their stay
in your respective areas. (u)

- 1 - Mr. Beaver - Enclosures (2)
- 1 - Foreign Liaison Unit - Enclosures (2)

NOTE: By letter dated 4-19-67 the Director complimented Associate Justice
Clark on his being chosen as Chairman of the American Bar Association's
special committee on the evaluation of disciplinary enforcement. Justice
Clark acknowledged this communication and then indicated he and his wife
plan to take a trip around the world. By letter dated 4-21-67 the Director (u)

GEM:mel (9)

Note continued next page.

MAIL ROOM TELETYPE UNIT

Handwritten signature and initials

Handwritten initials and marks

MAY 3 1967
COMM-FBI

- Tolson _____
- DeLoach _____
- Mohr _____
- Wick _____
- Casper _____
- Callahan _____
- Conrad _____
- Felt _____
- Gale _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trötter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

Honorable Tom C. Clark

extended best wishes for the trip and indicated that if Justice Clark would let the Director know of his specific itinerary, Mr. Hoover would make arrangements so that our representatives would have an opportunity to be of assistance. (U)

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE TOM C. CLARK

April 30, 1967

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

Dear Edgar:

b1
&
3, 5, 8
/ 3

While we probably won't need any assistance, it is always good to know some of your men are available, and from a glance at the schedule the State Department has set up we are wondering if we can keep to it. A copy is enclosed.

70 m
11

Clark Mrs Tom C Clark

Mary and I both appreciate your writing and especially your good wishes. We hope to see you on our return, if not before.

Thank so much

Sincerely,

Lawrence

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

1-
ENCLOSURE

LOG

REC-23 62-72944-445

inc 5-3-67
GEM: nml

MAY 5 1967

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HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/ND

Evans

7
2/13

8/9

PROPOSED ITINERARY FOR JUSTICE CLARK

Wed.	June 14	Lv. Washington	13:00 UA 59	(Dulles)
		Ar. Los Angeles	15:20	
		Lv. Los Angeles	17:00 PA 323	
		Ar. Honolulu	20:20	
Thurs.	June 15			
Fri.	June 16	Lv. Honolulu	12:30 PA 1	
Sat.	June 17	Ar. Tokyo	15:25	
Sun.	June 18			
Mon.	June 19			
Tues.	June 20	Lv. Tokyo	17:30 PA 1	(daily flight)
		Ar. Hong Kong	21:30	
Wed.	June 21			
Thurs.	June 22			
Fri.	June 23			
Sat.	June 24			
Sun.	June 25	Lv. Hong Kong	12:50 ML 635	
		Ar. Singapore	16:25	
Mon.	June 26			
Tues.	June 27			
Wed.	June 28	Lv. Singapore	18:00 ML 128	(daily flight)
		Ar. Kuala Lumpur	18:45	
Thurs.	June 29			
Fri.	June 30			
Sat.	July 1	Rest Day		
Sun.	July 2	Rest Day		
Mon.	July 3	Lv. Kuala Lumpur	19:15 ML 127	
		Ar. Singapore	20:00	
		Lv. Singapore	21:00 QF 742	
Tues.	July 4	Ar. Sydney	07:05	
Wed.	July 5	Lv. Sydney	10:00 QF 852	
		Ar. Auckand	14:45	
Thurs.	July 6			
Fri.	July 7			
Sat.	July 8	Rest Day		
Sun.	July 9	Rest Day		
Mon.	July 10			
Tues.	July 11			

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-20-83 BY SP-8 BTJ/UP

62 7 2944-445

Wed.	July 12	Lv. Wellington	08:30 QF 313	
		Ar. Melbourne	11:25	
		Lv. Melbourne	14:00 AN 204	(1st class only)
		Ar. Adelaide	15:20	

Thurs. July 13
 Fri. July 14
 Sat. July 15
 Sun. July 16
 Mon. July 17
 Tues. July 18
 Wed. July 19

Convention of Law Council of Australia

Thurs. July 20
 Fri. July 21
 Sat. July 22
 Sun. July 23
 Mon. July 24
 Tues. July 25
 Wed. July 26
 Thurs. July 27

Rest Day
 Rest Day

Fri. July 28

Lv. Sydney	12:00 QF 739
Ar. Djakarta	16:50

Sat. July 29
 Sun. July 30
 Mon. July 31
 Tues. Aug. 1

Rest Day
 Rest Day

Wed. Aug. 2

Lv. Djakarta	08:50 TG 404
Ar. Bangkok	13:15

Thurs. Aug. 3
 Fri. Aug. 4
 Sat. Aug. 5
 Sun. Aug. 6

Rest Day
 Rest Day

Mon. Aug. 7

Lv. New Delhi Bangkok	00:30 PA 1
Ar. New Delhi	02:45

OR

(only these two flights
 on Monday)

✓ | Lv. Bangkok	19:10 JL 461
Ar. New Delhi	21:25

OR

Lv. Bangkok	19:20 AI 109
Ar. Calcutta	20:10

Tues.	Aug. 8	
Wed.	Aug. 9	
Thurs.	Aug. 10	
Fri.	Aug. 11	
Sat.	Aug. 12	Rest Day
Sun.	Aug. 13	Rest Day
Mon.	Aug. 14	
Tues.	Aug. 15	
Wed.	Aug. 16	
Thurs.	Aug. 17	
Fri.	Aug. 18	
Sat.	Aug. 19	Rest Day
Sun.	Aug. 20	Rest Day
Mon.	Aug. 21	
Tues.	Aug. 22	
Wed.	Aug. 23	

FRI. AUG. 25	Lv. New Delhi 8 a.m. on British Airways #781 Ar. Beirut 11:40 am
SAT. Aug. 26	Rest Day
Sun., Aug. 27	Lv. Beirut, Lebanon, 9 a.m. Royal Jordanian Airlines #405 Arrive Amman, Jordan 9:40 a.m.
Mon., Aug. 28	They will program something for you; i. e., lecture or speech, after you approve this revision.
Tues. Aug. 29	D i t t o
Wed. Aug. 30	Lv. Amman for Jerusalem via automobile (1 hr drive)
Thurs., Aug. 31	In Jerusalem
Fri. Sept. 1	Lv. Jerusalem 9:10 a.m. on M. E. #311 (Middle East Airlines) Arrive Beirut 10:10 am Lv. Beirut via M. E. #267 13:45 Ar. Ankara 15:10
Sat. Sept. 2	Rest Day - In Ankara
Sun. Sept. 3	Rest Day - " "
Sept. 4-11	During this week they will schedule something for you in Ankara or Istanbul or both; both cities in Turkey This is done by the Embassy.
Mon., Sept. 11	Lv. Istanbul 10:30 a.m. BE #267

Fri., Sept. 15

Lv. Athens TWA #801

10:30 am

Ar. Rome

12:15 pm

Sat. Sept. 16

Rest Days

Sun. Sept. 17

Rest Days

Sat. Sept. 23

Lv. Rome for United States - any time you want.

62-72944-446 IN THIS FILE SKIPPED DURING
SERIALIZATION.

5/22/70
MH

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/26/83 BY SP-8 OS/ML

8/15/67

CODE

CABLEGRAM

DEFERRED

REC-82

62-79944-447

- 1-Mr. Donahoe
- 1-Mr. Wick
- 1-Liaison
- 1-Dix

TO LEGAT HONG KONG
 FROM DIRECTOR FBI

(U)

VISIT OF SUPREME COURT JUSTICE TOM C. CLARK TO HONG KONG. (U)

REURCAB JUNE TWELVE LAST (U)

DINNER INVITATION WAS PREVIOUSLY EXTENDED AND ACCEPTED THROUGH
 STATE DEPARTMENT CHANNELS. CLARK WILL ALSO ACCEPT LUNCHEON
 INVITATION. (U)

BE PREPARED TO ADVISE CLARK IMMEDIATELY UPON ARRIVAL WHETHER
 HOGAN LUNCHEON IS STAG OR INCLUDES MRS. CLARK. (U)

WPD:HC
(7)

JUN 15 1967
 TELETYPE UNIT

VIA TELETYPE
 JUN 15 1967
 9:10 P FBC
 ENCIPHERED

1-Foreign Liaison Unit (Detached) (U)

NOTE:

Associate Supreme Court Justice Tom Clark and his wife plan to leave on around-the-world trip 6/14/67. Clark furnished itinerary to Bureau and the Director instructed Legal Attaches to extend any help possible. Sir Michael Hogan, Chief Justice, Supreme Court, Hong Kong, through Legat extended invitation to Justice Clark to a luncheon on Wednesday, 6/21, and Legat requested that it be determined if he would accept the invitation.

Mr. Sterling Donahoe determined from Miss [redacted] that the Justice would accept the invitation. (U)

b6
b7c

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

224

MAIL ROOM TELETYPE UNIT

ALL INFORMATION CONTAINED
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 DATE 6/20/82 BY SP-8 BTJ/20

[Handwritten signature]

[Handwritten notes and signatures]

Domestic Intelligence Division

INFORMATIVE NOTE

6-12-67

Date _____

Associate Supreme Court Justice Tom Clark and his wife plan to take a trip around the world during June - September, 1967. Clark furnished the Director his itinerary. The Director thanked him and told him he was making the itinerary available to our Legal Attaches with instructions to extend any help possible. U.S. Consul General in Hong Kong and Chief Justice, Supreme Court, Hong Kong, proposed dinner and lunch respectively for Clark. Legal Attache requests that we ascertain if Clark will accept these invitations. If approved, Liaison will determine this.

WPD:mh

WPD

JK

wes / msh

10

PN

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/20

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 Holmes _____
 Gandy _____

DECODED COPY

AIRGRAM CABLEGRAM RADIO TELETYPE

STATE 01
 URGENT 6-12-67
 TO DIRECTOR
 FROM HONG KONG NO. 50

ATTENTION: LIAISON SECTION.

VISIT OF SUPREME COURT JUSTICE TOM C. CLARK TO HONG KONG. (u)

CONSUL GENERAL RICE HAS EXTENDED INVITATION TO JUSTICE AND MRS. CLARK TO BLACK TIE DINNER AT HIS RESIDENCE ON THURSDAY, JUNE 22, AT 8 PM. SIR MICHAEL HOGAN, CHIEF JUSTICE, SUPREME COURT, HONG KONG, HAS EXTENDED INVITATION THROUGH LEGAT TO JUSTICE CLARK TO A LUNCHEON ON WEDNESDAY, JUNE 21. THESE ARE ONLY SOCIAL ACTIVITIES SLATED FOR JUSTICE CLARK IN HONG KONG PER HIS INDICATED DESIRE FOR MINIMUM SOCIAL ACTIVITY. NEW TERRITORIES TOUR WHICH INCLUDES STOP OVERLOOKING CHINESE COMMUNIST BORDER IN PRIVATE CAR IS ALSO AVAILABLE FOR SATURDAY, JUNE 24, SHOULD JUSTICE CLARK DESIRE. BUREAU IS REQUESTED TO CONTACT JUSTICE CLARK'S OFFICE TO ASCERTAIN WHETHER HE ACCEPTS (u)

Cable to Hong Kong
 REC-8262-72944-447-5-
 WPD:rc 6/15/67

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/20/83 BY 80-8 BTJ/RW

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 Holmes _____
 Gandy _____

DECODED COPY

AIRGRAM CABLEGRAM RADIO TELETYPE

PAGE 2, FROM LEGAT HONG KONG NO. 50

CONSUL GENERAL'S AND CHIEF JUSTICE'S INVITATIONS. NEW
 TERRITORY TRIP CAN BE DISCUSSED AFTER CLARK ARRIVES IN
 HONG KONG. ^{SUBMIT CABLE} PLEASE SUCAB REPLY. (U)

RECEIVED: 5:20 AM LRC (U)

3RD CC: MR. BRENNAN

If the intelligence contained in the above message is to be disseminated outside the Bureau, it is suggested that it be suitably paraphrased in order to protect the Bureau's cryptographic systems.

UNITED STATES GOVERNMENT

Memorandum

- 1 - DeLoach
- 1 - Wick
- 1 - Sullivan
- 1 - D.J. Brennan

DATE: June 12, 1967

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

TO : MR. DeLOACH *[Handwritten initials]*

FROM : S. B. DONAHOE *[Handwritten initials]*

SUBJECT: VISIT OF SUPREME COURT JUSTICE
TOM C. CLARK TO HONG KONG

(u)

[Handwritten notes]
2 -
(u)

[Handwritten signature]
~~J. T. Brennan~~

The Legal Attache at Hong Kong, by cable today, relayed two invitations for Justice Clark while he is visiting Hong Kong. Consul General Rice has extended an invitation to Justice and Mrs. Clark for a dinner on June 22, and Sir Michael Hogan, Chief Justice, Supreme Court, Hong Kong, has extended an invitation through the Legal Attache for a luncheon on Wednesday, June 21. The Legal Attache requested the invitations be relayed to Justice Clark and a cable reply be sent. (u)

Since Justice Clark will be leaving the country June 14, and since time was of the essence, I contacted Alice O'Donnell, his secretary. She advised that the invitation for dinner from Consul General Rice had been extended and accepted through the State Department. She was not previously aware of the invitation of Sir Michael Hogan and stated she will relay it to Justice Clark. She indicated she will advise us when a decision is reached. (u)

ACTION:

The Domestic Intelligence Division will advise the Legal Attache, Hong Kong, of the action taken. (u)

SBD: hgm
(5)

[Handwritten initials and signatures]
PB
5 JUN 1967

REC-82

62-72944-448

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/25/82 BY SP-8 BTJ/MS

JUN 20 1967

58 JUN 22 1967

UNITED STATES GOVERNMENT

Memorandum

- 1 - DeLoach
- 1 - Wick
- 1 - Sullivan
- 1 - D.J. Brennan

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

RA

TO : MR. DeLOACH

DATE: June 13, 1967

FROM : S. B. DONAHOE

SUBJECT: VISIT OF SUPREME COURT JUSTICE
TOM C. CLARK TO HONG KONG

Miss [redacted] secretary to Justice Clark, called at 4:30 p.m. today. She advised that Justice Clark desires to accept the invitation for a luncheon on Wednesday, June 21, extended by Sir Michael Hogan, Chief Justice, Supreme Court, Hong Kong. This invitation had been extended through our Legal Attache. (u)

b6
b7c

I told Miss [redacted] that we would notify the Legal Attache of the acceptance. She asked that Justice Clark be notified upon his arrival in Hong Kong whether the luncheon is "stag" or whether Mrs. Clark is also included. The Legal Attache will also handle this matter. (u)

ACTION:

Domestic Intelligence Division is appropriately notifying the Legal Attache at Hong Kong. (u)

SBD:hmm
(5)

3200 Hong Kong
6/14/67 WPD: [signature]

REC 22

62-72944-449

~~62-72944-100~~

18 JUN 15 1967

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/aw

58 JUN 21 1967

VIA TELETYPE
ENCIPHERED

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

WASHINGTON 01

DEFERRED 6-16-67 3-40 PM PLB

TO DIRECTOR
FROM HONOLULU

(u)

ATT. ADMINISTRATIVE DIVISION (u)

HONORABLE TOM C. CLARK, ASSOCIATE JUSTICE, U.S. SUPREME COURT. (u)

INFORMATION CONCERNING. (u)

JUSTICE TOM C. CLARK AND MRS. CLARK MET BY SAC, HONOLULU, AND OTHERS ON ARRIVAL PAN AMERICAN AIRLINES FLIGHT EIGHT TWO FIVE AT EIGHT TWENTY P.M., JUNE FOURTEEN LAST. ARRANGEMENTS HANDLED IN GETTING THEM SETTLED IN HILTON HAWAIIAN VILLAGE, WHERE THEY HAD ACCOMMODATIONS. (u)

ALL COURTESIES AFFORDED JUSTICE AND MRS. CLARK AND ASSISTANCE RENDERED ON THEIR DEPARTURE VIA PAN AMERICAN AIRLINES FLIGHT NUMBER ONE, LEAVING HONOLULU TWELVE THIRTY P.M. HONOLULU TIME JUNE SIXTEEN INSTANT. THEY ARE SCHEDULED TO ARRIVE TOKYO THREE TWENTYFIVE P.M. TOKYO TIME JUNE SEVENTEEN NEXT, WHICH IS AN EIGHT-HOUR FLIGHT NONSTOP.

BOTH VERY APPRECIATIVE. (u)

END

XJRL

FBI WASH DC JUN 17 1967

FOR DIRECTOR

REC 22 62-72944-449X JUN 20 1967

INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 6/20/83 BY SP-8 BTJ/ML

Mr Tolson

Memorandum

TO : DIRECTOR, FBI

FROM : *AM* LEGAT, HONG KONG (80-11)(RUC)

SUBJECT: VISIT OF JUSTICE TOM C. CLARK
U. S. SUPREME COURT, RETIRED, TO
HONG KONG

DATE: 6/30/67

(u)

JM

Re Director's let to Mr. Justice CLARK dated 5/3/67. *220 435* (u)

Justice and Mrs. CLARK departed from Hong Kong 6/25/67 for Singapore. They were met at the airport and taken to the airport for departure by Legat and were extended every courtesy possible while in Hong Kong. The CLARKs were luncheon guests of Hong Kong Supreme Court Chief Justice Sir MICHAEL HOGAN and Justice CLARK sat on the Supreme Court bench briefly as Sir MICHAEL's guest, an honor he very much appreciated. (u)

Justice and Mrs. CLARK were also guests of the Consul General and Mrs. [redacted] at the [redacted] residence. Both Justice and Mrs. Clark expressed their gratitude for the hotel accommodations in a very peaceful location which allowed them to get considerable rest for future stops in which Mr. CLARK's schedule is very demanding physically. (u)

b6
b7c

Justice CLARK was also interviewed by two Hong Kong English language radio stations and was extremely complimentary of the Director and the Bureau with particular emphasis on the Bureau's adherence to the requirements of the law in fulfilling its responsibilities. (u)

Justice and Mrs. CLARK both expressed strong appreciation for the courtesy afforded them while in Hong Kong. (u)

- 3 - Bureau
- (Foreign Liaison)
- 1 - Hong Kong
- DAG:enm
- (4)

EX-103

REC 45% 7-12-67 450

JUL 10 1967

INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY 88-8 BJS/100

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI

FROM : Legat, Tokyo (80-2) (RUC)

SUBJECT: VISIT OF HONORABLE TOM C. CLARK
ASSOCIATE JUSTICE OF THE SUPREME
COURT OF THE UNITED STATES

DATE: 7/7/67

Remylet 6/21/67. *Handwritten notes*

Enclosed for interest of Bureau are copies of pertinent State Department correspondence preparatory to current trip of Justice CLARK, and copy of personal note to Legat from Justice CLARK, expressing appreciation for courtesies. (U)

- 3 - Bureau (Encs. 6)
(1 - Liaison Section)
- 1 - Tokyo

HLC:fo
(4)

CONFIDENTIAL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY 88-8 GPO/PL

REC-40
100-7444-51
12 JUL 13 1967



JUL 21 1967

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

Supreme Court of the United States

Washington, D. C. 20543

6/20

Dear Patty & Bill: - There we are
with 3 seats (all over ground in the wild -
pleasant) and resort & comfortable in always
to you, Bill. We had such a nice walk
and - The lovely flowers - the Jack Daniel
& Johnny Walker made it so.

and we shall enjoy the summer in

and when you & boss have the first
prints. (I hope that I can make it)!

We are counting on seeing you in Wash-
ington - sorry we wish not be there until
late September (present plans) - but must
time to see to let us know.

Remember if you need anything in
Washington or the USA let us know -
with appreciation & best wishes

Prompt Transmittal

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/RW

SCHEDULE FOR JUSTICE T. M. CLARK

June 17 (Saturday)

3:25 PM Arrive Tokyo International Airport via Pan American Flight #1.
Proceed to Hotel Chura.

June 18 (Sunday)

8:20 AM Leave Hotel Chura by car for Asakusa Station.

9:00 AM Leave Asakusa for Nikko via Tohu Railway

10:45 AM Arrive Nikko

Afternoon Sightseeing

Stay overnight at Kenoya Hotel

* * *

June 19 (Monday)

Morning Sightseeing

12:10 PM Leave Nikko via Tohu Railway

2:15 PM Arrive Asakusa Station

4:30 PM Meeting with Chief Justice Yokota at the Supreme Court of Japan

6:00 PM Dinner hosted by Chief Justice Yokota and other Supreme Court officials

June 20 (Tuesday)

10:30 AM Justice Clark: Visit to the Legal Training and Research Institute of Japan. Roundtable meeting with faculty members of the Institute.

12:00 noon Mrs. Clark: Luncheon with Mrs. Johnson at the Residence (Tentative)

12:00 noon Justice Clark: Luncheon with Judge Suzuki, President of the Institute.

3:00 PM Justice Clark: Visit with Ambassador Johnson (Tentative).

4:00 PM Leave Hotel for Tokyo International Airport.

5:30 PM Leave Japan for Hong Kong via Pan American Flight #1.

UNITED STATES GOVERNMENT

Memorandum

TO : The Director

DATE: JULY 12, 1967

FROM : N. P. Callahan

SUBJECT: The Congressional Record

Pages S9357-S9359. Senator Yarborough, (D) Texas, spoke concerning the retirement of Supreme Court Justice Tom Clark and stated "our regret at Justice Tom Clark's leaving the Supreme Court is only partly mitigated by our pleasure in having Ramsey Clark as Attorney General and Justice Thurgood Marshall on the Court." Mr. Yarborough placed in the Record the remarks of the Honorable Orison Marden, president of the American Bar Association, made at the dinner honoring Justice Clark on June 12, 1967.

USA

(u)

Original filed in:
66-1731-3108

REC 39 62-72944-452
NOT RECORDED
126 JUL 18 1967

2
JUL 18 1967
1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/26/83 BY SP-8 BTJ/aw

In the original of a memorandum captioned and dated as above, the Congressional Record for 7-11-67 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

JUL 24 1967 299

UNITED STATES GOVERNMENT

Memorandum

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

TO : MR. TOLSON *C. J. [unclear]*

DATE: 8-9-67

FROM : R. R. BEAVER *RRB*

SUBJECT: FORMER SUPREME COURT JUSTICE
TOM C. CLARK

Former Justice Clark has been on a trip around the world which commenced in early June. He became ill in Bangkok, Thailand, and our Honolulu Office was in touch with State Department Officials in Bangkok on behalf of Attorney General Ramsey Clark who is in Honolulu. United Press releases today state that Justice Clark has a severe case of infectious hepatitis and he is being flown to the United States by the Air Force. A check with Air Force officials reveals the plane is scheduled to arrive at Andrews Air Force Base at 6:00 a.m., 8-10-67. (u)

Accordingly, I instructed SAC, Baltimore, to have agents on hand when the plane arrives in order to provide any assistance or courtesies needed. The Director's personal telegram was previously sent to Justice Clark in Bangkok. (u)

RECOMMENDATION:

Submitted for information. (u)

RRB:crt
(2)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP8 BTB/aw

REC-24

62-72944-453

EX-113

3 AUG 16 1967

56 AUG 22 1967
221

[Handwritten signature]
CORRECTION

Supreme Court of the United States ✓

Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

August 21, 1967

Dear Mr. Hoover:

Mr. Justice Clark is still at Bethesda Naval Hospital, but asked me to let you know he had your letter and appreciated your writing him. He was pleased, of course, to have the American Judicature Society award and especially glad his son could be in attendance to receive it for him.

It appears the Justice contracted hepatitis somewhere during the time he was out of the country and though progress is good the doctors say he will be required to rest for some time yet.

Sincerely,

[Redacted signature box]

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

- 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

b6
b7C

REC-60 62-72944-454

~~EXP. PROC.~~

14 AUG 23 1967

30 AUG 22 1967

54 AUG 31 1967

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/RLW

2-

DE

Q

8-7-67

TELEGRAM

URGENT

HONORABLE TOM C. CLARK
C/O COMMANDING OFFICER
5TH FIELD HOSPITAL
APO SAN FRANCISCO

(u)

I CERTAINLY WAS SORRY TO LEARN IT WAS NECESSARY FOR
YOU TO BE HOSPITALIZED AND HOPE YOU ARE RESTING COMFORTABLY.
YOU MAY BE SURE MY THOUGHTS ARE WITH YOU. WE ARE KEEPING
INFORMED AND WILL BE PLEASED TO BE OF ANY POSSIBLE ASSISTANCE.

JOHN EDGAR HOOVER

- 1 - Honolulu
- Reurtel 8-6-67.
- 1 - Mr. DeLoach
- 1 - Mr. Bishop
- 1 - Miss Gandy

EX-102
REC 29

67-72944-455

1967

NOTE: Mr. Clark is on the Special Correspondents' List and is known to the Director on a first-name basis. Liaison determined through military that above address is correct and commercial telegram is proper means of communication.

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

AUG 7 1967

WESTERN UNION

TEB

- Tolson _____
- DeLoach _____ PDW:rlf (7)
- Mohr _____
- Bishop _____
- Casper _____
- Callahan _____
- Conrad _____
- Felt _____
- Gale _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

JOSEPS 1967

INITIALED
DIRECTOR'S OFFICE

MAIL ROOM TELETYPE UNIT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/82 BY SP 8 BTM

WILKINSON 6722

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI *62-72994*

DATE: September 15, 1967

FROM : Legat, Rome (80-117) (P)

SUBJECT: HONORABLE TOM C. CLARK
ASSOCIATE JUSTICE OF THE SUPREME COURT
OF THE UNITED STATES
RESEARCH (CORRESPONDENCE AND TOURS)

ReBulet to Honorable ^{MRS} Tom C. Clark dated ^{REV 12/15} May 3, 1967, with copy to Rome. (U)

Associate Justice CLARK and Mrs. CLARK did not arrive in Rome, Italy, from Athens, Greece, aboard TWA flight 801 on September 15, 1967, in keeping with the itinerary furnished by the Bureau with reference letter. Inquiries made at the American Embassy, Athens, Greece, revealed that Justice and Mrs. CLARK were not known to have visited Athens as planned. (U) *D.S.*

It would be appreciated if the Bureau could advise of any known changes in the travel plans of Justice and Mrs. CLARK and if they may be expected to visit Rome at a later date. (U)

10
3 - Bureau (1 - Liaison) (U)
1 - Rome (80-117)
JSL:MEG
(4)

REC 5

62-72944-456

SEP 26 1967

82-117-15-11-11-11

Legal 9-22-67

29 1967

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE *6/20/83* BY *SP-8 [signature]*

SEARCHED
INDEXED
SERIALIZED
FILED

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Mohr

DATE: November 3, 1967

FROM : J. J. Casper

SUBJECT: HONORABLE TOM C. CLARK
ASSOCIATE JUSTICE, SUPREME COURT
(RETIRED)
VISIT TO QUANTICO 11/3/67

(u)

(u)

J. J. Casper

MAH

SAC Sloan telephoned from Quantico, Virginia, advising of receipt of call from Mr. Clark who wants to take his grandson, [redacted] (son of the Attorney General) dove hunting on the Marine Corps Reservation. Sloan ascertained that dove hunting is very poor on the Reservation as the birds have been pretty well shot out, but through Major [redacted] Wildlife Manager, Marine Corps Schools, arrangements were made for Mr. Clark and [redacted] to hunt on the Willis Farm near Culpeper, Virginia, on Saturday afternoon, 11/4/67, to be accompanied by [redacted] Forestry Officer, Marine Corps Base. Hunting is reported to be very good in that area. (u)

b6
b7C

Mr. Clark was very appreciative of the arrangements and told SAC Sloan that he might drop by the Academy this afternoon to have his shotguns checked. (u)

I instructed SAC Sloan to show Mr. Clark every courtesy. (u)

ACTION:

None.....Information. (u)

J. J. Casper

V. P. ...

R

1 - Mr. DeLoach
1 - Mr. Bishop
HLS/hcv
(4)

REC 6
EX-113
TWO

62-72944-457

NOV 8 1967

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/20/83 BY SP-8 BTJ/aw

55 NOV 16 1967

COPY MADE FOR MR. TOLSON

October 26, 1967

Honorable Tom C. Clark
2101 Connecticut Avenue, N. W.
Washington, D. C. 20008

(U)

Sam W. Clark

Dear Tom:

I was indeed sorry to learn of the passing
of your brother and want to express my heartfelt sympathy
to you. If there is any way in which we can be of assistance,
please let us know.

(U)

Sincerely,
Edgar

62-70944-
NOT RECORDED
191 OCT 30 1967

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/26/83 BY SP-8 BTJ/AD

~~19 OCT 27 1967~~

NOTE: See W. C. Sullivan to Mr. DeLoach memo dated 10-25-67 captioned
"Sam W. Clark, Information Concerning." JAS:jas. Bureau file 161-14
reflects Clark was a brother to Tom C. Clark and that he had lived in
Monterrey, Mexico, for many years. (U)

SAW:ncr (3)

REC-D 012106
FBI

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

MAILED 30
OCT 26 1967
COMM-FBI

59 NOV 2 1967 TELETYPE UNIT

ORIGINAL FILED IN 161-1419

88

Wad

Handwritten signatures and initials:
Holt
TSP
a
J
Saw

TO: SAC,

- Albany
- Albuquerque
- Anchorage
- Atlanta
- Baltimore
- Birmingham
- Boston
- Buffalo
- Butte
- Charlotte
- Chicago
- Cincinnati
- Cleveland
- Columbia
- Dallas
- Denver
- Detroit
- El Paso
- Honolulu

- Houston
- Indianapolis
- Jackson
- Jacksonville
- Kansas City
- Knoxville
- Las Vegas
- Little Rock
- Los Angeles
- Louisville
- Memphis
- Miami
- Milwaukee
- Minneapolis
- Mobile
- Newark
- New Haven
- New Orleans

- New York City
- Norfolk
- Oklahoma City
- Omaha
- Philadelphia
- Phoenix
- Pittsburgh
- Portland
- Richmond
- St. Louis
- Salt Lake City
- San Antonio
- San Diego
- San Francisco
- San Juan
- Savannah
- Seattle
- Springfield

- Tampa
- Washington Field
- Quantico

TO LEGAT:

- Bern
- Bonn
- Buenos Aires
- Hong Kong
- London
- Manila
- Mexico, D.F.
- Ottawa
- Paris
- Rome
- Santo Domingo
- Tokyo

Date September 22, 1967

RE: **HONORABLE TOM C. CLARK**
ASSOCIATE JUSTICE OF THE SUPREME COURT
OF THE UNITED STATES
RESEARCH (CORRESPONDENCE AND TOURS)

For information Retention optional For appropriate action Surep, by _____

The enclosed is for your information. If used in a future report, conceal all sources, paraphrase contents

Enclosed are corrected pages from report of SA _____ dated _____

**ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/20/83 BY SP-8 BTJ/RL**

Remarks:

Reurlet 9-15-67.

Former Associate Justice Clark became ill in Bangkok, Thailand, while on his trip in early August, 1967, and was flown back to the United States and hospitalized at Walter Reed Army Hospital, Washington, D. C. Bureau is not aware of any plans which he may have to travel further or visit Rome at some later time. (u)

1 - Foreign Liaison

Enc.
 Bufile (62-72994)
 Urfile (80-117)

FILE

COPY

PDW:rIf (5)K

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Casper

DATE: December 14, 1967

FROM : H. L. Sloan (u)

SUBJECT: HONORABLE TOM C. CLARK
ASSOCIATE JUSTICE SUPREME COURT (RETIRED)
VISIT TO QUANTICO, 12/28 - 29/67 (u)

Handwritten signatures and initials:
Sloan
Krus
Sloan

The writer today received a telephone call from Miss [redacted] Secretary of Honorable Tom C. Clark, Associate Justice Supreme Court (Retired), (Code 1207, Extension 472) advising that Justice Clark is in Texas and will return home on 12/27 and that he would like to bring his grandson, [redacted] (son of the Attorney General) to Quantico to hunt deer and turkey on 12/28 and 29/67. The writer advised Miss [redacted] that turkey season is closed but that deer hunting has been rather good on the reservation.

b6
b7c

Miss [redacted] stated that Mr. Clark had been in conversation with General Greene at the recent wedding at the White House and General Greene suggested that he bring his grandson to Quantico to hunt deer. The writer contacted Major [redacted], Wild Life Manager, and arrangements will be worked out for them to hunt on the reservation on the desired dates. (u)

ACTION:

None . . . Informative. I will follow and make sure that the arrangements are completed for this hunt. (u)

HLS:les
(3)

Handwritten notes and stamps:
REC 5
62-72944-458
DEC 27 1967
[Handwritten initials and signatures]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/UP

SENT DIRECTOR
12-15-67

TWO

59 JAN 13 1968

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Casper

DATE: February 20, 1968

FROM : H. L. Sloan (u)

SUBJECT: HONORABLE TOM C. CLARK
ASSOCIATE JUSTICE, U. S. SUPREME COURT (RETIRED) (u)

Reference is made to my memorandum of December 14, 1967 advising of Mr. Clark's proposed visit to Quantico on December 28 and 29, with grandson [redacted] to hunt deer. Although neither were successful in getting a deer they enjoyed the hunt and visit to the Academy. (u) DC- la

b6
b7c

While at the Academy Justice Clark observed and fired the Crosman carbon dioxide powered .22 caliber revolver we use in our firearms training and requested the writer to obtain two of them for presentation as gifts. (u)

This is to advise that the revolvers arrived today and will be delivered to Mr. Clark tomorrow. (u)

ACTION:

None....Informative. (u)

HLS:mcw
(3) *mcw*

REC-6 62-72744-459

EX-105 FEB 20 1968

FBI

FEB 23 1968

51 MAR 7 1968

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/RW

CRIME RESEARCH

March 5, 1968

Honorable Tom C. Clark
2101 Connecticut Avenue, N. W.
Washington, D. C. 20008

(u) *AMS* *2*

Dear Tom:

I was very pleased to learn you have been named Director of the Federal Judicial Center. You have certainly served your country well and deserve a rest; however, you are always ready to answer the call when needed. You will bring honor, dignity, ability and experience to this position and I want to extend my heartiest congratulations. (u)

With best wishes for every success, (u)

Sincerely,

Edgar

B

NOTE: Mr. Clark is on the Special Correspondents List and is known to the Director on a first name basis. (u)

DCM:lmf

(3)

EX-114

62-72714-460

13 MAR 6 1968

ENCLOSURE

News Clipping

DAG a

J

T&B

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE *6/20/82* BY *SP-8 BTJ/RW*

MAIL ROOM TELETYPE UNIT

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

**Tom C. Clark
 Will Head U.S.
 Judicial Center**

Retired Supreme Court Justice Tom C. Clark will become director of the new Federal Judicial Center established by Congress last November, Chief Justice Earl Warren announced today.

The center is to seek ways to solve case backlogs and administrative problems in the federal courts and will conduct educational and training programs for federal judicial personnel.

Clark was selected for the post by the center's board of federal judges.

Clark, who retired from the court last June when his son, Ramsey, was named U.S. attorney general, will not receive additional pay over his \$39,500 retirement salary.

(u)

DUPE

- The Washington Post _____
- Times Herald _____
- The Washington Daily News _____
- The Evening Star (Washington) A3
- The Sunday Star (Washington) _____
- Daily News (New York) _____
- Sunday News (New York) _____
- New York Post _____
- The New York Times _____
- The Sun (Baltimore) _____
- The Worker _____
- The New Leader _____
- The Wall Street Journal _____
- The National Observer _____
- People's World _____

Date MAR 4 1968

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6/20/83 BY 88-8 BTB/RUS

(u)

Handwritten:
 to Clark
 Dem/Conf
 omel
 3-5-68

62-72944-460

ENCLOSURE

DC-6

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

9/20

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 _____
 MR. JONES _____
 TELE. ROOM _____
 MISS HOLMES _____
 MRS. METCALF _____
 MISS GANDY _____

Dear Edgar:-

Thank you for your kind letter of the 19th regarding The National Conference on Citizenship- They say, it was the best conference yet-

I do think there is great potential in this group to inculcate honesty, sobriety and respect in our youth. It could be a potent instrument in the fight on juvenile crime- It is miserably financed and, therefore, greatly neglected.

I shall talk to Inspector Herington whose liaison duties will be most helpful to us- We welcome him in the work-

With appreciation and best wishes-

Sincerely

Tom Clark

Tom Clark

file

no Ack - refer to Dir. letter 9/19/68

M

UNRECORDED COPY FILED IN 94-95835

COPY:hcv

~~EXP. PROC.~~

SEP 23 1968

ENCLOSURE

REC-31

EX-105

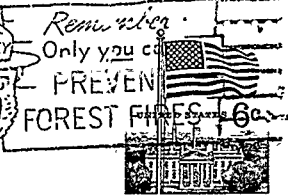
SEP 25 1968

62-72944-461

SEP 26 1968 XEROX
OCT 5 1968

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-9 BTJ/ew

Supreme Court of the United States
Washington, D. C. 20541



Hon. J. Edgar Hoover
Director, Federal Bureau of
Investigation -
Department of Justice
Washington D.C.

125 DIRECTOR
SEP 23 '68

potent instrument in the fight on juvenile
crime. It is miserably financed and,
therefore, greatly neglected.

I shall talk to Inspector Herington
whose liaison duties will be most helpful
to us. We welcome him in the work -

With appreciation and best
wishes -

Sincerely
Anderson

Supreme Court of the United States
Washington 25, D. C.

CHAMBERS OF
JUSTICE TOM C. CLARK

9/20

Dear Edger:- Thank you for your kind
letter of the 19th regarding the National
Conference on Citizenship - They say, it was
the best conference yet -

I do think there is great potential in
this group to inculcate honesty, sobriety
and respect in our youth. It could be a

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Casper

DATE: November 5, 1968

FROM : H. L. Sloan (u)

SUBJECT: TOM C. CLARK
ASSOCIATE JUSTICE
SUPREME COURT
(RETIRED) (u)

H. L. Sloan

I received a telephone call this afternoon from Mr. Clark inviting me to join him on a hunting trip 11/29/68. During the course of the conversation Mr. Clark asked about the progress on our new Academy and I advised him the construction funds are presently frozen and I did not know when the President will authorize the Budget Bureau to release the money. (u)

He stated that it is a shame that such an important project is being delayed and that he will make some calls to see what he can do to get it started. (u)

b6
b7c

He also stated that he wanted to bring his grandson, [redacted] (son of the Attorney General) to Quantico for a deer hunt when the season opens (11/18/68). You will recall that he did so a couple of times last year. I told him that I would be glad to make the necessary arrangements whenever he desires. (u)

ACTION:

None.... Informative. (u)

[Handwritten signature]

[Handwritten initials]

1 - Mr. Mooney
HLS/hcv
(3)

REC-9

62-72014-462

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/ew

NOV 15 1968

[Handwritten signature]

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Casper

DATE: 5/7/69

FROM : H. L. Sloan (u)

SUBJECT: JUSTICE TOM C. CLARK
U. S. SUPREME COURT (RETIRED) (u)

This is to advise that I have had several telephone conversations this week with Mr. Justice Clark, who solicited my assistance in obtaining a Winchester Model 21, 16 gauge double barrel custom grade shotgun (retail price \$1200) for presentation to Mr. Earl Warren at a retirement dinner June 5, 1969, given by the members of the Supreme Court. (u)

Through Mr. [redacted] Special Representative for Law Enforcement - Winchester - Western Division, Olin Industries, New Haven, Connecticut, an order has been placed, but as this is to be a custom built gun, it will take six to nine months for completion. The factory, however, will provide a substitute for presentation at the dinner. Mr. Clark seemed pleased with this arrangement. (u)

b6
b7C

For your information, the shotgun will be delivered to Mr. Justice Clark through a local dealer in Washington. These arrangements are being made by the company officials in view of the recent firearms legislation pertaining to interstate transportation of firearms. (u)

ACTION:

None . . . informative. (u)

HLS:les
(3)

✓ [Handwritten initials]

REC-10
[Handwritten initials]

[Handwritten initials]
62-72702-463

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/20/83 BY SP-8 BTJ/aw

MAY 12 1969

MAY 13 1969

MAY 21 1969

UNRECORDED COPY FILED IN 62-72702-463

UNITED STATES GOVERNMENT

Memorandum

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 : MR. HOOVER

DATE: 7/22/69

FROM : SAC MILNES

SUBJECT: MR. JUSTICE TOM CLARK (u)

I thought you would be interested in knowing that Justice Tom Clark has been in Seattle since July 15, 1969, attending the Ninth Circuit Judicial Conference. (u)

He has addressed the Conference on several occasions, particularly concerning the Federal Judicial Center and the New Magistrates Bill. (u)

I had Special Agent Kenneth C. Howe, who knows Justice Clark from his previous service as the Attorney General, meet him at the Seattle-Tacoma Airport on his arrival and take him to the Olympic Hotel. (u)

On July 19, 1969, I had Special Agent Joseph G. Walters take Justice Clark and Mrs. Clark to the Seattle-Tacoma Airport for return to Washington, D. C. (u)

I had occasion to see him a number of times and had lunch with him one day while he was here. Justice Clark is extremely friendly and accommodating, and is most appreciative of the courtesies extended to him. (u)

ST
111

K

EXP. PROC.

JUL 24 1969

EX-111
REC 43 62-72944-464

JUL 29 1969

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/22/83 BY SP-8 BTJ/rd

8/08

51 AUG 1 1969

6/10/69

AIRTEL

TO: DIRECTOR, FBI
ATTN: IDENTIFICATION DIVISION

FROM: SAC, DETROIT (62-0)

BAIL BOND SURVEY
FEDERAL JUDICIAL CENTER
IDENTIFICATION DIVISION MATTER

The Bureau is advised that former U.S. Supreme Court Justice TOM CLARK telephoned the Detroit Office, advising that in his present position with the Federal Judicial Center he is heading up a survey of bail bond practices throughout the U.S. to determine, in part, if there are any abuses in the existing system. Judge CLARK pointed out that representing him in the survey being conducted at Detroit is [redacted] a Law Professor at Wayne State University (WSU). Judge CLARK commented that perhaps the Detroit Office could be of some service to Mr. [redacted] in connection with his research, and Judge CLARK inquired if it would be permissible for Mr. [redacted] to contact the office. Judge CLARK was advised that Mr. [redacted] as his representative, would be most welcome. (u)

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b7c

Thereupon [redacted] telephone number [redacted], called the office and appeared 6/10/69. He identified himself as a former prosecutor in Los Angeles, a former Law Professor at the University of Michigan at Ann Arbor, and currently a Professor of Criminal Law at WSU. Mr. [redacted] explained that on behalf of the Federal Judicial Center, a survey of bail bond practices was being conducted independently in five cities, Omaha, Miami, Detroit, Los Angeles and Baltimore. He did not know the extent or the status of surveys being conducted outside Detroit. (u)

3 - Bureau
1 - Detroit
TJN/cfc
(4)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/83 BY SP-8 BTJ/RL

62-11144 -
NOT RECORDED
98 JUN 27 1969

59 JUL 15 1969

ORIGINAL FILED IN

Mr. [] explained that his survey encompassed some 1,000 Federal criminal cases in District Court, Detroit, of all Federal investigative agencies. He mentioned that he had discussed the survey with the Chief Judge RALPH M. FREEMAN and with U.S. ATTORNEY ROBERT J. GRACE, and he has been unable to determine what people were arrested while free on bail arising out of an earlier charge. He said this was the object of his survey to determine weaknesses and possible abuses in bail practices, giving persons who had been arrested an opportunity to commit additional criminal activity while free on bail awaiting trial for pending appeal. (u)

Mr. [] explained also that the people arrested were not available to him except through FBI identification records. On behalf of Judge CLARK, he inquired if it was possible for him to check the names of the people in the survey through the Identification Division to get up-to-date identification records. He mentioned that there was some urgency to his request in that it is his understanding Congress intends, perhaps in July, to review existing legislation. (u)

b6
b7c

Mr. [] concluded that if weaknesses exist and if persons free on bail commit other crimes, quite obviously some immediate action should be taken. He mentioned also at his disposal he has a number of law students who could, no doubt, prepare any descriptive data necessary to facilitate the search of Identification Division records. (u)

The purposes of the Identification Division to serve law enforcement, together with the volume of work in the Identification Division, was tactfully pointed out to Mr. [] and no commitment was made to him regarding the availability of Identification Division records for his survey. (u)

In view of Judge CLARK's interest, together with the possibility of disclosing abuses in bail bond practices, Mr. []'s inquiry is being brought to the Bureau's attention, and the Bureau's advice is requested as to the response that is to be made to Mr. []

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI

DATE: 7/25/69

FROM : SAC, SEATTLE

SUBJECT: JUSTICE TOM C. CLARK

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	_____

Handwritten initials and notes in top right corner.

Handwritten signature or initials.

(u)

Handwritten initials 'AS'.

There is attached a copy of a letter dated 7/21/69 from Justice CLARK, which is self-explanatory. He was in Seattle to attend the Ninth Circuit Judicial Conference. *(u)*

The speech he refers to is that given by SA DWIGHT DALBEY, of the Training Division, before the District Court Judges on 7/18/69 at Seattle. I have acknowledged Justice CLARK's letter. A copy of my acknowledgment is attached. *(u)*

Handwritten signature 'D. Dalbey'.

ENCLOSURE

- 2 - Bureau (Encl.-2)
- 1 - Seattle
- JEM:eon
- (3)

(u)

REC-31

EX-116

REC-75

62-72944-465

12 JUL 28 1969

53 AUG 11 1969

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/83 BY 88-8 R/S/20

CORRESPONDENCE

Handwritten initials/signature

THE FEDERAL JUDICIAL CENTER
DOLLEY MADISON HOUSE
1520 H STREET NW.
WASHINGTON, D.C. 20005

July 21, 1969

Dear Mr. Milnes:

I appreciate very much the many courtesies extended to me while I was in Seattle. I especially enjoyed the lunch with you and your brother agents.

I thought the address by Agent Dalby was especially good. I heard several favorable comments from the other judges concerning it.

When you are this way, please drop by to see me.

With best wishes.

Sincerely,

Handwritten signature of Tom C. Clark

TOM C. CLARK
Director

Mr. J. E. Milnes
Special Agent In Charge
Federal Bureau of Investigation
1015 Second Avenue
Seattle, Washington 98104

When you are here do come to see us -

tc

SEARCHED _____	INDEXED _____
SERIALIZED _____	FILED _____
JUL 24 1969	
FBI - SEATTLE	

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY 88-8 BTJ/aw

62-72944-465

ENCLOSURE

1015 Second Avenue
Seattle, Washington 98104

July 25, 1969

Hon. Tom C. Clark
Director
The Federal Judicial Center
Dolley Madison House
1520 H Street NW
Washington, D.C. 20005

(U)

Dear Justice Clark:

It was certainly good to see you while you were in Seattle and I enjoyed the association very much. (U)

I am particularly delighted to get your remarks about Special Agent Dalbey's speech and have taken the liberty of forwarding your comments to him. (U)

With best wishes, I am (U)

Sincerely yours,

J. E. MILMES
Special Agent in Charge

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY 88-8876/2W

102-7-794-41

EX-100

NOV 35

November 13, 1970

62-72944-466

~~CONFIDENTIAL~~

Honorable Tom C. Clark
2101 Connecticut Avenue, Northwest
Washington, D. C. 20008

(u)

Dear Tom:

Special Agent of our Miami

Office has advised me of the very kind remarks you made about
the FBI during the recent meeting of Senior Metropolitan Judges.

I am deeply appreciative of your generous comments about my
associates and my administration of this Bureau and you may

be sure your staunch support means a great deal to all of us
in the FBI. (u)

b6
b7c

Sincerely,

Edgar ~~_____~~

MAILED 8
NOV 13 1970
COMM-FBI

1 - Miami (80-1257) (u)
Reurlet 11-4-70. ✓

NOTE: Honorable Tom C. Clark is on the Special Correspondents List
and is known to the Director on a first-name basis. SA
is assigned to the Miami Office. (u)

- Tolson _____
- Sullivan _____
- Mohr _____
- Bishop _____
- Brennan, C.D. _____
- Callahan _____
- Casper _____
- Conrad _____
- Felt _____
- Gale _____
- Rosen _____
- Tavel _____
- Walters _____
- Soyars _____
- Tele. Room _____
- Holmes _____
- Gandy _____

MSR:nb (4)

DEC 16 1970

ALL INFORMATION CONTAINED
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DATE 6/20/83 BY [signature]

MAIL ROOM TELETYPE UNIT

ORIGINAL COPY FILED IN 62-72944-466

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI

FROM : SAC, Miami (80-1257)

SUBJECT: HONORABLE TOM C. CLARK
U.S. SUPREME COURT - RETIRED

DATE: 11/4/70

Mr. Tolson	✓
Mr. Sullivan	✓
Mr. Mohr	✓
Mr. Bishop	✓
Mr. Brennan	✓
Mr. Callahan	✓
Mr. Casper	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Tavel	✓
Mr. Walters	✓
Mr. Soyars	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

During the course of a recent annual meeting of the National President of the Senior Metropolitan Judges of the United States, the Honorable TOM C. CLARK was in attendance. During this convention, Mr. CLARK came in contact with the Legal Officer, SA [redacted] of the Miami Division, and upon learning that the latter was an Agent of the FBI, made several very generous favorable comments concerning Mr. HOOVER and the work of the FBI. In front of several other of the Judges who were in attendance, Justice CLARK stated that in his opinion Mr. HOOVER's contributions through the FBI to the entire country have been the most varied and most significant of the century. He stated not only has the FBI served as an example to all local law enforcement agencies but that they have led the way in bringing about greater knowledge of the court decisions.

He specifically mentioned Inspector DWIGHT J. DALBEY who is assigned to Headquarters as a man of great insight and a scholar in Criminal Law. Justice CLARK stated he had heard Inspector DALBEY lecture on a number of occasions and that all the Judges in the audience were very favorably impressed by DALBEY's insight and broad knowledge of the Federal Criminal Law. Justice CLARK used DALBEY's lectures as an example of how Mr. HOOVER had foreseen problems that would face the Bureau and law enforcement and had anticipated the need.

Justice CLARK was thanked by SA [redacted] for his very fine comments concerning Mr. HOOVER and Inspector DALBEY.

This information is being brought to the attention of the Bureau for the Director's information.

2 - Bureau
1 - Miami
KWW:klj
(3)

DEC 8 1970

CRIME RESEARCH

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

b6
b7c

EXP. PROC.
40 NOV 9 1970

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/82 BY 88-8 B50100



[Redacted]
Houston, Texas 77001
November 23, 1970

Mr. Sullivan	_____
Mr. Mohr	_____
Mr. Brennan	_____
Mr. Callahan	_____
Mr. Casper	_____
Mr. Conrad	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Tavel	_____
Mr. Walters	_____
Mr. Soyars	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

Mr. J. Edgar Hoover, Director
Federal Bureau of Investigation
U. S. Department of Justice
Washington, D. C. 20535

Dear Mr. Hoover:

Hearty congratulations on your reply to the unfounded, malicious remarks of one Ramsey Clark about you in connection with the launching of his book, as reported in the press on November 16.

Everything you said in your reply as carried in the press on November 17, made sense to me, except what you said about Ramsey's father, Tom C. Clark.

How you can say that Tom C. Clark was a "good, strong man", I cannot understand! Have you forgotten: 1) the attempted investigation of the 1946 election frauds in Kansas City, Missouri?, 2) the interference in the investigation of the paroles granted in 1947 to such underworld characters as Louis "Little New York" Campagna, Paul "The Waiter" DeLucia, Philip D'Andrea and Charles "Cherry Nose" Gioe, whose activities, in spite of the then absence of today's laws, you saw we kept abreast of?, 3) the peculiar manner in which prosecution of certain New York Office cases, requiring specific Justice Department approval, was turned down during the period, 1945-48?, etc., etc., etc. It would require pages and pages to itemize the "etc.'s", as you well know. So, why say that Tom C. Clark was a "good, strong man"?

If you were speaking relatively, I could perhaps understand, but you were not quoted as so speaking.

Sincerely yours,

Ignore.

[Redacted signature area]

GDH-JC

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191 NOV 30 1970

NOV 25 1970

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/25/83 BY 80-8 BTJ/uo

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61 DEC 2 1970

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30 NOV 25 1970
ORIGINAL FILED IN 92-54314-2

UNITED STATES GOVERNMENT

Memorandum

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. Walters	
Tele. Room	
Mr. Holmes	
Miss Gandy	

TO : Mr. Bishop *[Signature]*

FROM : M. A. Jones *[Signature]*

DATE: 4-20-70

(u)

SUBJECT: MEET THE PRESS
NBC TELEVISION PROGRAM FEATURING
FORMER ASSOCIATE JUSTICE OF THE
SUPREME COURT TOM CLARK AND FORMER
ATTORNEY GENERAL RAMSEY CLARK
APRIL 19, 1970

(u)
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/25/82 BY SP-8 BTJ/MS

Above-captioned program was monitored by SA [redacted]

There was no specific mention of the FBI except in regard to the Uniform Crime Reports. A question was directed to Ramsey Clark regarding the psychological significance of a law and order administration due to the fact that the crime reports showed a decrease in the rise of crime under the Nixon Administration. Clark replied that the administration might have a psychological effect but warned against reading too much from crime statistics inasmuch as most crime is never reported to the police. He went on to say that our concern should not be limited to whether crime is increasing or decreasing but rather the vastness that crime plays in our total social fabric. (u)

A synopsis of the responses to the principal matters discussed follows: The former Justice stated that the rise in crime was partially due to inequities in our society but another reason was the failure to detect crimes that are committed. He stated only 20 percent of crimes committed are actually detected and prosecution occurs, and that of that 20 percent some are found not guilty. He felt that this fact could encourage crime rather than court decisions which have been criticized for the encouragement of crime. The former Attorney General Ramsey Clark mentioned that to reduce crime our society must look to the mental and physical health of our people. The criminal justice system cannot deter society from crime alone. He stated that probably fewer than one in fifty serious crimes committed resulted in a conviction. (u)

The former Justice remarked that in his opinion there was nothing to warrant the present impeachment discussion regarding Justice William Douglas. He described Justice Douglas as industrious, knowledgeable and one of the most capable on the court. Ramsey Clark stated that in regard to the desegregation of the Nation's schools the supreme law of the land must be fulfilled and integration could only be fulfilled if the citizenry really wanted to see it accomplished. The (u)

- 1 - Mr. DeLoach
 - 1 - Mr. Bishop
 - 1 - Mr. M. A. Jones
- MM: bhm (5)

(u)

62-11944-
NOT RECORDED
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16 APR 28 1970

CONTINUED-OVER
CRIME RESEARCH

MAY 22 1970

ORIGINAL FILED IN 94-3-1

M. A. Jones to Bishop Memo
RE: MEET THE PRESS

former Attorney General also said, regarding the allegation that he had been a cream puff in fighting crime, that crime control can only be achieved through the professionalization of the police, the modernization of the courts, and the rehabilitation of those convicted of crime. (u)

Regarding wiretapping, Ramsey Clark based his refusal to use the authorization given by Congress on his belief that wiretapping undermines the confidence of the people in the Government, demeans human dignity in the long run, and escalates the level of violence. He stated he had requested methods from the Congress to fight crime, for instance gun control. He stated that neither President Nixon nor the Congress had given this type of control and that this is one of the ways that crime is controlled. He further added that the Attorney General cannot alone reduce crime as his opportunities are terribly limited. He stated that crime control is a local responsibility. The role of the Attorney General is in the image he gives to the purpose of crime control. That is, one of fairness. (u)

Regarding the use of violence to achieve a goal, Ramsey Clark stated he is against violence of any sort and that violence is no longer acceptable as a problem solver either nationally or internationally. He stated dissent is the principal ingredient in the quest for truth and has been throughout all society. (u)

Ramsey Clark's response to the query as to what he would have testified to at the trial of the Chicago 7 was simply that the defense and the prosecution know what his testimony would have been, and that it is proper for a man of the law to limit his remarks to that which was allowed in court. (u)

The former Justice attributed the defeat of Haynesworth and Carswell nominations to a combination of unfortunate circumstances that arose rather than to bias/against a southern appointee who is a strict constructionist. (u)

Regarding the effect of the Miranda decision, Ramsey Clark stated that powerless people must be treated the same as wealthy, powerful individuals. He thought the Miranda decision would cause the police to professionalize. The former Justice stated he agreed to the result achieved in Miranda but felt it was going too far too quickly. He stated he based his agreement on the results on the due process clause, that is, taking the whole circumstances of each case to determine if a fair interrogation or proceeding did take place. In response to the question, what is the most serious problem connected with the administration of justice, the former Justice stated the inequities in the system and the delay and backlog of cases. (u)

Ramsey Clark also mentioned that he did not have presidential ambitions. (u)

RECOMMENDATION:

None. For information. (u)

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
Sullivan	_____
Mohr	_____
Bishop	_____
Brennan, C.D.	_____
Callahan	_____
Casper	_____
Conrad	_____
Dalbey	_____
Felt	_____
Gale	_____
Rosen	_____
Tavel	_____
Walters	_____
Soyars	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

TO : MR. W. C. SULLIVAN *JS* (u)

FROM : S. B. DONAHOE *SD* (u)

SUBJECT: FORMER ASSOCIATE JUSTICE
TOM C. CLARK (u)

DATE: May 25, 1971

[redacted] secretary to Justice Clark, called from the Supreme Court this morning. She said that Justice Clark had asked if the FBI could be of any help to him in determining some figure as to the number of police officers in the United States. (u)

I referred her to the latest figures available to us which appear in the publication "Public Employment" put out by the Bureau of Census. The latest figures are as of October, 1969, and show 377,000 local and state law enforcement officers and 431,000 local and state law enforcement personnel (including civilians). (u)

b6
b7c

Miss [redacted] said she knew the Justice would be most appreciative. (u)

ACTION:

For information. (u)

SBD:chs (3)

- 1 - Mr. Sullivan
- 1 - Mr. Bishop

REC-24 2-72944-467

EX-113

MAY 28 1971

CRIME RESEARCH

54 JUN 4 1971

ALL INFORMATION CONTAINED
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DATE 6/20/82 BY SP-8 BTJ/RW

December 9, 1970

Honorable John A. Montgomery
Editor
The Columbia Record
Post Office Box 1333
Columbia, South Carolina 29202

(u) *Toni Clark*

Dear Mr. Montgomery:

I have had an opportunity to read the editorial, "The Clarks And Hoover," which appeared in the November 24th edition of your newspaper. (u)

It was indeed good of you to comment as you did regarding my direction of the FBI and your support means a great deal to me. It is hoped my endeavors will continue to merit your approval. (u)

Sincerely yours,

J. Edgar Hoover

62-7-74
NOT RECORDED

341 35 8 1971

ENCLOSURE

1 - Columbia

FEB 2 1971

NOTE: Mr. Montgomery is on the Special Correspondents List; address per mailing list. (u)

RCB

FMG:cam (5)
cam

ENCLOSURE

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DATE 6/20/83 BY SP-8 BTJ/RLP/BW

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- Tolson _____
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- Mohr _____
- Bishop _____
- Brennan, C.D. _____
- Callahan _____
- Casper _____
- Conrad _____
- Felt _____
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- Holmes _____
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58 FEB 14 1971

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James
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- Mr. Tolson
- Mr. Sullivan
- Mr. Mohr
- Mr. Bishop
- Mr. Pennington
- Mr. Callahan
- Mr. Casper
- Mr. Conrad
- Mr. Felt
- Mr. Gale
- Mr. Rosen
- Mr. Tavel
- Mr. Walters
- Mr. Soyars
- Tele. Room
- Miss Holmes
- Miss Gandy

(Mount Clipping in Space Below)

The Columbia Record

PUBLISHED BY THE STATE-RECORD PUBLISHING COMPANY, INC.
Afternoon Newspaper Established in 1897 in Columbia, South Carolina

AMBROSE G. HAMPTON
Chairman of the Board
Publisher

ARTHUR D. COOPER
President
General Manager

JOHN A. MONTGOMERY
Editor

H. HARRISON JENKINS
Associate Editor

WILLIAM A. COLLINS
Managing Editor

12-A

Tuesday, November 24, 1970

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

12A

The Columbia Record

Columbia, S. C.

The Clarks And Hoover

Former attorney general and retired Supreme Court Justice Tom Clark has criticized FBI Director J. Edgar Hoover and noted that he had some trouble with Mr. Hoover, as did his son Ramsey when he (like Pop Clark) was attorney general.

Well. One must assume that Clark's memory goes back to an August 1946 election when Enos Axtell, backed by Boss Tom Pendergast, was nominated over incumbent Congressman Roger Slaughter.

A Jackson County grand jury investigated the election and reported that Slaughter had been "deprived of the nomination by fraudulent miscount of votes and other types of fraud." The Kansas City Star demanded a Federal investigation.

Attorney General Tom Clark or-

dered the FBI merely to examine the information which the newspaper possessed. That and nothing more. The Jackson County Grand Jury indicted 71 persons; the Federal government, none. Axtell lost the election but President Harry Truman moved Clark on to the Supreme Court.

There is also a matter of a parole to four extortionists by Clark's Board of Parole under the Department of Justice in 1947. But let us not exhume skeletons. Let us simply attest that we have heard the Clarks and we have listened to Hoover. The Clarks are politicians; Hoover, a dogged and rugged civil servant who has withstood terrific political pressure in the past . . . and in the present:

ENCLOSURE

62-72944-

ENCLOSURE

Date: 11/24/70
Edition: Final
Author:
Editor: John Montgomery
Title:

Character:
or
Classification:
Submitting Office: Columbia
 Being Investigated

Act: omf
12-9-70
7MG: cam

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DATE 6/20/82 BY SP-8 RTS/RLW

4

DO-6 OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

June 21, 1971

The attached letter was sent to the
Director from an anonymous
source in Henderson, Texas. (u)

- Spelman* MR. TOLSON
- MR. SULLIVAN
- MR. MOHR
- MR. BRENNAN, C.D.
- MR. CALLAHAN
- MR. CASPER
- MR. CONRAD
- MR. DALBEY
- MR. FEE
- MR. GALE
- MR. ROSEN
- MR. TAVEL
- MR. WALTERS
- MR. SOYARS
- MR. BEAVER
- MR. JONES
- TELE. ROOM
- MISS HOLMES
- MRS. METCALF
- MISS GANDY

0-11111

COMMUNICATIONS
ENVELOPE ATTACHED

*Translation checks
status of memo to team* (u)

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DATE 6/20/83 BY 88-8 BT/ab

*No ask
Anonymous file
pg 8*

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REC-34

EX-109

62-72944-468
NOT RECORDED

16 JUN 24 1971

ENCLOSURE

53 JUN 30 1971

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

Dear Sir:

As one of your admirers who should have furnished you with this bit of ancient information years ago but for my personal inability to prove the allegations although I am convinced of their authenticity.

During the year 1939 I was in the office of Marvin H. McMurrey, President of McMurrey Refining Company, Tyler, Texas, with whom I had had business relations for several years; and a person whose truthfulness I believed in fully suddenly blurted out the following for no reason I could think of then or now, other than that he was angry and that he knew I was not a talebearer:

"You know Bill McCraw (then Texas Attorney General) has been giving us Hell over oil proration violations, and he would 'lay off' if we would send \$100,000.00 to Tom Clark in Dallas for transmittal to him. Well, we sent the \$100,000.00 to Tom Clark in cash as instructed, by a trusted messenger, now McCraw says Tom Clark claims we only sent \$50,000.00, and he is now demanding we send the other \$50,000.00."

is

The wording of the foregoing quotation ~~is~~ not verbatim for 32 years has elapsed, but the substance is correct.

He further stated that he knew \$100,000.00 was delivered to Tom Clark.

Bill McCraw and Marvin McMurrey are both deceased, but

[redacted] and I believe also [redacted] was, at the time of the above related incident, an accountant in the office of McMurrey, still resides in Tyler and may be in position to shed more light on this

b6
b7c

I understand Tom Clark and Bill McCraw were law partners in Dallas before McCraw was elected Texas Attorney General.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/20/83 BY SP-8 BTJ/RLD

ENCLOSURE

468

ANONYMOUS COMMUNICATIONS
KEEP DEVELOPER'S NAME

October 31, 1973

Honorable Tom C. Clark
United States Supreme Court
Washington, D. C. 20543

Dear Justice Clark:

It is with great pleasure that I invite you to address the members of the 95th Session of the FBI National Academy, their families, and friends at graduation exercises to be held for their class on December 6, 1973, at the FBI Academy, Quantico, Virginia. The formal exercises will begin at 10:30 a.m. and will culminate 12 weeks of intensive study on the part of 250 law enforcement officers representing every state in the United States, Puerto Rico, the Virgin Islands, and 11 foreign countries. (u)

Members of the class represent practically every level of law enforcement in this country. Their curriculum is designed to enhance the ability of the student as an administrator in law enforcement. I know they would be extremely proud and pleased if you could honor them with some words of encouragement as they prepare to return to their own departments. (u)

If you can be with us, I will be happy to furnish an escort to and from the FBI Academy. I will also furnish you with additional information concerning the Academy if you desire. Please let me know if you can participate in the graduation exercises on December 6. (u)

Sincerely,
REC-95/02-72944-969
Clarence

MAILED 9
NOV 1 1973
FBI

1 - Mr. Zeiss
JVC:mkm
(6)

NOTE: We have previously invited General Cushman, Commandant of the U. S. Marine Corps, and Lieutenant General (Retired) Benjamin O. Davis, Department of Transportation, who have both advised that previous commitments will not permit them to appear as requested. Address per liaison, Washington Field Office. (u)

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DATE 6/20/83 BY SP8-8/STW

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

NOV 2 1973

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE TOM C. CLARK

November 2, 1973

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

Dear Clarence:

Thanks very much for your kind invitation to take part in the Graduation Exercises at the Academy in December. I wish it were possible for me to attend; however I am slated to preside on the Federal District Court in New York during that week.

I appreciate your asking me and hope that my schedule will prove to be more adaptable for one of your future programs.

With my best wishes.

Sincerely,

TOM C. CLARK

Tom Clark

REC-39

62-72944-470

Honorable Clarence M. Kelley
Director
Federal Bureau of Investigation
United States Department of Justice
Washington, D. C. 20535

NOV 13 1973

2-72944-

PS: I was at Quantico last Sunday with Tom Jenkins and Geo. Zeiss - you have a wonderful place there. I regret deeply this conflict on December 6th and hope that you will give me a rain-check. Sorry I miss out you but I had to return Sunday. Very best always

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DATE 6/20/83 BY SP-8 RJS/aw

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FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT: **WASHINGTON FIELD**

FILE NO.

REPORT MADE AT WASHINGTON, D. C.	DATE WHEN MADE 10-3-52	PERIOD FOR WHICH MADE 9/24-10/3/52	REPORT MADE BY EDWARD J. HAYES EJB:PCN
TITLE MAS. C. CLARK; HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

67875

OPSIS OF FACTS:

Review conducted of Liquor Industry and Schine circuit theatre case files. Departmental Attorneys handling Liquor and Schine case interviewed. ALFONS B. LANDA, Attorney representing Joseph Seagram Company, Washington, D. C., informs of conference with ERNEST L. BRANHAM, Antitrust Division Attorney, Department of Justice, in late 1948 concerning alleged contributions by LOUIS ROSENSTIEL, President of Schenley Industries. LANDA denies making statement that TOM CLARK, former Attorney General, Department of Justice, had given ROSENSTIEL assurances that there would never be any suit of any nature against the Liquor Industry; denies any knowledge of misconduct or mishandling of Liquor case by TOM CLARK. Review of personnel files of THOMAS C. CLARK and HERBERT A. BERGSON set out.

2-53-26
12-1-10

100 AJ
100 Murray

memo 10-10-52 destroyed per form 4-341 P - dated 7/31/69
2 Enbueky destroyed 8/8/69

100 Williams 4718 *1 cc ret. to file by Williams 12-4-52*

100 Winterrowd 5708 *1 cc ret. to file by Winterrowd 12/1/52*

APPROVED AND FORWARDED: *1st Lieut. [Signature]*
SPECIAL AGENT IN CHARGE

DO NOT WRITE IN THESE SPACES

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DEC 1 1952

62-97557-55

SE-3

RECORDED

INDEXED

OCT 10 1952

100 each sent Murray - see Enclosure

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 6/29/83 BY 809 GRT/PLS

TABLE OF CONTENTS

	<u>PAGE</u>
3. ERNEST L. BRANHAM	122
4. WENDELL BERGE	123
5. H. GRAHAM MORISON	124
6. HAROLD L. SCHLIZ	125
7. EDWARD R. KENNEY	126
8. EDWARD P. HODGES	127
9. HOLMES BALDRIDGE	128
10. KENNETH L. KIMBLE	129
11. SHELBY FITZE	130
12. LT. COM. HAROLD S. LARSEN	132
13. EDWIN PEWETT	134
14. MAURICE SILVERMAN	137
15. SEYMOUR KRIEGER	137
16. THURMAN ARNOLD	138
17. RODOLFO A. CORREA	139
18. WILLEAM AMORY UNDERHILL	139
19. W. WALLACE KIRKPATRICK	139
20. PHILLIP MARCUS	140
21. JUDY GOLDSTEIN	156
22. ROBERT L. WRIGHT	157
 VII. REVIEW OF PERSONNEL FILE OF THOMAS C. CLARK	 159
VIII. REVIEW OF PERSONNEL FILE OF HERBERT A. BERGSON	162

TABLE OF CONTENTS

	<u>PAGE</u>
I. REVIEW OF DEPARTMENT OF JUSTICE LIQUOR INDUSTRY CASE FILES	3
II. SIGNED STATEMENT OF ERNEST L. BRANHAM	29
III. INTERVIEWS CONDUCTED WITH DEPARTMENTAL ATTORNEYS ON LIQUOR INDUSTRY CASE:	
1. BADDIA J. RASHID	50
2. ROY C. COOK	52
3. H. GRAHAM MORISON	53
4. GORDON GRANT	55
5. EDWARD R. KENNEY	56
6. CHARLES H. WESTON	56
7. ROBERT L. STERN	57
8. JOHNSTON AVERY	58
9. EDWARD P. HODGES	59
10. GEORGE P. HADDOCK	61
11. RODOLFO A. CORREA	63
12. M. REYNOLDS SANDS	64
13. WILLIAM AMORY UNDERHILL	65
14. ELMO D. FLYNT	66
15. GEORGE P. COMER	67
16. ALLEN A. DOBEY	69
17. WENDELL BERGE	72
18. LEO H. KUHN	75
19. LEONARD M. BERKE	75
20. VICTOR H. KRAMER	76
21. LEROY McCauley	79
22. HOLMES BALDRIDGE	80
23. J. RIDLEY MITCHELL	81
24. ERNEST L. BRANHAM	81
25. CLINCH HEYWARD BELSER	82
26. GEORGE ALT	83
27. JOHN A. JORDAN	83
IV. INTERVIEW WITH ALFONS B. LANDA, ATTORNEY, JOSEPH A. SEAGRAM CO. .	84
V. REVIEW OF DEPARTMENT OF JUSTICE SCHINE CIRCUIT CASE FILES	89
VI. INTERVIEWS CONDUCTED WITH DEPARTMENTAL ATTORNEYS ON SCHINE CIRCUIT CASE:	
1. MILTON A. KALLIS	120
2. JOHN F. CLAGETT	121

WFO 62-7197
WEF:PCN

DETAILS: AT WASHINGTON, D. C.

This investigation was initiated upon the instruction of Attorney General JAMES P. McGRANERY, who desired a full investigation be conducted concerning allegations that TOM C. CLARK improperly handled an Antitrust investigation of the Liquor Industry, and that a full investigation be conducted concerning the allegations that TOM C. CLARK and HERBERT BERGSON improperly handled the Schine Circuit Antitrust case.

ARMANDO di GIROLAMO, Chief, Records Administration Branch, and CHARLES B. PARKER, Administrative Assistant, Antitrust Division, Department of Justice, made available the following files pertaining to the Antitrust investigation of the Liquor Industry. These files were reviewed by Special Agents ALFONSE F. CALABRESE, WILLIAM E. FENIMORE, WILLIAM T. FORSYTH, GUSTAVE SARIDAKIS, EUGENE D. THOMPSON and ROBERT N. WINGARD:

60-72-0 (11-22-34 to date)	60-257-16
60-257-0 (1-27-35 to date)	-17
-1	-18
-2 (9-14-34 to date)	-19
-4	-20
-5	21
-6	-22
-7	-23
-8	-25
-9	-26
-10	-200
-12	

File 60-257-0 contains the file copy of a letter dated May 13, 1952, from PHILIP W. PERLMAN, Acting Attorney General, to STEPHEN A. MITCHELL, General Counsel, Special Subcommittee to Investigate the Department of Justice, House of Representatives, Washington, D. C., which read in part:

"Reference is made to the Subcommittee's request concerning the antitrust investigations conducted by this Department involving the Schenley, Seagram, National and Hiram Walker liquor interests.

"As you know, these files were made available to Mr. COLLIER of your staff and, after he had examined them and discussed their contents with the members of the staff of the Antitrust Division concerned, Mr. COLLIER asked that a memorandum be prepared and submitted to the subcommittee reviewing the entire matter and covering not only the material he had examined, but also that discussed by him with the Antitrust Division staff.

"The requested memorandum has been prepared. It contains a digest of all the pertinent evidence gathered in two extensive investigations, the proposed procedures and the prospective theories of any case which this Department might conceivably bring against any segment of the liquor industry.

"Although no civil or criminal antitrust proceedings were instituted against these major companies, because of the lack of evidence to support any such action, the liquor industry, by reason of its impact upon large consumer interests, is one which is always under consideration and surveillance by the Antitrust Division of this Department. Thus to this extent the matter remains open.

"As in all other industries in the Nation, major changes in the liquor industry could occur swiftly and so alter the situation found to exist in prior years as to require prompt action by the Government under the antitrust laws. In view of this, I would be genuinely concerned if this memorandum, or a copy thereof, through inadvertence or otherwise, were to get into the possession of the liquor industry.

"If this should happen, irreparable damage might be done to the public interest in any subsequent legal action which this Department might take on the basis of a change in the facts. I am most reluctant, therefore, to permit this memorandum to go out of the Department, although I sincerely desire that the Subcommittee be fully and completely advised of all the facts.

"As already mentioned, Mr. COLLIER of your staff has had access to the Department's files on this matter and has discussed all of its aspects with the staff of the Antitrust Division concerned. In order that the confidential nature of the memorandum in question may be safeguarded and at the same time permit the purposes of your investigation to be served, I suggest that the memorandum be made the subject of conference, inspection and perusal between you and me and any member of the Subcommittee designated for this purpose. I would assume you would also wish Mr. COLLIER of your staff to attend this conference."

The requested memorandum to which PERLMAN makes reference is:

"MEMORANDUM RE NATIONAL INVESTIGATIONS OF LIQUOR INDUSTRY
BY ANTITRUST DIVISION FROM 1943 TO DATE"

"In 1943 the Judiciary Committee of the Senate initiated an investigation of the liquor distilling industry. Shortly after that investigation was instituted, the Committee requested the assistance of the

Antitrust Division in gathering information concerning the activities of the major distillers. In conformity with this request and after an extensive preliminary investigation by members of the Antitrust Division staff, a grand jury was authorized in November 1943 and convened in the District of Columbia in December 1943 for the purpose of determining whether certain members of the liquor industry were violating the antitrust laws.

"Subpoenas were served on the four largest distilling companies, namely, Schenley, Seagram, National, and Hiram Walker, and subsequently upon a number of smaller independent distillers, calling for the production of documents concerning liquor stocks, acquisitions, assets, sales, prices, marketing policies and banking affiliations. Representatives of the Department conducted extensive file searches in the offices of some of the companies under subpoena to assist such companies in compliance with the subpoenas. In addition to serving subpoenas, questionnaires were sent to numerous rectifiers and bottlers of spirits, small distillers, and others requesting information pertinent to the investigation. Information also was obtained from a number of government agencies in connection with the distilled spirits industry, as well as from certain banking corporations.

"At the conclusion of the extensive grand jury investigation in 1943 and 1944, the staff assigned to the investigation concluded: (1) that there was no evidence of common ownership or control in the industry; (2) that the acquisitions of the Big Four were not made pursuant to any conspiracy; (3) that the distillers had no common connections with banking interests; and (4) that there was no collusion among the major distillers with respect to marketing and distribution practices. However, the staff found that there was a high degree of concentration in the hands of the Big Four and that competition in the industry as between the Big Four and the independents had been steadily lessening.

"Upon the basis of the facts outlined in the paragraph above, the investigation was officially closed in late 1944. However, the subject remained open in the sense that the staff felt that in the post-war period, with the removal of governmental wartime regulations in the liquor industry, evidence might subsequently be found of collusion or conspiracy among the Big Four or that one of the Big Four would emerge as the leader to such an extent as to require a further examination of the developing facts.

"During the course of the investigation members of the Antitrust Division staff kept constantly in touch with members of the Judiciary Committee of the Senate and its Chief Counsel. Before closing the investigation the following matters were informally discussed with the Committee for Committee consideration and action: (a) restrict-

ing domestic distillers of spirit beverages from engaging in the manufacture, processing and sale of wines and beers; (b) restricting domestic distillers of spirit beverages from importing and selling foreign distilled spirits and wines; (c) requiring distillers to bottle their spirits under prewar brand names in somewhat the same ratio as existed prior to the emergency; and (d) requiring the distillers to package their bottled goods in quarts instead of fifths.

"Upon the termination of the grand jury investigation in 1944, one fact was clear and that was that there was a high degree of concentration in this industry, even though there was a lack of evidence of conspiracy among the major liquor companies. In the light of this fact, it was determined that the Antitrust Division would maintain an active watch over the industry in the belief that, upon the end of wartime restrictions upon the manufacture of distilled spirits, any intention by members of the Big Four to monopolize would soon appear. Although the war ended in the last part of 1945, allocation of grain for the production of spirits was under government regulation well into 1948 because of the demands for grain in the devastated areas of Europe. It was not until 1949 that this industry was entirely free of government restrictions on production.

"By 1949 no evidence had come to the Department's attention that any one of the Big Four had reached such a position of dominance as to be able to direct the course of action of the other major distillers in the industry. Furthermore, the Division had received no complaints of monopoly or conspiracy during the five-year post-war period. In order to re-evaluate conditions, as this industry was now free from emergency regulations, a completely new staff was appointed in the Spring of 1949 to reappraise the 1943-1944 grand jury investigation in the liquor industry. At the same time the staff was directed to conduct a complete survey of the industry from every available source within the government and to determine if a field investigation of the industry was justified.

"In the Spring of 1949 the staff began the re-examination and re-evaluation of the prior grand jury evidence and the collection and compilation of information from the Federal Trade Commission, Securities and Exchange Commission, Treasury Department, Department of Agriculture, and other government agencies. This examination was completed by September of 1949, and the staff prepared a detailed and comprehensive summary of its findings. The conclusions reached by this staff were almost identical to those reached in the 1944 investigation. The staff found that all phases of the liquor industry were heavily concentrated in the hands of four major companies, that there was a total absence of evidence of conspiracy or collusion among these companies that there had been no significant complaints from independent distillers

in the industry, and that in fact there were certain indications of competition among the Big Four themselves in the acquisition of properties and in distribution policies. Furthermore, Publicker, a relatively insignificant distiller, was able to take the leadership in production of whiskey away from the Big Four during the years 1945 and 1946.

"The staff suggested several courses of action for consideration by the Division. One was to suspend the matter in view of the fact that there was no evidence to sustain a charge under the Sherman Act. The second course suggested for consideration was the possibility of a complaint against the major distillers charging an oligopoly, non-conspiratorial in nature but based upon a common course of action as had been previously suggested at the end of the 1944 investigation. The third alternative was to initiate a limited F.B.I. investigation by interviewing independent distillers in order to obtain evidences of an illegal conspiracy among the Big Four.

"In December 1949 a summary of the September 1949 memorandum was prepared together with a draft of a memorandum to the F.B.I. for a limited investigation if it were determined to initiate such an investigation.

"After discussion among the staff it was felt that the matter should not be closed because of the high degree of concentration found in the hands of the major distillers and because of the possibility that some evidence might at a future time be disclosed showing collusion or conspiracy. The staff also felt that the liquor industry did not offer the appropriate opportunity to attempt to expand the law to cover oligopoly, because of the extensive local, state and federal governmental control over the industry, because of the express declarations of social policy in the liquor laws of many of the states directed against the sale of cheap whiskey, and because of the competitive aspects which existed in certain parts of the industry. In the light of these considerations and the necessities of the Antitrust program in other areas where substantive violations of the antitrust laws claimed the resources of the Antitrust Division, it was felt that the suggested field investigation was not warranted on the basis of the facts.

"The suggested courses of action were not resolved, but the matter was left open to await developments in the industry or the development of an appropriate legal theory which would justify further action by the Antitrust Division. Since May of 1950 this matter has remained in an inactive status pending the receipt of complaints from independent distillers, evidence of conspiracy or collusion among the Big Four, or evidence of the dominance of one of the Big Four sufficient to direct the course of the others along a common pattern in violation of the antitrust laws."

With reference to the 1944 grand jury investigation mentioned above, file 60-257-21 contains a file copy of a memorandum dated June 1, 1944, entitled ~~"Liquor Investigation"~~ from WILLIAM B. BUTZ to WENDELL BERGE and HOLMES BALDRIDGE. Photostatic copies of this memorandum, which summarizes the liquor investigation, together with the exhibits mentioned therein, are enclosed with this report as Exhibit DJL-100.

File 60-257-21 also contains a memorandum for the files by MARGARET H. BRASS, Special Attorney, dated August 7, 1944, which reads:

"The grand jury investigation into the liquor industry begun in January, 1944 was permitted to expire on July 1, 1944, due to the inadvisability of holding the grand jury during the summer months and in view of the proposed filing of a civil suit against the major distilling companies. For the past two weeks I have been engaged in a search of the files of the Distilled Spirits Institute, National Press Building, Washington, D. C. for the purpose of obtaining information which may be helpful in the preparation of a civil case.

"On August 4, 1944, Mr. HOWARD T. JONES, Secretary and Counsel of the Institute, inquired whether the grand jury had expired on July 1, 1944, and if so, as to the nature and status of our investigation. He was informed that the term of the grand jury had expired and that we had not felt justified in seeking an extension of the term of the grand jury during the summer in view of the fact that several members of the jury had requested permission to leave the city. Mr. JONES remarked that it would be necessary to call another grand jury in the fall, to which I made no comment. No mention was made of the filing of a civil suit."

The summary memorandum mentioned above identifies the following individuals as members of the staff of the Antitrust Division familiar with the 1943 - 1944 investigation:

"WENDELL BERGE, then Assistant Attorney General in charge of the Antitrust Division, and now in the private practice of law with offices in the Ring Building, Washington, D. C.

"JOHN HENRY LEWIN, then Assistant to the Assistant Attorney General in charge of the Antitrust Division, and now in the private practice of law with offices at 1409 Mercantile Trust Building, Baltimore, Maryland.

"~~HOLMES BALDRIDGE~~, then Chief of the General Litigation Section of the Antitrust Division, and now Assistant Attorney General in charge of the Claims Division, Department of Justice.

"~~GEORGE COMER~~, Chief of the Economics Section, Antitrust Division.

"~~WILLIAM B. BUTZ~~, then attorney immediately in charge of the liquor investigation, and now in the private practice of law with offices in the Colonial Building, Allentown, Pa.

"~~ELMO D. FLYNT~~, economist, Antitrust Division.

"~~MARGARET BRASS~~, attorney, Antitrust Division.

"~~ERNEST L. BRANHAM~~, attorney, Antitrust Division.

"~~M. REYNOLDS SANDS~~, then attorney in the Antitrust Division, and now employed by the War Department.

"~~GEORGE ALT~~, attorney, deceased, December 30, 1948."

With reference to the December, 1949 memorandum mentioned in the summary above, file 60-257-0 contains a memorandum dated December 20, 1949, entitled "Liquor" from W. ~~WALLACE KIRKPATRICK~~ to ~~EDWARD P. HODGES~~. Photostatic copies of this memorandum are enclosed with this report as Exhibit DJL-101.

Attached to this memorandum is a routing slip initialled by ~~EDWARD P. HODGES~~ dated December 28, 1949, which transmits the memorandum to ~~BORKLAND~~. A second routing slip, which is undated, is from ~~BORKLAND~~ to ~~HODGES~~ and reads:

"ED,
I have read attached
and will discuss with you
whenever you wish.

/s/ HB"

A third attachment reads:

"FROM MR. ~~BORKLAND~~

"TO MR. HODGES

"Re: Liquor

"The monopoly of the Big Four could be broken if they were prohibited from using brand names on bottles containing any liquor which differs from the product originally sold under that label, or traditionally sold under that label. The theory would be that they had achieved and are maintaining a dominant position through consumer deception. There is no doubt about the fact that the same label is used to describe a multitude of different kinds of liquor. Unfortunately, there is also no question about the fact that the Federal Alcohol Administration which, by statute, is charged with the duty of preventing consumer deception, has permitted this practice to continue.

"Let's give some thought to figuring out an approach which will leave the Federal Alcohol Administration out of it if possible.

/s/ HB

"May 26, 1950"

The summary memorandum mentioned above identifies the following individuals as members of the staff of the Antitrust Division familiar with the 1949 - 1950 survey:

"~~HERBERT A. BERGSON~~, then Assistant Attorney General in charge of the Antitrust Division, and now in the private practice of law with offices in the World Center Building, Washington, D. C.

"~~HERBERT BORKLAND~~, then Second Assistant to the Assistant Attorney General in charge of the Antitrust Division, and now in the private practice of law with offices in the World Center Building, Washington, D. C.

"EDWARD P. HODGES, then Chief of the Trial Section of the Antitrust Division, and now Second Assistant to the Assistant Attorney General in charge of the Antitrust Division.

"W. WALLACE KIRKPATRICK, then attorney immediately in charge of the survey, and now in a key position with the Allied Military Government with offices in Berlin, Germany.

~~W~~ "BADDIA J. RASHID, attorney, Antitrust Division.

"JOHN J. BEVINGTON, then an attorney in the Antitrust Division, and now in the private practice of law.

"LEONARD M. BERKE, economist, Antitrust Division."

The 60-257-0 file contains the file copy of a memorandum dated March 24, 1949, entitled "'Big Four' Liquor Companies" from E. L. BRANHAM to HERBERT A. BERGSON. After noting an investigation of the so-called "Big Four" liquor companies had been made by members of the Antitrust staff. in 1944, BRANHAM discusses the individual status of the National Distilleries Products Corporation; Schenley Distillers Corporation; Joseph E. Seagrams and Sons Distillers Company, Limited; and Hiram Walker-Gooderham and Wertz, Limited; their collective growth and their uniform action in advertising, fixing resale prices and other activities. BRANHAM concludes with the following:

"RECOMMENDATION

"It is my recommendation that the Federal Bureau of Investigation be instructed to gather material and information from the time of repeal in 1933 to the present time. We know their monopolistic position and we can then determine the type of suit that can be brought and also as to whether or not we should have a Grand Jury investigation. The civil suit, I think, should cover:

"(1) Divestiture of competing units lawfully acquired by the 'Big Four' either jointly or individually.

"(2) Reestablishment of the bourbon cooperage industry as an independent industry in order to deprive the 'Big Four' of the power to destroy small independent liquor distillers and the independent coopers by cut throat price competition.

"(3) Injunction against each of the 'Big Four' to prevent them from fair trading liquor sales until defendants can prove that their products are sold in free and open competition.

"(4) Injunctions against further acquisitions of anyone engaged in the manufacture of liquor or in businesses supplying that business, and

"(5) Miscellaneous injunctions against interlocking directorates, horizontal and vertical price fixing, etc."

File 60-72-0 contains a memorandum from BRANHAM to HODGES entitled "Liquor Industry" dated May 7, 1952, a portion of which is quoted below:

"I received a telephone call from your office on Wednesday, May 7, 1952, from Mrs. MENEFFEE in which she stated that you would

"like for me to meet with you in your office on that date at 10:00 A.M. She did not state, and I did not ask, for what purpose you wished to see me. When I arrived, I found Mr. EIMO FLYNT, Investigator, Mr. GEORGE COMER, Chief of the Economic Section and Miss MARGARET BRASS, Attorney, awaiting also to see you at the suggested hour.

"When we entered your office and took our seats, you stated that the conference was relative to an investigation by the Congressional Committee, and that certain members of the staff, other than myself, had prepared a memorandum covering the 1944 Liquor Investigation. You suggested that we remain and read the memorandum, and if we approved to initial same, and if we disapprove to see Mr. BALDRIDGE, who was in charge of the General Litigation Section of the Antitrust Division at the time of the 1944 Investigation. After others had stated their views concerning the substance of the memorandum, I stated to you that I did not feel disposed to initial it, for the reason that I did not agree with the substance or the conclusions.

"I regret that you took occasion, in the presence of the people above-mentioned to criticize me by saying 'You have done a great deal of talking about there being a case, but you have never stated that in writing. I suggest that you put your views in writing for Mr. BALDRIDGE.' I attempted to emphasize that I had written a great deal of memoranda in the past, including the period which I worked under Mr. BALDRIDGE and also under you. I should like to say now that the memoranda I have written have either not been read or are not in the files.

"In conformity with your directive this memorandum is written to confirm all of my memoranda of record regarding the Investigation of 1944 up-to-date

"After the group meeting in your office on Wednesday, May 7th, I showed you a memorandum prepared by me to Mr. BORKLAND, dated November 18, 1948, which clearly expressed my views. This summary contains my conclusions at the end of the 1944 Investigation, and, also, my experiences with the liquor industry up until a recent date. Apparently, there are those who are not aware of some of the matters that I have handled in recent years. I quote my memorandum of November 18, 1948."

Thereafter, BRANHAM discussed the activity of the "Big Four" and makes the same recommendation as indicated in the March 24, 1949 memorandum quoted above. BRANHAM also quotes conclusions drawn by WILLIAM B. BUTZ after the 1944 Investigation. This memorandum is enclosed with this report as Exhibit DJL-102.

A memorandum dated May 9, 1952, from BRANHAM to HOLMES BALDRIDGE entitled "Liquor Industry" is enclosed with this report as Exhibit DJL-103. In this memorandum, BRANHAM, paragraph by paragraph, sets forth his differences with the "Memorandum Re National Investigations of Liquor Industry by Antitrust Division from 1943 to date", set out above. In this May 9, 1952 memorandum, BRANHAM comments principally as to whether he has information which would justify a conclusion to the accuracy or inaccuracy of the summary memorandum, restates his position and recommendation as indicated previously. He concludes the text of his memorandum states his reasons why he feels he is unable to approve the substance of the summary memorandum.

60-257-0 contains the following news releases on teletype paper indicating it had been received on the Department of Justice wire news teletype:

"Liquor Probe (Tops 79)

"Washington--a spokesman for one of the big four of the liquor industry today denied that his company prevents its distributors from handling the product of competitors.

"FRED J. LIND, Resident Counsel for Joseph E. Seagram & Sons, Inc., told house investigators the firm's sales work is carried on by a subsidiary, Seagram Distillers Corp.

"And its contracts, he testified, only requires wholesalers to list the brand names of liquors already being handled at the time and not add other lines without giving Seagrams 90 days notice in writing.

"LIND, in response to questions by committee counsel, STEPHEN A. MITCHELL, recited the Anti-Trust cases in which Seagrams have been involved in recent years.

"He said he has never met 'any past or present' Attorney General or any of his assistants.

"LIND said he had met ERNEST L. BRANHAM, an Anti-Trust Division Lawyer, who repeatedly had advocated an all-out Anti-Trust Probe of the liquor business. He did not discuss his relations with BRANHAM.

"In reply to another question, LIND said he had never met HERBERT A. BERGSON, who was Assistant Attorney General in charge of

"the anti-Trust Division when a move for an industry investigation was squashed.

"He said he had made contributions to both the Democratic and Republican Parties during the 1948 Presidential Race.

"'Did you make them along with associates in your company,' he was asked.

"Pressed for a figure, he answered about \$100 to each Party.'

"MITCHELL then asked if there had been any effort to get Seagrams wholesalers and jobbers to raise a campaign kitty for either party.

"'No,' replied LIND, 'There was none of that.'

"FRIEL couldn't remember who handled the actual collections, but he said he delivered the money personally to representatives of both Parties.

"He said he gave the \$30,000 to J. HOWARD McGRATH, then a U. S. Senator and Democratic National Chairman, during a 'casual little talk' at Democratic headquarters in New York's Biltmore Hotel.

"There was no mention of the \$20,000 earmarked for the GOP, he said.

"FRIEL said the GOP contribution, also in a sealed envelope, was handed to TALBOT 'in the hallway outside my office' in the Chrysler Building.

"Asked if there was any 'differences' between this meeting and the one with McGRATH, FRIEL replied:

"'One was just quicker than the other. And I was allowed to sit down with the Democrats.'

"HAROLD R. WALTON, President of Hiram Walker, another of the 'Big Four', told the subcommittee that he always has followed a 'firm policy' of not contributing anything to any political party at any time.

"He said that he, too, was aware of the impending Anti-trust investigation.

"LANDA testified that LEWIS ROSENTIEL, President of Schenley, contributed to the campaign of Gov. THOMAS E. DEWEY before the election. He added that he 'heard rumors' that ROSENTIEL helped make up the Democratic deficit the following spring, but he said he could not confirm this because he gave up his finance committee post when the campaign was over.

"LANDA told the subcommittee he was surprised to find when space was allocated for President TRUMAN's inaugural that ROSENTIEL had been given 'quite a favorite spot.....in a front row of the stands facing the President.'

"He said he protested that ROSENTIEL had contributed to DEWEY's campaign 'and I think he was shifted to another seat.'"

WFO 62-7197
AFC:fk

~~X~~ LIQUOR PRICE FIXING IN NEW YORK AREA

Department of Justice file 60-257-0, Section 5, reveals 2/20/50 memorandum from JOHN A JORDAN to MELVILLE C WILLIAMS, Chief, New York Office Antitrust Division, wherein Mr. JORDAN states in part:

"I recommend the obtaining of grand jury authority in order to investigate and possibly to obtain the indictment of various trade associations and their officials operating in the Metropolitan-New York area, together with a number of liquor distilling companies and their officials. The names of the trade associations are the ~~X~~ Metropolitan Package Goods Stores Assn. and the ~~X~~ Veteran & Affiliated Package Stores Assn. Subsequent development may indicate that various wholesale associations and distributor associations will be involved. The names of the distilling companies involved at the present time are Joseph E. Seagram & Sons, ~~X~~ Schenley Distributors, ~~X~~ National Distillers, ~~X~~ Park & Tilford, ~~X~~ Calvert-Carstairs, ~~X~~ Frankfort Distillers, ~~X~~ Brown-Forman Distillers, ~~X~~ Glenmore Distillers, ~~X~~ Fleischman Distilling, ~~X~~ Continental Distilling, ~~X~~ Southern Comfort, ~~X~~ Popper-Morson, ~~X~~ Jas. Barclay & Co., ~~X~~ Gooderdam and Worts, ~~X~~ Hiram-Walker, ~~X~~ Melrose & Co., ~~X~~ Kinsey Distilling, ~~X~~ American Distilling Co., and ~~X~~ Jardine Liquor Corp. together with various officials of these companies.

"It is my opinion that this case may develop into one of the most popular antitrust actions from the public consumer viewpoint which has been brought in recent years. It would certainly appear at this time to have the 100% cooperation of all consumers and it is my recommendation that the matter be started at once in view of certain time element features which will be developed later in this memorandum."

This memorandum which is nine pages in length deals in detail with the question of liquor price fixing in the State of New York and concludes with Mr. JORDAN'S opinion that from the information in the Antitrust Division of the New York Office, it appeared that there

was a clear violation of the antitrust laws and therefore immediate action should be taken. A photostatic copy of this memorandum has been obtained and is being forwarded to the Bureau as an enclosure to this report. (Exhibit DJ-L-200)

By memorandum dated February 23, 1950, Mr. WILLIAMS, hereinabove mentioned, advised HERBERT A. BERGSON, Assistant Attorney General, Antitrust Division, as follows:

"Attention: Rodolfo A. ~~X~~Correa, Esq.

"It is recommended that grand jury authority be issued for JOHN A. JORDAN, JOHN DRENNEN ~~X~~HILL, and myself to investigate price fixing of wines and liquors in New York State and the New York City metropolitan area. It is also recommended that this authority be issued as promptly as possible, so that our investigation can get under way before the New York Legislature enacts a mandatory liquor fair trade statute that is now pending before it. The proposed legislation has resulted from a conspiracy among retailers, wholesalers, and distillers.

"As far as we now know, the participants in the conspiracy consist of major distillers, possibly wholesalers, and two associations of retailers in New York City. The distillers believed to be involved are Seagram, Schenley, National, Park & Tilford, Calvert, Frankfort, Brown-Forman, Glenmore, Fleischman, Continental, Southern Comfort, Jas. Barclay & Co., ~~X~~Gooderdam and Worts, ~~X~~Hiram-Walker, Melrose & Co., Kinsey Distilling, and American Distilling Co. The associations involved are Metropolitan Package Goods Stores Association and Veteran & Affiliated Package Stores Association. We do not presently know what wholesalers or wholesaler-associations might be in the conspiracy.

"The New York mandatory fair trade law fixing liquor prices was declared unconstitutional by the Appellate Division on May 10, 1949. The case went to the Court of Appeals which sustained the Appellate Division

on February 23, 1950. The judgment of the Appellate Division was not stayed during pendency of the appeal. The conspiracy which we recommend be investigated has been directed to maintaining fixed prices for liquor since the end of the mandatory law on May 10.

"The conspiracy is much like that involved in the Interstate Circuit case. Associations of retail dealers who were primarily interested in maintaining fixed retail prices, demanded that distillers enforce fair trade prices. The distillers, knowing that concerted action among themselves was necessary to the success of the price-fixing plan, did enforce their fair trade prices. In addition, the retail associations acted as policing agents of the distillers. Members of the associations reported violations of the fair trade prices to the associations which then brought pressure upon distillers to enforce fair trade contracts.

"As a result of the conspiracy, the prices of liquor have been maintained at the same level as existed prior to May 10, 1949. A comparison of liquor prices in New York City and the District of Columbia shows that retail prices here on whiskies are approximately 20 to 25 per cent higher than in the District.

"In order to present this request to you promptly, I have not prepared a draft of a memorandum to the Attorney General requesting grand jury authority. Perhaps you can revise this memorandum to serve that purpose.

"A memorandum, dated February 20, 1950, by JOHN JORDAN, which gives further details concerning the conspiracy, is attached.

"I have instructed JORDAN to prepare drafts of subpoenas duces tecum to the distillers and the retail trade associations, so that we shall be able to move promptly as soon as we have grand jury authority. "

By memorandum dated March 1, 1950, Mr. BERGSON advised Mr. EDWARD P. HODGES of the Antitrust Division, that the memorandum of Mr. WILLIAMS, dated February 23, 1950, was being sent to him. Further, that it was the contention of the New York Office of the Antitrust Division that the major distillers and others fixed prices from May 10, 1949, when the Appellate Division, First Department, State of New York, declared the Mitchell Act, under which a form of price fixing was authorized, unconstitutional. Mr. BERGSON advised that this decision was affirmed by the Court of Appeals on February 23, 1950. In addition Mr. BERGSON advised:

"An article appearing in the New York Times of February 28, 1950, at page 43, indicates that major distillers in the absence of the Mitchell Act are seeking to maintain retail prices of liquor in New York and that three suits have been brought for an injunction to restrain price cutting under the Feld-Crawford Act. Although Mel Williams is anxious to move quickly with respect to this matter, please determine the effects of the Feld-Crawford Act and the finding of the Appellate Division of May 10, 1949, that the Mitchell Act was unconstitutional upon any proposed case."

By memorandum dated March 3, 1950, Mr. HODGES wrote Mr. BERGSON as follows:

"Mel Williams' memorandum to you of February 23, 1950, recommends grand jury authority for a liquor investigation in New York City. He contemplates that the investigation would cover primarily activities of the retail dealers associations and the distillers in that area that have occurred subsequent to the decision of the Appellate Division on May 10, 1949, which held unconstitutional the mandatory Mitchell Act. The basis of the decision was that the Act involved an unlawful delegation of authority to the State Liquor Authority to require mandatory fair trading by manufacturers of liquor. However, the decision leaves entirely unimpaired the Feld-Crawford Act of New York State whereby manufacturers acting independently may elect to fair trade their products and fix minimum resale prices and enjoy the immunity from the Sherman Act granted by the Miller-Tydings Act.

"The decision of the Court of Appeals was rendered on February 23, 1950, sustaining the decision of the Appellate Division with respect to the unconstitutionality of the delegation of power to the Liquor Authority to impose mandatory fair trading. During the period of May 10, 1949, to February 23, 1950, while the question was on appeal, officials of the State Liquor Authority stated that the regulation requiring mandatory fair trading was still in effect, and apparently therefore, it was still being enforced until the decision of the Court of Appeals on February 23, 1950. While the Liquor Authority may have acted illegally in endeavoring to continue in effect a regulation held unconstitutional by the Appellate Division, nevertheless mandatory fair trading did have color of authority as a result of the action of the Liquor Authority until the decision of the Court of Appeals on February 23. I doubt that a successful criminal prosecution could be based on conduct countenanced by the Liquor Authority from May 10, 1949, to February 23, 1950.

"~~I am inclined to the view that Williams' recommendation for grand jury authority should be held in abeyance until the New York legislature adjourns in March.~~ Thus we can determine whether the State Legislature as a matter of policy will reenact mandatory fair trading of liquor in that state. As noted above it was the unlawful delegation of authority to require fair trading that was held unconstitutional in the decision of the Appellate Division. The State Legislature, by its own act, may now decide to impose mandatory fair trading. It seems to me that if the Department as a matter of policy wishes to oppose mandatory fair trading liquor products we should consider making a direct attack on the proposed legislation by presenting our views to the State Legislature. However, the right to regulate liquor granted to the states under the Twenty-First Amendment definitely puts the liquor industry in a special category because of the social purposes of the states' regulation.

"In the middle paragraph of page 4 of Jordan's memorandum to Williams there is reference to a horizontal price-fixing agreement among the distillers. Of course, if, such

an agreement exists it should be prosecuted without regard to any of the above considerations. The evidence of the agreement is not set forth in Jordan's memorandum, and it is believed that this evidence should be submitted in detail by Jordan and examined by us to determine whether it should form the basis of a local price-fixing case against the distillers in New York or should be part of a contemplated national investigation of the distillers the advisability of which is now being considered by the Division."

It will be noted that on the first page of this two page memorandum was the notation "I concur HAB."

By memorandum dated March 8, 1950, from BERGSON to WILLIAMS the latter was advised that with relation to their recent conversation concerning the question of liquor price fixing that he, BERGSON, would appreciate Mr. WILLIAMS forwarding a memorandum concerning the possibilities of a liquor price fixing case with the conspiracy dating from February 24. Mr. WILLIAMS was also requested to outline the effects of the Feld-Crawford Act upon the conspiracy. It will be noted that the individual who dictated this memorandum was R. A. CORREA.

By memorandum dated March 9, 1950, Mr. WILLIAMS advised Mr. BERGSON as follows:

"Attached is the March 1950 Metropolitan Edition of the 'Beverage Media'. Please return it when you are through with it. Pages 35 to 58 show the attitude of the liquor industry towards using the fair trade law as a means to price fix. Page 35 states that the market 'held firm' as the distillers and retailers associations 'joined in the erection of powerful props against the disintegration of the price structure.' At the bottom of page 37, an editorial urges retailers to boycott brands of liquor that are not fair-traded.

"An investigation of this industry will undoubtedly show a situation going far beyond the activities permitted under the Feld-Crawford Act and Miller-

Tydings amendment. The case will in some respects be like that of Frankfort Distillers.

"As shown in the editorial on page 37 of the 'Beverage Media', the industry laid plans in advance of the opinion of the Court of Appeals of February 23, to police the industry and maintain prices.

"It is recommended that grand jury authority be issued at least with respect to a conspiracy directed at maintaining prices subsequent to the Court of Appeals decision. It is not necessary to the case that there be any unlawful price maintenance between May 10 opinion of the Appellate Division and the February 23 opinion of the Court of Appeals. Prompt action is desirable, however, because of the pending bill before the State Legislature which would reinstate mandatory fair trade price fixing.

"It seems to me that grand jury authority should be issued regardless of what happens to the pending legislation. Even if the bill should be passed, it probably would not be signed and become effective for several weeks. The conspirators should not escape punishment for their illegal acts resulting in price fixing during the interim period. The industry is very large and economic effects of the illegal price fixing are substantial."

By memorandum dated March 10, 1950, Mr. WILLIAMS advised Mr. BERGSON in part as follows:

"Apparently your memorandum to me dated March 8, requesting a memorandum concerning the possibilities of a liquor price-fixing case with the conspiracy dating from February 24 and the effects of the Feld-Crawford Act upon such conspiracy, crossed in the mails with my memorandum of March 9 addressed, attention of Mr. HODGES."

Further, that with respect to the effect of the Feld-Crawford Act on such a conspiracy he, Mr. WILLIAMS, believed that it afforded no protection to the conspirators. He advised that

since the Feld-Crawford Act permits only individual contracts and agreements between buyers and sellers in which the retail price of the commodity sold might be fixed and by express language prohibits any price fixing contracts of a horizontal nature, the type of case in which distillers, wholesalers and retailers of liquor had apparently engaged in since February 24 was directly in violation of Section One of the Sherman Act. Mr. WILLIAMS advised therefore that he recommended that they proceed promptly to investigate the situation through the use of the grand jury in New York.

A photostatic copy of this memorandum is transmitted to the Bureau as an enclosure to this report. (Exhibit DJ-L-201)

By memorandum dated March 15, 1950, Mr. HODGES wrote Mr. WILLIAMS in which he acknowledged Mr. WILLIAMS memorandum of March 9. Mr. HODGES stated that Mr. BERGSON had decided to hold the request for grand jury authority in abeyance until the New York Legislature adjourned sometime that month. He advised that when the Legislature had adjourned he would promptly bring the matter to Mr. BERGSON'S attention for his consideration again.

By memorandum dated March 28, 1950, RODOLFO A. CORREA wrote Mr. WILLIAMS as follows:

"Please advise whether the State Legislature, which has recently adjourned, took action concerning the proposed bills for mandatory price fixing of liquor. This information is needed in connection with the suggested investigation of liquor price fixing in the New York area."

By memorandum dated April 3, 1950, Mr. WILLIAMS wrote to Mr. BERGSON for attention of Mr. CORREA in response to Mr. CORREA'S memorandum of March 28, 1950. Mr. WILLIAMS advised in part as follows:

"1. The Legislature enacted a mandatory price-fixing law March 22, 1950.

"2. The Governor has 30 days from that date to veto or sign the measure, but it is expected that he will sign it.

"It is recommended that we seek an indictment of the liquor retailer associations and distillers for their activities during the interim period from February 24, 1950, to the effective date of the new legislation. From the evidence in our possession, it seems that there is a clear violation of the Sherman Act. The industry is a large one and the profit resulting from the illegal actions will be substantial for the one to one and a half-month period involved. An indictment would point up the deleterious influence of fair trade laws on consumers not only as to liquor, but as to other fair-traded products as well."

On April 11, 1950, a memorandum from Mr. BERGSON to Mr. WILLIAMS advised the latter that his memorandum of April 3, 1950, was being acknowledged in which it was stated that the New York State Legislature enacted a mandatory price-fixing law on March 22, 1950. Mr. BERGSON stated that in view of this fact the Department of Justice did not desire to conduct an investigation of price fixing of liquor for the short period in which there was no price fixing statute in effect.

This memorandum was obtained from Department of Justice file 60-257-0, Section 6.

*COOPERAGE INDUSTRY

The Department of Justice files 60-72-0, Sections 2, 3, and 4 which contained the records of the Anti-Trust Division of the Department on the Cooperage investigation from January 5, 1935 to date were reviewed and the results set out as follows.

The files reflect a memorandum from ROY C. COOK, Attorney, Justice Department to JOHN R. MITCHELL and ERNEST L. BRANHAM dated August 29, 1946. This memorandum sets forth a condensation of the information collected by the Department reflecting the acquisition of Cooperage companies by the large distilleries. MR. COOK states that he believed that several of the independent Cooperage manufacturers should be interviewed in reference to this acquisition. Photostatic copies of this memorandum are being furnished as Exhibit DJL 300 with this report.

The Department of Justice by memorandum to the Director of the FBI dated November 21, 1946, which memorandum was prepared by B. KRAMER over the signature of WENDELL BERGE, Assistant Attorney General, requested the FBI to investigate the Cooperage industry.

MR. C. HEYWARD BELSER, by memorandum to EDWARD P. HODGES dated April 19, 1949, set out a review of the Department's files concerning the Cooperage investigation. This memorandum sets forth the information that the FBI investigation apparently did not reveal evidence of joint action on the part of major distilleries to eliminate competition from the smaller distilleries. Photostatic copies of this memorandum are being furnished as Exhibit DJL 301 with this report.

MR. W. WALLACE KIRKPATRICK, by memorandum to EDWARD P. HODGES dated November 1, 1949, sets out the information that he is convinced that there is nothing in the Department of Justice files to justify even concerning a Cooperage case. He suggested that the Federal Trade Commission should be given access to the Department's Cooperage files in order that they might proceed with a Cooperage case which they had suspended years before.

Photostatic copies of this memorandum are being furnished as Exhibit DJL302 of this report.

WFO 62-7197

RNW:RA

MR. LEONARD M. BERKE, in a memorandum to ALLEN A. DOBEY dated February 20, 1950, sets forth a summary of the Cooperage industry. Contained in this memorandum is the following information. "Distillers faced with a shortage of bourbon barrels toward the end of the war over-came this bottleneck by utilizing their financial resources to gain entrance into the Cooperage industry. This dominance in the Cooperage field by the distillers does not appear to have been brought about by any concert of action or design on the part of the distillers but rather by a desire to provide a vital raw material to their distilling operations.

Photostatic copies of this memorandum are being furnished as Exhibit DJL 303 with this report.

A review of this file failed to note any irregularities on the part of TOM C. CLARK or HERBERT A. BERGSON. The file did not reflect any discretion of the part of either of these individuals concerning the handling in the Department of Justice of the Cooperage investigation.

WFO 62-7197
WTF:OK

X COLORADO LIQUOR CASE

A review of the U. S. Department of Justice file number 16-257-2, volumes 2 through 8 inclusive, covering the period from September 14, 1934, to the present, was made by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON on September 25, 1952.

This file pertains to the case of the United States versus Colorado Wholesale Wine and Liquor Dealers Association, Incorporated, et al. The file indicated that the Colorado Wholesale Wine and Liquor Dealers Association and individual defendants were indicted on March 12, 1942, for violation of the Sherman Act. The file reflected that a decision favorable to the Government was made by the District Court imposing fines totaling \$87,550.

This file further contained a report dated June 20, 1945, from Denver, Colorado, which reflects that the Supreme Court confirmed the judgment of the District Court in the Colorado Liquor Cases and this report reflects that in May, 1945, two associations, ten producer corporations and thirty-five individuals pled nolo contendere and were fined \$88,300. This report further indicated that the case was dismissed against two producer corporations and fifteen individuals. It further indicated that fines were raised in several instances.

A review of this file disclosed no information to indicate that TOM CLARK was in any way involved in any decision made in the handling of this case. It was noted during the review of this file that this case was handled principally by the following attorneys: GEORGE B. HADDOCK, GERALD McAULIFFE, and HARRY SWERDLOW, all of whom were at that time assigned to the Denver Branch of the Antitrust Division of the Department of Justice.

WFO 62-7197
WTF:DDJ

~~GREATER NEW YORK WHOLESALERS ASSOCIATION~~

A review of file #60-257-23, U. S. Department of Justice, was made by Special Agent WILLIAM T. FORSYTH on September 24, 1952. This file pertains to liquor wholesalers in the New York City area.

This file reflected that the case was instituted in New York City during December of 1947 and, on December 6, 1947, the Department of Justice requested the Federal Bureau of Investigation to investigate the activities of the Greater New York Wholesalers Association under the Anti-Trust Laws. The allegation was that twenty-one liquor wholesalers, members of the Greater New York Wholesalers Association, simultaneously withdrew, in September, 1947, a 1 per cent cash discount, which had previously been given to the retailers.

By letter dated March 5, 1948, Mr. J. FRANCIS ~~HAYDEN~~, Chief of the New York Branch office of the Anti-Trust Division, requested the Department of Justice to give him authority to continue the investigation in this matter by use of a grand jury.

By letter dated April 8, 1948, over the signature of HOLMES BALDRIDGE, Mr. HAYDEN was advised that authority for use of the grand jury type investigation was being prepared, but Mr. BALDRIDGE stated, "I don't think this matter is one on which we should spend much time."

On April 16, 1948, letter addressed to Mr. BALDRIDGE, of the Department of Justice, from WALTER K. ~~BENNETT~~, of the New York City Branch Office of the Anti-Trust Division, summarized the case and recommended that grand jury action be opened on the matter. This letter was received by ERNEST ~~BRANHAM~~ at the Department of Justice and, with a cover memorandum, was transmitted to Mr. HAMMILL and Mr. KRAMER, of the Department of Justice. This memorandum contained the statement, "It appears to me to be the time for the Department of Justice to take some steps to break up the liquor racket." This memorandum contained a pencilled notation as follows:

"Noted. I agree." (Along with the initials "C.H.", believed to be the initials of Mr. HAMMILL).

By letter dated February 18, 1949, Mr. WALTER K. BENNETT, of the New York Branch Office of the Anti-Trust Division, advised Mr. HOLMES BALDRIDGE that the aforementioned 1% discount practice had been restored and, therefore, he was making the recommendation that no criminal action be taken in this matter. In response to this letter, a letter dated April 1, 1949, was directed to Mr. J. FRANCIS HAYDEN, Chief of the New York Branch Office of the Anti-Trust Division, by Mr. R. A. CORREA, instructing the New York Office to close the investigation as it was doubtful whether they could "make a case" and stated that if they did make a case, the time required would "be out of proportion to the results anticipated."

By letter dated April 4, 1949, J. FRANCIS HAYDEN advised the Department of Justice that this case had been closed.

There is no information in this file to indicate TOM CLARK had any connection with the case or had made any decision in regard to the case.

A review of this file indicates that this case was handled principally by Mr. J. FRANCIS HAYDEN and WALTER K. BENNETT, both of whom were assigned to the New York Branch Office of the Anti-Trust Division.

OTHER MISCELLANEOUS LIQUOR FILES

The following Department of Justice files concerning the liquor industry were reviewed on September 25, 1952, by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON:

60-257-4
60-257-5
60-257-6
60-257-7
60-257-8
60-257-9
60-257-10
60-257-12
60-257-16
60-257-17
60-257-18
60-257-19
60-257-20
60-257-22
60-257-25
60-257-26

These files pertained to various and sundry complaints and other matters concerning the liquor industry.

The files disclose no information pertinent to this investigation and fail to reflect any indication that TOM CLARK took an active part in any of these matters.

INTERVIEWS IN LIQUOR INDUSTRY CASE

SIGNED STATEMENT OF ERNEST L. BRANHAM

ERNEST L. BRANHAM, Trial Attorney, Small Business Unit, AntiTrust Division, furnished the following signed statement on August 13, 1952.

"August 13, 1952
Washington, D. C.

I, ERNEST L. BRANHAM, voluntarily make the following signed statement under oath to GUSTAVE SARIDAKIS and WILLIAM A. ROYER, who have identified themselves to me as Special Agents of the Federal Bureau of Investigation. I have been advised that anything I say can be used against me in a court of law. No promises, duress, or coercion, have been used to obtain this statement.

"My address is 5600 Overlea Road, Washington 16, D. C. I entered on duty with the AntiTrust Division of the Department of Justice on February 2, 1944, and my present position is Trial Attorney in the AntiTrust Division.

"Immediately after my entrance on duty I was assigned to the Cement case. That case was developed in the Washington Office and was filed in Denver, Colorado, on the 28th of June, 1945. The case is still pending trial.

"Shortly after my entrance on duty Mr. HOLMES BALDRIDGE, presently Assistant Attorney General in charge of the Claims Division, called me in and said that he would have to take me off the Cement case temporarily in connection with a Grand Jury investigation of the liquor industry; that he wanted me to go to New York and take charge of the liquor investigation of Seagrams of the big four; namely, Seagrams, Schenleys, National, and Hiram Walker, in the early part of March, 1944. I remained there for approximately two weeks where I examined the files of the Seagrams Company, and had sent to Washington numerous types of memoranda, advertisements, and other documentary evidence. Numerous acquisitions had been made by the big four in the years immediately preceding 1944 which indicated to me that it was the purpose of the big four to eliminate from the industry all of the

independent distillers, and ultimately there would be competition only among the big four. They had acquired numerous independent distilleries in the United States, apparently for the purpose of eliminating competition.

"This Grand Jury investigation was under the immediate supervision of Mr. WILLIAM BUTZ, who at the present time is in private law practice in Allentown, Pennsylvania. I consulted with Mr. BUTZ periodically after my return from New York in the preparation of his final report on the liquor investigation. I was told by Mr. WILLIAM BUTZ and Mr. HOLMES BALDRIDGE when I entered the liquor investigation that a Grand Jury was sitting in the city of Washington. I was also told that this Grand Jury was dismissed approximately the middle of 1944. I never appeared before that Grand Jury, and I do not know to what extent it went into the liquor monopoly. I was told, however, in recent weeks by Mr. STEPHEN A. MITCHELL, at that time Counsel for the Chelf Subcommittee of the House Judiciary Committee, that his investigation indicated that not one single witness was heard by that Grand Jury. I was at a loss then, and I am still at a loss, as to what grounds that Grand Jury was dismissed without making a thorough investigation of the complaints against the big four for its obvious attempted monopoly of the industry at that time.

"I continued to work on the Cement case until it was filed in Denver in 1945, and in 1946 numerous complaints were coming into the Division concerning the acquisitions by the big four of the Cooperage Industry (barrels), and I was asked by Mr. EDWARD P. HODGES, who was my superior at that time, if I would take charge of the Cooperage investigation. I was quite busy at that time and felt that I could not handle it, but I was told later that I would have to take the Cooperage investigation over, which I did. I made a draft of a memorandum to the Director of the Federal Bureau of Investigation, which was later revamped, I understand, by Mr. VICTOR KRAMER, assistant to Mr. HODGES, who at that time was in charge of the Complaints and Small Business Section which was later named the Trial Section.

"The FBI made a thorough investigation of the Cooperage industry, and it was found that the big four, or big six, including Brown-Forman, and Publicker ('Continental',

Philadelphia), owned and controled approximately ninety-five per cent of the Cooperage manufacturing facilities and the White Oak lands throughout the United States. There were only two or three tight coopers remaining in the country. Complaints continued to come in from the independent distillers due to the fact that they could not buy tight cooperage for the purpose of aging their whiskeys except at a very high price, and in most instances they were required to pay to the big four, or the big six, a liquor bonus for the privilege of buying barrels; or in many instances were required to turn over to the big four, or the big six, fifty per cent of their grain allocation by the Secretary of Agriculture. I think this was verified in recent testimony before the Chelf Committee.

"It was also about this time that the Secretary of Agriculture was alleged to have issued a regulation authorizing grain allocations on a capacity basis rather than on a historical basis, the result of which was putting all independents, including ~~Publiker~~ (continental) and Brown-Foreman out of business. The ~~Publiker~~ officials had consultations in the Department of Justice (I believe with Mr. CHALMERS ~~HAMILL~~ and Mr. GORDON ~~GRANT~~). In any event, I understand suit was filed by ~~Publiker~~ in the District Court of the United States for the District of Columbia to enjoin the Secretary of Agriculture from enforcing this capacity regulation. I have been informed by Messrs. HAMILL and GORDON GRANT that this matter was settled before Judge HENRY A. SCHWEINHAUT affixed his signature to the order of injunction.

"At the conclusion of the Cooperage investigation a meeting was held with Mr. JOHN F. ~~SONNETT~~ Assistant Attorney General in charge of AntiTrust Division, in 'about the middle of 1947 with Messrs. EDWARD P. HODGES, VICTOR KRAMER, and myself, present, at which I was required to do most of the talking with Mr. SONNETT concerning our findings in the Cooperage investigation. I recommended to Mr. SONNETT that suit not be filed against the big four, or the big six, on the Cooperage monopoly alone, indicating to him that I had previously recommended to Mr. BUTZ that the investigation should be pursued further concerning the whiskey monopoly, or that some action be taken, and that I felt that the Cooperage monopoly was merely auxiliary to the liquor monopoly,

and that the two industries should be prosecuted jointly. Mr. SONNETT listened, but said practically nothing, and upon my leaving he said that he would let me know in about a week or ten days as to his position in the matter. I have not seen nor heard of Mr. SONNETT since that time in that connection, nor have I received any instructions from any of his successors, or Mr. HODGES, as to what disposition should be made of the Cooperage end of the industry. Mr. ED KINNEY testified before the Chelf Committee that he had charge of the Cooperage investigation. I thought I did. Mr. KINNY was not present in the conference with Mr. SONNETT.

"During this time I was working in the Small Business Unit under Mr. CHALMERS HAMILL, which was a subsection of the Complaints and Small Business Section, headed by Mr. EDWARD P. FODGES. We received numerous complaints from all parts of the country from dealers and the few remaining independent coopers concerning the practices of the big four, such as price maintenance requirements, tie-in sales, advertising - namely, the big four did not want dealers to advertise their products. We have been told that the big four would approach newspapers and tell them if they carried advertisements of local dealers at cut prices they would no longer get national advertising by the big four distillers. This information was verified by Mr. PERRY PATTERSON, an associate in the law firm of KIRKLAND, FLEMING, GREEN, MARTIN, and ELLIS; (Chicago firm with local office in the World Center Building). Mr. PATTERSON is the attorney for the 'Times Herald'. This was also verified by the Advertising Manager for the 'Daily News', the Scripps Howard paper for Washington. This situation continued all through 1948, which was a matter of great concern to both Mr. HAMILL and me, and in spite of the fact that I had made several recommendations that the investigation of the liquor monopoly be pursued further and ignored, I wrote a recommendation on November 18, 1948, wherein I recommended a Grand Jury investigation and a civil suit of divestiture, a copy of which I have turned over to the FBI. That recommendation should be in the file and should speak for itself.

"Prior to 1947 I did not keep copies of my memoranda, but since that time I have tried to keep copies.

"After the Presidential election of November, 1948, I had lunch one day with Mr. ~~ALDONS B. LANDA~~ LANDA of the law firm of DAVIES, RICHBERG, TYDINGS, BEEBE and LANDA, in the Wire Building, Washington, D. C., (Mr. LANDA is Washington Counsel for Seagrams), and during the luncheon we were talking about the political campaign, and Mr. LANDA knew of my efforts to have the investigation of the liquor industry pursued further, and he said to me that Mr. ~~LEWIS ROSENSTIEL~~ ROSENSTIEL, President of Schenley industries, was telling it around New York that he had received the issuance from Attorney General TOM CLARK that there would never be any suit of any nature against the liquor industry, but if such became inevitable he was assured that BRANHAM would have nothing to do with it.

"During this luncheon Mr. LANDA was telling me about his activities as a member of the Finance Committee of the Democratic National Committee during the 1948 Democratic Presidential campaign. He stated to me that he had raised a great deal of money for the Democratic Party during that campaign; for example, he said that he telephoned Mr. ~~JAMES FRIEL~~ FRIEL, Executive Vice President of Seagrams, for a contribution. Mr. FRIEL's immediate reaction was 'I don't understand why we should make a contribution to the Democratic Party, the Republicans have control of Congress, and DEWEY will very likely be elected.' Mr. LANDA informed him that the Republicans had a small margin in the Senate, and it was possible that the Democrats would gain control of the Senate, and a contribution might help. 'Well, how much should we give?' Mr. LANDA indicated he suggested \$30,000. As I can recall, Mr. ~~LEWIS JOHNSON~~ JOHNSON, Chairman of the Democratic Finance Committee, was to pick up from Mr. FRIEL the \$30,000 on a later set day, at a set hour, but Mr. LEWIS JOHNSON could not appear. In lieu thereof, the money was turned over to Mr. J. HOWARD McGRATH, who at that time was Chairman of the Democratic National Committee and Senator from the State of Rhode Island, and later became Attorney General of the United States. Mr. LANDA also stated to me that National Distillers had contributed \$50,000; that Schenleys had contributed \$25,000 quite reluctantly, and Hiram Walker had contributed \$25,000. If Mr. LANDA had any part in the three latter contributions I do not know. Schenley, in the meantime, I understand, had purchased a yacht to take Mr. DEWEY on a 'honeymoon' after the election, but

Mr. DEWEY was not elected. Mr. ROSENSTIEL, President of Schenleys, then got quite enthusiastic and pledged \$100,000 for the ensuing four years, so I was told.

"I was not too disturbed concerning the contributions, but I was disturbed over the statement that Attorney General TOM CLARK was purported to have said to Mr. ROSENSTIEL concerning no prosecution. I was not disturbed over the fact that BRANHAM would have no part in it. My main concern was that the investigation be pursued by honest and competent individuals. I was disturbed to the point that I felt the necessity of talking with someone about it. I informed Mr. HAMILL, my superior, when I returned to the office, and I also informed Mr. LeROY C. ~~McCAULEY~~, the Administrative Officer for the AntiTrust Division. Mr. McCAULEY said that sounds like a matter you should report to Mr. BERGSON. I said, 'it will be impossible for me to see Mr. BERGSON because he will not see me.' He said, 'I will get you in.' I returned to my office and dictated a memorandum to Mr. BERGSON wherein I set forth all of the facts that I had gathered at luncheon that day. About the time my secretary had typed up the statement I received a call to come to Mr. BERGSON's office, and I handed him the statement which I had prepared. Reading it, he said, 'You infer that the Attorney General is a crook and a co-conspirator with the liquor officials.' He said, 'I suggest that you destroy this memorandum; I don't want such in the files.' I took the memorandum back to my office and destroyed it and did not even keep a copy. It was not my purpose to criticize the Attorney General, but I felt that if such statements were made concerning him, and were not true he should know about it.

"My recommendation of November 18, 1948, was in the hands of Mr. HERBERT BORKLAND, second assistant to Mr. BERGSON. The matter rocked on until early 1949 when Mr. BORKLAND called me into his office and said that he felt that my recommendations were a little drastic and he asked me if I would agree to recommend an FBI investigation in lieu of the recommended Grand Jury investigation and the civil suit of divestiture. I stated to him that it was immaterial to me what type of investigation was made so long as a thorough investigation was actually made.

"My memorandum recommending an FBI investigation is dated March 24, 1949, and on that same day I handed in a memorandum to the FBI in which I instructed the FBI to make a thorough investigation of the industry. A copy of my memorandum of March 24, 1949, addressed to Mr. BERGSON, and a copy of my memorandum to the Director of the FBI, which was undated, but handed in on March 24, 1949, was turned over to the FBI. *not*

"In the latter part of March, 1949, I received a telephone call from Mr. EDWARD P. HODGES, head of the Trial Section in which he stated that he had instructions from Mr. BERGSON for him to take over the liquor files, and for me to send him everything I had concerning liquor and cooperage. Mr. HODGES also called me in to brief him concerning my experiences in the industry. I understood from Mr. HODGES at the time that he was going to pursue the investigation, which pleased me very much.

"A few weeks later Mr. KIRKPATRICK, a former employee of the AntiTrust Division, came to see me and spent only about twenty minutes, and during Mr. KIRKPATRICK's conversation with me I had the feeling that he was not interested particularly in developing a case, but I said nothing to anyone about it other than to Mr. CHARLES ~~HAMILL~~. I believe I did make some discouraging remark to Mr. HAMILL about it.

"In Mr. HODGES' testimony before the Whelf Committee he indicated Mr. KIRKPATRICK had spoken critically of me concerning my knowledge of the liquor industry.

"Numerous complaints continued to come in to the Small Business Unit for my attention, and I continued to handle them to the best of my ability. Some of the complaints were against three D. C. liquor dealer groups; namely, the Thrifty group, and the Key group. I called in the attorneys for the various groups-Mr. WILLIAM E. ~~LEHEY~~ was attorney for the Thrifty group, headed by Mr. BEN ~~ROSE~~; the attorney for the Value group was Mr. BINDEMAN; and I do not recall the name of the attorney for the Key group, which was the smallest of the three groups. These groups would list six or eight products on an entire page of a newspaper, and on the right

hand edge of the newspaper would be listed twenty-five or thirty dealer members of the respective groups which made it clear that each member of this group subscribed to the price set forth under the product described on the page of the newspaper - in other words, a clear price fixing scheme which is a crime under the anti-trust laws. The attorneys and officials who came in were informed by me that they must discontinue such practices or there would be no choice but that I recommend criminal action. I did not say I would put them in jail.

"Around April 17, 1952, about 10:00 o'clock in the morning, I received a call to come to Mr. BERGSON's office. As I entered his office he was on the telephone, and over at the other wall sat Mr. WILLIAM A. UNDERHILL, his first assistant. I took a chair and waited until Mr. BERGSON was off the telephone, and his first remark was: 'BRANHAM, I understand that you are going to fill up the District Jail.' I said: 'Well, has anyone accused me of that?' He said: 'Yes,' and I said, 'Will you tell me who it is?' He said, 'No,' except he would say my accusers were the liquor people. I said to him I would be very glad to confront any of my accusers in his presence. By this I meant it to be a denial of such a charge. Mr. BERGSON said to me, 'You have got to go easy on these liquor people.' I said to Mr. BERGSON I would be very glad if he would take me off of these miscellaneous liquor complaints inasmuch as Mr. HODGES had taken over the investigation. Mr. BERGSON said, 'No, I will not take you off of anything.' I made a general statement in the presence of Mr. BERGSON and Mr. UNDERHILL that I had threatened no one; that I had made a firm statement to those who were obviously violating the law in which it was my duty to inform them that unless they discontinued such practices there would be no choice but that I recommend that action be taken. I never knew who my accusers were until the morning of June 23, 1952, which was the first day of the open hearings before the Chelf Committee, at which time Mr. BERGSON injected himself into the hearing by rising to his feet and demanding of the Chairman that he be heard then, and stated that unless he was heard at that time he had a prepared statement to issue the press. The Chairman of the Committee informed him that he would be heard on the following Friday, the 27th of June, 1952. Mr. BERGSON then issued his statement to the press wherein he

identified my accuser of 1949 as being Mr. BINDEMAN, attorney for the Value group, and that he would not assign me to the so-called survey of 1949 conducted by Mr. EDWARD P. HODGES for the reason that I had discussed employment with several of the liquor companies.

"Mr. BERGSON took the stand on Friday afternoon of June 27, and was asked the question by Mr. MITCHELL, Counsel for the Chelf Committee:

" 'You stated in your release to the press on Monday that Mr. BRANHAM had sought employment with several of the liquor companies.'

"He explained, 'Well, all I know about that is that Mr. BRANHAM told me.'

" 'Well, is there anything wrong in discussing employment with anybody?'

'Oh no, he has a right to discuss employment with anybody he chooses.'

'Well, you stated in your release to the press that you did not consider him a fit subject to assign to the survey of 1949. Now explain that.'

'Well, I consider a man who has worked in the Department and has the know-how of the industry, and has discussed employment with members of that industry - I do not consider him a fit subject to participate in a confidential survey.'

"The above quotes are substantially the interrogations of Mr. MITCHELL and answers by Mr. BERGSON. (Suggest transcript be checked for accuracy; this statement of mine is qualified to that extent.)

"I state that I have never discussed employment with any officials of the liquor industry. I have perhaps indicated in my numerous conversations with some of them that some day I hoped to make a change from my present position, but I have never discussed employment with any member of that industry. I learned that this was the attack that was going

to be made against me by the present regime in the AntiTrust Division and Mr. BERGSON on the outside in open hearings before the Chelf Committee. (See testimony of Liquor Officials concerning the above).

"I was sent word by Mr. WILLIAM A. UNDERHILL, a few weeks ago, at that time Assistant Attorney General in charge of the Lands Division, through Mr. C. ROBERT MATHIS that this crowd in the AntiTrust Division was out to get me at any cost, and I had better be prepared to fight back, or words to that effect. They did attempt, beginning with Mr. HODGES, followed up by Mr. BERGSON, Mr. ED KENNY, presently of the AntiTrust Division, and Mr. RASHID, presently of the AntiTrust Division, in an attempt to discredit me in every conceivable way, and when they could not get anywhere with the Committee on the employment angle, or the putting in jail angle, they then attacked my efficiency. My efficiency record has been shown to Agents of the Federal Bureau of Investigation, and will be available for anyone who wishes to see it.

"During Mr. BERGSON's attack on me, after which he was taken over the coals for his conduct in representing liquor companies and receiving large fees for his services and other industries who have been in trouble with the Anti-Trust Division, he stated to Mr. MITCHELL that he thought his line of questioning was quite unfair. Mr. MITCHELL replied, Perhaps-so, or words to that effect, but it appears that you are going to be made the subject of a separate inquiry by this Committee.

"Chairman CHELF spoke up and said, 'Mr. BERGSON you were not asked to inject yourself into this Committee investigation. You injected yourself voluntarily.'

"Mr. BERGSON said, 'Well, I thought I knew more about the liquor industry than anybody else.'

"Chairman CHELF spoke up and said, 'You have not convinced this committee that you know anything about it.'

"Mr. BERGSON was taken to task as above indicated for his representation of clients, who at one time or other had been in litigation with the AntiTrust Division. It is

my understanding that Mr. BERGSON, Mr. ~~FORD~~, and Mr. BORKLAND, all three are now the subject of a pending inquiry by the Chelf Committee, and I think rightfully so.

"I think it pertinent to make a statement concerning my experiences which lead up to my appearance before the CHELF Committee on Wednesday, May 14, and June 23, 1952.

"During the week prior to May 1, 1952, I received a call from Mr. EDWARD P. HODGES to come to his office. As I entered his office he said:

" 'Would you repeat to me your several previous statements to me concerning contributions by the liquor companies to the Democratic Party?'

"I reiterated to Mr. HODGES what I have heretofore stated to the FBI and to the Chelf Committee. After I told Mr. HODGES the facts he said:

" 'ERNEST you did not work on the liquor case very long did you?

"I said, 'Yes, I have wrestled with it for several years.'

"He expressed disbelief at my statement. He then said, 'That is all.'

"I said, 'What's the interest?'

"He said, 'I don't know.'

"Around May 1, 1952, I received a call from Mr. MORISON's secretary to come to Mr. MORISON's office. As I entered the office I found Mr. MORISON, Mr. EDWARD P. HODGES, Mr. DOBEY, and Mr. RASHID. Mr. MORISON stated, We are interested in liquor. He was quite friendly, and asked me a few questions concerning the 1944 liquor investigation. I attempted to go into some detail, and he said:

" 'Wait a minute ERNEST, I will get back to you in a minute.'

"But he never did get back to me. The meeting was terminated without my knowing what the purpose of the meeting was. The Chelf Committee was not mentioned, nor did anyone else mention to me the purpose of the meeting. As I left Mr. MORISON's office I saw Mr. BERGSON sitting in the reception room who greeted my quite coldly.

"Mr. RASHID in his testimony before the Chelf Committee testified that the purpose of the meeting was stated to me. This is false. Mr. RASHID's testimony will probably be corroborated at the appropriate time. I have no corroboration of my statement, but the truth is the purpose of the meeting was not stated to me.

"I returned to my office, and on the morning of May 7, 1952, I received a call from Mr. HODGES' secretary in which she said that Mr. HODGES would like for me to come to his office at ten o'clock that morning. As I entered Mr. HODGES' office I found Mr. GEORGE COMER, ELMO FLYNT, and Miss MARGARET BRASS. We took our seats, and Mr. HODGES had a memorandum in his hand, and stated this meeting is in connection with the Chelf Congressional investigation. I have a memorandum which has been prepared by Mr. FLYNT and Mr. RASHID covering the 1944 investigation and the 1949 survey. I want you to read it and sign it. If you disagree see Mr. BALDRIDGE. Mr. COMER completed reading the memorandum before I did, and indicated some dissension to Mr. HODGES. I then spoke up and said that I also disagreed. I do not agree with the substance or conclusions of the memorandum. No mention is made of my experiences with the industry. Mr. HODGES said:

"ERNEST you have been doing a lot of talking over the years about there being a case, but you have never put your views in writing. I suggest now that you put your views in writing for Mr. BALDRIDGE.' I said: 'That is not true. I have written numerous memoranda over the years, wherein I have recommended the investigation be pursued, or that some action be taken, and I will be very glad to supply Mr. BALDRIDGE with what memoranda I have.'

"He said to each member present, 'Let me have these copies back.' He would not let us taken them out of the office. I then returned to my office and dictated a memorandum to Mr.

HODGES wherein I reaffirmed my position over the years that some action should be taken, and I expressed regret to Mr. HODGES that he took the occasion of that meeting in the presence of those above mentioned to criticize me for taking the position which I did.

"On the morning of May 8, 1952, I received a call from Mr. HODGES to come to his office. As I entered the door he did not greet me with a 'good-morning', but said in an angry tone:

"'I have read your memorandum, and I resent your insinuations and your disobedience of my instructions to write a memorandum to Mr. BALDRIDGE.'

"And I said:

"'Well, you can give Mr. BALDRIDGE a copy of that memorandum which expresses my views completely.'

"Mr. HODGES indicated to me that he did not want anyone around him who did not obey orders. The inference that I gathered was that I would be fired if I did not write a separate memorandum to Mr. BALDRIDGE, and it looked as though I would be fired regardless of what amendments I attempted to make.

"I said to Mr. HODGES:

"'It is impossible for me to write a memorandum to Mr. BALDRIDGE and set forth wherein I differ from the substance of that memorandum when I was not allowed to take a copy out of the office.'

"He reluctantly consented for me to take a copy to my office for that specific purpose.

"I went to my office, and shortly thereafter received a call from Mr. HODGES, in which he stated:

"You have stated in your memorandum that you could not change your views. You know that is a serious

charge. Has anyone in the Division tried to compel you to change your views?'

"I stated to Mr. HODGES in a terrified mental state that I have charged no one with anything. But my unexpressed feeling, however, was his treatment of me was certainly an attempt to persuade me to change my views. I do not know what other purpose he had in mind. This is the substance of the conversation as I recall it.

"I dictated a memorandum to Mr. BALDRIDGE, but I was greatly disturbed. I attempted to see Mr. LeROY C. McCAULEY, our Administrative Official, on that date, but he was not available.

"On the morning of the 9th, May, 1952, I handed my memorandum to Mr. BALDRIDGE's secretary. As I returned to my office I got a call from Mr. McCAULEY to come to his office, and I stated to him the experiences which I had had with Mr. HODGES. Mr. McCAULEY listened sympathetically, but said substantially nothing. In the meantime I had telephoned my Senator, OLIN D. JOHNSON, of South Carolina, to meet with him at 12:15 P.M. on that date. As I returned to my office from delivering the memo to Mr. BALDRIDGE, I received a telephone call from Mr. HODGES' secretary, and she requested that I send the copy of the memorandum which Mr. HODGES had turned over to me on the morning of the 8th to Mr. CLAPP immediately. My secretary took it to Mr. CLAPP's secretary.

"I met with Senator JOHNSON at 12:15 P.M. in the reception room at the Capitol and explained to him my experiences. He manifested considerable disturbance, and said that he was going to telephone Mr. MORISON immediately and find out what it is all about. The Senator telephoned me later that afternoon and informed me that he had talked with Mr. MORISON, and Mr. MORISON denied any idea of firing me, and stated that they were merely attempting to get the different views of the various members of the staff, or words to that effect.

"I also talked with Congressman PAT SUTTON of Tennessee, a personal friend, and in some way the information

got to the Chelf Committee. On the afternoon of May 13, 1952. I received a call to come to Mr. CLAPP's office. He handed me a memorandum similar to the one I had refused to sign as stated before, but with a few changes. He asked me if it represented my views. I stated, No. He said, I just wanted to get your view, and thanked me for coming to his office.

On the morning of May 14, 1952, at exactly 7 minutes of 10:00 o'clock by the clock in my office I received a call from Mr. MORISON's secretary in which she said Mr. MORISON would like for me to come to his office immediately to leave for the Hill and that he would have to be there at 10:00 o'clock. I had my program arranged for the day, and stated to her that I did not know what it was all about, and that I could not possibly leave at that time, but to tell Mr. MORISON I would meet him on the Hill. She said: Wait a minute. She came back and said Mr. CLAPP said for you to get yourself down here; that he prefers that you go with them. I said, tell Mr. CLAPP I will see him.

"I walked to Mr. MORISON's office and found several people with their hats on, apparently ready to go some place. I asked Mr. CLAPP what this was all about. He said:

"We are leaving for the Hill.

I said:

I had no notice of this

He said:

Neither did we.

I said:

I can't leave just now; I will join you later.

Mr. CLAPP spoke up in an angry and brutal tone:

Get yourself out here. We are leaving now.

I said:

I cannot leave now.

Get yourself out here in this car, we are leaving now.

He said that two or three times, and I just looked

at him and walked off, and he said:

Aw, nuts.

I was informed by Mr. MITCHELL the Department was notified the day before to have all present at 10 o'clock on the 14th.

"I returned to my office, straightened out some matters that were pending for the day, got my hat and walked to the Capitol where I waited until 12:30 before being called to the hearing room. As I entered the room I was handed a subpoena by Mr. MITCHELL, the Committee Counsel. I was sworn and asked to return at 2:30 P.M. I returned at 2:30 P.M. and testified for four hours. My testimony before that committee was substantially the same as I have stated in this statement.

"On the 16th day of May, 1952, I received a call from Mr. PHILIP PERLMAN, Acting Attorney General. I went to his office, and he asked me about a charge of intimidation. I stated to Mr. PERLMAN that I had not made any charge against anyone of intimidation; that I had stated the facts as they occurred. The Committee Counsel is apparently the one who stated to the Acting Attorney General that there had been intimidation. I had never used that terminology as such in stating what had occurred. He requested a memo of facts and copies of any memos on liquors. They were supplied.

"That afternoon as I arrived at my home the telephone was constantly ringing with calls from newspaper men, reading the statement issued by the Committee to the press, in which it was stated that I had been mentally horse-whipped, and as usual, they asked me for a comment which I refused to make. This continued for about 48 hours; I think the bigger newspapers of the country had some contact with me concerning the matter to the point I had to refuse to answer the telephone.

"On the 21st of May, 1952, I received a memorandum from the Acting Attorney General in which he requested that I write a memorandum supplemental to the previous one and state the questions that were asked me before the committee and my answers to the questions. This, of course, was physically impossible after four hours of testimony before that committee, and I had been instructed by the committee as I left the room that my testimony was confidential and I should not divulge the substance or nature of it to anyone. I telephoned the Committee that I received such a memorandum from the Acting Attorney General and as to what its position was under the circumstances. I received instructions through the Chairman

that the committee reaffirmed its previous instructions to me-
not to divulge the substance or nature of my testimony to
anyone.

"That afternoon the Chairman made a statement to the press in which he stated that I had been contacted by the Acting Attorney General, and that I had been instructed to refuse to divulge the substance of the testimony to the Acting Attorney General, and that the committee had also been asked for a transcript of my testimony, and the committee had likewise refused to turn a transcript over to the Acting Attorney General. And, also that Assistant Attorney General MORISON had demanded the right to sit in and hear my testimony in Executive Session, but was refused. The matter was in abeyance until June 23, 1952, which was the date of the beginning of the open hearings, and all during that period from May 21, 1952, I had gathered rumors here and there of statements made concerning me by the top men in the AntiTrust Division. Mr. UNDERHILL, as an example, sent me word through Mr. MATHIS as above mentioned that it was their purpose to put an end to me once and for all in these open hearings. The Committee Counsel very ably handled this situation as above indicated.

"During the hearings before the Chelf Committee, I believe I recall being told that Mr. EDWARD HODGES testified that between the closing of the 1944 investigation of the Liquor Industry and the beginning of his so-called survey of 1949, not one single complaint against the Liquor Industry was brought to the attention of the Antitrust Division. As I recall I was told that by the Committee Counsel. Whoever made such a statement under oath I should like to contradict it by giving to the FBI the following examples:

During this period a complaint was received from Webb's City, Inc., a corporation which retailed, among other things, liquor products in the State of Florida. Attention is called to the case of Hiram Walker, Inc., a corporation, plaintiff, vs. ~~Webb's City, Inc.~~, a corporation, defendant, Case Number 1383, Civil-T; and the case of JAMES BARCLAY Company, Ltd., a corporation, plaintiff, vs. Webb's City, Inc., a corporation, defendant, Case Number 1389, Civil-T,

filed in the United States District Court for the Southern District of Florida, Tampa Division, in which the liquor companies had enjoined defendant from selling liquor products below the suggested retail price. A petition was filed to set aside the injunction, and the Department of Justice was notified of these facts and was asked by Whitaker Brothers, Attorneys for Webb's City, Inc., Tampa, to intercede amicus curiae. I prepared a brief of intercedence and asked that the injunction against Webb's city be set aside for the reasons set forth in my brief. Pending the petition to set aside the temporary injunction in the United States Court, Webb's City had filed a suit in the State Court attacking the constitutionality of the Florida State Fair Trade Law. Webb's City was successful in that suit and the State Supreme Court later held the Florida Fair Trade Law unconstitutional, which, of course, effected the remedy sought by Webb's City in the United States District Court. This is one case of vital interest in the State of Florida, as far as price maintenance is concerned, not just in the Liquor Industry, but in all industries in that state as well. The ~~SCHWEGMANN~~ Case, which originated in the State of Louisiana, and was later concluded by the Supreme Court of the United States, is another example which the Antitrust Division ignored as far as initial litigation is concerned. We also had many other complaints which are recorded in the Division.

"In late 1948, as I recall, I received a telephone call from Mr. WENDELL BERGE, Attorney for Milstone's Acme Liquor Store on the 900 Block of Pennsylvania Avenue, N. W., Washington, D. C., (Mr. BERGE's address is the Ring Building, Washington, D. C.), in which Mr. BERGE complained to me that ~~Middle Atlantic Distributors~~, distributors for Hiram Walker Liquor Products, had discontinued selling Hiram Walker products to Milstone for the reason that his client did not adhere to suggest resale prices of Hiram Walker products and would like for me to see if the situation could be corrected. I called into my office Mr. PAUL H. LAUGHLIN and Mr. MURDOCK J. FINLAYSON and Mr. WM R. LICHTENBERG, Secretary and Counsel for Middle Atlantic Distributors, Inc., and explained to them that there was no Fair Trade Law in the District of Columbia and that manufacturers and distributors had no right to compel retailers to adhere to suggested resale prices. There was

considerable heated argument, and Mr. LICHTENBERG requested the privilege of returning at a later date to discuss the matter further. He came in a few days later with an armful of law books and based his further argument on the Colgate Decision of the Supreme Court. The Colgate Decision, of course, has always been a stumbling block in many arguments which I have had with industrial officials concerning price maintenance, but I have never regarded it as justification for price maintenance in non-Fair Trade areas like the District of Columbia, the State of Texas, the State of Missouri, and the State of Vermont.

"Knowing Mr. BERGSON's attitude concerning me in regard to my efforts to bring this liquor question to a head, I was very frank to tell Mr. BERGE that it was impossible for me to settle the matter by negotiation. Apparently, he then complained to the Federal Trade Commission, because shortly thereafter Mr. MC INTYRE, Assistant Chief Counsel of the Federal Trade Commission, and Mr. DIXON, one of its attorneys, called on me for a discussion of my experiences with Middle Atlantic Distributors Inc. I suggested to Mr. McINTYRE and he agreed, that suit should be instituted against Middle Atlantic, and the Federal Trade Commission did file suit against this distributor shortly thereafter and a Cease and Desist Order was issued against Middle Atlantic in December, 1951. During the period of appeal, Mr. LICHTENBERG appealed to the Court of Appeals for the District of Columbia from the Cease and Desist Order issued by the Commission. During the month of April, 1952, Mr. LICHTENBERG called on Mr. W. T. KELLY, Chief Counsel for the Federal Trade Commission, and asked Mr. KELLY to join him, Mr. LICHTENBERG, in petitioning the Court of Appeals to dismiss Middle Atlantic's appeal from the Commission's Cease and Desist Order, and stated to Mr. KELLY, 'We realize we don't have a leg to stand on.' Mr. KELLY did join with Mr. LICHTENBERG in asking that the appeal be dismissed, which it was, and it looks as though the Cease and Desist Order by the Federal Trade Commission against the Middle Atlantic Distributors will 'stick.' I was informed of the above facts by Mr. DIXON of the Federal Trade Commission.

"About the same time the Federal Trade Commission filed its suit against Middle Atlantic, Mr. WENDELL BERGE,

in behalf of Milstone, filed a Civil Suit for treble damages in the United States District Court for the District of Columbia, and I was told by Mr. BERGE that during the month of April that this Civil Suit had been settled to the satisfaction of all concerned. I have no knowledge as to the figure of settlement.

"During the Congressional Campaign of 1950, I had lunch with Mr. ALFONS B. LANDA and the question of liquor came up, (Mr. LANDA is the Washington Counsel for Seagrams), and he stated to me that Mr. WILLIAM BOYLE, at that time Chairman of the Democratic National Committee, was quite persistent in his demands for additional contributions by the liquor companies and had asked him to get \$25,000. from Seagrams. As I recall, at that time it was not definitely determined whether or not Seagrams would make this additional contribution, inasmuch as it had already made a \$30,000. contribution to the Democratic Party in the 1948 election.

"Mr. MILTON KRONHEIM^{Sr.}, distributor for National Distillers Products Corporations in Washington, D. C., and, I believe, Baltimore, Maryland, testified before the Chelf Committee and admitted that he was on the Finance Committee of the Democratic National Committee during the 1948 campaign and he sent out word to the various dealers of his products that he wished for them to make a contribution to the Democratic Party. According to Mr. KRONHEIM's testimony, the reaction to this request was quite substantial. Mr. KRONHEIM said that the Committee liked his work.

"In view of my conversation with Mr. ALFONS B. LANDA and others around Washington, it is my assumption that National Distillers made its contribution through Mr. KRONHEIM. This would seem quite logical inasmuch as he was on the Finance Committee and is also the distributor for National's products. Mr. KRONHEIM is quite influential in public affairs in the city of Washington. A few years back I was a candidate for the Municipal Court and was told by numerous individuals that it would not be possible for me to secure an appointment of that type without the approval of Mr. KRONHEIM. I stated then, and I state now; that if it is necessary for me to secure the approval of any special interests for any appointment of any

type, I thank God that I have never received such an appointment. Mr. ~~KRONHEIM~~'s son, MILTON, Jr., at the present time, occupies a position on the Municipal Court for the District of Columbia, and his law partner, Mr. DONOHUE is President of the Board of Commissions for the District of Columbia. I have also received complaints to the effect that prospective dealers of whiskey in the District of Columbia cannot secure licenses from the Alcohol Beverage Control Board without the approval of Mr. KRONHEIM. One recent complaint I received from a lawyer by the name of LUBAR, in the Woodward Building, Washington, D. C., was to the effect that his client wanted to open a liquor store; as I recall, on MacArthur Boulevard, and it was suggested that he see Mr. KRONHEIM, and Mr. KRONHEIM did not appear interested unless he employed Mr. KAUFMAN, who is the surviving partner of his son, and Mr. DONOHUE. As to whether Mr. LUBAR would verify this story, I would not know. These are the facts as he gave them to me.

"I have read this statement consisting of this page and 30 other pages and I swear under oath that it is true and correct to the best of my knowledge.

/s/ "ERNEST L. BRANHAM
"Aug 15, 1952,

"Sworn to and subscribed before me on August 15, 1952.

"William A. Royer
Special Agent, FBI
(Washington Field Office)

"Witnessed by:

"Gustave Saridakis
Special Agent, FBI
(Washington Field Office)
August 15, 1952"

INTERVIEWS WITH DEPARTMENT ATTORNEYS
REGARDING LIQUOR CASE

INTERVIEW WITH BADDIA J. RASHID

On September 29, 1952, Special Agents GUSTAVE SARIDAKIS and ALPHONSE F. CALABRESE interviewed BADDIA J. RASHID, Trial Attorney, General Litigations Section, Anti-Trust Division, Department of Justice, in his office.

Mr. RASHID advised he entered on duty with the Department of Justice in the month of March 1940 and was assigned to the Complaints Section, now known as the Trial Section, up until 1951, at which time he was transferred to the General Litigations Section.

With relation to this investigation, Mr. RASHID advised the agents that he had testified on two occasions before the Chelf Committee approximately three months ago, one time at an executive conference of the committee and another time at an open hearing. Mr. RASHID explained that his part in the matter at hand came when Mr. HODGES assigned him to a staff in the Department of Justice which was to make a general liquor survey on a national scale with relation to the big four of the liquor industry. He advised that in addition to himself the other Department of Justice attorneys working on the survey were W. WALLACE KIRKPATRICK, JOHN J. BEVINGTON and LEONARD BERKE. He stated that this survey began in early Spring of 1949 and that the survey was completed in approximately September of 1949. Mr. RASHID advised that the aim of the survey was to re-evaluate and to examine the findings of the investigation of the big four in the liquor industry which had taken place in 1944.

Mr. RASHID stated that after the survey had been completed a memorandum was prepared and that the findings in this memorandum were essentially the same as the findings in the 1944 investigation. This memorandum is dated December 20, 1949 from W. WALLACE KIRKPATRICK to EDWARD P. HODGES, which memorandum has been referred to in another portion of this report.

He advised that the staff made certain conclusions and recommendations as a result of this survey.

He advised that he himself felt that the investigation of the big four in the liquor industry should be closed by the Department of Justice since he felt there was no evidence of any violations of the Anti-Trust Laws.

Mr. RASHID advised that he had no further connection with the liquor industry investigation after January of 1950 up until the time when the Chelf Committee began making their investigation into that industry. He advised that some time after the Chelf Committee came to the Department of Justice to investigate the liquor industry, a conference was held in the Department of Justice, at which the following were present - Mr. ERNEST BRANHAM, Mr. EDWARD P. HODGES, Mr. H. GRAHAM MORRISON and himself, Mr. RASHID. He stated the purpose of this conference was to bring Mr. MORRISON up to date with relation to the investigations made by the Anti Trust Division concerning the big four of the liquor industry. He advised that at this meeting Mr. BRANHAM advised that he had heard a rumor to the effect that a certain liquor representative had stated that the liquor people had nothing to fear from the Anti Trust Division because of their campaign contributions.

Some time later the Chelf Committee, according to Mr. RASHID, requested a summary of all the investigation done by the Anti Trust Division of the Department of Justice concerning the big four of the liquor industry.

Mr. RASHID stated that it was decided to have a person in the Department who was most familiar with the 1944 investigation and the person most familiar with the 1949 investigation to help prepare the summary which the Chelf Committee had requested. He advised that he was chosen as the one to prepare the 1949 phase of it and that Mr. ELMO FLYNT was assigned to prepare the 1944 phase of it. He stated that after this summary had been written it was sent to Mr. HODGES and Mr. MORRISON for their examination and approval.

In this connection he advised that the memorandum finally sent up to the Chelf Committee was approved by everyone having to do with the investigation of the big four in the liquor industry, with the exception of Mr. BRANHAM, who

refused to sign it on the basis that he, Mr. BRANHAM, had not agreed with the conclusions as set forth in the 1944 investigation. Mr. RASHID advised that he learned that Mr. BRANHAM actually worked only three weeks on the 1944 investigation and that he did not participate at all in the 1949 investigation of the liquor industry. Mr. RASHID explained that this memorandum was written for the purpose of advising the Chelf Committee as to a true factual history of the action taken by the Department of Justice in investigations of the liquor industry and that the summary was not meant to be a discussion of the merits of the action taken during the investigations of the liquor industry.

Mr. RASHID stated that at no time were any instructions given to him to "quash" investigation of the big four of the liquor industry, nor had he ever heard of any attempt by anyone to influence the investigation of the big four liquor industry.

INTERVIEW WITH ROY C. COOK

ROY C. COOK, Industrial Economist, Economic Section, Anti Trust Division, was interviewed at the Department of Justice building on September 29, 1952 by Special Agents GUSTAVE SARIDAKIS and ALFONSE F. CALABRESE.

Mr. COOK informed that Mr. ERNEST BRANHAM had re-contacted him and asked him to prepare a report of the economic conditions in the cooperage industry. He stated that he had compiled this report on August 29, 1946 and had routed it to Mr. BRANHAM. He went on further to relate that his work in the Department of Justice is doing research in the field of economics with relation to matters of interest to the Anti Trust Division of the Department of Justice. He went on further to relate he entered on duty at the Justice Department as an Economist on August 2, 1938 and is presently holding the same position. He concluded by stating that he had never heard of anyone attempting to influence Department of Justice attorneys in "soft-pedaling" the investigation of the big four in the liquor industry.

INTERVIEW WITH H. GRAHAM MORISON:

H. GRAHAM MORISON, Attorney, 200 Hill Building, 839 17th Street, North West, was interviewed September 30, 1952, in his Office at the above address by Special Agents L. RUSSELL WHARRY and EUGENE D. THOMPSON.

Mr. MORISON stated he was formerly employed in the Department of Justice as Assistant Attorney General in Charge of the Antitrust Division from February, 1951, to July, 1952. Prior to this he was employed in the Claims Division, Department of Justice.

He stated that he was not in the Antitrust Division at the time of the investigation of the liquor industry in 1943 - 1944, and 1949. He stated that his only connection with the liquor case was in 1952, when he was contacted by representatives of the Chelf Committee in regard to the liquor case. He stated that the Chelf Committee was interested in the liquor case because a charge had been made that his (MORISON'S) predecessor had made an investigation of the liquor industry and nothing came of this investigation because of substantial contributions made to the Democratic National Committee by the liquor industry.

Mr. MORISON reviewed the history of the liquor investigation which was conducted in 1943 - 1944, and in 1949, by the Antitrust Division. He stated that it was the opinion of the staff who handled the investigation in 1949, that there was not sufficient evidence to prove a violation of the Antitrust Laws.

At the conclusion of the investigation in 1949 a complete summary was made of the findings and the staff recommended three possible courses of action which could be taken as follows:

1. That no violation existed and that the case be closed.
2. Conduct a limited investigation by contacting smaller producers to determine if they had any complaints against the major producers.

3. Conduct a complete investigation.

MORISON stated that it was his firm belief that the investigation revealed absolutely no basis for an institution of an Antitrust prosecution.

He further stated that as a result of the Chelf Committee inquiry that he directed everyone who had anything to do with the investigation of the liquor industry to set forth, in writing, his agreement or disagreement with the findings made in 1949, for the purpose of submitting the various reactions to the Chelf Committee and at the same time specified that any disagreements with the findings of the 1949 investigation be pointed out. He said that everyone who had worked on the liquor case agreed substantially with the findings made in 1949, except one person, ERNEST BRANHAM who refused to sign the general over-all report which was furnished the Chelf Committee, indicating he found no fault with the findings of fact of the 1949 investigation, but disagreed with the conclusions and recommendations. He stated, however, that BRANHAM failed to submit any memorandum to him as to why BRANHAM felt that he could not sign the report even though he, (MORISON) was committed to furnish the report to the Chelf Committee.

MORISON stated the only connection that BRANHAM had with the liquor investigation was in the 1943 - 1944 investigation when BRANHAM proceeded to New York and reviewed the records of two small distillery companies.

MORISON stated there was absolutely no improper pressure or undue influence exerted upon him by TOM CLARK or anyone else concerning any case in which he participated. He further stated that he knew of no one who had been the recipient of any such influence or pressure concerning any case in the Department of Justice. He concluded by saying he knew of no irregularities on the part of anyone in the Department of Justice.

WFO 62-7197

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INTERVIEW WITH GORDON GRANT:

Mr. GORDON GRANT, Business Economist, Legislative and Clearance Section, Antitrust Division, Department of Justice, since January, 1952, and who had formerly served in the Small Business Unit, Antitrust Division, Justice Department, since January, 1943, was interviewed September 30, 1952, at the Justice Department by Special Agents EUGENE D. THOMPSON and L. RUSSELL WHARRY.

GRANT stated he had some contact with the liquor investigation in that he investigated some price fixing complaints at a local level, which information was turned over to the Federal Trade Commission as the agency having jurisdiction in these matters, and conducted some special investigation requested by his superior regarding the gathering of information and evidence in this case which included the acquisition by the large liquor interests of the Cooperage facilities. GRANT stated further that his connection with this activity was curtailed in 1947 to the point where he no longer actively participated in the case.

At one time during an investigation of the Cooperage situation GRANT discussed with WENDELL BERGE, former Head of the Antitrust Division, the possibility of bringing an Antitrust suit against the big liquor interests and BERGE informed GRANT that the public would not stand for a suit against the liquor interests at that time when there were so many other Antitrust cases which should be prosecuted. BERGE also told GRANT that "the Department was keeping an eye on the industry for any possible violation of the Antitrust Laws."

GRANT stated he thought BERGE was a man of the highest integrity and he had no knowledge of any improper pressure or undue influence exerted upon BERGE and in turn knew of no instance where anyone had been subject to any pressure from BERGE to omit or commit any action that person deemed just and proper.

GRANT concluded by stating that TOM CLARK exerted absolutely no pressure on him and he knew of no instance where CLARK had used undue influence or improper pressure on anyone else.

INTERVIEW WITH EDWARD R. KENNEY

MR. EDWARD R. ~~KENNEY~~, Attorney, Trial Section, Anti-Trust Division, Department of Justice, was interviewed September 26, 1952, at his office in the Department of Justice Building by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON. He stated that he was employed in the Anti-Trust Division, Department of Justice, from April 1, 1940, to March, 1943, at which time he went on military leave. He advised that he returned from military leave in March, 1946, and has been employed in the above capacity since that time.

MR. KENNEY stated that he knew TOM CLARK, former Attorney General, personally, as he had worked directly under CLARK in the War Frauds Unit prior to the time that he (KENNEY) went in the military service in 1943. He stated that during his employment in the Department of Justice, TOM CLARK never "interfered" in any matter or case which he (KENNEY) was handling. He further stated that he never heard of TOM CLARK taking any action to halt or obstruct the investigation of liquor industry or any other investigation which was handled by the Department of Justice.

He further advised that he never heard anything about the investigation of the major liquor distillers until the Chelf Committee Hearing of this year. He advised that he had the following connections with the liquor investigation. The first one was in regard to the Cooperage Industry which is related to the liquor industry. He advised that he took over the Cooperage Investigation from ERNEST BRANAHM upon his (KENNEY) return from the military service in 1946. He stated that he knew of no irregularities on the part of anyone in the handling of the Cooperage Case.

He stated that the only other connection he had with the liquor industry was a local case in Washington, D. C., wherein the complaint was received regarding a price fixing scheme by wholesalers in Washington, D. C. He advised that in this particular case it was learned that the Federal Trade Commission was conducting an inquiry into the same matter and, therefore, the Department of Justice case was closed and the information in the Department of Justice file was forwarded to the Federal Trade Commission.

In conclusion, MR. KENNEY stated that he has testified before the Chelf Committee concerning his knowledge of the liquor industry.

INTERVIEW WITH CHARLES H. ~~WESTON~~

MR. CHARLES H. WESTON, Chief of the Appellate Section, Anti-Trust Division, Department of Justice, was interviewed September 26, 1952, at his office

WFO 62-7197
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in the Department of Justice Building by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON. He stated that he never had anything to do with any case in the Department of Justice unless the case was appealed to a higher court after being tried in a trial court.

He stated that he did have something to do with the Colorado Liquor Case as the decision in this case was appealed and eventually was presented in the Supreme Court for decision. He stated that he recommended that the Colorado Liquor Case be appealed to the higher courts. He also advised that he wrote the brief on which the appeal was based in this particular case.

He stated that neither TOM CLARK, former Attorney General, nor anyone else exerted any undue influence or pressure on him in an effort to prevent the Colorado Liquor Case from being prosecuted. He stated that he knew of no irregularities on the part of anyone in the Department of Justice concerning the handling of the Colorado Liquor Case or of the handling of any other case in the Department of Justice.

INTERVIEW WITH ROBERT L. STERN

MR. ROBERT L. STERN, Attorney, Office of the Solicitor General, Department of Justice, was interviewed September 26, 1952, at his office in the Department of Justice Building, by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON. He stated that he has been employed in the Office of the Solicitor General since 1941 and prior to 1941 he was employed in the Anti-Trust Division. He stated that during the time he was in the Anti-Trust Division, he did not handle any case concerning the liquor industry. He stated that he could not furnish any information regarding any liquor case handled in the Anti-Trust Division. He further stated that in his present position he does not have anything to do with Anti-Trust cases unless these cases are appealed to the Supreme Court. He stated that when the cases are appealed to the Supreme Court, it is the duty of his office to prepare the briefs on these particular cases. He advised that during the period of his employment in the Department of Justice, he has no knowledge of improper pressure being exerted on anyone handling cases in the Department of Justice and further that he knew of no irregularities on the part of any person in the Department of Justice. He advised that he had no knowledge of TOM CLARK exerting any undue pressure or influence on anyone that was handling the liquor case or any other case in the Department of Justice. He pointed out that technically the Attorney General did have to approve any case which would be brought to

trial; however, as a matter of practice, the Attorney General does not see or take an active part in the handling of the cases. He stated that he has never discussed with TOM CLARK or any other Attorney General any case which was being handled by his office.

INTERVIEW WITH JOHNSTON AVERY

MR. JOHNSTON AVERY, Assistant Administrator, Technical Cooperation Administration, Department of State, was interviewed by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON on September 26, 1952, at his office in the McShain Building, 333 3rd Street, Northwest. He advised that he was employed in the Department of Justice from 1935 to October, 1946, as Executive Assistant in the Anti-Trust Division. He stated that he did not handle any cases in the Anti-Trust Division as his job was that of an administrator.

He stated that he had no knowledge of any irregularities on the part of anyone in the Department of Justice during the time of his employment. Neither does he know of any irregularities on the part of anyone since his employment in the Department of Justice. He pointed out that he has not in any way been associated with the Department of Justice since October, 1946, and consequently, would have no knowledge concerning the operation of the Department of Justice since that time. He stated that to his knowledge the only errors that may have been made in the Department of Justice during the time he was employed there would have been errors in judgement on the part of persons handling particular cases or matters.

MR. AVERY stated that he hired TOM CLARK in the Department of Justice and CLARK was sent out to Los Angeles, California, to take charge of the Anti-Trust Office in that city. He advised that CLARK later returned to the Department of Justice at Washington, D. C., as a First Assistant to THURMAN ARNOLD, former Assistant Attorney General, Anti-Trust Division, and CLARK later became Assistant Attorney General, Anti-Trust Division, for a short time and was then made Assistant Attorney General in charge of the Criminal Division and WENDELL BERGE became Assistant Attorney General in charge of the Anti-Trust Division.

He advised that TOM CLARK was the most ambitious man that he had ever encountered in his twenty years in the government service. He stated that TOM CLARK was "on the make," was intensely ambitious and that he bestowed lavish gifts on his superiors. He stated that he never saw any act in the Anti-Trust Division that suggested a "fix" or yielding to more than normal pressure

on the part of anyone as a result of any action taken by TOM CLARK or anyone else. He did state, however, that he always felt that TOM CLARK was partial to Texas Delegations who had an interest in matters which the Department of Justice was handling but he had no information to substantiate this feeling.

INTERVIEW WITH EDWARD P. HODGES

MR. EDWARD P. HODGES, First Assistant in the Anti-Trust Division, United States Department of Justice, was interviewed at his home, 2222 Q Street, Northwest, Washington, D. C., on September 27, 1952, by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON. MR. HODGES advised that he recalled TOM CLARK as an extremely ambitious individual who at one time was Chief of the Anti-Trust Office on the West Coast. He stated that TOM CLARK came from the West Coast to take charge as Chief of the War Frauds Section in 1942 and later was made First Assistant to THURMAN ARNOLD, Assistant Attorney General in charge of the Anti-Trust Division. MR. HODGES stated that it was often mentioned around the Department of Justice that he got this position because he was a "diplomat." His next position was as Assistant Attorney General in charge of the Criminal Division and, thereafter, in 1949 he was appointed Attorney General. MR. HODGES pointed out that during the 1943 - 1944 liquor investigation, TOM CLARK was in the Criminal Division and the liquor investigation was handled under the supervision of HOLMES BALDRIDGE and the Anti-Trust Division. He explained that he did not believe TOM CLARK could have had anything to do with the 1943 - 1944 inquiry concerning the liquor industry.

MR. HODGES advised that on February 1, 1949, the Anti-Trust Division was reorganized and the liquor case was taken out of the supervision of MR. BALDRIDGE and left unassigned. In the spring of 1949, HERBERT A. BERGSON, then Assistant Attorney General in charge of the Anti-Trust Division, assigned the case to the Litigations Section and asked him, MR. HODGES, to see that the case be reviewed to ascertain what should be done about it. MR. HODGES advised that as a result of this request, he assigned the case to W. WALLACE KIRKPATRICK and BADDIA J. RASHID. They worked on the case, using only material available in the Department of Justice files, from the spring of 1949 until December, 1949, and during December, 1949, KIRKPATRICK submitted a fifty page summary of the case against the major liquor industry. In December, 1949, this summary was submitted to HERBERT BORKLAND, Assistant to HERBERT A. BERGSON. MR. HODGES advised that BORKLAND requested him to have this memorandum further summarized and recommendations included as to what action should be taken in this case.

MR. HODGES said that as a result of this request, KIRKPATRICK prepared a nine page memorandum briefly summarizing his previously submitted fifty page memorandum. He stated that his memorandum contained KIRKPATRICK's and RASHID's recommendations which outlined three possible calls of action. These recommendations were, as nearly as MR. HODGES could recall, as follows:

1. Bring the case before the Grand Jury as was done in 1943; or
2. Kill it completely; or
3. Have a limited Federal Bureau of Investigation investigation in which the FBI would be instructed to contact all of the competing small distillers to see if there were any complaints on which the Department of Justice could open a full investigation.

MR. HODGES said that in fairness to MR. BERGSON, he would have to point out that there has been no complaint filed with the Department of Justice by any of the small competing distilling companies regarding the activity of the "Big Four in the Liquor Industry." He further pointed out that the inquiry suggested for the FBI would have been a "fishing expedition."

MR. HODGES advised that he presented this summary to all members of the staff for their approval or any changes that they desired to make. He further advised that all of the staff agreed to the memorandum with the exception of ERNEST BRANHAM who objected to the conclusions. He advised that he requested MR. BRANHAM to prepare a memorandum for MR. BERGSON stating his opinions in the case. MR. HODGES stated that the afore-mentioned summary of information was sent to MR. BERGSON during December, 1949, and that nothing more was done on the case. He advised that MR. BERGSON had never discussed the case with him and that his section was never given a "green light" to go ahead with the case. MR. HODGES advised that to his knowledge, TOM CLARK, at no time, had any connection or made any decision regarding the liquor case. He went on to say that if TOM CLARK had anything to do with the decision made by MR. BERGSON regarding this case, this matter had never been brought to his (MR. HODGES) attention.

MR. HODGES advised that he recalled that ERNEST BRANHAM had told him that he had heard that LEWIS ROSENSTEEL of the Shenley Distillers had been telling around New York City that "if there was to be a liquor investigation, TOM CLARK had said that ERNEST BRANHAM would not be in charge of it." MR. HODGES could furnish no further information regarding this statement.

INTERVIEW WITH GEORGE P. HADDOCK:

GEORGE P. HADDOCK, Chief of the Trial Section Antitrust Division, Department of Justice, was interviewed September 29, 1952, in his Office in the Department of Justice Building by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON.

He advised that he was formerly in Charge of the Denver Office of the Antitrust Division from 1943 to 1945, and was later assigned to the Chicago, Illinois Office. He stated that in August, 1946, he was assigned to the General Litigation Section as Assistant Chief and served in this capacity until April, 1949. He advised that after that he was transferred to the Trial Section and since January 1, 1951, he has been Chief of the Trial Section.

He stated that he handled the Colorado liquor case which concerned the Colorado Wholesale Wine and Liquor Dealers Association, Incorporated, Et Al. He said this case involved violations of price fixing by distributors and wholesalers in Colorado. He stated the case went to the Supreme Court and was successfully prosecuted. He advised that as a result of investigation conducted in the Colorado case, he suggested to HOLMES BALDRIDGE, of the Antitrust Division, that it might be well for the Department of Justice to make a study of the major liquor producers. He advised that in the event an investigation was made by the Department of Justice, he suggested that it be made to determine if any agreement had been reached by the major liquor producers concerning the acquisition of the smaller producers. He advised that he made this suggestion because the large companies seemed to follow a pattern in which first one large company would purchase smaller concerns in a certain area and then another large concern would make a purchase of smaller concerns in another area and so on. He advised that it was his opinion that this procedure would possibly indicate that some type of agreement had been reached by the major liquor producers in the purchasing of the smaller concerns.

He stated that an investigation was conducted concerning the major liquor producers and as of 1946, when he was assigned to the General Litigation Section in Washington, D. C., the investigation had failed to produce sufficient evidence of violation of Antitrust Laws which would warrant prosecution.

WFO 62-7197
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He further advised that he heard that a review of the liquor investigation was made about 1949 by the General Litigation Section which was headed by EDWARD P. HODGES. He stated that he could furnish no other information concerning this matter as he had nothing to do with the liquor case at that time.

Mr. HADDOCK stated that to his knowledge there were no irregularities on the part of anyone in the handling of the liquor investigation. He stated that no undue pressure or influence was exerted on him by anyone concerning any case which he had handled. He stated that to his knowledge TOM CLARK nor anyone else exerted any improper pressure or undue influence in an effort to halt or hinder the liquor investigation. In conclusion he stated that he never had any fear that any Attorney General or anyone else would block or stop any case which he was handling. He said if there was any error in judgment in the handling of cases by the Department of Justice, it would be in presenting too many weak cases for prosecution rather than not presenting cases for prosecution.

INTERVIEW WITH RODOLFO A. CORREA:

RODOLFO A. CORREA, General Counsel, Office of Defense Mobilization, was interviewed at his Office in the Old State Department Building, on September 29, 1952, by Special Agents WILLIAM C. HIGGINS and WILLIAM E. FENIMORE.

CORREA advised he had served in the Antitrust Division of the Department of Justice between May, 1947, and January, 1951, as Special Assistant and Field Office Coordinator. CORREA explained it was his duty to review all complaints coming into the Antitrust Division, giving them preliminary consideration as to whether they needed further attention. If it was felt by CORREA that further attention was required, he made such recommendation to HERBERT A. BERGSON, Assistant Attorney General in Charge of the Antitrust Division. If no action was felt necessary, CORREA had the complaint filed. If the incoming complaint pertained to a matter in which the Antitrust Division was already interested, it would be routed to the individual handling the case. In this manner, CORREA relates, it was possible he had some connection with the Liquor Industry case, but he does not specifically recall any particular connection with it.

CORREA recalls he was aware the Antitrust Division was interested in the Liquor Industry and this interest was being handled by a Mr. KIRKPATRICK, under the direction of EDWARD P. HODGES.

CORREA also recalls KIRKPATRICK prepared a memorandum concerning the Liquor Industry survey about 1949, but does not recall that he ever read this memorandum nor does he recall ever having discussed it with either HERBERT BERGSON, HERBERT BORKLAND or TOM CLARK. At this point CORREA noted his principal concern was with incoming complaints rather than in the recommendations made by the attorneys after the complaint has been given necessary attention.

CORREA said that he has read in recent newspapers concerning the allegation that TOM CLARK said there would be no prosecution in the Liquor Industry case and if it were necessary to have some action, BRANHAM would have nothing to do with it.

He states this allegation came as a complete surprise to him for he recalls nothing which occurred in the Antitrust Division while he was there which would indicate there was any basis for this allegation. He further states he does not know what action was taken by BERGSON upon KIRKPATRICK's memorandum. He points out it was necessary to give serious consideration concerning the utilization of available manpower and funds when determining whether a large scale investigation tying up several individuals was concerned. It was always necessary to consider whether the result desired and obtainable was in the best interest of the public and would better serve the public need than some other investigation.

He further stated he was unaware of any facts or information which might indicate TOM CLARK misused his Office as Attorney General or that a matter was mishandled by TOM CLARK or HERBERT BERGSON while they were with the Department of Justice.

INTERVIEW WITH M. REYNOLDS SANDS:

M. REYNOLDS SANDS, Office of the Assistant Chief of Staff, G-4, Legislative Branch, was interviewed at his office in the Pentagon by Special Agents WILLIAM C. HIGGINS and WILLIAM E. FENIMORE, on September 29, 1952.

SANDS stated he had served as a Special Attorney in the Antitrust Division of the Department of Justice between August, 1941, and July, 1944.

One of his assignments while with the Antitrust Division in 1944 was to review the files of Seagrams in New York City. SANDS recalls both he and ERNEST BRANHAM reviewed these files in New York City.

The liquor case at that time was being handled by WILLIAM B. BUTZ in Washington, D. C. SANDS states both he and BRANHAM located such material in the Seagrams files that both felt further investigation was desirable.

SANDS also states his assignment to the liquor case ceased upon his return to Washington, D. C., and he had nothing to do with the presentation of the material to the Grand Jury in 1944. SANDS feels it is possible there was not enough evidence to present to the Grand Jury at that time in order to enable them to return an indictment but feels there was enough available evidence to indicate a full investigation was most desirable.

WFO 62-7197
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SANDS related he has been reading in recent newspapers concerning the handling of the liquor investigation by the Department of Justice and has always felt the case was assigned to WILLIAM BUTZ in 1944 because those who made the assignments knew BUTZ was not as capable as some others and, therefore, was aware no positive action would result from this assignment. SANDS explained he cannot recall anything which would substantiate this feeling of his, but, nevertheless, the impression has always been his.

It is noted the result of SANDS review of Seagram files is set forth in his memoranda to BUTZ dated April 7, 1944, and April 18, 1944, and which are included in Exhibit DJL-100 with this report.

INTERVIEW OF WILLIAM AMORY ~~UNDERHILL~~:

WILLIAM AMORY UNDERHILL, who served as First Assistant to HERBERT A. BERGSON, Assistant Attorney General, between June, 1948, and October, 1950, was interviewed at the Washington Field Office on September 30, 1952, by Special Agents WILLIAM C. HIGGINS and WILLIAM E. FENIMORE.

UNDERHILL stated he has no knowledge concerning the Liquor Industry matter other than knowing the Department was interested in this matter.

INTERVIEW WITH EIMO D. FLYNT

Mr. EIMO D. FLYNT, Trial Attorney, Antitrust Division, Department of Justice, was interviewed on September 29, 1952, in his office in the Justice Department by Special Agents WILLIAM C. HIGGINS and ROBERT N. WINGARD. He stated that he had worked as a Trial Attorney in the Antitrust Division on an investigation of the Liquor Industry during 1943 and 1944. He commented that during this period of time the interest in the Department in the liquor investigation was centered on whether the large distillers in buying up the small distilleries were attempting to fix prices and restrain trade. Further, whether the large distillers were forcing the wholesalers to buy their products on what is known as "full line forcing." He pointed out that this meant that the distillers were attempting to force the wholesalers to take all of their products in order to get a few which they wanted.

He stated that in this investigation he had been designated to go to the Schenley Company, Seagrams Company, and small distillers in an effort to ascertain the financial setup of these organizations, as well as their business policies.

Mr. FLYNT advised that it was decided by the Department to have a Grand Jury set in Washington, D. C. and subpoena the records of the distillers. He commented that after this was done, and inasmuch as the results failed to contain any evidence at all on which to base further investigation, a decision was made by the Department not to request further Grand Jury action and no witnesses were summoned to appear before this Grand Jury. He pointed out that the Grand Jury was permitted to "whither and die on the vine."

Mr. FLYNT pointed out that this was his last contact with the liquor investigations and that he had not been aware of the 1948-49 investigation under the direction of W. WALLACE KIRKPATRICK until May of this year. He stated that in May, Mr. MORISON, then Assistant Attorney General in charge of Antitrust, called him to his office and advised the Chelf Committee was interested in the liquor investigation as conducted by the Department. He advised that he prepared a memorandum at the direction of Mr. MORISON on the 1943-44 investigation, and it was, at this time, that he learned that an investigation had been conducted in 1948-49. Mr. FLYNT stated that he had prepared the requested memorandum, and it was his understanding that this, together with a memorandum prepared on the later investigation by Mr. BADDIA J. RASHID, was the basis of the memorandum which was later submitted by the Department to the Chelf Committee.

Mr. FLYNT advised that he was not cognizant that any of the Attorney Generals ever had any undue interest in the liquor investigation, and further, that he was positive that there had been no irregularities in the first investigation. He pointed out legally this first investigation failed to uncover any evidence on which to make a case. He advised that everyone connected with the first investigation had been very interested in attempting to make a strong case against the Liquor Industry due to their knowledge of the many "dirty deals" which were pulled by the distillers. He stated that as an example of some of these "dirty deals" was the fact that after an OPA ceiling was placed on a certain brand of whiskey which sold at a nominal sum, the distiller would then change the brand name and under this label sell the liquor at a very high price.

Mr. FLYNT commented that during the period from 1938, to date, that he has been employed by the Justice Department, he did not know of any irregularities or mishandling of cases on the part of anyone employed by the Department of Justice.

INTERVIEW WITH GEORGE P. COMER

Mr. GEORGE P. COMER, Economic Adviser, Antitrust Division, was interviewed at his office at the Justice Department by Special Agents WILLIAM C. HIGGINS and ROBERT N. WINGARD on September 29, 1952.

Mr. COMER advised that he had worked on the first liquor investigation by the Department of Justice in 1943-44. He pointed out that he had been called upon at the outset of this investigation to formulate the economic aspects of the investigation that would lead to uncover any restraint of trade, price fixing, monopolies, or so forth, by the large distillers. He pointed out that as Economic Adviser in the days of this investigation he had worked much closer with the actual case than did Economists in the Department today. He stated that he had gone to New York, and visited the offices of the large distillers, studying their economic setup, their production, wealth, and so forth.

He advised that one of the problems that he was most interested in was whether the large distillers were selling whiskey of the same contents at the same prices. He pointed out that he had found that investigating this possibility was impractical, inasmuch as each of these companies sold liquor with the same contents at different prices, depending on the labels. He stated that it was impossible to classify trade names into classes for comparison between distillers as to any violation of price fixing.

He commented that as an Economist he was convinced that there was no evidence uncovered in the first liquor investigation reflecting on price fixing or restraining of trade. He stated further that the economic investigation, although it showed a concentration of the liquor industry among the "Big Four," the competition between these companies was very competitive and there was no substantiation of "parallel action."

Mr. COMER advised that the above views would not constitute a legal opinion and that he had no knowledge of the legal merits of the investigation. He stated, instead, these views represented only his results from an Economist's standpoint.

He explained that he was not personally acquainted with the second liquor investigation conducted by the Justice Department and could not comment in regard to this investigation.

Mr. COMER explained that the first investigation was conducted by individuals in the Justice Department who were highly interested in conducting a good investigation, and that he was positive that no irregularities had taken place by anyone concerning this investigation. He stated further that in his many years in the Department of Justice, he did not know of any irregularities, malfeasance or mishandling of cases by anyone.

INTERVIEW WITH ALLEN A. DOBEY

Mr. ALLEN A. DOBEY, Trial Attorney, Antitrust Division, Department of Justice, was interviewed on September 26, 1952, in his office at the Justice Department by Special Agents WILLIAM E. FENIMORE and ROBERT N. WINGARD.

Mr. DOBEY advised that his first contact with the liquor industry came after the investigation was assigned to him at the time Mr. W. WALLACE KIRKPATRICK left the Department of Justice to accept a position with the State Department. He explained that this investigation had been assigned to Mr. KIRKPATRICK; and, prior to his leaving the Department, he prepared a memorandum in which he summarized the investigation which had been completed and also set out investigation which he thought should be undertaken in regard to this case. Mr. DOBEY explained that he had not read this memorandum and was not acquainted with the contents of same. He commented that, although this liquor case was assigned to him and that all the files in the case were sent to his office, he did not believe that he had ever looked at them and was positive that he had not studied and become cognizant of the contents of these files.

Mr. DOBEY stated it was his opinion that the memorandum which Mr. KIRKPATRICK prepared was forwarded to the "front office" where it remained for a period of approximately six months. He pointed out that, in regard to the front office, this memorandum would have been read and a decision reached by either Mr. BERGSON, Mr. BORKLAND, or TOM CLARK. He advised that he did not know who had reached the decision in regard to this memorandum and was not cognizant as to whether TOM CLARK had ever been advised of the memorandum. He advised that he was in Mr. EDWARD HODGES' office on one occasion when the above-mentioned memorandum was returned to Mr. HODGES' office and at that time the memorandum had an attachment to it from Mr. BORKLAND which stated, "If the 'Big Four' could be prevented from changing the content of a particular brand of liquor without changing the label, I think the liquor monopoly might be broken. However, this would have to be with the approval of the Federal Alcohol Administration." Mr. DOBEY stated that he had never been able to construe what Mr. BORKLAND meant by his remarks and did not believe that he had ever heard of anyone else in the Antitrust Division who was cognizant of what was meant by these remarks. He stated that it was his opinion, as well as the opinion of his superior, Mr. HODGES, that the return of Mr. KIRKPATRICK's memorandum meant that there would be no further investigation in the liquor industry.

Mr. DOBEY explained that, during the entire period that he was in charge of the liquor investigation, he had taken no active part in this

investigation and had merely initialled correspondence for the file which had been routed through his office. He pointed out that, at the time the case was assigned to him, it was with the understanding that if the above-mentioned memorandum of Mr. KIRKPATRICK was returned to the Antitrust Division for additional investigation, he would be in charge of such investigation. He stated that, when the memorandum came back to Mr. HODGES' office with the understanding that no additional investigation would be undertaken, it was his belief that from that date to the present time no one had undertaken any active investigation in the Justice Department.

Mr. DOBEY explained that he had always felt, although he was cognizant of the material in the liquor file, Mr. KIRKPATRICK did not believe the liquor investigation was too promising because the industry was so well regulated by many Government agencies and the previous liquor survey by the Antitrust Division in 1946 and 1947 had been unproductive.

He stated that he knew of no unusual interest in this case by Attorney General TOM CLARK and that the only thing that he was aware of that might be unusual in the case was the fact that Mr. KIRKPATRICK's memorandum, which he had submitted to the "front office," apparently stayed in the front office for a period of approximately six months. He stated that he did not believe that this was unusual under the BERGSON regime but would have been under the regime of anyone else.

He stated that he had testified as to his part in the liquor investigation at a hearing held by the Chelf Committee during May of this year. He advised that, shortly before he had been called upon to testify, he had attended a conference in the office of Mr. MORISON at which time Mr. BRANHAM, who was also present, advised that a friend of his, an outside attorney, had made the statement to him that Mr. CLARK had told LEWIS ROSENSTIEL, Vice President of Schenley's Distilleries, that there would be no liquor investigation and that if there was such an investigation Mr. BRANHAM would not handle this investigation. Mr. DOBEY stated he believed that Mr. BRANHAM stated this information had been furnished prior to the 1948 election. Mr. DOBEY stated that Mr. MORISON had commented at the time that Mr. CLARK would never have made such a statement and further that he himself believed that Mr. TOM CLARK was too much of a politician to ever make such a statement. He stated that this was the first time that he had ever heard any remarks which would reflect that the Attorney General had had any interest in the liquor investigation. He stated that he did not know of any influence by anyone in the Department upon any attorney in the Antitrust Division who had been concerned with this investigation and further did not know of any influence which was brought about on the Department by political pressure.

Mr. DOBEY noted the ~~X~~"Flat Glass Case" had been settled in the "front office" and that the ~~X~~"Rubber Case" was also settled there. Both these settlements, DOBEY related, were handled by the law firm of ~~X~~CAHILL and MATT CORREA, both of whom were former United States attorneys and friends of TOM CLARK. It was DOBEY's understanding that neither of these gentlemen was a particularly close friend of BERGSON. He then noted that, after the settlement of these two cases, it was the opinion of many in the Department that CAHILL and CORREA could settle any case they wanted with CLARK. He noted that in neither of these cases was there any attempt by the law firm of CAHILL and CORREA to arrange negotiations or settlement with the trial attorneys which handled the cases. He stated this was not in accordance with the established policy in the Department of Justice. DOBEY pointed out that MATT CORREA's brother was in the Antitrust Division during this period and was BERGSON's right-hand man and had the final say as to whether all complaints on antitrust matters would receive any investigation by the Justice Department. He pointed out that, at the time Mr. BERGSON left the Department of Justice and went to the Office of Defense Mobilization, he (BERGSON) took RUDY ~~X~~CORREA with him as his assistant.

~~X~~ DOBEY stated he was not acquainted with, nor did he work on, the ~~X~~Schine Circuit Case and was not aware of any irregularities which had taken place in conjunction with these cases.

INTERVIEW WITH WENDELL BERGE

On September 30, 1952, Special Agents WILLIAM T. FORSYTH and ROBERT K. LEWIS interviewed WENDELL BERGE in his office, Room 1002 Ring Building, Washington, D. C .

Mr. BERGE advised that he left the Department of Justice in May, 1949, and has had very little contact with anyone in the Department of Justice since that time. He stated, however, that as Assistant Attorney General, he recalled several investigations involving the liquor industry. He stated that the investigation into the activities of the "Big Four" distilleries occurred about the middle of his tenure as Assistant Attorney General in charge of the Anti-Trust Division. Mr. BERGE advised that the Department of Justice's concern in this industry was as to what was causing the disappearance of small distilleries and the coinciding growth of the "Big Four". He stated that, percentage-wise, the figure on the holdings of the "Big Four" was very impressive, and he recalled that they were, at that time, producing far more than 50% of the total liquor produced. He pointed out that the problem involved was to make a monopoly case involving four large companies. Mr. BERGE further advised that the Departmental staff felt that the situation was bad economically, but they did not have any supporting cases that would uphold the Department of Justice's position and, as a result, they did not think the case was strong enough on which to proceed.

Mr. BERGE advised that insofar as he knew, there was no indication of any outside pressure, any mishandling or any irregularity in the handling of the liquor case. He further advised that he had no knowledge of TOM CLARK having anything to do with the handling of the liquor case. He stated that after he (Mr. BERGE) became head of the Anti-Trust Division, TOM CLARK had no part in any case being handled in the Anti-Trust Division.

Mr. BERGE volunteered the information that he had read the testimony of ERNEST BRANHAM and said that he considered BRANHAM to be an ambitious man, who had the courage of his convictions, but not a person he would consider "as one of his outstanding men". He stated that he recalled BRANHAM as a person who was always dissatisfied with his lot and thought his promotion rate was too small. Mr. BERGE advised that he felt BRANHAM was "frustrated" and went on to relate that the story around town is that ERNEST BRANHAM wanted a judgeship and was passed over when MILTON KRONHEIM, son of a local liquor distributor, had gotten the appointment that BRANHAM had expected. As a result, BRANHAM felt a great

deal of bitterness toward the liquor industry. Mr. BERGE stated that this may be the cause of BRANHAM's charges concerning the handling of the liquor case. Mr. BERGE pointed out that this was all hearsay, and that he had no information to corroborate this statement.

In conclusion, Mr. BERGE advised that, from his experience in the Department of Justice and his association with persons in the Department of Justice, he believed the Department of Justice to be as clean as a "hound's tooth". He stated that the only incident he could recall in regard to any possible irregularities on the part of Department of Justice employees concerned an incident involving TOM CLARK.

Mr. BERGE went on to state that, shortly after he had become Assistant Attorney in charge of the Anti-Trust Division and TOM CLARK had been made Assistant Attorney General in charge of the Criminal Division, an incident occurred which caused a heated argument in Attorney General FRANCIS BIDDLE's office. Mr. BERGE advised that a Congressman from New Jersey had approached TOM CLARK, who was in charge of the Criminal Division, regarding an Anti-Trust case involving the control and use of harbors in the New Jersey area. Mr. BERGE advised that he could not recall who the Congressman was or the name of the case involved. He stated, however, that TOM CLARK was supposed to have made an agreement with the Congressman to have the pending Anti-Trust matter dropped. Mr. BERGE pointed out that the individual involved was a New Jersey political figure in the "Hague Machine". Mr. BERGE advised that just after New Year's Day, 1945, the Congressman from New Jersey went to the then Attorney General, FRANCIS BIDDLE, about the fact that he had an agreement with TOM CLARK that there would be no prosecution in this case. According to Mr. BERGE, the Congressman was extremely "mad" because the case had been prosecuted. A heated discussion took place in the Attorney General's office as to what right TOM CLARK had to make any decisions regarding cases pending in the Anti-Trust Division.

Mr. BERGE stated that TOM CLARK had not come to him to attempt to reach a settlement of the case, but had approached the section head, HOLMES BALDRIDGE. Mr. BALDRIDGE had told CLARK that the Department of Justice would go on with their plan to prosecute. BALDRIDGE advised Mr. BERGE that he didn't report this to him because he did not attach any significance to the discussion as it was a case that had been pending before the change of division heads and, further, that TOM CLARK's views had not altered the handling of the case.

Mr. BERGE advised that the Attorney General, FRANCIS BIDDLE, told him that when he learned that he was to be replaced by TOM CLARK, he attempted to see the President for two days prior to the announcement in order to advise the President of this incident. Mr. BERGE stated that FRANCIS BIDDLE told him he was unable to see the President until after the announcement of the appointment, but that when he did see the President, he advised him that "TOM CLARK was a fixer and would cause him trouble."

Mr. BERGE stated that the aforementioned case was handled in the New York Branch Office of the Anti-Trust Division, and he did not recall the name of the case, the name of the Congressman, or the name of the New Jersey political figure involved in the incident. He further advised that he did not recall the outcome of the prosecution of this case.

Mr. BERGE declined to make a sworn statement concerning the aforementioned incident stating, "I would like to be helpful, but, for professional reasons, I will have to decline." He stated that most of the information he had was hearsay and, in addition, he pointed out the fact that he appeared before the Supreme Court once or twice a year, and did not think he should become involved in any charges in this matter.

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INTERVIEW WITH LEO H. KUHN

Mr. LEO H. KUHN, Liaison Officer, Anti-Trust Division, Department of Justice, was interviewed in his office on September 26, 1952, by SAs WILLIAM E. FENIMORE and ROBERT N. WINGARD.

Mr. KUHN advised that his position in the Justice Department involved the Liaison work of the Anti-Trust Division in its contacts with the Federal Trade Commission. He stated that in this regard he represented Mr. NEWELL CLAPP. He commented that he had never worked on the Liquor Industry or any auxiliary investigation to the Liquor Industry, but had in 1949 handled the liaison contacts with the Federal Trade Commission involving the Cooperage Industry. He explained that in his liaison work the Federal Trade Commission had requested in July of 1949, for him to check with the Anti-Trust Division to ascertain if that division had an investigation involving the Cooperage Industry. He pointed out that the FTC wanted authority to go ahead with a Cooperage investigation which they had suspended several years previously. He commented that after conveying this information to the Anti-Trust Division he was informed, and in turn informed the FTC, that the Cooperage Industry was under investigation by the Anti-Trust Division as part of the over-all investigation of the Liquor Industry. He stated that in December, 1949, he had been informed by the Anti-Trust Division that the FTC could have access to the department's records on the Cooperage Industry. Mr. KUHN added that this was the only contact that he had with the Liquor Industry, and could furnish no information as to the handling of this investigation in the Department of Justice.

INTERVIEW WITH LEONARD M. BERKE

LEONARD M. BERKE was interviewed at the Department of Justice on September 26, 1952, by SAs WILLIAM E. FENIMORE and ROBERT N. WINGARD.

BERKE explained in connection with his employment as an Economist in the Anti-Trust Division, he had been assigned to work under the supervision of W. WALLACE KIRKPATRICK on the Liquor Industry investigation between the early spring of 1950 and October, 1950. His duties were to obtain factual information which would reflect the economic picture of the Industry on the basis of public information and that made available by other government agencies,

particularly the Alcohol Tax Unit. At the outset of his assignment BERKE attended hearings being held by Alcohol Tax Unit regarding the reuse of Cooperage by distillers. His objective was to learn information which might be pertinent to the main Liquor Industry investigation.

KIRKPATRICK was of the opinion that successful prosecution might be entertained. His views were accurately summed up in a memorandum which he submitted prior to the time he left the Department of Justice in 1948. When KIRKPATRICK left the department, BERKE relates, the Liquor Industry investigation was dormant since KIRKPATRICK's memorandum had been furnished the "front office" and was awaiting action there. Since KIRKPATRICK was leaving the department the case was reassigned to ALLEN A. DOBEY who was to handle the matter if anything was to be done.

BERKE remarked he has never heard any comment that the Liquor Industry investigation was mis-handled by anyone in the department nor has he heard any influence was ever brought to bear by anyone in the department or on anyone in the department. In addition, BERKE stated he was not aware that the Attorney General, TOM CLARK, had ever taken any interest in the Liquor investigation, in fact he could not recall that he had ever heard that the Attorney General even knew that this investigation ever existed in the department.

INTERVIEW WITH VICTOR H. KRAMER

VICTOR H. ~~K~~KRAMER, Chief, General Litigation Section, Anti-Trust Division, Department of Justice, was interviewed by SAs WILLIAM E. FENIMORE and ROBERT N. WINGARD on September 26, 1952.

Mr. KRAMER advised that it was his opinion that the history of the Liquor investigation in the Department of Justice was divided into three phases. He pointed out that these phases were (1) investigation during 1943 and 44 of the Liquor Industries handled by the General Litigation Section under the direction of WILLIAM B. BUTZ, (2) investigation of the Bourbon Cooperage Industry, 1946 to 1949, handled by VICTOR KRAMER, (3) investigation of the Liquor Industry as such, 1948 to 1950, under the direction of W. WALLACE KIRKPATRICK.

Mr. KRAMER advised that he was not directly acquainted with the first and third phase of this investigation, and that all information that he has concerning these phases were strictly hearsay or opinions of his.

He commented in regard to the Cooperage investigation, in March of 1946, while he was Assistant Chief of the Complaint Section, he was advised by Mr. CHALMERS HAMMILL, of the Small Business Complaint Section, that numerous complaints had been referred to Mr. HAMMILL by the minor distilleries to the effect that the major distilleries were acquiring all of the Cooperage Companies, and the minor distilleries could not get necessary Cooperages that they needed. He stated that under his direction Mr. ERNEST BRANHAM prepared a memorandum requesting the Federal Bureau of Investigation to conduct necessary investigation into the Cooperage Industry. He commented that when he received this memorandum he found that it needed revision, and that he requested Mr. EDWARD KENNY to help BRANHAM revise memorandum, and at the same time had instructed Mr. KENNY to supervise BRANHAM in regard to handling the Cooperage investigation at the Department of Justice. He pointed out that he had given these instructions to KENNY, inasmuch as he did not consider BRANHAM to be a very capable Attorney.

He pointed out, in regard to the above mentioned appointment of Mr. KENNY, he did not believe that Mr. BRANHAM had ever been aware of this appointment. He stated that after the Federal Bureau of Investigation had conducted their investigation as requested by the department, that there was no evidence in our judgement to warrant further investigation of the Cooperage Industry.

Mr. KRAMER advised that he had conferred with Mr. KENNY, and that both felt that the problems involved in the Cooperage Industry might be solved by a change in the Alcohol Tax Unit regulations, prohibiting distillers from using used white oak barrels. He commented that he made such recommendations to the Alcohol Tax Unit, but that during the course of hearings held by that division, Mr. JOHN SONNET was appointed to the position of Assistant Attorney General, and shortly after this appointment had telephonically contacted him in regard to the negotiations with the Alcohol Tax Unit, at which time Mr. SONNET had stated that he did not think the department should get mixed up with the Alcohol Tax Unit in this matter, and was of the opinion that the Department of Justice should either prosecute or drop the Cooperage investigation.

Mr. KRAMER pointed out that this investigation had been dropped, inasmuch as he did not think that there was sufficient evidence to prosecute. He stated that when this case was dropped by his division that all information which had been collected was placed in the Liquor Survey file, and that from this point on he had no active participation in the Liquor investigation.

In regard to phas. ~~three~~ Mr. KRAMER outlined above, he stated that Mr. HODGES, then Chief of the Trial Section, Anti-Trust Division, has assigned Mr. W. WALLACE KIRKPATRICK and B. J. CRASHID to conduct a Liquor survey. He pointed out that on several occasions during this survey, Mr. KIRKPATRICK had come to his, KRAMER's, office and asked for advice concerning problems which he had encountered on this Liquor survey. Mr. KRAMER stated that he could not recall any advice which he had given Mr. KIRKPATRICK, and pointed out that he was not too interested in getting involved, due to the pressure of his other work. Mr. KRAMER stated that on one occasion while he was in Mr. HODGES' office he was advised by Mr. HODGES that either Mr. BERGSON or BORKLAND had made the decision that no full investigation would be instituted in the Liquor investigation because the available facts did not warrant such an investigation. He stated that Mr. HODGES concurred in this opinion, and advised that this case would be "kept alive but not fed."

Mr. KRAMER advised that the next contact he had with the Liquor Industry was in October, 1950, at which time he succeeded Mr. HODGES as Chief of the Trial Section, Anti-Trust Division. He advised that upon being appointed to this position he immediately prepared a list of pending cases for the Attorney General and in this regard noted that the Liquor investigation had never been closed or actively converted to a pending investigation. He pointed out that he decided to let this investigation stand as it was, and that it was still in this category in December, 1950, when he was transferred to Chief of the General Litigation Section.

Mr. KRAMER pointed out that neither Mr. HODGES or himself had been very enthusiastic about the Liquor investigation, partly because both Mr. HODGES and himself did not believe that the Liquor Industry was important enough to the general public to warrant the necessary manpower or the spending of necessary appropriations to conduct a full investigation. He advised that possibly their opinions in regard to this were tempered by the fact that neither he or Mr. HODGES indulged in alcoholic beverages to any extent and were more interested in prosecuting basic industries in violations of Anti-Trust laws such as the Steel Industry.

In discussing the Liquor Industry investigation, KRAMER stated he was aware KIRKPATRICK had summarized the investigation in a memorandum which had been furnished to the "front office" through regular channels. He was also aware the memorandum had not been immediately acted upon, but felt this was not highly unusual because of the complex problem involved. The decision as to whether a full investigation would be instituted had to be made by either BERGSON, his righthand man, BORKLAND, or Attorney General, TOM CLARK, himself. KRAMER stated he had no

knowledge as to who actually made the final decision and did not know whether CLARK had even been consulted.

KRAMER stated he had heard ERNEST BRANHAM testify before the Chelf Committee. He then pointed out he was of the opinion that BRANHAM's main goal in life was to become a judge on the Municipal Bench in the District of Columbia, and had made these desires known to such an extent that he was mentioned as a candidate to a recent vacancy on the bench. However, this vacancy was filled by Judge KRONHEIM, the son of a large liquor distributor. KRAMER considers this the reason BRANHAM is so insistent on prosecuting the Liquor Industry.

In conclusion, Mr. KRAMER stated that he had no knowledge of the mishandling of the Liquor investigation by any Attorney in the department, nor did he have any knowledge of any influence which TOM CLARK, as Attorney General, exercised in regard to this investigation.

Interview with Mr. LEROY ~~Mc~~CAULEY

Special Agents HARRY J. MORGAN and ROBERT N. WINGARD interviewed Mr. LEROY McCAULEY, Administrative Assistant, Administrative Division, Anti-Trust Division, Department of Justice, on October 1, 1952. Mr. McCAULEY advised that he had no active part in the liquor investigation.

He advised further that Mr. ERNEST L. BRANHAM expressed to him in approximately 1948 that he had heard about a \$200,000 payment from the liquor industry to the Democratic Party. McCAULEY advised that BRANHAM told him about it first and had not discussed it with anyone else. Immediately thereafter Mr. McCAULEY told BRANHAM not to spread his heresay around and further advised him that he would make an appointment for BRANHAM to see Mr. BERGSON, the Assistant Attorney General in charge of the Anti-Trust Division. According to McCAULEY, BRANHAM made no allegation against TOM CLARK, nor did he mention TOM CLARK's name or anything that he had heard concerning Mr. CLARK.

McCAULEY also advised that he made a statement to the Chelf Committee, which is a matter of record of the Chelf Committee. McCAULEY did not say what the statement was.

According to McCAULEY, he never heard of any misconduct or any pressure or influence exerted on the part of any Department official or employee of the Justice Department regarding the liquor case, nor did he ever hear of any misconduct, pressure, or influence exerted by any official or employee of the Department of Justice regarding any matter whatsoever in which the Department of Justice would have jurisdiction.

INTERVIEW WITH HOLMES BALDRIDGE

Mr. HOLMES BALDRIDGE, Assistant Attorney General in charge of the Claims Division, U. S. Department of Justice, was interviewed in his office in the Justice Building by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON on September 29, 1952.

Mr. BALDRIDGE advised that he had been in the General Litigation Section of the Anti-Trust Division for approximately twelve years. He further advised that, in 1943 and 1944, when the liquor case against the "Big Four" was under investigation, he was Chief of the General Litigation Division and, as such, had supervision of the liquor case. Mr. BALDRIDGE stated that the purpose of the investigation was to prove or disprove whether a compromise or agreement existed among the "Big Four" to monopolize the liquor industry and, thus, to control prices and the production of liquor. Mr. BALDRIDGE pointed out that this case was instituted as a result of the findings in the Department of Justice case against the Colorado Wholesale Wine and Liquor Association. He indicated that Anti-Trust cases were instituted in two ways: (1) On the basis of complaints received from the public; and (2) On the initiative of the Department of Justice. Mr. BALDRIDGE stated that the liquor case concerning the "Big Four" was started on the initiative of the Department of Justice. He pointed out the Department of Justice had received complaints regarding distribution and sales of a local level, but had no complaints against the major distillers.

Mr. BALDRIDGE advised that their studies of the industry in 1943 and 1944 indicated that the "Big Four" owned approximately 75% of the production facilities. The Department of Justice investigation disclosed no evidence of a compromise or cooperative activities on the part of the "Big Four" in violation of the Anti-Trust Laws. Mr. BALDRIDGE advised that there was a rumor that the "Big Four" of the liquor industry was financed by a New York investment bank and, thereby, controlled the liquor industry. He pointed out that, in following this angle of the investigation, he caused a check to be made of the bank records of the major distillers. According to Mr. BALDRIDGE, this review of the bank records failed to establish any connection between the members of the "Big Four". Mr. BALDRIDGE stated that, after a year and a half study of this case, it was presented to a Grand Jury, primarily for the purpose of obtaining the right to subpoena the records of the liquor companies involved. He further pointed out that only a few witnesses were called by the Grand Jury and, after a review of the records, it was found that the Department of Justice did not have sufficient information on which to prosecute.

Mr. BALDRIDGE advised that the case was reopened in 1948, at which time it was under the supervision of Mr. EDWARD P. HODGES, then Chief of the General Litigation Section. He further pointed out that he had nothing to do with the case after it was reopened, and that he did not know if it was reopened because of new complaints or for some other reason.

Mr. BALDRIDGE advised that he did not know of any irregularity on the part of anyone involved in handling the case. He further advised that he did not know of TOM CLARK having anything to do with the case or making any decision concerning the case.

In conclusion, he advised that he believed the Department of Justice was "clean as a whistle", and he did not know of any irregularities in the handling of any case in the Department of Justice.

INTERVIEW WITH J. RIDLEY MITCHELL

On September 30, 1952, Mr. J. RIDLEY MITCHELL, who resides at the Dorchester House, 2480 16th Street, Northwest, was interviewed at the Raleigh Hotel by Special Agents GUSTAVE SARIDAKIS and ALPHONSE F. CALABRESE. Mr. MITCHELL advised that in the fall of 1944 or 1945 he was made Special Assistant to the Attorney General and was assigned to the Small Business Section, Antitrust Division, Department of Justice. He stated that he occupied a room which was shared by Mr. ERNEST L. BRANHAM and that anything he knew about the investigation of the Big Four Liquor Industry was purely hearsay since he, Mr. MITCHELL, had no active participation in this investigation. He advised that he remained as Special Assistant to the Attorney General in the Small Business Section until August 1951, when he was assigned to the Immigration and Naturalization Service. Mr. MITCHELL pointed out that during the entire period that he was in the Small Business Section he never personally knew nor had he ever heard of anyone attempting to place pressure upon the Department of Justice Attorneys in an attempt to have them quash the investigation.

INTERVIEW WITH ERNEST L. BRANHAM

ERNEST L. BRANHAM, Trial Attorney in the Small Business and Procurement Unit of the Antitrust Division, U. S. Department of Justice, was interviewed by Special Agents EDGAR L. CARTER and ROBERT K. LEWIS on October 1, 1952.

Mr. BRANHAM informed that he is unable to furnish any additional information relative to his participation in the liquor industry case, in addition to that previously furnished Bureau Agents.

INTERVIEW WITH CLINCH HEYWARD BELSER

Mr. C. HEYWARD BELSER, Attorney, Transportation Building, was interviewed at his home at 6510 Ridgewood Street, Chevy Chase, Maryland, on September 27, 1952, by Special Agents WILLIAM E. FENIMORE and ROBERT N. WINGARD.

Mr. BELSER advised that from February of 1948 until October of 1949 he had been employed as a Trial Attorney in the Antitrust Division of the Department of Justice. He commented that some time during this period of time he had been assigned to do some work on the Cooperage investigation concerning the possible re-use of barrels by the distillery industry. He commented that he had worked on this investigation for some period of time, after which he came to the conclusion, as did his superiors, that there was no violation present in this investigation inasmuch as it was apparent that the large distillers could not corner the white oak market, which oak was used in the manufacturing of cooperages, due to the large supply of white oak available in this country.

Mr. BELSER stated that he had been a close personal friend of W. WALLACE KIRKPATRICK and that Mr. KIRKPATRICK had been in charge of the liquor survey which was being conducted by the Justice Department during the late 1940's. He stated that he had engaged in many conversations with Mr. KIRKPATRICK with regard to the liquor survey and although he had never been officially assigned to this case, they had exchanged views on the legality of the case. He commented that both Mr. KIRKPATRICK and he had held to the same philosophy concerning this investigation. This was to the effect that this type of industry did not have sufficient public appeal. He explained this by pointing out that the general public believed there was too much drinking of liquor in this country and that to lower prices would merely increase the amount of liquor consumed. He further advised that KIRKPATRICK had told him on several occasions that he could not get any concrete evidence in the investigation and felt that the Justice Department was not interested in spending their appropriations on a full scale investigation in an attempt to lower prices of liquor. He commented that Mr. KIRKPATRICK had told him on several occasions that he was fed up with the liquor case and believed that this investigation was what was commonly referred to in the Department as an "old dog." Mr. BELSER further commented that he believed that inasmuch as Mr. KIRKPATRICK did not seem to be able to get rid of this investigation, this was one of the reasons he had left the Department of Justice. Mr. BELSER commented that from his knowledge of the liquor investigation, he did not believe that it would be possible for the Department of Justice to develop a theory which would hold up in court.

He commented that he had left the Department prior to the time Mr. KIRKPATRICK prepared his memorandum summarizing the liquor survey and was not acquainted with the recommendations that KIRKPATRICK had made in this

memorandum, but felt that unless KIRKPATRICK had discovered additional information, he did not believe the memorandum would have contained any strong recommendations for further investigation.

Mr. BELSER advised that he had never been assigned to the Schine Circuit case, nor was he acquainted with this investigation. He advised that on several occasions he had heard PHILIP MARCUS and several of the other attorneys in the Department discussing this case, but stated that inasmuch as he did not have background concerning the investigation had not paid any attention to these investigations.

He commented that he had never heard that any cases were mis-handled by the Justice Department during the period that he was employed as an attorney with the Department. He commented that he had never heard that former Attorney General TOM CLARK had any interest in the liquor investigation and did not believe that he had ever heard anyone mention that CLARK was interested in the Schine case. He commented in this regard that Mr. KIRKPATRICK was a very close personal friend of his and felt that if there had been any pressure exerted as far as the liquor investigation was concerned, Mr. KIRKPATRICK would have advised him of the fact.

ATTEMPT TO INTERVIEW GEORGE ALT

It was determined by SA WILLIAM E. FENIMORE from a review of GEORGE ALT's Personnel File maintained at the Department of Justice, that he had died on December 30, 1948.

ATTEMPT TO INTERVIEW JOHN A. JORDAN

It was determined by SA WILLIAM E. FENIMORE from a review of JOHN A. JORDAN's Personnel File maintained at the Department of Justice, that he had died on April 5, 1952.

INTERVIEW WITH ALFONS B. LANDA

On October 1, 1952, Mr. ALFONS B. LANDA was interviewed at his office, Suite 1100, Wire Building, 1000 Vermont Avenue, N. W., by SAs GUSTAVE SARIDAKIS and ALPHONSE F. CALABRESE, and he furnished the following sworn statement which was signed on the following day, October 2, 1952:

"Wire Building
Washington, D. C.
October 1, 1952

"I, ALFONS B. LANDA, make the following true and voluntary sworn statement to GUSTAVE SARIDAKIS and ALPHONSE F. CALABRESE, whom I know to be Special Agents of the Federal Bureau of Investigation. I know that I do not have to make this statement and that anything that I say may be used in a court of law. No threats nor promises have been made to me to induce me to make this voluntary statement.

"I am a member of the law firm of Davies, Richberg, Tydings, Beebe, and Landa, which law firm has had various partnership changes over the years but is presently constituted as stated.

"I have for a number of years represented Seagram Distillers Corp. in Washington. Some years ago, probably in the year 1948, ERNEST BRANHAM, employed in the Department of Justice, knowing my representation of Seagrams, telephoned me to ask me to provide him with a list of the officers of the company, also the full names and addresses of Counsel for the company. I told Mr. BRANHAM we would be glad to cooperate with him. It is my recollection that I advised JAMES E. FRIEL, and it was requested that Mr. BRANHAM make the request in writing directly of the company. JAMES E. FRIEL, I believe, is Vice President of Seagram-Distillers Corp. When this request came, I gathered that there was to be some antitrust activity on behalf of the Department of Justice because this is usually the nature of the information required when action is about to be filed. After that, when I was in the Department of Justice in connection with the business of my clients, I would drop in once in a while to see Mr. BRANHAM and ask what the progress of the case was. From these conversations I learned from Mr. BRANHAM that he was working on an investigation of the liquor

"industry. Mr. BRANHAM would on some of these occasions state to me that action should be had against the liquor industry for its monopolistic practices and I at no time attempted to dissuade Mr. BRANHAM. My answer invariably was, 'Well go ahead. Antitrust is our business.' To the best of my recollection, I have never had any contact with any other official in the Department of Justice with relation to the liquor industry investigation.

"For about twenty years I have on the occasion of national elections assisted the Democratic National Committee in the raising of funds. Sometime during the 1948 campaign I, as Vice Chairman of the Finance Committee, telephoned JAMES E. FRIEL to ask if he could raise among his fellow workers who were interested in the Democratic Party a substantial sum to aid the Committee. There was no discussion at that time in connection with anything but raising funds. Subsequently, to the best of my recollection, he advised me that he and his associates would be willing to contribute \$35,000. I so advised LOUIS JOHNSON, Chairman of the Finance Committee.

"In the course of my law practice I had occasion to visit Mr. BRANHAM probably three or four times a year. I had other matters other than the liquor industry that were in the knowledge of his Department. On one occasion, and my best recollection is that it was late in the year 1948, there was a conversation between Mr. BRANHAM and myself, probably at the Department of Justice, concerning an alleged large contribution by Mr. LEWIS ROSENSTIEL, who was president of Schenley Industries. The conversation was concerning a rumor that I had heard and that Mr. BRANHAM had heard that the large contribution was made and would effect future action against the distilling and liquor industry. The rumor as I recall it also included the fact that present persons handling the liquor industry problems in the Department would be changed. I use the word problems rather than investigations since my recollection at the time that I asked FRIEL and some of his associates to make contribution is that an inquiry had been made by JOSEPH B. KEENAN as to whether there was anything pending against the liquor distilling industry in the Department and he had been advised by the Department there wasn't. I cannot say for certainty whether Mr. BRANHAM or myself originated the talk about the rumor. I do not know Mr. ROSENSTIEL personally and to my best recollection do not believe I have ever met him since Seagram and Schenley are vigorous competitors in the liquor industry. I have no personal knowledge of any facet of the authenticity of this rumor. At this particular time my recollection is that I heard the rumor from two or

"three sources that I am unable to identify or recollect at this time. I wish to state that to the best of my recollection I never have made any statement to the effect that Mr. ROSENSTIEL, former President of Schenley Industries, had stated around New York that he had received the assurance from Attorney General TOM CLARK that there would never be any suit of any nature against the liquor industry and that if such became inevitable he, Mr. ROSENSTIEL, was assured that a certain member of the Department of Justice would have nothing to do with it, with the exception of certain parts of the above statement which have been discussed previously in this statement. With relation to the information concerning former Attorney General TOM CLARK I did hear the rumor that Mr. ROSENSTIEL had a meeting with TOM CLARK and that Mr. ROSENSTIEL stated that there would be no trouble for the liquor industry. This rumor, I believe, was heard by me subsequent to the ROSENSTIEL rumor spoken of in the previous conversation with Mr. BRANHAM. My best recollection is that I heard this rumor from Mr. BRANHAM.

"I have never had any contact with Mr. CLARK with reference to the liquor antitrust problems nor do I know, of my own knowledge, of anyone who approached Mr. CLARK concerning the liquor industry antitrust anti-monopoly investigations. Mr. BOYLE, Chairman of the Democratic National Committee, sometime during the 1950 campaign asked me if I could get a campaign contribution from Mr. FRIEL. My recollection is that I replied to take it up with Mr. FRIEL directly. 'I'll let him know but you take it up with him.' We did not discuss any investigations or proposed prosecutions of the liquor distilling industry.

"To the best of my knowledge there was no connection between the contribution which I solicited as a member of the Finance Committee of the Democratic Party and any action of any Government Department against any of the liquor distilling industry.

"I have read the foregoing sworn statement consisting of five typewritten pages and state that to the best of my knowledge and recollection, this is a true statement. I have initialed each page and each correction.

"/s/ ALFONS B. LANDA

"Sworn and subscribed to before me on 10/2/52

"A.F. Calabrese, Special Agent,
FBI, Washington, D. C. 10/2/52

"Witness:

Gustave Saridakis
Special Agent, FBI
October 2, 1952."

In addition, Mr. LANDA advised during the interview that he had testified on two occasions, once in Executive Session, and once in open hearing before the Chelf Committee in the recent past. He advised that much of the information in the sworn statement was already a matter of record with the Chelf Committee.

Mr. LANDA advised that JOSEPH B. ~~KEENAN~~, mentioned in the sworn statement, was in 1948 on the Finance Committee of the National Democratic Party.

Mr. LANDA advised that although he had contacted officers of Seagram-Distillers Corporation for contributions in 1948, as set forth in the above sworn statement, he, as a member of the Finance Committee of the National Democratic Party, had made no contact with the above individuals in the election campaign of 1944.

Mr. LANDA stated that after he had advised LOUIS JOHNSON, Chairman of the Finance Committee of the National Democratic Party in 1948, that FRIEL and his associates would be willing to contribute \$35,000, he, Mr. LANDA, had no further direct knowledge of that matter. He informed that he had learned since, at the Chelf Committee hearing, that LOUIS JOHNSON had intended to go up to New York to see FRIEL with relation to the contribution but that he actually did not go but, instead, JOSEPH ~~KEENAN~~ went. He stated further that KEENAN had made arrangements for the collection of the \$35,000 and that FRIEL handed the money to Mr. J. HOWARD McGRATH who, at the time, was the United States Senator from Rhode Island and Chairman of the National Democratic Party.

He advised this contribution was from the employees of Seagram-Distillers Corporation who, in his opinion, were Democrats and who were grateful to the Democratic Party for sponsoring the repeal of prohibition, thereby enabling them to make a very profitable living in the sale of liquor.

He stated further that in his capacity with the Finance Committee of the National Democratic Party he contacted

JIM FRIEL of the Seagram-Distillers Corporation, and that it was his opinion that one NAT LICHTBLAU, who was also on the Finance Committee, contacted the other "liquor people."

It will be noted that on October 2, 1952, before the above-mentioned statement was read by Mr. LANDA, he called his partner, Mr. RAYMOND N. BEEBE, and the statement was read aloud to Mr. BEEBE by Mr. LANDA. During the reading of this statement, Mr. LANDA asked Mr. BEEBE if he had ever made a contact with Attorney General CLARK with relation to the liquor anti-trust investigation, and Mr. BEEBE replied that he knew of no investigation by the Department of Justice of the liquor industry other than the contact and request of Mr. BRANHAM for Mr. LANDA to provide him with a list of the officers of the Seagram-Distillers Corporation. Mr. BEEBE also stated that he, to the best of his knowledge, had never contacted Mr. CLARK with relation to any matter.

At the time that Mr. LANDA read the statement, he requested of the Agents a copy of said statement, which was furnished to him on that date.

REVIEW OF DEPARTMENT FILE REGARDING UNITED STATES v. SCHINE CHAIN
THEATRES, INC., ET AL

The review of the Department file 60-6-30-33-10, consisting of 40 sections, was made by Special Agents EDGAR L. CARTER, ANDREW J. SHANNON, LESLIE B. CHISHOLM, JR., L. RUSSELL WHARRY, ROBERT K. LEWIS and CHARLES H. SCHAFER on September 25 and 26, 1952. A review of the file contained the following pertinent information in connection with the investigation of this matter:

The background with regard to the Schine Chain Theatres case was set forth in a memorandum dated September 15, 1948, from HERBERT A. BERGSON to the Attorney General. This memorandum states in the beginning that:

"It is recommended that civil and criminal contempt proceedings be instituted against the defendants in the Schine Chain Theatres case, and also against other persons who, although not parties to the original suit, have knowingly made possible and participated in the contempts."

The background as set forth in this memorandum is as follows:

"The Schine case is one of the four motion picture suits filed in 1938 and 1939. The present status of the case is that it is on remand from the Supreme Court to the trial court for consideration by that court of findings of fact and judgment provisions in addition to those approved by the Supreme Court. The judgment provisions violated by the contempts are among those expressly approved by the Supreme Court. They are:

"Each of the defendants is hereby enjoined and restrained:

"1. From monopolizing the supply of major first run films in any situation where there is a competing theatre suitable for first run exhibition thereof and from monopolizing the supply of second run films in any situation where there is a suitable theatre for second run exhibition thereof.
(Amend. Judg. Section II)

"3. From conditioning the licensing of films in any competitive situation outside of Buffalo, New York, upon the licensing of films in any other situation and from entering into any film franchise. (Amend. Judg. Section II)

"4. From selling or acquiring any theatre interest pending the further order of this Court. (Amend. Judg. Section II)

"7. From continuing any contract, conspiracy or combination with each other or with any other person which has the purpose or effect of maintaining the exhibition or theatre monopolies of the defendants or of preventing any other theatre or exhibitor from competing with the defendants or any of them, and from entering into any similar contract, conspiracy, or combination for the purpose or with the effect of restraining or monopolizing trade and commerce between the States.
(Amend. Jud. Section II)

"No defendant shall acquire a financial interest in any additional theatres except after an affirmative showing that such acquisition will not unreasonably restrain competition. Such showing shall be made before this court upon reasonable notice to the Attorney General at Washington, D. C. No defendant shall buy or book films for any theatre other than those in which the defendant owns a financial interest. (Order of July 5, 1946, Section III)

"Proposals by the Government for new findings of fact and new judgment provisions are to be filed by October 15, 1948, and it is believed that the facts disclosed in the contempt petitions will be considered by the court in determining what judgment should be entered.

"The Schine circuit is the largest independent circuit in the country. It is believed that the records of none of the other motion picture cases compares with the Schine record in the variety and ruthlessness of the means used to eliminate competition. The defendants have never acknowledged any wrongdoing, and since the filing of the suit they have consistently tried to avoid the consequences of their transgressions.

"The Schine defendants are five Schine corporations, J. MYER SCHINE, LOUIS SCHINE, and JOHN MAY. All were adjudged to have violated Sections 1 and 2 of the Sherman Act.

"In 1942, a temporary consent order was entered into postponing trial for three years. Under this order, the Schine defendants were required to divest themselves of their interest in 16 motion picture theatres they had acquired after commencement of the suit. Schine, according to reports defendants filed in court, purported to dispose of three of the theatres of which it was required to divest itself by the 1942 order. The Government filed a motion to compel Schine to divest itself of the other theatres and to have a trustee

appointed for that purpose. The Court, although it denied the Government's motion, required the defendants to make further efforts to sell these theatres, on pain of a trustee's being appointed for that purpose. To avoid carrying out the decrees of the court, Schine has not been loath to resort to any means available. Schine reported to the court that six of the theatres it was required to sell had been optioned to one Schaeffer, who, after some time, had declined to take any of them. Schaeffer, as we have learned, has been a very close associate of Schine's and has been in Schine's employ.

"After the trial of the case, the court found defendants guilty of violating both Sections 1 and 2 of the Sherman Act and of having conspired with all major distributors for this purpose. It entered a judgment on November 1, 1945, amended March 11, 1946, which provided, among other things, that Schine should not monopolize first or second runs in competitive towns, should not acquire or sell theatres without the approval of the Court and should not engage in any conspiracy, combination, or contract to monopolize or restrict competition in any exhibition of motion pictures. The court provided in this judgment that both sides submit plans for divorcement or dissolution. The Government submitted a plan of divestiture. For some time, the defendants refused to submit any plan asserting such plan was impossible. Finally they submitted a plan for dissolution of the Schine circuit into family-held regional circuits. The court rejected the defendants' proposal, observing that such divestiture would merely result in recreation of the status and practices for which the suit was brought.

"The court made a number of modifications of its own in adopting the Government's plan of divestiture as part of the divestiture plan; it prohibited the defendants from acquiring any further theatre interests or from buying and booking for theatres in which it did not have a financial interest. The divestiture plan was stayed pending appeal to the Supreme Court. On appeal to the Supreme Court, the court for the most part affirmed the judgment of the lower court, rejected the divestiture plan, but approved the buying and booking ban and prohibition against acquiring additional theatres without court consent.

"Contempts

"1. During the course of the trial in 1944, an independent exhibitor who had been forced out of business by Schine sought to reacquire three of the theatres Schine was required to sell under the consent judgment of May, 1942. Thereupon, Schine announced that it had a better offer from one CHARLES HAYMAN. The Department had some

reason to believe that the relationship between Mr. HAYMAN and Mr. SCHINE was rather close and suspected the bona fides of this proposed sale. A hearing was had before Judge KNIGHT at which the counsel for SCHINE assured the court that there was no connection between SCHINE and HAYMAN and that the transaction was bona fide. The Government made no independent investigation of its own at that time, and upon that assurance a purported sale was made to HAYMAN of SCHINE's interest in theatres in Appalachia, Va. and Corbin and Pikeville, Ky. In 1947, we received a letter from an independent exhibitor, who had been a witness at the trial, complaining that SCHINE had violated and was continuing to violate the judgment of the court and to flout our efforts to create a competitive situation. He referred to a number of towns in which he alleged violations were occurring. An F.B.I. investigation was thereupon initiated. In brief, the following facts were disclosed by the F.B.I. investigation.

"Despite the purported sale to HAYMAN, SCHINE continued to buy and book pictures for these theatres and a Schine employee managed them. Upon HAYMAN's death, the theatres were sold to the Hildemart Corporation, which the son of the deceased CHARLES HAYMAN stated to an F.B.I. agent he assumed was a Schine corporation. The president of that corporation is the wife of MYER SCHINE and the vice-president is an executive in the Schine organization. Subsequently, there appears to be a transfer of these theatres to the Darnell Theatres, Inc., the president of which is a son of LOUIS SCHINE, one of the defendants. In three of the corporations created by HAYMAN before his death, through which the theatres derived from Schine were held, the wife of LOUIS SCHINE and the son of LOUIS SCHINE are officers. These corporations still appear to carry on certain activities with respect to these theatres. We have some evidence indicating that people who have always been connected with the Schine organization have been active also in various aspects of the operation of these theatres.

"2. The Memorial Theatre in Mt. Vernon, Ohio was one of the theatres required to be sold under the 1942 judgment. Schine has the other theatres in this town. During the course of the trial and subsequently, Schine's counsel told the court that its lease on the theatre was shortly to expire. When an independent exhibited an interest in acquiring the lease of the Memorial, the manager of Schine's two other theatres in Mt. Vernon acquired the lease on the theatre and continued to hold it while still acting as Schine's manager. Subsequently, the lease appears to have been acquired by the Union Theatre Company, the principal officers of which were the attorney representing Schine's interests in Ohio and SOL SCHAEFFER, a Schine associate. The theatre was managed for a considerable time by a person who told the F.B.I. agent that he took his orders from a Schine

supervisor. Recently, control of the theatre appears to have been placed in the hands of the Darnell Theatre Company, with the result that there is no chance of competition in Mt. Vernon.

"3. In Scotia, New York, Schine reported to the court that it had disposed of its interests in the Edsol Corporation. Our investigation reveals that the theatre interest was first conveyed to SOL SCHAEFFER and then by him to the Edsol Corporation, which was controlled by SOL SCHAEFFER and Schine's attorney in Syracuse, New York. The theatre was thereafter managed by an employee of the B. and F. Confectionery Company, which has its main offices in the same building as the Schines have their office, has the same phone number, and is composed of members of the Schine family. In July of this year, that theatre was disposed to a third party.

"4. In Massena, New York, Schine, until recently, had one theatre, and there was an independent theatre in opposition. A third independent theatre of small size now appears to be operating in that town. Quite recently, Darnell Theatres, Inc. took over the other large independent theatre in Massena.

"5. In Cumberland, Maryland, Schine acquired two of the first run theatres after the commencement of the suit. This year, Darnell Theatres, Inc., with the assistance of Schine's general counsel, WILLARD McKAY, secured the other first run theatre in Cumberland, thus effectively eliminating competition between first run theatres in Cumberland.

"6. The trial court's and the Government's knowledge of Schine's theatre holdings rests upon answers to interrogatories filed by the defendants and offered in evidence. The defendants did not reveal their interest in theatres in three Kentucky towns, Benham, Cumberland, and Whitesburg, although they entered into contracts to control the operations of theatres in those towns at least once before filing the answers, and at least once prior to the time they were offered in evidence. In frequent proceedings in 1945 and 1946 (and even in briefs to the Supreme Court) had with respect to findings of fact and divestiture plans, Schine continued to conceal its interest in these theatres. The trial court's findings of fact and its judgment does not reflect Schine's interest in theatres in these towns. In 1947, Congressman MEADE of Kentucky complained to us that an application to the Housing Expeditor for construction of a theatre in Whitesburg, under the name of one ISAACS, was actually being filed for Schine. An F.B.I. investigation revealed the above stated facts, and also that within the past two years control over theatres in these towns has been acquired by Hildemart Corporation and Darnell Theatres, Inc.

"7. The judgment of the trial court, as affirmed by the Supreme Court, prohibits the Schine defendants from conditioning the licensing of films in competitive situations upon licensing of films in any other situation. We have in our possession a Schine deal with Warner made in 1945, which, in our opinion, violates this section.

"All of the above instances of violations of the decree were discovered by the Government after complaint by third persons or by pure chance. Their number and variety suggests a recalcitrance to obey a judgment against them, which only prompt resort to contempt proceedings can overcome.

"Since discovery proceedings are contemplated and there is a Statute of Limitations problem as to some of the violations, it is recommended that separate civil and criminal suits be brought in contemplation that they will be consolidated for hearing purposes."

The files reflect that on June 24, 1949, an additional consent decree was entered in the District Court for the Western District of New York which contained certain modifications to the consent decree of 1942. This consent decree of 1949 also required that the Schine Theatre group dispose of certain of its theatres or theatre leases. The files reflect that the Schine group has as yet not fully complied with the provisions of the consent decree and has requested and been granted additional extensions of time in which to dispose of its holdings. This case at present is in an active status in the Department of Justice.

The file contains a statement for Senator JAMES E. MURRAY dated April 12, 1944, received by Senator MURRAY from L. N. Rosenbaum and Son, Financial - Industrial Advisors and Negotiators, 9 East 46th-Street, New York, with respect to the antitrust case against the Schine Chain Theatres, Incorporated. Senator MURRAY forwarded this statement to WENDELL BERGE, Assistant Attorney General, Antitrust Division of the Department. This statement begins "The question for Senator MURRAY is whether the big fellows shall be permitted by consent decree of the Department of Justice to get bigger, while the little fellow is harassed by the Department and forced to sell out?" Further information in this statement reflects that L. N. Rosenbaum and Son discussed the problem of the Schine circuit with Honorable TOM C. CLARK, Assistant Attorney General, in charge of these cases, with the objective of getting the same treatment as the "so called big 5" which were Paramount, Loew, Fox, RKO and Warner Brothers. The statement continues that Mr. CLARK was throughout eminently fair and stated that it was his desire to work out a solution of the whole situation wherein all would be afforded the same fair treatment. Further data is set forth in this statement, but is not being set forth in detail in this report. A photostatic copy has been made of this statement and it has been designated as Exhibit DJS-100.

Contained in the file is a letter dated April 26, 1944, to Honorable JAMES E. MURRAY, United States Senate, from WENDELL BERGE, Assistant Attorney General, wherein the facts regarding the Schine case and the Department's motion picture policy were set forth. A photostatic copy has been made of this letter and is designated as Exhibit DJS-101.

There was also contained in the file letters dated May 1, 1944, and May 6, 1944, to U S Senator ALBERT B. CHANDLER from L. N. Rosenbaum and Son mentioned above with regard to the above case. Photostatic copies have been made of these letters and are designated respectively as DJS-102 and 103.

The file also contains a letter from L. N. Rosenbaum and Son, previously mentioned, dated May 4, 1944, to WENDELL BERGE concerning the Schine Chain Theatres, Incorporated. A photostat copy of this letter has been made and is designated as Exhibit DJS-104.

Also contained in the file was a letter from L. N. Rosenbaum and Son dated March 27, 1944, to Honorable CHARLES FAHY, Solicitor General, Department of Justice, wherein it is stated as follows: "Hereto I am attaching page 7 of the Film Daily, February 16, 1944, wherein it is stated that you filed a brief in the Supreme Court of the United States in the Crescent Amusement case in which you emphasized 'experience under the temporary order in the Schine case and the consent decree in the Paramount case has demonstrated that the problem of wide spread elimination of independent theatre competition by the large circuits can not be solved by action taken after the acquisitions occur.'" The letter continues "I am quite certain that Hon. TOM C. CLARK, Chief of the Government Forces against us in the Schine case is not responsible for the mis-information furnished to the Solicitor General as a basis for his statement above referred to." A photostatic copy has been made of this letter and has been designated as Exhibit DJS-105.

In the file was a copy of a letter on which was a pencil notation "not sent" dated April 5, 1944, to L. N. Rosenbaum from CHARLES FAHY. A photostatic copy of this letter has been made and is designated as Exhibit DJS-106.

Also contained in the file is a memorandum from CHARLES FAHY, Solicitor General, to Assistant Attorney General TOM C. CLARK dated May 6, 1944, which is as follows:

"Sometime ago MAXWELL RABB who was and perhaps still is Secretary to Senator LODGE, called me on the telephone and said that in the Schine case I had signed papers filed with the court which the opposing parties thought contained mis-statements and that he assumed I had wanted the matter called to my attention. I told him that of course

I would be glad to have pointed out to me any incorrect statement which I had made. The result was the attached letter of March 27, 1944, to me from L. N. Rosenbaum. I did not reply although I had intended to do so. Now comes another letter from Mr. ROSENBAUM dated May 1 also attached.

"I would be glad to have your suggestions."

(Signed) "CHARLES FAHY"

The attached letter referred to in the memorandum has been photostated and is designated as DJS-107.

The file contains a letter dated June 19, 1944, to the Department of Justice which stated that the Schine Chain Theatres, Incorporated, et al, have authorized MICHAEL FRANCIS DOYLE, Girard Trust Company Building, Philadelphia, Pennsylvania, and EDMUND M. McCARTHY, 70 Pine Street, New York City, New York, to exclusively represent them in all negotiations in regard to the above entitled "proceeding." The letter stated no other attorneys "are authorized to represent the defendants in the above entitled proceeding in any negotiations with the Department of Justice." The letter was signed by J. M. SCHINE, President.

The file also contains a letter dated July 28, 1944, from MICHAEL FRANCIS DOYLE, 1500 Girard Trust Building, Broad and South Penn Square, Philadelphia, Pennsylvania, attorney for Schine Theatres, to Honorable FRANCIS BIDDLE, Department of Justice, which in brief stated that DOYLE was asking the Department to agree to the postponement of the case against Schine and Company which was listed in Buffalo on August 16, 1944. One of the reasons set forth for such a request was as follows: "because the Department apparently does not have an established policy on the various moving picture trials. TOM CLARK has a different idea from the other group under Mr. BERGE's jurisdiction." The letter further states "Senator MEAD is interested in the case and has already discussed the matter with officials of your Department."

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Under date of November 15, 1948, WILLIAM AMORY UNDERHILL, Acting Assistant Attorney General of the Department, wrote to Honorable JOHN KNIGHT, U. S. District Court, Buffalo, New York, the following communication which is thought to pertain to the contempt proceedings:

"Your Honor may recall that the Government stated it would inform you on November 15 as to whether it desired to offer additional evidence in support of the proposed findings and judgment submitted to your Honor. It is our present thought that in order to expedite the proceedings, we will not offer any additional evidence. However, we have not yet received the information the defendants have been ordered to furnish the plaintiff. We would wish, therefore, to reserve a final determination in this matter until we have received the defendants' information and have had an opportunity to consider the defendants' proposals or objections when they are filed with the Court.

"In the absence of the Government's submitting additional evidence, the following changes would be required in our proposed findings and proposed judgment.

"In our proposed Finding 5, the statement, 'In addition to its theatrical and realty operations, "Schine" has booked and bought for and supervised 49 theatres since 1931, and when this suit was brought, there were 30 for which it so acted', should be changed to read '37 and 27 theatres respectively', which corresponds with amended Finding 3.

"In Paragraph 14 of the proposed judgment, the reference to the Memorial Theatre should be deleted, because, according to the record, Schine's lease on this theatre was purportedly terminated several years ago. The reference to the Viv Theatre in this same paragraph should be deleted, because, according to the record, Schine purportedly has disposed of this theatre to Mr. Hayman.

"The reference to the Liberty Theatre in Pikeville, Ky. in this paragraph should be deleted, because, according to the record, Schine purportedly has

disposed of this theatre. This is true also of the reference to the Appalachian and State Theatres listed in Paragraph 14 of the proposed judgment; similarly, with respect to the reference to the Viv and Memorial Theatres in Paragraph 15 of the proposed judgment; the reference to the Viv, Memorial, and Liberty Theatres in Paragraph 17 of the judgment; and the Viv and Memorial in Paragraph 20 of the proposed judgment."

It is noted that the departmental file contained a telegram dated November 29, 1948, directed to HERBERT BERGSON, same being directed by IRVING R. KAUFMAN. Instant telegram reflects effort on KAUFMAN'S part to arrange conference with BERGSON the following Thursday and penned notation on same reflects Mr. KAUFMAN called the Department on Wednesday, December 1, and that appointment was confirmed for two thirty Thursday, December 2.

On December 2, 1948, the following memorandum pertaining to instant case was directed to HERBERT A. BERGSON by departmental attorney PHILIP MARCUS. It is noted that instant letter deals with an extension of time in the SCHINE case and is quoted herein full:

"There is one point which was not raised at the conference with Mr. KAUFMAN which I think you might wish to have in mind. Mr. MCKAY has told me that he is contemplating asking the court for leave to introduce additional evidence and that in that event he will ask the court for additional time to file defendants' proposals, until the court has acted upon such additional evidence. It was the intention of the writer to oppose on Dec. 13 any such reopening of the case with the consequent delay which might make the case carry on indefinitely.

"As I understand your statement to Mr. KAUFMAN, we would consent to a 45 day extension in which defendants might file their objections and proposals, on condition that defendants would ask the court for no further extensions of time within which to file their objections and proposals. I would interpret that to mean that the defendants would not at the end of that 45 days ask the court for an extension of time to file their proposals until such time as the defendants have put in additional evidence. I am not at all certain that the defendants have such interpretation, and it

is my feeling that it should be understood that at the end of the 45 days defendants will not make a motion of the type Mr. McKAY stated they were intending to make returnable on Dec. 13."

Under date of December 8, 1948, Mr. IRVING KAUFMAN directed the following communication to Mr. HERBERT BERGSON:

"I enclose herewith a proposed stipulation re the extension of Schine to file objections to the government's proposals, and the filing of our own proposed findings of fact. I still am of the belief that in view of the definite possibility of settling this litigation, which, in the event that it comes to pass, would be of great benefit to the government as well as the defendant, future court proceedings should be held in abeyance. My additional reason for this statement is that the negotiations between the government and Paramount, etc. re settlement, as well as the proceedings pending in that case, should probably be disposed of prior to the completion of our court proceedings. I say this because the Supreme Court has stated in the Paramount case that parity of treatment of the unaffiliated and affiliated circuits require the same approach. Furthermore, you will recall that Judge LEARNED HAND said during the proceeding in the Paramount case that you cannot rush these cases. (S.M. 349-A).

"I want to impress upon you the fact that we are not seeking any delays in this case for purposes of procrastination. The case has progressed too far for any of that. We do, however, feel that the difficulties surrounding a settlement should not be further complicated by submitting something to the court for a ruling, which might subsequently come again before the court for approval on a consent decree.

"With respect to the possible contention that your consent to the annexed stipulation would involve delay, my answer is so long as this case keeps pace with the other cases, the delay would be chargeable only to the delay in the other cases, for which we would not be responsible and that the desideratum of ultimate justice

should be considered as of much greater importance than haste. On this score, may I call your attention to the fact that at the time the Griffith case was commenced, the Department of Justice in a release dated April 28, 1939, stated that the cases involving local circuits were intended to be complementary to the case already pending against the major distributor-exhibitor chains.

"I am advised that the Griffith case will be adjourned until January 24th; the Paramount case has been adjourned until December 20th. I have no doubt but that the progress of our case will be at least as rapid as that in the other two cases. In these other two cases, the government appealed from the inadequacy of the relief granted and was sustained by the Supreme Court. In our case, we were the only appellant and, therefore, to the extent to which the District Court judgment was vacated, we were the successful party. It seems only fair to me that the courts dealing with the unaffiliated circuits should have the benefit of the determinations arrived at in the Paramount case, which, I understand, was commenced about a year prior to the institution of the suits against the unaffiliated circuits. The Paramount case is supposed to be the keystone of all the motion picture anti-trust litigation and I do not believe it would be wise to attempt to dispose of the subsidiary and complementary cases before a determination is reached in the major case.

"I have already pointed out to you in our conferences that in the Crescent case, orders made by the Court with the consent, or at least without opposition by the Department of Justice, have permitted the several companies which formerly were part of the Crescent circuit, to construct a respectable number of new theatres, with the result that all, or most of the component parts of the former circuits, are now larger than they were at the time the Crescent case was instituted. Furthermore, no divestiture was sought in that case of any particular theatre and the Court ordered a separation of corporations, with a son-in-law of the principal stockholder in control of one of these companies after the separation.

"Again, I call to your attention the opening statement to the Court on November 8, 1948, by your very capable assistant, Mr. Wright, who stated (S.M.9-10)

'These remedies require changes in the existing corporate structure of each of the remaining major defendants. (Meaning, of course, divorcement of distribution from exhibition). They do not require the sale by any corporation now owning it of any particular theatre. I emphasize this distinction because the defendants' memoranda that have been filed have all tended to obscure it. ***'

"The Paramount case and our case have been presented to the two courts upon these rehearings upon entirely different theories. In Paramount, the government is willing to allow the theatre circuits to remain intact (save for joint ownerships), provided that these circuits are divorced from distribution. Each of these circuits is much larger and more important than the Schine circuit. In our case the government is urging the fact that we used the same trade practices that were used by the majority of exhibitors, including the affiliated circuits, as a basis for individual divestiture of theatres. It should be remembered that we voluntarily agreed to void all franchises and make no more, and to refrain from the combination of open and closed towns in picture buying, before there had been a holding by any court that either of these practices was illegal.

"Indeed, at the opening of the trial in 1944, Mr. Wright indicated that we were living up to our agreement in that respect (S.M.487).

'Mr. McKay: I am not sure whether I understand you, Mr. Wright. You mean that they stopped with the entry of the order on May 19, 1942?

'Mr. Wright: I presume so. The purpose of the order was of course to preserve the status quo pending the continuance of that suit and I assume that the order was obeyed. As it was the continuance of the conspiracies was not permitted by the order, of course and I assume it didn't occur. But the evidence which we will offer will not go beyond that day* * * * '.

"If participation in franchises, acceptances of clearance of the type and scope received by the Schine theatres and the other trade practices complained of are to be accepted as the basis for the divestiture of individual theatres, there is probably not a theatre among all those owned by the various defendants in the various anti-trust cases, which could not be subjected to the same claim which the government is making in the Schine case. Yet, I know of no such claim having been made by the government anywhere, except in our case.

"With respect to the language of the Supreme Court, that divestiture must take account of the present and future conditions in the industry, I don't believe that in a desire to expedite the proceedings, you would close the door to us to attempt to meet that language, in the event that an extension was consented to until February 1st. You will agree that on that phase of the case, it is particularly relevant that we submit to the court proof of changing conditions by reason of your action against the big five and others, the advent of the drive-in theatres, etc. Likewise, I don't feel that the door should be closed to the government to submit evidence on present and future conditions in the industry, by way of rebuttal. This does not mean that we intend to present new evidence that goes to the merits of the case and we feel that the government should agree to the same position. For that purpose we can agree the case is closed. Ours is not in the nature of new evidence; whatever might be presented to the court merely attempts to meet the formula laid down by the Supreme Court in ruling upon the Schine case and perhaps the Paramount insofar as parity is concerned. I also want to assure you that the evidence on this score will be quite brief and not at all protracted.

"I also believe that if by February 1st the Paramount case is still before the court, or your discussions for settlement in that case are still continuing, and we have not yet come to some final decision with respect to our negotiations for settlement, that no serious difficulty should arise with respect to a further adjournment, which would not extend beyond the termination of the Paramount litigation.

"Again let me express my gratitude to you for the courtesies extended to me."

Mr. HERBERT A. BERGSON on December 10, 1948, wrote the following memorandum for the file reflecting a conversation which he had engaged in with Mr. WILLARD McKAY:

"I talked to Mr. WILLARD McKAY, counsel for Schine, today. It was agreed that the defendant's motions which had been noticed for argument for December 13, would not be argued on that date but would be continued until December 20; that at such time we would advise the Court that we have no objection to extending to January 15 the time for filing the material which was originally due to be filed by the defendant on December 13."

Mr. HOLMES BALDRIDGE, Departmental Counsel, wrote the following three page memorandum to the then Assistant Attorney General BERGSON, dated December 15, 1948. It is noted that the following letter contains Mr. BALDRIDGE'S advice re settlement of instant case short of substantial divestiture:

"I feel rather strongly that the Schine case should not be settled short of substantial divestiture. While I have not been invited to participate in any of the discussions to date relating to settlement, I have read Kaufman's incoming correspondence with reference to settlement without any divestiture.

"I think substantial divestiture is essential for the following reasons:

- "(1) Abuses of circuit-buying power can be eliminated effectively only by confining it to such a size as to preclude the temptation for abuse.
- "(2) The Supreme Court, in this case, has indicated that divestiture is the remedy provided findings are made (supported by the evidence) which indicate abuses of the type alleged in the Complaint. Since the proof is persuasive that such abuses do exist, if we fail to seek the logical relief of divestiture, we have wasted our time and that of

the Court, which may redound to our disadvantage in future cases.

"(3) There is no reason why this case, or any other independent-circuit case, should ride the coat-tails of the ultimate decision in the Paramount case. It is a separate suit, dealing with a specific situation in particular towns. I do think our job in Paramount is only half done if we divest exhibition from production and distribution. We should seek further relief by insisting upon a dissolution of the exhibitor chains broken off. To argue that because we haven't yet broken up the big chains (which will have tremendous buying power even after separation from production) we shouldn't break up the smaller ones which have been abused would be the same as condoning one law violation because others similar in nature had been committed by others which are larger.

"(5) The only semblance of an argument advanced by Kaufman which I have seen is his statement that the new drive-in theatres supply effective competition. Such theatres, even if they existed in sufficient numbers, afford no real competition since they can be operated only three or four months in the year. (Schine's theatres are located in cold country.)

"I concur in Marcus' views as expressed in the attached memorandum.

"AHB

"TO: Herbert A. Bergson Date: Dec. 14, 1948
 "FROM: Philip Marcus 60-6-30-33-10
 "SUBJECT: Importance of the Schine case to the General Work
 of This Division

"In this Division, as I suppose in general practice, we never get the classic case, where we have such a strong set of facts, such sound basis of law, and so sympathetic a court as to insure us of a result equivalent to the full extent of what we desired in bringing suit. We do have, however, from time

to time, cases which for good or bad go far in determining the extent to which we may go in enforcing the antitrust laws; the factors of strength of the facts, strength of the law, and the attitude of the court necessarily are persuasive factors in our determination when to try to use a case for a precedent. When we so decide, the precedent value of the case should be considered in determining how to treat negotiations for settlement.

"The writer has at your request outlined what he considers the minimum relief the Division could accept without giving away the fruits of a long and arduous litigation, without being remiss in our obligation to the public and the independent exhibitors, and to some extent to our obligation to the Supreme Court to carry out its mandate in the Schine case.

"The writer is still prepared to recommend such settlement if and when the Schine defendants would make such offer. However, because of the factors hereinafter stated, it is believed that the Division, even if such offer is made, should consider whether to accept it. At any rate, it is my earnest belief that we should not delay a determination of the court of what judgment should be entered because of pending negotiations with Schine.

"We have everything to lose and nothing to gain by such delays. This is all the more so since in the long history of this litigation there has been no time, even up to the present, when the Schine defendants have come forward with a proposed judgment which could be considered made in good faith.

"The Schine case is not the classic case but it is as close to the classic case as this Division is likely to get for a long time to come. In the case, we already have an opinion of the Supreme Court, which is a definite landmark on the question of divestiture relief. The full reach of that opinion will undoubtedly not be realized until further cases come to the Supreme Court in which we or the other parties ask to make use of the opinion with respect to the type of divestiture relief granted or denied by a lower court. We are now in the very process of finding out the reach of the Supreme Court's opinion by pending proceedings in the Schine case.

"In the Schine case, we do have a hard core of facts which are incontrovertible with respect to the extent and nature

of the defendants' violation of the Sherman Act. We have proposed to the trial court a set of findings of fact which are as far-reaching and persuasive in support of our proposed judgment as is true of only a very few cases which the Division has been in a position to present to a court in the past, and this is likely to be true of only an occasional case in the future. For what it is worth, and without attempting any prophesy, the trial court has already indicated to the writer his inclination to go along with out^R proposed findings of fact.

"Any judgment entered in this case will have far-reaching effects as a precedent in future divestiture cases, and a precedent which is created through the course of judicial decision is likely to be of much more value than a precedent created by the process of negotiation.

"The judgment proposed in the Schine case attempts to translate the Supreme Court's opinion in that case and in the Paramount case into provisions of a judgment, and this is true not only with respect to divestiture provisions, but with respect to injunctive provisions. We have a court which although not given to drastic measures is, on the whole, sympathetic to antitrust enforcement, and has never shown sympathy with the defendants when they have repeatedly charged the Government with persecution, unfairness, and confiscation. The trial court went so far towards adopting the Government's proposed judgment before the Supreme Court appeal, that the Government did not feel warranted to take an appeal from the judgment, despite the fact that it did not go so far as the Government proposed. We cannot predict what Judge Knight will do. We can say that in all likelihood, on the basis of his past actions, his past attitude, his familiarity with the record, and his apparent sympathy with the Government's findings of fact, we are likely to procure a judgment from him considerably more in line with the facts and equities in the case than one we are likely to secure from Schine by negotiations. If we submit it to the court, a not inconsiderable factor to be taken into account is that we avoid the criticism that is otherwise bound to be made by the independent exhibitors who have suffered at Schine's hands and who appeared in such great numbers at the trial of the case.

"A litigated decree would undoubtedly include a provision for a trustee similar to that which Judge Knight originally decreed, and, for what it is worth, I think we - certainly the writer - would feel more at ease with a litigated decree than with a consent decree, in the light of our knowledge that Schine has quite flagrantly violated past decrees.

"As earlier stated, the writer is still willing to stand by the minimum divestiture proposals submitted to you as a basis for settlement along with the injunctive provisions of our proposed decree, but it is his belief that in considering settlement in this case we should keep in mind how much we stand to lose by not having a litigated judgment."

On December 29, 1948, Mr. IRVING KAUFMAN directed the following communication to Mr. HERBERT BERGSON in which Mr. KAUFMAN makes reference to the reason for the delay in the further submission of the case to Judge KNIGHT and also discusses Mr. SCHINE'S reasons for consideration of a settlement.

"You will recall that in my previous correspondence I suggested that the reason for the delay in the further submission of the case to Judge Knight was to avoid his passing upon something that may subsequently come before him in the form of a Consent Decree. I have been examining the RKO Consent Decree and the following paragraph is particularly relevant in our situation:

'The RKO defendants having consented to the entry of this decree before the taking of any testimony upon the issues and matters open upon the remand of this cause, and without any findings of fact upon such issues and matters, and upon condition that neither such consent, nor this decree, nor the entry of this decree, nor any statement, provision or requirement contained in this decree, shall be or shall be construed as being an admission or adjudication or evidence that the allegations of the Petition or of the Amended and Supplemental Complaint, or any of them, are or is true in so far as they relate to the issues and matters so open, or that the RKO defendants, or any one or more of them, have or has violated or are or is violating any statute or law with respect to the issues and matters so

open; and the United States of America by its counsel having consented to the entry of this decree, and to each and every provision thereof; and the Court having considered the matter.'

"One vital reason why Mr. Schine would consider a settlement is the fact that it would serve to eliminate the threat of contemplated civil suits. However, I believe you will agree with me that any advantage which might be gained by reason of consenting to a Decree would be lost if, before the Decree is entered, additional testimony shall have been taken on the question of divestiture. I have reference to Section 16 of Title 15 of USCA, which provides that a judgment in favor of the Government shall be prima facie evidence against a defendant in any other suit or proceeding brought by any other party. It further provides that the section, however, shall not apply to Consent Decrees entered before any testimony has been taken. In this connection I am mindful of the fact that under the terms of Judge Knight's order, we are required to proceed with the presentation of additional testimony on January 18th. It would be harsh, it seems to me, to require the defendants to proceed to offer whatever evidence they feel admissible under the Supreme Court opinion and then subsequently to enter into a settlement before the Court has had an opportunity to make any further rulings. The taking of the testimony would remove the immunity granted to the defendant under Section 16 with respect to the prima facie evidence phase. It seems to me, in fairness to Schine, that if the case is not settled by January 18th and it appears as if there is a likelihood of it being settled, that the taking of the testimony should be adjourned and the Court advised that this is being done because of the provision referred to above in Section 16. Otherwise the objective to be gained by settlement will be completely dissipated. "

Under date of January 6, 1949, Mr. KAUFMAN further wrote to Mr. HERBERT A. BERGSON with regard to a counter-offer of settlement in instant case. Mr. KAUFMAN'S letter is being quoted as follows:

WFO 62-7197

"I have your letter of January 3rd and hasten to reply to it."

"Your letter seems to indicate that you are waiting for a further offer of settlement on our part. I call your attention to the fact that several months ago we made an offer and after discussion with you, we were advised that the Government would make a counter-offer of settlement. This counter-offer has been awaiting a conference which we are to have at your office on Monday, January 10th. At that time we intend to present to you, as suggested by you, certain facts concerning competition. In this connection we have prepared, at great expense, charts which will show at a glance the condition in the locality and state in which Schine operates theatres. We intend to leave these charts with you until you have an opportunity to digest the material contained thereon and to deliberate over them. It is my understanding that after that the Government will then advise us of their counter-offer.

"Again let me assure you of my appreciation for the courteous manner in which you have received us."

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A memorandum dated February 3, 1949, from PHILIP MARCUS to BERGSON, subject, U.S. v. Schine Chain Theatres, Incorporated, ET AL, referred to BERGSON'S advice to MARCUS on February 2, 1949, that if, at a forthcoming court hearing, the Schine defendants made a motion for a continuance MARCUS was not to object to the motion. MARCUS also set forth that on February 2, 1949, he had contacted Mr. MCKAY, as suggested by BERGSON, relative to the preliminary motions at which time they also discussed the question of their filing and serving their proposals. MCKAY said he would contact Mr. KAUFMAN, associate defense counsel for the Schine case, who would get in touch with BERGSON. MARCUS called attention to the fact that on January 17, 1949, Judge KNIGHT had made it a condition for granting an adjournment requested by defendants that they file their proposals and objections by February 17, 1949. MARCUS observed that for the government to fail to object to defendants not filing and serving their proposals and objections on that day would repudiate the position taken by the government in court on the seventeenth of January, and would create an unfavorable impression with Judge KNIGHT.

A letter dated February 4, 1949, from BERGSON to Judge KNIGHT sets out that the Department had concluded that the desirability of expedition in the entry of judgments and findings in the long drawn out case overbalanced the desirability of submitting further evidence and that this conclusion was made on the assumption that the case would be considered closed and a judgment and findings made on the existing record. This letter has been photostated and is designated as Exhibit DJS-108.

A memorandum dated February 7, 1949, from MARCUS to BERGSON points to the rapidity with which settlement negotiations had taken place and "the fact that they had taken place on a level considerably higher than the writer's." MARCUS reviewed the various steps taken and omitted by the defendants and the court's actions and rulings since the 1942 consent decree and made reference to a list of Schine Theatres of which Schine should be divested to have competition, which list he had prepared at the request of BERGSON and which list MARCUS understood had been refined by BERGSON to represent the minimum the Justice Department would be willing to accept in a settlement negotiation. MARCUS stated the refined list left Schine with more theatres than the Circuit had been left under the trial court's original judgment. MARCUS objected to this refinement on the basis that Schine had failed to comply with the prior consent judgment and that the government would now be taking the position of not requiring a single theatre be divested because it was illegally acquired. This memorandum has been photostated and is designated as Justice Exhibit DJS-109.

The file contained a letter dated February 14, 1949, from Judge KNIGHT to BERGSON wherein KNIGHT calls attention to his action of expressly postponing the hearing in this case because McKAY indicated to KNIGHT that there might be some settlement between the parties. KNIGHT stated that inasmuch as the government did not oppose the postponement such action confirmed his belief in McKAY'S representations. KNIGHT said the case had dragged on for a considerable length of time and that he could permit no further adjournment unless for unusual reasons. He noted BERGSON'S request of February 9, 1949, for permission to enter additional evidence and raised the question as to what the prospects were for a settlement.

A letter dated February 18, 1949, from BERGSON to Judge KNIGHT in reply to the above letter reflects that regarding a possible settlement, negotiations were still being carried on but he was unable to say then whether such negotiations would result in a settlement of the case. BERGSON said he did not object to the defendant's motion and agreed to a continuance only after Mr. KAUFMAN, associate of McKAY'S, agreed that no further delay would be requested by the defendants. Reference was also made to a letter dated February 16, 1949, written by McKAY to Judge KNIGHT wherein McKAY had severely criticized the actions of Mr. MARCUS in his handling of this case which BERGSON regretted as a wholly unwarranted attack upon MARCUS.

The above McKAY correspondence to Judge KNIGHT referred to by BERGSON was a personal letter dated February 16, 1949, from WILLARD S. McKAY, Attorney for Schine, addressed to Judge KNIGHT, regarding the Schine case. In this letter McKAY refers to Mr. MARCUS' letter of February 9, 1949, to Judge KNIGHT, and stated that its contents left him amazed and outraged. McKAY stated that in a previous conference with BERGSON the latter said he did not believe it proper at that point for the government to attempt to prejudice the court against the defendants by contempt proceedings or to offer evidence, the purpose of which would be to bring down the wrath of the court upon the heads of the defendants, and McKAY accepted BERGSON'S assurances in the spirit in which they were obviously given. McKAY continued by saying that everytime BERGSON and KAUFMAN made an agreement MARCUS tried to upset the agreement. McKAY accused MARCUS of taking an obstructive position and said that one of the conditions of a future discussion among BERGSON, KAUFMAN and McKAY, scheduled for February 24, 1949, was that MARCUS would have no part in the ultimate decision "which will be made solely by Mr. BERGSON, and, of course, by the Attorney General." This letter has been photostated and is designated as Exhibit DJS-110.

A memorandum dated February 24, 1949, from MARCUS to BERGSON, subject, Schine case, reviewed information which MARCUS had taken from the correspondence files and set forth that in 1943, Mr. L. N. ROSENBAUM was hired by Schine to negotiate a settlement with the Department and was unsuccessful. ROSENBAUM wrote a long letter to Senator LODGE'S secretary condemning the attitude of the men in the Department of Justice handling the Schine case as arbitrary, threatening and intimidating in that they would only consent to an adjournment of the trial on condition that the Schines agree to sell all theatres they had acquired since the suit started.

This memorandum continues by stating that in April, 1944, ROSENBAUM wrote Senator MURRAY that the Department of Justice had a block of assistants who hounded the Schine people mercilessly and that the oppressive tactics of the underlings in the Department made it impossible for Schine to prepare for trial. ROSENBAUM stated these underlings were led by ROBERT L. WRIGHT whose conduct was described as that which would glorify the Nazi tortures which they had employed against the smaller chains like Schine. Mr. CLARK was specifically exempted from this group of underlings and was characterized as eminately fair and as a man who had repeatedly stated his desire to work out a solution of the whole situation wherein everyone would be afforded the same fair treatment.

In March, 1944, according to MARCUS' memorandum, ROSENBAUM wrote to Solicitor General CHARLES FAHY, wherein ROSENBAUM is reported as having stated:

"It is one thing to be a faithful prosecutor of alleged wrongs but it is another thing to engage in persecution and witch hunting as some of your subordinates in their conduct of this case seem to delight in, and when I say this, I am prepared to make a very thoro showing of act after act by your subordinates which amply warrant such conclusions."

The files disclosed a letter from IRVING R. KAUFMAN, of the law firm, Noonan, Kaufman, and Eagan, 48 Wall Street, New York City, to HERBERT A. BERGSON, Assistant Attorney General, Department of Justice, dated March 1, 1949, in regard to the United States v. Schine Chain Theaters, Inc., et al. The letter stated in part as follows:

"This will confirm the fact that Mr. Schine's representatives and I will be at your office on Monday, March 7th, at 2:30 P.M. I know it is an imposition upon you, but we do hope you will be able to give us such concentrated time, so that there may be a disposition of our settlement negotiations one way or the other. What I have in mind is that it would be preferable to have continuous sessions, if necessary during Monday evening, and to continue the following day or days."

The letter further stated: "On the matter of the Darnell Theatres, I told you at my last visit that Mr. Schine and his representatives felt very strongly that certain misrepresentations had been made with respect to the alleged inter-company relationship. I know that we will establish to your satisfaction at the early part of our meeting that the aforesaid representations have been incorrect."

The files disclosed a memorandum to the files from Mr. PHILIP MARCUS, Departmental Attorney, dated March 24, 1949, with reference to the Schine Conference. The memorandum reflected the conference was held in Mr. TIMBERG's office, at which were present Messrs. TIMBERG and MARCUS for the Government, and Messrs. KAUFMAN, MCKAY, and ANTEVIL for the Schine defendants.

The memorandum reflected: "Mr. Timberg asked whether the defendants had anything definite in mind with respect to injunctive relief. Mr. McKay stated that the Schine defendants were satisfied with the judgment as it now stood, except that they desired the elimination of the provision prohibiting Schine from selling theatres without the order of the court. Mr. MCKAY took the position that that provision never should have been in and that it was inconsistent with the divestiture deal made with Mr. Bergson. Mr. Marcus stated that that provision had been continued by Judge Knight after considerable argument by counsel for the two parties."

The memorandum further reflected. "After some discussion, Mr. Timberg suggested that the defendants address themselves to the injunctive provisions suggested by the Government

"in the proposals filed with the court, that they state in writing their objection to the proposals, and the difficulties the Schine Circuit would have in operating under those provisions. Mr. Timberg said that he was not suggesting these injunctive provisions as the position of the Government with respect to injunctive relief at this time, but that they should serve as a basis for discussion. Mr. Kaufman stated that he was under the impression that on the basis of his conversations with Mr. Bergson, no greater injunctive relief was to be imposed upon Schine than upon the Paramount defendants. Mr. Timberg stated that he believed that any such understanding was confined to the divestiture provisions."

The memorandum further reflected that Mr. MARCUS, at one point, stated that the defendants had continued to violate the judgments already entered and had made "master agreements." The memorandum disclosed that Mr. McKAY denied this and the memorandum reflected no further information with regard to this matter.

The files contained a memorandum from PHILIP MARCUS to SIGMUND TIMBERG dated April 15, 1949, reflecting that on April 13 the proposed judgment was submitted to us on behalf of the Schine defendants. MARCUS indicated that in the memorandum these proposals were analyzed. MARCUS stated that in general the defendants have taken the Paramount decree as their model, omitting, however, certain provisions in that decree which apparently they do not like. Their basic position is stated on pages one and two of their memorandum in support of the proposed judgment as follows:

"In considering this problem, we started with the premise that the injunctive provisions of this decree should not be more severe than those contained in the RKO and Paramount decrees. Assurance on this point was given us by Mr. Bergson during the course of our negotiations upon the divestiture provisions."

The rest of MARCUS' memorandum dealt with the various proposals of the defendants' proposed judgment.

The files also contained a letter dated April 16, 1949, to HERBERT A. BERGSON, Assistant Attorney General, Department of Justice, from WILLARD S. McKAY, attorney for the defendants, who advised BERGSON that he was attaching a letter which he sent to Judge KNIGHT together with the petition in order to

avoid any further delay. The attached letter dated April 16, 1949, to the Honorable JOHN KNIGHT, U. S. District Judge, U. S. Courthouse, Buffalo, New York, from McKAY, reflected that pursuant to their telephone conversation of yesterday, McKAY was enclosing an original and one copy of the petition and order for continuance in the above case. According to McKAY, the original was signed by PHILIP MARCUS as attorney for the plaintiff, and by McKAY and IRVING R. KAUFMAN as attorneys for the defendants. Mr. KAUFMAN's signature having been added by McKAY at the authorization and request of KAUFMAN.

The letter stated that there was one point in the petition that McKAY wanted to call to the judge's attention and which he would have preferred to have discussed with Mr. MARCUS before forwarding these papers but was unable to do so because the Antitrust Division was not open on that date. According to McKAY, the point in the petition involved the agreement with respect to "injunctive provisions and findings of fact." McKAY said that the defendants are doing everything possible to hasten agreement with the Government upon the provisions of a decree.

The files contained a memorandum from PHILIP MARCUS, Departmental Attorney, to SIGMUND TIMBERG dated April 27, 1949, with regard to the summary of evidence of contempt in the Schine case. This memorandum reflected as follows:

"Last year, on the basis of the data in our possession at that time, contempt proceedings were recommended against the Schine defendants and others. Since that time, in preparation for a further hearing in the main case, we have accumulated a great deal of additional data. In the attached memorandum, that data has been summarized, with the sources of statements made footnoted at considerable length.

"It is believed that this certainly clearly shows that Schine defendants have been violating judgments entered against them and that we have on hand the evidence to support contempt charges. It is recommended, therefore, that on the basis of the attached study, criminal and civil petitions for contempt be filed against the Schine defendants and those cooperating with them to violate the orders of the court and to deceive both the court and the Government."

It is to be noted that the summarization of data referred to in the above-mentioned memorandum was not attached.

Also contained in the files was a memorandum dated May 18, 1949, for the Attorney General from IRVING R. KAUFMAN regarding Schine Chain Theaters, Inc. In this memorandum, KAUFMAN advised that negotiations over the consent decree seemed to have broken over one provision which was never contemplated on our part. This provision was known as the guarantee of product provision by which the Government seeks to guarantee to competitors and prospective purchasers that they will have a guarantee of feature films at the expense of Schine. KAUFMAN pointed out that it was impossible to agree to this provision and set forth the reasons why they could not agree to such a provision.

KAUFMAN pointed out that the Government and the defendants have agreed upon practically all of the other provisions with the exception of the language to be employed. KAUFMAN pointed out that they advised TIMBERG the very moment that this provision was brought up that he would have to abandon this provision so that negotiations might continue and be successfully concluded.

There was contained on this memorandum in the upper right-hand corner the inked notation: "Bergson, let's talk about it." There was also contained on page two of the memorandum the following written, inked paragraph:

"Many thanks for your time. Never thought I'd be annoying you on this again. However, it would be a shame to see all our good work go out the window over a provision which was never anticipated and could not under any circumstances be accepted. Respectfully, Irving K."

The aforementioned letter has been photostated and is being submitted as DJS Exhibit 111.

Also contained in the files was a letter dated May 21, 1949, to Hon. TOM C. CLARK, Attorney General of the United States, Department of Justice, Washington, D. C., from IRVING R. KAUFMAN regarding Schine Chain Theaters, Inc. In this letter, KAUFMAN stated: "I dislike exceedingly annoying you with this problem. However, in view of the fact that the settlement negotiations have now reached the crucial point where their success is dependent upon our acceptance of a guarantee - of product provision, I am submitting for your consideration what I believe to be a proper compromise of the problem. This will supplement the memorandum I left with you at our conference on Wednesday, May 18th."

In the remainder of the letter, KAUFMAN pointed out why the above-mentioned provision could not be accepted by the defendants. He also pointed out that neither the Paramount or RKO decrees contained any guarantee - of - product provision. Contained on the first page of this two-page letter was the penciled name of Mr. TIMBERG and the inked name of BERGSON.

Also contained in the files was a letter dated May 27, 1949, to Hon. HERBERT A. BERGSON, Assistant Attorney General, Department of Justice, Washington, D. C., from IRVING R. KAUFMAN, stating that he expected to be in Washington on June 2 and would appreciate it if he could confer with him for approximately half an hour on that date. There was contained on this letter the inked notation: "Thursday, 3 p.m."

The files contained a memorandum dated May 28, 1949, to HERBERT BERGSON, Assistant Attorney General, from PHILIP MARCUS, in which MARCUS stated that he understood KAUFMAN has made a new proposal to the effect that Schine is willing to guarantee that the theaters to be divested would continue to get the products they have been getting. MARCUS believed that SIGMUND TIMBERG had this idea some time ago.

MARCUS stated that there were a few members of the Division who have a better mind than SIGMUND has and although he did not regard himself as one of those few, nevertheless the idea seemed to MARCUS to be utterly off base. MARCUS stated that somehow or other the more one has to do with the Schine representatives, the more likely one is to begin to suffer from "occupational or battle fatigue." The remainder of the memorandum pointed out MARCUS' opinion in the matter.

The files disclosed a letter to Mr. HERBERT A. BERGSON from Mr. PHILIP MARCUS dated June 4, 1949, which letter reflected the following:

"At the Schine conferences last Friday the question came up of the product limitation on the better grossing pictures for three years in competitive towns. From Kaufman came the rather time-worn statement that this was a breaking point. Sig checked with you and I understand you stated we would consider dropping that item if the rest of the proposed decree could be agreed upon.

"As you know, the product limitation proposals are the most important of the proposed injunctive provisions. The

"limitation on monopolization of the better pictures is complementary to the limitation on monopolization in terms of numbers. Competition in the sense we want to bring into the Schine areas is not possible if we abandon one half of our proposals."

The letter went on to state: "These negotiations indicate the colossal bluff Schine (or Kaufman) has been pulling. At the divestiture stage, you were sure they would break off and not consider proposals which I thought were too weak. In the negotiations I've sat in on I have often heard the words 'breaking point'. They have not broken, and I do not think they will break on the better picture restriction. If they do break on that point, I think we would all have quieter minds and less to worry about than if we abandoned our proposal."

A carbon copy of the above letter was forwarded to Mr. BALDRIDGE and Mr. TIMBERG.

ATTORNEYS INVOLVED IN THE SCHINE CHAIN THEATRES, INC., CASE

The Department of Justice files concerning this case reflect that the following Department of Justice attorneys and officials were at various times active in this case:

THURMAN ~~X~~ARNOLD
WENDELL BERGE
HERBERT BERGSON
ALBERT ~~X~~BOGCESS
HERBERT BORKLAND
JOHN F. ~~X~~CLAGETT
TOM CLARK
SHELBY ~~X~~PIPZE
MILTON ~~X~~KALLIS
KENNETH R. ~~X~~KIMBLE
SEYMOUR ~~X~~KRIEGER
H. S. ~~X~~LARDEN

ERNEST R. ~~X~~MEYERS
H. GRAHAM MORLSON
EDWIN ~~X~~PEWETT
HAROLD L. ~~X~~SCHILZ
MAURICE ~~X~~SILVERMAN
SEYMOUR F. ~~X~~SIMON
C. L. ~~X~~TERREL
SIGMUND TIMBERG
WILLIAM AMORY UNDERHILL
RICHARD WRIGHT
ROBERT L. WRIGHT

The files reflect that the following attorneys participated in this case as representatives of the Schine Chain Theatres. The approximate dates of their participation in this case has been noted beside the attorneys' names and their address have been listed as reflected by the files:

HOWARD ANTEVIL (1950 - present)
40 North Main Street
Gloversville, New York

MICHAEL F. DOYLE (1944)
Girard Trust Company Building
Philadelphia, Pennsylvania

ARTHUR G. HAYS (1946)
New York City

CLARENCE N. GOODWIN (1943)
Shoreham Building
Washington, D. C.

HAROLD ~~X~~HOROWITZ (1951)
1270 Avenue of the Americas
New York City

IRVING R. KAUFMAN (1949)
48 wall Street,
New York City

EDMUND M. McCARTHY (1944)
70 Pine Street
New York City

WILLARD S. ~~X~~MCKAY (1940 - 1950)
630 Fifth Avenue
New York City

The files reflect that this case has been handled in Buffalo, New York, by United States Attorney GEORGE L. GROBE and that hearings on this matter have been before Judge JOHN KNIGHT, United States District Court for the Western District of New York.

INTERVIEWS WITH DEPARTMENT OF JUSTICE ATTORNEYS ON SCHINE CIRCUIT CASE

INTERVIEW WITH MILTON A. ~~X~~KALLIS

On September 27, 1952, SA'S HARRY J. MORGAN and ANDREW J. SHANNON interviewed MILTON A. KALLIS, Trial Attorney, General Litigation Section, Anti-trust Division, Department of Justice, Room 6237, in his office.

KALLIS advised that he first entered the Schine Case as a Trial Attorney, on April 22, 1944. He recalled that trial in the Case was set for May 19, 1944, at Buffalo, New York, and he helped prepare this Case for trial. He advised that on May 19, 1944, the Case was continued, and again was continued until the fall of 1944. He advised that the trial lasted for six weeks, and after the trial, he wrote up various town trial summaries. He advised that he finished all functions with the case by January 1, 1945. He stated that after the judgment in the Case was submitted, he had no official connection with the Case, as he immediately was sent to work on another movie case.

KALLIS recalled that HERBERT A. BERGSON was not in the Anti-trust Division during the trial, stating that BERGSON came into the Case approximately three years after the trial ended. KALLIS stated that BERGSON was in the Department when the Schine Case was decided before the Supreme Court of the United States. According to KALLIS, former Attorney General TOM CLARK was in the Anti-trust Division several years while THURMON ARNOLD was in charge of the Anti-trust Division. KALLIS stated that he believed that when ARNOLD was appointed a Judge, he also believed that TOM CLARK was made Acting Assistant Attorney General of the Anti-Trust Division, but then later changed positions with WENDELL BERGE, who was then Head of the Criminal Division. KALLIS stated that he believes that when he, KALLIS, entered the Case, CLARK was Assistant Attorney General in charge of the Criminal Division. KALLIS had some recollection that CLARK had something to do with the supervising of movie cases when he, KALLIS, first entered the Case.

KALLIS stated that he knew of no influence or pressure exerted by TOM CLARK, HERBERT A. BERGSON, or any other official or employee of the Department of Justice in the Schine Case, nor did he know of any misconduct, influence or pressure of any employee or official of the Department of Justice in any matter coming within the jurisdiction of the Department of Justice.

INTERVIEW WITH JOHN F. CLAGETT

Mr. JOHN F. CLAGETT, Attorney, was interviewed in his office at 1424 "K" Street, N. W., on September 29, 1952, by Special Agents CHARLES H. SCHAFER and ROBERT K. LEWIS.

Mr. CLAGETT advised that he had been employed as a Special Assistant to the Attorney General, Antitrust Division, Department of Justice, from October, 1934, until December, 1944, and had participated in the investigation of the Schine chain theatre group from about 1939, until July, 1942, when he entered military service. Mr. CLAGETT advised he was released from military service in May, 1944, in order to try the Schine case in Buffalo, New York. He stated he thought this was a very good case for the Government, and that Judge KNIGHT had followed the Government's position "down the line" and ordered divestiture by the Schine theatre group. He advised that the Supreme Court upheld Judge KNIGHT's decision on May 3, 1948.

Mr. CLAGETT advised that he did not recall ever having any contact regarding this case with HERBERT BERGSON. He stated that in 1944, he conferred with TOM CLARK, who was then head of the Criminal Division, regarding the Schine case, and added that he could not recall why he had seen TOM CLARK since the Schine case was a civil suit. He stated that he had several contacts with PHILIP MARCUS regarding the Schine case and felt that MARCUS was strongly in favor of pushing the case to an ultimate conclusion, and he said he also felt that MARCUS was "damn disgusted" with the manner in which the case was progressing. Mr. CLAGETT stated he knew of no attempted influence or suppression by anyone in regard to this case and had no knowledge of any influence being exerted by anyone. He added that he had no actual knowledge of any contempt proceedings contemplated by the Department of Justice in 1948.

Mr. CLAGETT advised that he could not understand why the Government had not been tough and required a real divestiture based upon the favorable decision of the Supreme Court. He stated the Government should have required Schine to "get rid of the fruits of its illegal conduct," but that, instead, the Government agreed to a very lenient program of divestiture, and actually permitted Schine to select which theatres it would dispose of. He stated the Government has used a "powder puff" in the handling of this case and has "dissipated" its victory. He stated that it is unusual for people to dissipate their victories, and said that if he were on a jury, he would want a full explanation of why the Government did not follow up the Court's decision which it had obtained. Mr. CLAGETT stated that he has been so troubled by the outcome of this case that about two years ago he called the

office of DREW PEARSON and spoke to one of his assistants with regard to the Schine case. He stated that he knew of no action ever being taken on this call, and also said that in April, 1952, he had also brought this case to the attention of the City Editor of the "Washington Daily News." Mr. CLAGETT advised that he writes a weekly sports column for the "Daily News," entitled "Outdoors." He added that he knew of no action ever being taken from the information which he furnished the City Editor of the "Daily News."

Mr. CLAGETT advised that he has maintained a continuing interest in the Schine case since he now represents as a private attorney two independent theatre owners in New York State who have been directly effected by this litigation and by the operations of the Schine chain theatre group.

INTERVIEW WITH ERNEST L. BRANHAM

ERNEST L. BRANHAM, Trial Attorney in the Small Business and Procurement Unit of the Anti-Trust Division, U. S. Department of Justice, was interviewed by Special Agents EDGAR L. CARTER and ROBERT K. LEWIS on October 1, 1952.

Mr. BRANHAM advised that he had no participation in the Schine Theatre Case from a standpoint of litigation, but had accepted various complaints from independent movie exhibitors in regard to their difficulties in obtaining film for showing in their respective theatres. Mr. BRANHAM commented that, in his position, he deals largely with negotiation rather than litigation. He stated he had no specific knowledge of activity on this case by BERGSON or CLARK. He advised that he had heard something about the proposed contempt proceedings in Buffalo in 1948, but had no knowledge of the outcome of these proceedings.

Mr. BRANHAM stated, "I have no proof, but, in my opinion, in all of these cases, there has been a fix and TOM CLARK has been guilty of using BERGSON as his tool". Mr. BRANHAM advised that by "all of these cases", he was referring to all the cases concerning the movie and liquor industries. He added that he had no specific knowledge of any mishandling or any attempts to suppress the Schine Case.

INTERVIEW WITH WENDELL BERGE

Mr. WENDELL BERGE, Attorney, was interviewed in his office in the Ring Building, Washington, D. C., on September 30, 1952, by Special Agents WILLIAM T. FORSYTH and ROBERT K. LEWIS.

Mr. BERGE advised that he was familiar with the Schine Chain Theatre Case, since its inception about 1938. He stated that he was Chief of the Antitrust Division, Department of Justice, from August, 1943, to May, 1947, when he left the Department and had no further contact with the case. Mr. BERGE stated that this case was handled, for a long time, by BOB WRIGHT, who vigorously pressed the case and would not be compromised or influenced regarding it. He stated it was his recollection that the Schine Group employed top-notch attorneys and frequently changed their attorneys, apparently for the purpose of delaying the case. Mr. BERGE advised that, while lots of pressure was put on the Department in the "movie cases", he did not recall that there had been any such pressure exerted in the Schine Case. He stated he had no personal knowledge of any contempt proceedings in 1948 regarding this case. He commented that he had no knowledge of any activity on the Schine Case by HERBERT BERGSON and added that BERGSON was a very capable attorney, about whom he had never heard any suggestion of dishonesty. He added that BERGSON did not appear to have as much zeal for enforcement of the Antitrust Laws as did some other officials in the Department of Justice. He stated he knew nothing improper in regard to the Schine Case and had no knowledge of any mishandling or any attempt by anyone to suppress the case.

Mr. BERGE stated that, ever since 1938, the Department of Justice has had continual activity with "movie cases" and said that when TOM CLARK was Attorney General, he was frequently contacted by major movie producers. He stated that TOM CLARK'S appointment as Attorney General had "stunned" the personnel of the Department of Justice, since there was a general feeling in the Department that TOM CLARK was not of sufficient caliber to hold such a position.

He stated that CLARK had not been noted for pushing Antitrust actions, and that when it became known in the Department that CLARK was to become Attorney General, Antitrust cases against the movie industry were accelerated. He stated that the movie industry submitted many compromise offers to CLARK, and that CLARK seemed to favor compromise with the movie producers and thought that divestiture might be impractical. He added, however, that, as Attorney General, CLARK would usually back his staff, and that he finally agreed to trial against the movie producers. Mr. BERGE referred to this as the "big movie case" as

distinguished from the Schine Case and added that he knew of no mishandling of this case.

He stated that BOB WRIGHT also worked on the "big movie case", and that it would have been impossible for anyone working on the case, above or below WRIGHT, to have improperly suppressed any action on the case.

INTERVIEW WITH H. GRAHAM MORISON:

H. GRAHAM MORISON, Attorney, 200 Hill Building, 839 17th Street, North West, was interviewed September 30, 1952, in his Office at the above address by Special Agents L. RUSSELL WHARRY and EUGENE D. THOMPSON.

Mr. MORISON stated he was formerly employed in the Department of Justice as Assistant Attorney General in Charge of the Anti-Trust Division from February, 1951, to July, 1952. Prior to this he was employed in the Claims Division, Department of Justice.

Mr. MORISON stated that his only contact with the Schine Circuit case was one incident whereby the attorneys for the defendants proposed to lease a theater to some charitable organization in which Schine was to retain the legal title to the theater. He explained that the theater in question was one which Schine was to divest from their holdings as a result of the Court decision. He stated that he advised the attorneys for the defendants that unless the Schine Circuit severed themselves from all legal title to the theater, he would present the matter to the Court. He stated that he had no further connection with this case.

He stated there was absolutely no improper pressure or undue influence exerted upon him by anyone concerning any case in which he participated. He further stated that he knew of no one who had been the recipient of any such improper pressure concerning any case in the Department of Justice. He concluded by saying that he knew of no irregularities on the part of anyone in the Department of Justice.

INTERVIEW WITH HAROLD L. SCHLIZ

Mr. HAROLD L. SCHLIZ, Attorney adviser, General Counsel's Office, National Production Authority, was interviewed on September 30, 1952, by Special Agents EDGAR L. CARTER and ROBERT N. WINGARD.

Mr. SCHLIZ advised that he had been employed by the Department of Justice in the Antitrust Division for a period of thirteen years prior to March of 1945. He commented that in the spring of 1944, he had been assigned to the Schine Circuit Case as a Staff Trial Attorney. He pointed out that at the time he was assigned to this case, most of the preparation and investigation had already been completed. He pointed out that approximately two months after he became acquainted with this case he was sent to Buffalo, New York, with other members of the Trial Staff. Mr. SCHLIZ stated Mr. SMITH RICHARDSON, who was one of the Counsel for the Schine Industries, attempted to secure an extension in this case from Judge KNIGHT who was sitting in Buffalo at the time, but after the government attorneys had presented their reasons for not having an extension granted, Judge KNIGHT ordered the case argued. Mr. SCHLIZ stated that this case was argued for a period of approximately ten days under the direction of ROBERT L. WRIGHT of the Trial Section, Department of Justice, and after which period of time Judge KNIGHT adjourned Court in order that he might meet certain summer obligations.

Mr. SCHLIZ pointed out that during the summer while the court was adjourned, members of the Trial Staff worked on preparing further evidence to be presented in this case and that in the fall the case was again presented in Judge KNIGHT's Court, at the conclusion of which, Judge KNIGHT handed down his opinion in favor of the government. Mr. SCHLIZ commented that he believed that this opinion was a "beautiful decision" as far as the government was concerned. He explained that the decision required the Schine Circuit Company to divest some of their interests and that it was his understanding that the Supreme Court had later sustained the opinion of Judge KNIGHT.

Mr. SCHLIZ stated that he had left the Justice Department shortly after the opinion was handed down in this case and that he had not followed the course of the case after he left the Department of Justice. He stated that he had become interested in the decision as handed down inasmuch as after he left the Department, JOHN CLAGGETT, who had also worked as a Trial Attorney on this case, and he opened a law office in partnership in Washington and had handled two private suits for treble damages against the Schine Company. He stated that these

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damages were claimed as a result of the government's case mentioned above. He pointed out that these two clients had been government witnesses at the Buffalo Court action.

Mr. SCHLIZ advised that up until the time that he left the Department and to the best of his recollection to date, he has always felt that realizing the complexity of Antitrust cases, that the government secured complete satisfaction in the judgment rendered in the Schine Case.

Mr. SCHLIZ stated that he was not acquainted with any irregularities which might have arisen concerning the handling of this matter; in fact, it was his opinion that everyone who was attached to the Staff on this matter was extremely interested in the preparing and handling of the case. He stated further that ROBERT L. WRIGHT, who had been the Chief Trial Attorney, was so thorough and such a high caliber individual that he would not have tolerated any interference or irregularities. He further stated that during the entire period that he was affiliated with the Department of Justice he was not aware of any irregularities, mishandling of cases or malfeasance on the part of any Justice Department employee.

INTERVIEW OF MR. EDWARD R. KENNEY

Mr. EDWARD R. KENNEY, Senior Trial Attorney, Antitrust Division, Department of Justice, was interviewed by Special Agent EDGAR L. CARTER and LESLIE E. CHRISTOPHER, JR. in connection with the Schine Case.

Mr. KENNEY stated that he could not recall that he had ever been connected with the Schine Case at any time and that though he was acquainted with the fact that the Department did have a case against the Schine Circuit, that he, KENNEY, had never worked on the same and was, therefore, not in a position to comment upon the manner in which it was handled. Mr. KENNEY stated that no irregularities had ever been called to his attention in connection with the Schine Case and that he does not feel that he would have knowledge of any such irregularities if they existed as this case had never been assigned to him nor had his work with the Department ever placed him in a position of working with the same.

INTERVIEW WITH EDWARD P. HODGES

Mr. EDWARD P. HODGES, Second Assistant to the Attorney General, Antitrust Division, was interviewed in his office in the Justice Department on September 30, 1952, by Special Agents EDGAR L. CARTER and ROBERT N. WINGARD.

Mr. HODGES advised that from July, 1938 to August, 1950, he was Chief of the same section which was alternately operated under three different names, the Complaint Section, the Small Business Section and later, the Trial Section, all being sections of the Antitrust Division. From August, 1950 to December, 1950, Mr. HODGES stated that he was Chief of the Department's Legislative Clearance Section and that since December, 1950, he has held his present position as Second Assistant Attorney General. He stated that it was his understanding that the Schine Circuit Case had been in the General Litigation Division in its early stages and that later, after the Courts had handed down their decisions on this case, it was assigned to the Judgment Section of the Antitrust Division. He commented that he had never had any contact with either of these Divisions and, therefore, did not have any first-hand knowledge concerning this investigation.

Mr. HODGES explained it was his understanding that PHILLIP MARCUS had been affiliated with this case during the entire period that it was in the Department and had, in fact, handled the case from his position in the General Litigation Section even after the case was assigned to the Judgment Section.

Mr. HODGES commented that he had never heard of any irregularities concerning the Schine Case and that he had not personally ever worked on the case and would not, therefore, be acquainted with any irregularities connected with the same if they had occurred.

Mr. HODGES stated that he knew of no action on the case by former Attorney General TOM CLARK or Mr. HERBERT BERGSON or of any effort on the part of either of them to suppress delay or otherwise impair the investigation of instant case.

INTERVIEW WITH HOLMES BALDRIDGE

Mr. HOLMES BALDRIDGE, Assistant Attorney General in charge of the Claims Division, U. S. Department of Justice, was interviewed in his office in the Justice Building by Special Agents WILLIAM T. FORSYTH and EUGENE D. THOMPSON on September 29, 1952.

Mr. BALDRIDGE advised that there was a case against the eight major motion picture distributing companies, such as RKO, MGM, Warner Brothers, etc., and, in addition, there were cases involving the Schine Circuit, the Griffith Circuit and the Crescent Circuit. He stated the latter three cases concerned distribution of films and involved agreements made with the major distributors as to "runs, price breaks and selection of product". He advised that the Schine Case was the first to be tried, was successfully prosecuted and carried through to the Supreme Court of the United States. As a result of this prosecution, the Schine Circuit was ordered to divest themselves of part of their theatre holdings.

Mr. BALDRIDGE advised that he had supervision of the case in its early stages, but had nothing to do with the case during the latter stages when negotiations were being had with the Schine Circuit officials regarding divestiture. He pointed out that the case was then being handled by the Judgment Section and, as a result of this, he did not participate in any of the negotiation conferences regarding divestiture.

Mr. BALDRIDGE advised that PHILIP MARCUS handled the case and that any agreements reached or concessions made by the Department of Justice with the Schine interests would have been made by PHILIP MARCUS and HERBERT A. BERGSON.

Mr. BALDRIDGE concluded that, during the time he was associated with the case, he knew of no irregularities or any undue pressure or influence being exerted concerning the case. He further pointed out that he had no knowledge of any decision or pressure being exerted by TOM CLARK regarding this matter, and that, to the best of his knowledge, TOM CLARK had never made any decisions or done anything of an irregular nature while associated with the Department of Justice.

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INTERVIEW WITH KENNETH L. KIMBLE

On September 29, 1952, Special Agents HARRY J. MORGAN and ANDREW J. SWANSON interviewed KENNETH L. KIMBLE, Attorney, Room 504, Cafritz Building, 1625 I Street, Northwest.

KIMBLE advised that he came with the Department of Justice Anti Trust Division in the Fall of 1934 as an Attorney. He worked in the Anti Trust Division until 1938 or 1939, at which time he went to the Lands Division where he was employed for approximately one year. He advised that he worked in the Anti Trust Division until October 1943, at which time he went into the Army. He returned to the Anti Trust Division in November of 1945 and was employed there until January 1948. During most of his employment in the Anti Trust Division he was Assistant Chief and later Chief of the Appellate Section, Anti Trust Division. From November 1945 to April 1947, he was first assistant to Attorney General WENDELL BERGE, Head of the Anti Trust Division. From May of 1947 to January 1948, he was not the assistant to Mr. BERGE, but was handling some special work for the Department as JOHN SONNETT succeeded BERGE as head of the anti Trust Division. *J*

KIMBLE stated that he was cognizant that the SCFINE case was in the Department and was in some way related to the Motion Picture Cases, such as the Paramount. KIMBLE stated that so far as he could recall, he never worked on the case for trial and if he had anything at all to do with the case it was in connection with the memoranda of appeal. However, he has no recollection of the matters involved in any such memoranda if there were any. He stated further that he could not ever remember personally participating in the Schine Case, nor ever approving any memoranda in the Schine Case, however, his initials may appear in memoranda in the Schine Case as he was First Assistant to Mr. BERGE and a great deal of correspondence passed through his office. He does recall that in writing a brief in the Paramount Case the theory involved in the Schine case matter was brought up, although he could not recall the specific matters discussed.

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KIMBLE stated that he had no knowledge of TOM CLARK, HERBERT A. BERGSON or any official in the Department of Justice using influence or pressure in the Schine Case and he had no knowledge of any misconduct in office, influence or pressure on the part of any Justice Department official or employee in connection with any case in the Department of Justice.

INTERVIEW WITH MR. SHELBY FITZE

On September 29, 1952, Special Agents HARRY J. MORGAN and ANDREW J. SHANNON interviewed Mr. SHELBY FITZE, Attorney at Law, Room 406, Southern Building, 15th and H Streets, Northwest. Mr. FITZE advised that he entered on duty in April, 1937, as Special Attorney in what he believed to be the Bonds and Spirits Division of the Department of Justice. Shortly thereafter he transferred to the Anti Trust Division as a Special Assistant. According to FITZE he drew up the initial petition in the Schine Case. Subsequent thereto FITZE transferred to a section called the Special Defense Unit, which later became the War Division of the Department of Justice. Subsequent to that time he was transferred back to the Anti Trust Division, at which time TOM CLARK was Assistant Attorney General in Charge of the Anti Trust Division. A short while thereafter, he transferred to the Criminal Division; at which time TOM CLARK was Assistant Attorney General in Charge of the Criminal Division. He stated that when TOM CLARK transferred to the Criminal Division he, (CLARK) took the Paramount Motion Picture Case with him to the Criminal Division. FITZE did not know whether CLARK took over all the movie cases to the Criminal Division.

FITZE stated that he knew that CLARK took the Paramount Case to the Criminal Division as he, FITZE, as previously stated, went to work for CLARK in the Criminal Division as he (FITZE) was familiar with the movie cases. It was while in the Criminal Division that FITZE advised that he worked on the Paramount Case.

FITZE advised further that he worked with TOM CLARK in the Criminal Division until March of 1945 when he (FITZE) resigned.

FITZIE stated that he had no knowledge whatsoever of any influence of pressure ever exerted in any movie matter by TOM CLARK, HERBERT A. BERGSON or any other official or employee in the Department of Justice. He stated that these comments also apply to the Schine Case. FITZIE further asserted that he had no knowledge whatsoever of any misconduct in office, pressure or influence exerted by any official or employee of the Department of Justice in any matters whatsoever. He stated that these comments also apply to TOM CLARK and HERBERT A. BERGSON.

FITZIE did state, however, that he thought it was rather unusual for the Criminal Division to handle Anti-Trust matters. By this he meant that the above mentioned movie matters were within the jurisdiction of the Anti-Trust Division, but when TOM CLARK became Assistant Attorney General in Charge of the Criminal Division, these matters were being handled by the Criminal Division.

INTERVIEW WITH LT. COMMANDER HAROLD S. LARSEN

On September 30, 1952, Special Agents HARRY J. MORGAN and ANDREW J. SHANNON interviewed Lt. Commander HAROLD S. LARSEN, Intelligence Office, Potomac River Naval Command, Office of Naval Intelligence, at Building 52, at the Naval Observatory, 34th and Massachusetts Ave., N. W., Washington, D. C.

Commander LARSEN advised that he was employed in the Antitrust Division, Department of Justice, as a clerk beginning in May 1948. At the time Commander LARSEN went with the Antitrust Division he was just a clerk as he had not passed the Bar. He advised that he was admitted to the Bar in February 1949 and thereafter was an attorney with the Antitrust Division. He stated that he resigned his position with the Department of Justice in October 1950.

Commander LARSEN commented that when he went with the Antitrust Division he worked in the General Litigation Section and shortly after going to this Section, he went to work under PHILIP MARCUS, who was at that time handling the Schine case. While working under MARCUS, Commander LARSEN advised that inasmuch as he was at that time just a clerk he was only doing legal research work for the Schine trial such as compiling memoranda for the motions in the case.

Commander LARSEN advised that he went to Buffalo with MARCUS in the Fall of 1948 at which time they were ready to try one phase of the Schine case which he believed concerned divestiture of the Schine holdings. As he previously disclosed when he went to Buffalo he was still on a clerk status having not passed the Bar. He advised that he did work on small phases of the case that MARCUS would bring up. He stated that he was never in any settlement or policy conferences regarding the case. He stated that the case was handled by MARCUS, HOLMES BALDRIDGE and HERBERT BERGSON.

While in Buffalo in the Fall of 1948, Commander LARSEN advised that a call was received from the Department of Justice in Washington, D. C., and the case was never tried. As far as he can recollect the reason given was the fact that BRUCE BROMLEY, who was

WFO 62-7197
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one of the defense attorneys, was made a judge in New York which had put the defendants at a disadvantage to argue the matter of divestiture. Commander LARSEN stated that he did not know whether or not he received the telephone call from Washington or whether it was given to MARCUS; however, the effect of the call was that the trial was postponed. He did not recollect from whom the call was received. Commander LARSEN recalled that MARCUS was very disturbed over the trial being postponed, as he was at that time ready to try the case. Commander LARSEN further advised that MARCUS never discussed with him any troubles that he, MARCUS, had in the Schine case although he knew that MARCUS did some "ordinary griping".

After participating in the above pre-trial matter in Buffalo, LARSEN advised that he had nothing further to do with the case as he was then assigned to do work on the Washington Milk case; however, he advised that he had heard secondhand that a series of conferences were held in Washington, D. C. between the Department of Justice attorneys and attorney KAUFMAN for the defense who later on came in as one of the defense counsel. He stated that he does not know who these conferences were between or any matters that were discussed at them as he stated he had obtained this information only by hearsay.

Commander LARSEN stated that he has no knowledge that TOM CLARK, HERBERT BERGSON or any other Justice Department official or employee ever used any influence or pressure in the Schine case. He also advised that he has no knowledge of any misconduct in office, influence or pressure on the part of any Justice Department official or employee regarding any Justice Department case or matter. He did, however, state that it seemed strange to him that the case was dropped against the Schine people as the case was a good one in his judgment. He also stated that it was his impression that MARCUS also felt that the case against the Schine people was a good case.

INTERVIEW WITH EDWIN FEWETT

On September 27, 1952, SA'S HARRY J. MORGAN and ANDREW J. SHANNON interviewed EDWIN FEWETT, Acting Chief, Judgment and Judgment Enforcement Section, Antitrust Division, United States Department of Justice, Room 3311, in his office.

FEWETT advised that he came with the Antitrust Division July 1, 1939, and was engaged in various investigations in the Department until 1943, when he came with the Patent and Cartel Section at Washington, D. C. In December, 1943, he left the Department, and went on active duty with the Navy. He returned to the Department of Justice in March, 1946, and was employed in the Consent Decree Section, which later became the Enforcement Division, and is now the Judgment and Judgment Enforcement Section. FEWETT advised that he worked under ERNEST S. MEYERS in the Consent Decree Section for about six weeks, at which time MEYERS went into private practice.

FEWETT stated that when he came with the Consent Decree Section, most of his work was with Surplus Property, which at that time was under the Section. He advised that SIGMUND TIMBERG handled most of the negotiations regarding consent decrees.

FEWETT advised that ELLIOTT H. MOYER was Assistant Chief of the Consent Decree Section, handling the Surplus Property matters. MOYER resigned in the spring of 1947, and FEWETT at this time took over MOYER's job.

On March 24, 1952, FEWETT advised that he became Acting Chief of the Enforcement Section.

FEWETT advised that after he took over MOYER's job, he assumed that he saw letters regarding the Schine Case. However, he stated that he could not recall the information contained in these letters, as the Case was being handled by the General Litigation Section, and this Case generally was being handled by ROBERT L. WRIGHT and PHILIP MARCUS. He stated that the Enforcement Division did not have anything directly to do with the Case until after final judgment on June 24, 1949. FEWETT advised that officially, the Judgment Section passed on outgoing mail in this matter after June 24, 1949. FEWETT stated that regarding letters pertaining to the Schine matter effecting the judgment, he would pass these on to MARCUS and TIMBERG. MARCUS generally handled the Schine matters and he, FEWETT, took very little part in the Case. TIMBERG, according to FEWETT, had the final say in the judgment matters up to March, 1952. FEWETT also commented

that anything that he would have to say in the Schine Case, he would discuss with MARCUS or TIMBERG. PEWETT pointed out specifically that he had no part in negotiations with counsel for the defense.

PEWETT advised that he received second-hand information that TIMBERG was annoyed with the counsel for defense in the Schine Case. PEWETT does not remember the periods involved, but stated that it was prior to the consent decree. According to PEWETT, he had heard that TIMBERG had said that during negotiations with defense counsel in the Schine Case, they would always want to appeal various points that pertained to the Case to TIMBERG's superior. It was PEWETT's impression that TIMBERG was referring to HERBERT A. BERGSON, who at that time was Assistant Attorney General in charge of the Antitrust Division. PEWETT, however, stated that the defense counsel's appealing to superiors in matters was not unusual. PEWETT advised that he recollects TIMBERG telling him that counsel for the defense would go to the Attorney General on most any point involved in the Case. PEWETT advised that TIMBERG had said that the Attorney General finally got so annoyed with counsel for defense that he "read the riot act to them, giving them a liberal education on antitrust matters and procedure."

PEWETT stated that after the judgment in this Schine Case, the Enforcement Division, now the Judgment and Judgment Enforcement Section, had over-all supervision of enforcing judgments. PEWETT stated that MARCUS, who had handled most of the Schine Case, sometimes would send mail in judgment matters through his own Section, the General Litigation Section, and sometimes send mail through the Judgment and Judgment Enforcement Section. PEWETT stated that when MARCUS handled the movie matters, he handled matters after the consent decree, although such matters were within the sphere of the Enforcement Section.

PEWETT recollects that MARCUS would discuss Schine matters with him, and PEWETT recalls that MARCUS was at odds with the Schine people. According to PEWETT, MARCUS indicated that he was not happy with the way that the Schine people were acting in the Case.

PEWETT also recollects that MARCUS told him that the defendants, whom he presumed to be the Schine Counsel, would show up in the office of MARCUS' superior, whom PEWETT recollects was BERGSON, and MARCUS would be summoned to the meetings. PEWETT advised that MARCUS told him that he, MARCUS,

did not know how to interpret this, that is, being summoned to the office of his superior to meet with the defendants. PEWETT advised that he never recollects MARCUS specifically talking in terms of being pressured or influenced by any one of his superiors, but PEWETT did state that MARCUS was constantly having a running battle with the Schine people. PEWETT stated that MARCUS told him that the defendants were flagrant in disregard of competitors' rights. PEWETT also seemed to remember that MARCUS told him that the defendants indicated on occasions to MARCUS that they had been to the "front office," conferring with MARCUS' superior prior to discussing the Case with MARCUS.

PEWETT also advised that he recollects that MARCUS had stated that he was overruled by his superiors on filing a contempt action against the Schine people in either 1948 or 1949. It was PEWETT's impression at this time that BERGSON was MARCUS' immediate superior, and TOM CLARK was the Attorney General.

PEWETT advised that he has no specific knowledge of any influence or pressure exerted in the Schine Case by either TOM CLARK, HERBERT A. BERGSON, or anyone in the Department, nor does he have any knowledge of any misconduct, pressure or influence in office on the part of any Departmental employee or official in connection with the Schine Case, or any other matters within the jurisdiction of the Department of Justice. However, PEWETT advised that he thinks that any time anyone goes to anyone's superior in the Department repeatedly, as did the counsel for Schine in their Case, it is an indirect way of impressing persons in the lower echelon in the Department. PEWETT also said that the fact that the Department of Justice took a consent judgment in the Schine Case without trusteeship, as recommended by MARCUS, showed that MARCUS was overruled in the Case by his superiors.

PEWETT advised that he as Acting Chief of the Judgment and Judgment Enforcement Section, was now handling the enforcement of the consent decree in the Schine Case. He advised that the Department was now in the process of preparing action against the Schine defendants for not disposing of their theaters. The ultimate goal of the action is the disposal of the theaters. He stated that if the facts warranted, the Department will proceed with criminal action, and at least the Department will want a trusteeship in the Case.

INTERVIEW OF MAURICE SILVERMAN

MAURICE SILVERMAN, Attorney, Antitrust Division, Department of Justice, was interviewed at his office on September 26, 1952, by Special Agents CHARLES H. SCHAFER and ROBERT K. LEWIS.

Mr. SILVERMAN advised that he first had contact with the Schine Chain Theater case shortly after the consent decree of 1949. He advised that the Schine Corporation had violated the decree in Medina, Ohio, and that he investigated this violation and argued the matter before Judge KNIGHT in Buffalo, New York, and a decision was rendered in favor of the Government. He stated that since that time he has had little contact with the Schine case until June 1, 1952, and has been working on it full time since that date.

Mr. SILVERMAN stated that he was aware that contempt petitions were drawn against the Schine Chain Theaters sometime in 1948 and added that he has seen a memorandum from HERBERT BERGSON to the Attorney General dated December 15, 1948, in which he recommended that contempt action be brought against Schine. Mr. SILVERMAN stated he does not believe this contempt action was ever brought and added he does not know why it was not brought. He advised he was not aware of the relationship between the failure to prosecute this contempt action and the initiation of the action for the consent decree of 1949.

Mr. SILVERMAN stated he never discussed the Schine case with TOM CLARK and recalled that he had discussed the case only once with HERBERT BERGSON and that at that time Mr. BERGSON indicated that Schine "did not graciously obey judgments." He stated he had no knowledge of any pressure exerted by anyone in regard to this case.

INTERVIEW WITH SEYMOUR KRIEGER

Mr. SEYMOUR KRIEGER, Attorney, Wyatt Building, 727 14th Street, N.W., Washington, D. C., was interviewed in his office on September 27, 1952, by Special Agents CHARLES H. SCHAFER and ROBERT K. LEWIS.

Mr. KRIEGER advised that he entered the Department of Justice as an attorney in the Antitrust Division, Department of Justice, in August, 1938, and terminated his employment with the Department of Justice about October, 1940. He stated that his first assignment in the Department of Justice was to work on the Paramount case and that he subsequently was assigned work on

WFO 62-7197
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the Schine case with SHELBY FITZE. He stated that he and Mr. FITZE had conducted certain investigation in New York and Ohio based upon complaints made against the Schine Chain Theaters by independent theater owners. He advised that this investigation was conducted under the supervision of Mr. PAUL WILLIAMS, Department of Justice. Mr. KRIEGER stated that sometime in 1939 Mr. FITZE was replaced by HERBERT BORKLAND. He advised that in the Fall of 1939 he argued the case for a preliminary injunction before Judge KNIGHT in Buffalo, New York, seeking to enjoin the Schine Chain Theaters from any further expansion of theater ownership. He added that Judge KNIGHT did not grant this injunction. He stated that he was then assigned back to the Paramount case and had no further contact with the Schine case.

Mr. KRIEGER stated he had no knowledge of any contempt proceedings against the Schine Theaters in 1948 and commented that he had never heard anything regarding any suppression of this case. Mr. KRIEGER added that the Schine Corporation always employed first-class lawyers and stated it was his impression that Schine has come out of this case very well. He stated that this might be attributed to one of three reasons; namely, "there might possibly have been a fix, the case was not prosecuted by competent lawyers at the Department of Justice, or the Department of Justice had done its very best in a very tough situation." KRIEGER stated he had no information to support his reasons stated above and gave the above as his personal analysis for the success which the Schine Chain Theaters had despite the action taken by the Government.

INTERVIEW OF THURMAN ARNOLD

Judge THURMAN ARNOLD was interviewed in his office in the Ring Building, Washington, D. C., on September 27, 1952, by Special Agents CHARLES H. SCHAFER and ROBERT K. LEWIS.

Judge ARNOLD advised that he was Assistant Attorney General in charge of the Antitrust Division from 1939 until March, 1943, when he left the Department of Justice. He stated he was familiar with the Schine case and was aware of the litigation taken against Schine up until the time of the Supreme Court decision. He added that he had absolutely no knowledge of this case since that time, had no knowledge of any contempt proceedings, and had never heard of any mishandling or suppression of this case by anyone. Judge ARNOLD was unable to furnish any information which was pertinent to the investigation of this matter.

WFO 62-7197
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INTERVIEW WITH RODOLFO A. CORREA:

RODOLFO A. CORREA, General Counsel, Office of Defense Mobilization, was interviewed at his office in the Old State Department Building, on September 29, 1952, by Special Agents WILLIAM C. HIGGINS and WILLIAM E. FENIMORE.

CORREA stated he had no knowledge of the Schine Circuit Case other than it was handled in the Department by PHILIP MARCUS.

INTERVIEW WITH WILLIAM AMORY UNDERHILL:

WILLIAM AMORY UNDERHILL, who served as First Assistant to HERBERT A. BERGSON, Assistant Attorney General, between June, 1948, and October, 1950, was interviewed at the Washington Field Office on September 30, 1952, by Special Agents WILLIAM C. HIGGINS and WILLIAM E. FENIMORE.

UNDERHILL stated he was aware the Department of Justice had pursued a case against the Schine Circuit for a number of years and that the Supreme Court had decided an appeal in favor of the government and remanded the case to the lower court with the instruction that the lower court work out the details as to how the Schine Circuit would divest itself. Thereafter, the Antitrust Division and representatives of the Schine Circuit negotiated agreements upon the details.

UNDERHILL states he sat in on a few of these conferences, but never actively participated in the Schine Case as such. He recalls PHILIP MARCUS traveled to Buffalo, New York, in connection with the case, but is not aware of the precise purpose in MARCUS' trip. He states he knows nothing regarding the alleged telephone call from the Department to MARCUS, informing him not to object to a postponement motion by the defense.

In conclusion, UNDERHILL reported he knew of nothing done by either HERBERT BERGSON or TOM CLARK in the Department of Justice which might indicate mishandling or misconduct in office.

ATTEMPT TO LOCATE W. WALLACE KIRKPATRICK

Special Agent WILLIAM E. FENIMORE contacted ROSS WHITNEY, Personnel Assistant, German Affairs, Department of State, who informed him that W. WALLACE KIRKPATRICK is presently employed by the State Department in Germany and in all probability will remain in that country until February of 1953. He stated that his Washington address is the University Club, 16th Street.

INTERVIEW WITH PHILIP MARCUS

Mr. PHILIP MARCUS, Special Assistant to the Attorney General, Antitrust Division, was interviewed by Special Agents CHARLES H. SCHAFER and LESLIE B. CHISHOLM on September 29, 30, and October 1, 1952. On October 1, 1952, Mr. MARCUS executed the following signed statement, the original of which is being maintained in the files of the Washington Field Office:

October 1, 1952
Washington, D. C.

"I, PHILIP MARCUS, make the following voluntary statement under oath to Charles H. Schafer and Leslie B. Chisholm, Jr., who have identified themselves to be Special Agents of the Federal Bureau of Investigation. No threats or promises have been made to obtain this statement from me, and I have been advised that it may be used in any court of law.

"This is a supplementary statement to that of August 13. It is being made at the request of the above named Special Agents of the FBI to fill in and complete any details omitted in my previous statement. In my prior statement I had stated that this did not purport to be a complete statement as to the subject matter in the affidavit.

"I have turned over to the Special Agents a copy of the opinion of the Trial Court in this case filed on October 8, 1945, which has been marked with a No. 1. The opinion has been published in the Federal Supplement Reports. That opinion contains a review of what the Court found that Schine had done, and held that Schine had violated the Sherman Act and that a judgment should be entered against Schine. The Trial Court thereafter entered a judgment containing injunctive provisions against the defendants in March of 1946, and another judgment requiring Schine to divest itself of a number of theatres and requiring the appointment of a trustee to effect that divestiture in July 5, 1946. Copies of these judgments have been turned over to Special Agents and have been marked as Nos. 2 and 3. Hereafter Schine appealed to the Supreme

"Court. The Supreme Court in an opinion of May 3, 1948, affirmed the Trial Court's holding that Schine had violated the Sherman Act, but held that the Trial Court had not gone far enough in determining what divestiture was required. It held that before the Trial Court should determine what theatres were necessary to be divested in order to bring competition into towns where Schine had all the theatres or all the theatres playing on a particular run (which was the theory upon which the Lower Court had decreed divestiture), it should be determined what theatres had been illegally acquired by Schine, what theatres were illegally used, and what theatres were the fruits of the conspiracy. In addition, the Supreme Court ordered that a number of findings of fact made by the Trial Court be vacated and other findings substituted and added upon a further review by the Trial Court of the evidence in the case. A copy of that opinion has been turned over to the Special Agents and has been marked as No. 4.

"On October 15, 1948, the Government filed with the District Court in Buffalo, New York, a proposed judgment and proposed findings of fact to accord with what the Supreme Court had said should be done. These proposals carried the name of the undersigned: Herbert A. Bergson and George L. Crobe. (The latter name appears as a matter of courtesy and not because of any real connection with the case.) A copy of the proposed judgment has been turned over to the Special Agents and marked as No. 5.

"On June 24, 1949, a consent judgment was entered against Schine. This judgment is quite different from what is contained in the Supreme Court's opinion and from the judgment proposed by the Government in October, 1948. This consent judgment has been turned over to the Special Agents and has been marked with a No. 6. At their request the writer has summarized the differences between the consent judgment and the judgment proposed by the Government to the Court. That summary, which has been marked with a No. 7, is as follows:

"This is a comparison between the consent judgment in the Schine case entered in June, 1949,

"and the judgment recommended to the District Court in Buffalo by the Department of Justice in August, 1948.

"1. The judgment proposed by the Department to the District Court was accompanied by a full set of proposed findings of fact. The judgment entered by consent was accompanied by no findings of fact. The result is that as to many factual matters in the case, there are no findings of fact on record. This is of inestimable benefit to the Schine defendants, since it deprives persons put out of business by Schine or otherwise injured of the opportunity of using such findings of fact in any contemplated suit by them against the Schine circuit. This is to be compared with what occurred in the Paramount case, where even after consent judgments had been entered against RKO and Paramount, the District Court in New York City entered findings of fact against those defendants based upon the trial which had preceded the judgments.

"2. The introduction to the judgment recommended to the District Court contained a reference to the defendants having violated the Sherman Act. The consent judgment entered contains no such reference.

"3. Paragraph 2 of the judgment recommended to the District Court contained a recital of the violations by the defendants of Sections 1 and 2 of the Sherman Act. There is no similar section in the judgment actually entered.

"4. The judgment recommended to the court would have prohibited Schine from licensing more than a certain percentage of the number of feature films for five years in towns where Schine had competition. The judgment entered contained a similar restriction, but only for three years, exempted the prohibition in several named towns, and increased the percentage with respect to the licensing of the better pictures.

"5. The recommended judgment prohibited Schine from licensing films in any town where a competitor was not given an opportunity to negotiate for the

"picture on the same run. The recommended judgment prohibited Schine from licensing pictures on a selective basis in towns where Schine had competition, unless it received assurances from a distributor that its competitors had a similar opportunity. There is no such provision in the judgment that was entered.

"6. The recommended judgment prohibited Schine from including in its licenses a number of specified privileges given it over its competitors by distributors. No such provision exists in the judgment entered.

Usual Record "7. The recommended judgment provided that whenever a clearance given Schine was attacked as not legal under the decree, the burden should be upon Schine to sustain its legality. The judgment entered into does not contain such a prohibition. It does provide for a review of the reasonableness of the clearance by the distributors upon a complaint made by an independent exhibitor and for the use of arbitration.

"8. The recommended judgment required Schine generally to conduct negotiations through the branch office serving the territory in which there was a Schine theatre, as this was the ordinary way in which pictures were licensed to other theatres in the territory. There is no such requirement in the judgment entered against Schine

"9. The plan of divestiture in the judgment recommended to the court would have substantially dissolved the Schine circuit of theatres and left it with a very few theatres. The judgment entered left the circuit substantially intact and it required divestiture in almost every instance of distinctly inferior theatres to those it permitted Schine to retain

"10. The divestiture plan recommended by the Government was expressly stated to be based upon the Supreme Court's decision. The divestiture contained

"in the judgment entered is in contravention to the Supreme Court's decision."

no provision
"11. The judgment recommended to the court required that unimproved lands available for theatre purposes held by Schine in towns where it had theatres should be divested. There is no such prohibition in the judgment entered.

"12. The recommended judgment provided for a trustee to effect the disposition of theatres required to be sold. The judgment entered contained no provision for the appointment of a trustee. This was considered by the staff as one of the most important provisions, which Judge Knight had clearly indicated he would grant. The judgment entered left the disposition of the theatres up to Schine. As of today, Schine has not disposed of many of the theatres it was required to dispose of under the judgment before this time. No application has been made by the Department to have the judgment amended for the purpose of appointing a trustee to effect the sales of theatres.

provision of acquiring additional theatres was much more lenient
"13. The recommended judgment contained a prohibition against the defendants acquiring a financial interest in any additional theatres except after an affirmative showing that such acquisition would not unreasonably restrain competition. This provision was in the original judgment and had been expressly approved by the Supreme Court. The judgment entered substituted for this provision one which was very much more lenient in permitting acquisitions without court approval.

no provision that
"14. The recommended judgment provided that the Government recover costs, which it was entitled to as the prevailing party. The judgment entered contained no provision regarding costs.

I have been asked what I know of the connection of Bruce ~~X~~ Bromley to the Schine case. To my knowledge,

"he was hired after the trial of the case to represent Schine before the Supreme Court, which he did. He was a member of the Cravath firm in New York City, and that firm also represented Schine during the greater part of 1948. To the best of my knowledge, their representation was confined to court work and I have never known of Bruce Fromley doing any negotiating with respect to possible settlement. I understand he was made a Judge of the Court of Appeals of the State of New York, in 1949.

"The following is a chronology, to the best of the undersigned's recollection, of the facts relating to a proposed contempt proceedings against Schine:

"In 1942, a temporary consent judgment was entered against Schine, requiring them to dispose of their interests in about sixteen theatres. Sometime in 1944, Schine made an application to the court for the court's approval of its selling several of such theatres to Charles Hayman, who, at that time, operated several theatres, one of which was in Niagara Falls. The Government had reason to believe that there was a close relationship between Schine and Hayman, and felt there was a serious question as to the bona fides of this proposed sale. At that time, the Schine case, insofar as the Government was concerned, was under the charge of Robert L. Wright, and in open court, he opposed the approval. This is contained in a transcript of a hearing which was held at that time. The Government was in the process of preparing for trial and, therefore, did not have the time to make any extensive investigation with respect to this proposed sale. Schine's attorneys represented that this was a bona fide transaction and the court approved the proposed sale.

"Some time after the trial of the case we were advised that Schine had an interest in certain theatres in Kentucky, which he had failed to disclose to the court and, therefore, those interests were not covered by the judgment. Investigation into this matter led

"to a comprehensive investigation carried out in part by the office of the FBI and in part by the staff assigned to the Schine case. Very flagrant contempts of prior judgments entered against Schine and attempts to mislead the court and the Government were uncovered which included a disclosure that the purported sale to Hayman was not bona fide. On the part of the Antitrust Division, the investigation was carried on by Allen ~~W~~oker, ~~H~~arold ~~L~~arson and the undersigned. I and the above named members of my staff then drafted a petition for civil contempt and a petition for criminal contempt. These petitions were sent into the Chief of the section in the Antitrust Division to which I was assigned, Holmes Baldrige. They were reviewed by him, and I believe, but am not at this time certain, also by the Assistant Chief of that section.

"In connection with the criminal contempt petition, there was some question respecting statute of limitations. For these and other reasons, Mr. Baldrige felt that we should not file a criminal petition but should file a civil contempt petition. The writer prepared a recommendation to the Attorney General to accompany the proposed petition. Both the recommendation and the proposed petition were approved by Mr. Baldrige, and Sigmund Timberg, the Chief of the Judgment Section of the Antitrust Division. I believe at this time, but I am not certain, that prior to the approval by Mr. Timberg, the contempt petition had been reviewed by a member of that section. I believe the date of that recommendation was October 26, 1948. The recommendation and the petition went into the office of Mr. Bergson. On a few occasions thereafter I asked him about it and he told me he had it.

"I do not know, but I believe, that the recommendation and petition went out to the Attorney General, who, at that time, was Tom Clark. In our Division we have an office which has charge of recording incoming and outgoing letters and memoranda. That office is in the charge of Miss Tucker. A few months ago, in response to a question by my secretary, Mrs. Goldstein, Miss Tucker stated she had a copy of the recommendation and that according to her office routine that would mean that it had gone out to the Attorney General at that time.

"The other basis of my belief is referred to in my earlier affidavit where I mentioned the remark made to me by counsel for Schine in the office of the U. S. Attorney in Buffalo. I might add that to the best of my knowledge our drafting of a contempt petition had not been made public in any way before or at the time of Mr. McKay's remark.

"I reviewed the documentary evidence we had respecting contempt and prepared a comprehensive summary of that evidence. The contempt petition was not filed. Around the early part of 1949, we were preparing for a hearing before the court in Buffalo to determine what kind of a judgment should be entered. In that connection we had advised the court in a letter of February, 1949, that in that connection we proposed to offer evidence to the court showing that the defendants had been violating the Sherman Act and the judgments entered by the court in this case since 1948. That evidence was what had been gathered originally for the purpose of bringing contempt proceedings against Schine.

"After February of 1949, facts were brought to the writer's attention indicating further contempts by Schine, and the writer, in written memoranda to Mr. Bergson, recommended that we bring contempt proceedings. No contempt proceedings have ever been brought against Schine. The settling of the case by consent judgment and various postponements had the effect of our not ever presenting any evidence to the court in Buffalo as to alleged violations.

"With respect to one aspect of these violations, when it appeared that we were not going to file contempt proceedings, the undersigned got in touch with a number of distributors of pictures whose contracts were involved in these contempts. Memoranda of conferences with several of the representatives of these companies were made which indicate that they were in general agreement that Schine had entered into contracts with them which were not proper. One aspect of the contempts involved phony transfers of theatres to persons and corporations closely associated with Schine. One of those corporations was Darnell Theatres, Inc. The consent judgment as finally entered contains a prohibition against Schine disposing of theatres to anyone related to the defendants. This is a unique provision in judgments and the writer believes that it was designed to prevent Schine from selling theatres to Darnell Theatres, Inc. and that that prohibition, itself, was a recognition of the evidence that we had secured showing that Darnell was involved with Schine in contempts. A copy of the proposed contempt petition had been

turned over to the Special Agents. The judgment entered by the trial court contained a provision for the appointment of a trustee to carry out the divestiture provisions of the judgment. No other provision of this sort appears in any of the judgments that have been entered against motion picture defendants in the Paramount case and the other motion picture cases brought by the Government. It is the writer's belief that the reason for the court's insertion of this provision was because of the nature of the evidence in the Schine case showing that Schine had wilfully violated the Sherman Act and had failed to dispose of theatres that they had been required to get rid of under an earlier judgment. After the Supreme Court's decision, upon a hearing on a motion before the court in Buffalo, which motion had to do with a proposed order on the mandate of the Supreme Court, the court itself asked why we were not asking for a trustee. The writer assured the court that was what we intended to do when we filed our formal proposed judgment and proposed findings, and in that proposed judgment we did ask for the appointment of a trustee.

"The following is a summary of some of the highlights of the Schine case:

"It was started in 1939. Since its inception, Schine has had some twenty to twenty-five different sets of attorneys in the case, some of whom have been litigating attorneys in the sense that they appeared in court, and some have been solely negotiating attorneys in making contacts with the Department. One person Schine hired to make contacts with the Department was a man by the name of L. N. Rosenbaum, who, I believe, was some kind of financial adviser rather than an attorney. I believe he had his office in New York. It is my impression that he came to the Department to discuss the case to see whether it could be settled.

"In 1942, a temporary consent judgment was entered into with Schine under which they were required to dispose of their interest in some sixteen theatres. In 1944, it was determined that it was necessary to bring the case to trial. Some time in that year, Tom Clark, after being head of the Antitrust Division for a very short period of time, became head of the Criminal Division and took with him the Schine and Paramount cases. It is my understanding, although I have no definite knowledge, that his taking those cases with him was a condition for his being agreeable to make the shift from being head of the Antitrust Division to being head of the Criminal Division.

"In the course of arguing a motion before the court in Buffalo that year, at a time when the Schine counsel was a man by the name of Goodwin, who was a partner in a law firm in Washington, D. C., the latter told the court that I apparently was not aware of conferences he had had with my superior, and it is my best recollection that he specifically mentioned conversations with Tom Clark. I believe that this can be checked by looking at the transcripts of the hearings in the Schine case for 1944, which are in the Department files. After arguing this motion, the undersigned, together with Mr. John Claggett, who was on the staff of the Schine case, went down to speak to Mr. Clark about the situation that had arisen when I was arguing the motion. I have no particular recollection of what Mr. Clark said on that occasion. To the best of my recollection he said very little, and Mr. Claggett and I left the conference with him with a feeling that we did not know where we stood with respect to actions he might take in the case. It is my recollection that he did not deny having dealt with Mr. Goodwin without the knowledge of Mr. Claggett or me, but I cannot recall his expressly confirming that he had made agreements with Mr. Goodwin without our knowledge. Not long after this conference, both the Paramount case and the Schine case came back to the Antitrust Division.

"Until the Fall of 1948, I was unaware that Irving Kaufman had been hired by Schine to attempt to negotiate a settlement. From the correspondence files, however, I believe it is indicated that he came into the case late in the Summer of that year. My first contact with Mr. Kaufman was when Mr. Bergson called me to his office in the Fall of that year and introduced me to Mr. Kaufman who was present. Mr. Kaufman then stated that his clients had informed him that I was prejudiced against them and that the best thing for the case was for me to withdraw. Mr. Bergson made no comment at that time, but the next morning called me into his office to apologize for what had occurred the previous day. Sometime later, following a letter drafted by me, but which had cleared through Mr. Bergson, written to the court in Buffalo, stating what we had expected to prove at a hearing respecting the kind of judgment to be entered, Willard McKay, General Counsel of Schine, wrote a letter to the court highly critical of the undersigned and claimed that I was acting contrary to Mr. Bergson's wishes and without his knowledge. Mr. Bergson wrote to the court that Mr. McKay's charges against the undersigned were unfounded. The writer had drafted a reply in which it stated it was customary for members of the staff on a case to be called into conference relating to settlement. This was omitted in the letter that was sent out.

"With respect to presenting the consent judgment, Mr. Timberg informed me that Mr. Bergson desired me to present the judgment. I refused because over a long period of time I had built up a relationship of respect and trust with Judge Knight and had filed with him a proposed judgment which I had represented as being in accord with the Supreme Court's direction. I did not want to jeopardize that relationship and to take a position inconsistent with what I had taken by presenting a judgment and supporting it at the time it was presented which departed so much from the judgment which had been proposed. Sometime after filing the proposed judgment I had occasion to be in Judge Knight's chambers in Buffalo, at which time he told me that he was inclined to go along with the proposed findings which the Government had filed accompanying the proposed judgment, and I advised Mr. Bergson of this fact.

"After Mr. Kaufman was made a Judge of the District Court in New York, Schine hired as his negotiating counsel a man by the name of Harold ~~X~~ Horowitz. Mr. Horowitz was a close, personal friend of Herbert Bergson and Mr. Ford of this Department. He was president of the Leitz Corporation which had been taken over by the Alien Property Custodian. Mr. Horowitz came to Washington quite often and generally would see Mr. Ford and then come down to see Mr. Clapp, and I would be called into a conference in Mr. Clapp's office. During this period, insofar as the front office was concerned, the Schine matter was being handled by Mr. Clapp, not by Mr. Morison. Schine did not dispose of a number of theatres that it was required to dispose of. The writer desired that we compel Schine to furnish us with information, and if refused, to bring contempt proceedings. Schine was given a considerable number of postponements with respect to its obligation to get rid of theatres. These postponements were generally over the protest of the writer and occurred after Horowitz had discussed the matter with Mr. Clapp and the writer or with Mr. Clapp. On one occasion the writer saw a mention of Mr. Horowitz's name in Drew Pearson's column as a person who was likely to be questioned with respect to a contemplated investigation of the Alien Property Custodian's office. I called this to Mr. Morison's attention and he directed Mr. Clapp not to give Schine a further extension. An amendment to the Schine judgment was worked out and filed with the court. Under this amendment, new time limits were given to Schine to dispose of theatres, and Schine was subjected to some additional injunctive provisions. Around this time a memorandum was placed in the files, endorsed by Mr. Clapp, to the effect that we would not give Schine a further extension. At the time the writer withdrew from the motion picture work in the Division,

Schine had not disposed of any of the theatres he was required to dispose of, and there was about one month left in which to make such disposition. That was the end of May, 1952.

"At the time of the trial of the Schine case, there was general gossip to the effect that Schine substantially contributed to both political parties. Willard McKay for a considerable number of years was general counsel for Schine. As a former executive of Universal, he had been instrumental in having Universal loan monies to Schine. He was an officer in a number of Schine corporations and was very active in the operations of the Schine circuit. The other attorneys who were then counsel for Schine were Saul Rogers, Howard Antevil, Arthur J. Homans, Edmund McCarthy, Edward F. McClennen and Arthur H. Whitmore. Not all of these persons were present during the entire trial. McCarthy had very little to do with the trial. McClennen came into the case after the trial had gone on for a while, and this was true of Whitmore. John Casky and Nickerson were in Buffalo, and at that time were working closely with Schine by representing the distributors who had been charged of being co-conspirators. There was also one other person with Casky whose name I do not recall.

"Either late in 1949, or early in 1950, at the time when Harold Horowitz became attorney for Schine, Mr. Horowitz told the writer that Mr. McKay had been fired by Schine. At the trial of the Schine case, it was gossip among Schine's attorneys that Schine had contributed substantially to the political campaigns for both parties in 1944. Mr. McKay who was one of Schine's attorneys at that time may have made that remark, but the writer has no definite recollection as to whether it was he who made the remark.

"Sometime after the entry of the Schine judgment, while the writer was in the New York office of the Antitrust Division, Mr. Harold Lasser of that office said that he had heard that Kaufman had raised considerable monies for the democratic political campaign of 1948 and also said that he had heard that at the time the question of confirmation of Kaufman by the Senate as a Judge came up, there was a brief delay in the Kaufman confirmation because of a complaint being made with respect to Kaufman's connection with the Schine case.

"When the writer was through with motion picture work, matters pertaining to motion picture judgment, including the Schine judgment, were turned over to Maurice Silverman, who, in collaboration with Mr. Pewitt and Mr. Kilgore, of the Judgment Section, was supposed to do what the writer had been doing with respect to the motion picture judgments. With respect to other parts of the motion picture work, they were assigned to several different attorneys in the General Litigation Section and new matters in the motion picture field have been assigned to attorneys according to whether or not they were free from other assignments.

"To the best of my knowledge this represents a complete statement as to the writer's knowledge of the history of the Schine case. I know of nothing in connection with any other case in the Division which would give me cause to believe that there was wrongdoing involved.

"I solemnly swear that the above statement is true and correct to the best of my knowledge and belief.

/s/ "PHILIP MARCUS
"PHILIP MARCUS

"Sworn and subscribed to before me on
October 1, 1958:

"WITNESSES:

"Leslie B. Chisholm, Jr. Special Agent, FBI

"Charles H. Schafer, Special Agent, F. B. I."

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WFO 62-7197

The documents referred to in the above statements, numbers one through seven, are being enclosed to the Bureau for informational purposes together with photostats of proposed contempt proceedings.

In addition to the above statement, Mr. MARCUS stated HERMAN WOLANSKI, an attorney in the Claims Division, advised him that IRVING KAUFMAN was a close friend of TOM CLARK.

Mr. MARCUS made available his personal file he had maintained with regard to the Senate Theatre case, which was reviewed by the reporting agents and reflected the following documents which were considered pertinent. It is to be noted that each of these documents have been photostated and are being included as DJS exhibits in this case:

DJS exhibit number 112, which is a Department memorandum to HERBERT A. BERGSON from PHILIP MARCUS with regard to the United States versus Schine Chain Theatres dated February 3, 1949, reflects that on February 2, 1949, Mr. BERGSON advised MARCUS that if the Schine defendants made a motion for a continuance, no objection would be offered to this motion.

DJS exhibit number 113, which is a memorandum to HERBERT A. BERGSON from PHILIP MARCUS with regard to consideration for Schine judgment, dated February 7, 1949, reflects Mr. MARCUS felt the rapidity with which the settlement negotiations have taken place and the fact that they have taken place on a level considerably higher than his have made him not only uncertain as to what offer the defendants understand has been made to them but also as to whether his own views were clear to BERGSON. This memorandum explains various steps that have been taken with regard to divestitures in accordance with certain decisions of the courts and discusses the merit of the divestiture proceedings. The memorandum concludes by stating: "The writer has been aware, by the defendant's counsel, that they know that a contempt petition has been drafted and it is believed that if we are on the verge of entering into a consent decree with the defendants they should be made to understand that we reserve entire freedom of action with respect to contempt proceedings whether or not we enter into a judgment with them at this time."

DJS 114, a series of letters, is as follows:

Letter dated February 9, 1949, to Honorable JOHN KNIGHT, Judge of U. S. District Court, Buffalo, New York, from HERBERT A. BERGSON, which included a statement of what the plaintiff intends to show by its evidence.

Letter dated February 16, 1949, to HERBERT A. BERGSON, Assistant Attorney General, Department of Justice, from WILLARD S. MCKAY, wherein MCKAY states he attempted to reach BERGSON on the phone to talk to him about the letter which Mr. MARCUS wrote to Judge KNIGHT and which included a letter which he wrote to Judge KNIGHT.

Letter dated February 16, 1949, to Judge KNIGHT which Mr. MARCUS said was the letter MCKAY had enclosed with his letter to BERGSON as stated above wherein it is stated that MCKAY was amazed and outraged by Mr. MARCUS's letter of February 9, 1949, to Judge KNIGHT and that the letter, which bore the signature of Mr. BERGSON, was not written by BERGSON and MCKAY believed that the letter did not in any way reflect Mr. BERGSON's views. The letter goes on to explain meetings that MCKAY has had with BERGSON and states: "The plain fact of the matter is that it seems that every time Mr. BERGSON makes an agreement with Mr. KAUFMAN, Mr. MARCUS makes every possible effort to upset the agreement. The result of this is that the conduct of this case by the Government has assumed a Dr. Jekyll and Mr. Hyde character with which it is very difficult for me to cope."

Letter dated February 18, 1949, to Judge KNIGHT from HERBERT A. BERGSON, which stated that it deemed Mr. MCKAY's letter to Judge KNIGHT to be wholly uncalled for in view of the circumstances, and he stated that the Department had no intention of trying out contempt charges if the hearings were resumed on March 25.

Proposed letter of MARCUS to be sent to Judge KNIGHT dated February 18, 1949, through which is marked a large X. Mr. MARCUS explained that this letter was

WFO 62-7197

not sent but that the letter previously mentioned under date of February 18, 1949, from BERGSON to Judge KNIGHT was transmitted in its place.

DJS exhibit number 115 is a copy of page one of a letter to the Attorney General from ABRAM F. MYERS, Allied States Association of Motion Picture Exhibitors, dated March 29, 1949, which states that Mr. AERAM was astonished and profoundly disturbed to read in the trade papers that an outline of a consent decree had been agreed in the Schine Chain Theatres case. and that all that remained is the working out of the details. The letter went on to say that he was amazed because schine had been the most knowing, willful, and persistent law violator of all the defendants involved in the several motion picture cases as shown by the original findings of the District Court.

DJS 116 is a copy of a Department of Justice press release dated June 24, 1949, in which Attorney General THOMAS C. CLARK announced the entry in Federal District Court at Buffalo, New York of a final judgment in a civil antitrust suit against Schine. The press release states the final judgment was prepared by Mr. BERGSON with SIGMUND TIMBERG, Chief of Judgments and Judgment Enforcement Section.

DJS 117 is a memorandum from PHILIP MARCUS for the files dated October 17 (year not legible on the memorandum but believed to be 1951). This memorandum relates to a conference on October 15, with Mr. HOROWITZ of Schine Theatres and Messrs. CLAPP and MARCUS. The memorandum states that Mr. HOROWITZ argued that there should be no immediate periods but all the theatres should be left to be disposed of by June 1953, and from time to time it would be reported to the Department on what progress, if any, Schine had made in disposing of theatres. Memorandum states that Mr. CLARK related that he did not feel that the Department should be put in the position of making suggestions as to how to sell theatres, and HOROWITZ also asked whether the Department would consider allowing DARNELL to acquire theatres that were not disposed of.

Exhibit JDS 118 is a memorandum to the files from PHILIP MARCUS with reference to a conference with Messrs.

HOROWITZ and ANTEVIL of Schine, Messrs. CLAPP and MARCUS of the Division on November 9, which memorandum is dated November 14, 1951. The memorandum reflects that Mr. CLAPP stated that it was the Department's position that if they granted Schine an extension of time, no further extension would be given. Mr. CLAPP stated that a memorandum to this effect should be prepared for the files and Mr. HOROWITZ stated that he understood that the Department was taking that position.

DJS 119 is a memorandum from PHILIP MARCUS to the files dated December 13, 1951, which states that HOWARD ANTEVIL requested an extension of time until January 2, 1952, and that MARCUS told him he did not think any further extension could be given and that this was his understanding as to the position taken by Mr. MORISON.

DJS 120 is a communication dated January 15, 1952, from H. G. MORISON to HOWARD ANTEVIL stating Department was unwilling to permit any further delay.

It is to be noted that there was also in the personal file of Mr. MARCUS a memorandum from him dated May 27, 1952, to Assistant Attorney General H. G. MORISON which reported a resume, status, and recommendations respecting motion picture matters. This memorandum stated under heading number one as follows:

"Judgments which do not provide for further proposals by the partners have been entered against all the defendants in the Paramount case, and in the Schine, Griffith, and Crescent cases. A number of judgments and mandatory injunctions requiring various actions to be performed in certain time limits. For most part those time limits are still in the future."

INTERVIEW WITH JUDY GOLDSTEIN

Mrs. JUDY GOLDSTEIN was interviewed by Special Agents CHARLES H. SCHAFER and LESLIE B. CHISHOLM on September 30, 1952.

Mrs. JUDY GOLDSTEIN advised she has been secretary to Mr. MARCUS for approximately seven years. She related

assisted in this case by the following Departmental attorneys: JOHN CLAGETT, MILTON KALLIS, HAROLD SHIELDS, and PHILIP MARCUS. According to Mr. WRIGHT, Schine stalled the case on several occasions by using various sequences of attorneys. He pointed out that Schine apparently had two types of attorneys, those for litigation purposes and those who were politically inclined. He stated on one occasion an individual by the name of ROSENBAUM, who was not an attorney, wrote a letter on behalf of Schine to the Attorney General in which he attempted to discredit the work he, WRIGHT, had been doing on the Schine case in an endeavor to have someone else placed in charge of this case.

Mr. WRIGHT related that he knew of no mishandling or attempts to exert pressure in this case, but he related MARCUS had discussed the case with him subsequent to the time he, WRIGHT, left the Department and had related to him that he was unhappy with the final decree. Mr. WRIGHT related he would not discuss the reasons or the merit of Mr. MARCUS' feelings with regard to the final decree and stated this information would have to be obtained from MARCUS. Mr. WRIGHT advised that during the trial of instant case and throughout his work on the same, he never encountered any efforts on the part of anyone in the Department to suppress his activities or retard the normal prosecution of the case, and that he had no personal knowledge of any mishandling of the case at the time he was connected with the same at the Department of Justice.

WFO 62-7197
AJS:bet

REVIEW OF PERSONNEL FILES AT THE DEPARTMENT OF JUSTICE

The following file review was conducted by SA ANDREW J. SHANNON on October 1, 1952:

Miss ETHEL BRASWELL, Attorney, Criminal Division Room 2112, Department of Justice, made available the personnel files of THOMAS C. CLARK (TOM C. CLARK) on October 1, 1952.

THOMAS C. CLARK (TOM C. CLARK)

The files reflected that CLARK filed an application with the Department of Justice under the name of THOMAS C. CLARK for the position of Assistant Attorney General. This application was not dated although it reflected his address as 4437 Livingston Street, Dallas, Texas. His age was listed as thirty-seven and birth place, Dallas, Texas. The date of birth was not listed on this application.

Another application in the file reflected CLARK's birth date as September 23, 1899. The files also reflected that the majority of correspondence in the file reflected CLARK's name as TOM C. CLARK. The following is a capitulation of the positions held by CLARK in the Department of Justice:

<u>Date</u>	<u>Position</u>
February 8, 1937	Special Attorney, Bureau of War Risk Litigation, Headquarters: Washington, D.C.
October 5, 1938	Special Assistant to the Attorney General, Anti-Trust Division, Headquarters: Washington, D. C.

A memorandum in the file dated March 8, 1940 from THURMAN ARNOLD, Assistant Attorney General, to Mr. KEMP, the Assistant to the Attorney General, reflected that CLARK was in charge of the Anti-trust Office in New Orleans since September, 1939.

There was also in the file a memorandum dated October 17, 1940 from THURMAN ARNOLD to Mr. MC GUIRE, the Assistant to the Attorney General, which reflected that under date of April 5, 1940

she made a trip to Buffalo, New York with Messrs. MARCUS, COKER, and LARSEN in January 1949. Mrs. GOLDSTEIN related she understood the reason for the trip was to conduct hearings on the type of final judgment to be entered in the Schine case. According to Mrs. GOLDSTEIN, Mr. MARCUS had in his possession a draft of a petition which she believed to be an order to show cause why the Schine Theatres should not be held in contempt. Mrs. GOLDSTEIN said it was her impression that if Mr. MARCUS failed to obtain the type of judgment he desired at the hearing that he was possibly going to file the contempt proceedings. Mrs. GOLDSTEIN related that while she was in Buffalo, she knows that Mr. MARCUS talked with Washington and that he told her he had been instructed not to object to a postponement of the hearings. Mrs. GOLDSTEIN advised that it was her impression that Mr. BERGSON was the individual who advised Mr. MARCUS not to object to the postponement.

Mrs. GOLDSTEIN related it was her observation from having worked in Mr. MARCUS's office some seven years that the negotiations with regard to the Paramount consent decree were handled on Mr. MARCUS's level, however, that the latter part of Schine negotiations was handled on a level much higher than Mr. MARCUS's and that Mr. MARCUS apparently had little knowledge of exactly what was transpiring with regard to the Schine consent decree. Mrs. GOLDSTEIN was unable to furnish any further pertinent information.

MR. ROBERT L. WRIGHT

Mr. ROBERT L. WRIGHT, presently an attorney in private practice, was interviewed in his office at 777 14th Street, Northwest, by Special Agents LESLIE B. CHISHOLM and EDGAR L. CARTER on September 29, 1952.

Mr. WRIGHT advised that he had formerly been employed by the Department of Justice as an attorney in the Antitrust Division from approximately 1942 to 1949, and in that capacity had been in charge of the Government's case against the Schine circuit from approximately 1942 to 1947.

Mr. WRIGHT advised he handled the Schine case before the United States District Court in Buffalo, New York and the Supreme Court of the United States. He related he was principally

WFO 62-7197
AJS:bet

CLARK was designated as Regional Director of the Anti-Trust activities on the West Coast and recommended for an increase in salary. There was no official personnel action in the folder for this employment.

November 1, 1940

Special Assistant to the Attorney General, Anti-Trust Division, Headquarters: Los Angeles, California.

January 28, 1942

Coordinator, Alien Enemy Control Program for Western Command, Headquarters: Los Angeles.

This file reflected that he was to serve in the above capacity without compensation other than that received as a Special Assistant to the Attorney General in the Anti-Trust Division. A press release dated January 28, 1942 by Attorney General FRANCIS BIDDLE announced CLARK's appointment as Coordinator, Alien Enemy Control Program for Western Command and reflected that for the past three years CLARK was Regional Director of all anti-trust matters on the west coast with general headquarters at Los Angeles. At the time of the announcement CLARK supervised the offices in Los Angeles, San Francisco, and Seattle. He was to use members of his anti-trust staff in the three cities as a nucleus in the coordinating and expediting of the Alien Enemy Program.

This file contained newspaper editorials from the Los Angeles Times and Herald, both dated May 19, 1942 which reflected that CLARK had been made Head of the War Frauds Bureau of the Department of Justice by Attorney General BIDDLE. His file contained no official personnel action concerning this appointment.

WFO 62-7197
AJS:bet

July 1, 1942

Special Assistant to the
Attorney General, Anti-Trust
Division, Headquarters:
Washington, D. C.

A Department of Justice press release dated September 17, 1942 reflected that CLARK was succeeding THURMAN ARNOLD's former assistant, COX, in the Anti-Trust Division and was also still Chief of the Department's War Frauds Unit. An order from the Office of the Attorney General, Room 3422, Supplement #4, dated October 12, 1942, reflected "effective immediately, Mr. TOM C. CLARK is to act in the absence of Assistant Attorney General, THURMAN ARNOLD, as head of the Anti-Trust Division, with all power and authority which is vested in Mr. ARNOLD. Signed, FRANCIS BIDDLE".

January 1, 1943

Special Assistant to the
Attorney General, Anti-Trust
Division, Washington, D. C.
(Civil Service status acquired)

March 17, 1943

Designated Acting Head,
Anti-Trust Division, Head-
quarters: Washington, D. C.

March 29, 1943

Assistant Attorney General
in charge of the Anti-Trust
Division, Headquarters,
Washington, D. C.

August 29, 1943

Assistant Attorney General,
Criminal Division, Headquarters:
Washington, D. C.

The War Frauds Unit at this time was also transferred to the Criminal Division.

July 1, 1945

Attorney General of the
United States, Washington, D.C.

August 24, 1949

Terminated position as Attorney General of the United States to accept appointment as Associate Judge, United States Supreme Court.

His file contained a photostatic copy of his appointment as an Associate Judge, U. S. Supreme Court, reflecting that he was appointed by the President of the United States on August 19, 1949.

The following file review was conducted by SA THOMAS J. JENKINS:

Mr. CHARLES B. MURRAY, Special Assistant to the Attorney General, made the personnel file of HERBERT AUGUSTUS BERGSON available for review.

HERBERT AUGUSTUS BERGSON

The file reflected that BERGSON was born on January 14, 1909, at Boston, Massachusetts. From 1933 to March 26, 1934, he practiced law in Boston, Massachusetts. The following is a capitulation of the positions held by BERGSON in the Department of Justice:

<u>Dates</u>	<u>Positions</u>
March 26, 1934 - January 16, 1935	Clerk in the Court of Claims Division
January 16, 1935 - September 1, 1936	Attorney, Claims Division
September 1, 1936 - July 1, 1938	Special Attorney (Assistant to Attorney General)
July 1, 1938 - July 1, 1941	Special Attorney, Anti-Trust Division
July 1, 1941 - September 25, 1942	Principal Attorney (Assistant to Attorney General)

ENCLOSURES:

TO THE BUREAU:

There is being enclosed herewith for the Bureau two photostatic copies each of exhibits as previously designated in this report.

A. Re Antitrust Investigation of Liquor Industry.

1. Exhibit No. DJL-100.

This is a memorandum dated June 1, 1944, from WILLIAM B. BUTZ to WENDELL BERGE and HOLMES BALDRIDGE entitled "Liquor Investigation" and which memorandum contains Department of Justice Exhibits 1 through 16 which were attached thereto, other than Department of Justice Exhibits 10 through 14, inclusive, which are missing.

This exhibit obtained from DJ File No. 60-257-21.

2. Exhibit No. DJL-101.

This is a memorandum dated December 20, 1949, from W. WALLACE KIRKPATRICK to EDWARD P. HODGES entitled "Liquor" with attachment which is headed "II," which is a draft of a memorandum to the FBI requesting certain Antitrust investigation. It is noted that this December 20, 1949, memorandum contains three routing slips with comments by HODGES and BORKLAND.

Exhibit obtained from DJ File No. 60-257-0.

3. Exhibit No. DJL-102.

This is a memorandum dated May 7, 1952, from ERNEST L. BRANHAM to EDWARD P. HODGES entitled "Liquor Industry."

Exhibit obtained from DJ File No. 60-72-0.

4. Exhibit No. DJL-103.

This is a memorandum dated May 9, 1952, from ERNEST L. BRANHAM to HOLMES BALDRIDGE, Assistant Attorney General, the Claims Division, and entitled "Liquor Industry."

Exhibit obtained from DJ File No. 60-72-0.

WFO 62-7197
AJS:bet

September 25, 1942 - March 20, 1944

Principal Attorney
(Assistant Solicitor
General)

March 20, 1944 - October 22, 1945

Military leave, United
States Coast Guard,
Lieutenant

January 1, 1946 - September 5, 1946

Special Assistant
Attorney General
(Assistant to
Attorney General)

September 5, 1946 - May 11, 1947

Chief Legal Consultant
Assistant Solicitor
General

May 11, 1947 - January 11, 1948

Chief Attorney,
Claims Division

January 11, 1948 - June 12, 1948

Executive Assistant to
Attorney General

June 12, 1948 - September 29, 1950

Assistant Attorney
General, Antitrust
Division

BERGSON resigned from the Department of Justice
on September 29, 1950, while holding the position of
Assistant Attorney General of the Antitrust Division.

5. Exhibit No. DJL-200.
This is a memorandum dated February 20, 1950, from JOHN A. JORDAN to MELVILLE C. WILLIAMS, Chief, New York Office, Antitrust Division.

Exhibit obtained from DJ File No. 60-257-0, Section 5.
6. Exhibit No. DJL-201.
This is a memorandum dated March 10, 1950, from MELVILLE C. WILLIAMS to HERBERT A. BERGSON, Assistant Attorney General. Source of exhibit same as Exhibit No. 5.
7. Exhibit No. DJL-300.
This is a memorandum dated August 29, 1946, from ROY C. COOK to JOHN R. MITCHELL and ERNEST L. BRANHAM, entitled "Acquisition of Cooperage Companies by the Distillers."

Exhibit obtained from DJ File No. 60-72-0, Sections 2-4.
8. Exhibit No. DJL-301.
This is a memorandum dated April 19, 1949, from C. HEYWARD BELSER to EDWARD P. HODGES entitled "Tight Cooperage."

Exhibit obtained from DJ File No. 60-72-0, Sections 2-4.
9. Exhibit No. DJL-302.
This is a memorandum dated November 1, 1949, from W. WALLACE KIRKPATRICK to EDWARD P. HODGES entitled "Cooperage."

Exhibit obtained from DJ File No. 60-72-0, Sections 2-4.
10. Exhibit No. DJL-303.
This is a memorandum dated February 20, 1950, from LEONARD N. BERKE to ALLEN A. DOBEY entitled "Distillers in the Cooperage Industry."

Exhibit obtained from DJ File No. 60-72-0, Sections 2-4.

C. Re Schine Circuit Antitrust Case

11. Exhibit No. DJS-100
This is a copy of a statement dated April 12, 1944, from L. N. ROSENBAUM for Senator MURRAY.
12. Exhibit No. DJS-101
This is a copy of a letter dated April 26, 1944, from WENDELL BERGE, Assistant Attorney General, to the Hon. JAMES E. MURRAY, United States Senate, Washington, D. C.
13. Exhibit No. DJS-102
This a letter dated May 1, 1944, from L. N. ROSENBAUM to Hon. ALBERT B. CHANDLER, United States Senate, Washington, D. C.
14. Exhibit No. DJS-103
This is a letter dated May 6, 1944, from L. N. ROSENBAUM to Hon. ALBERT B. CHANDLER, United States Senate, Washington, D. C.
15. Exhibit No. DJS-104
This is a letter dated May 4, 1944, from L. N. ROSENBAUM to Hon. WENDELL BERGE, Assistant Attorney General of the United States, Department of Justice, Washington, D. C.
16. Exhibit No. DJS-105
This is a letter dated March 27, 1944, from L. N. ROSENBAUM to Hon. CHARLES FAHY, Solicitor General, Department of Justice Building, Washington, D. C.
17. Exhibit No. DJS-106
This is a copy of a letter dated April 5, 1944, from CHARLES FAHY, Solicitor General, to Mr. L. N. ROSENBAUM, 9 East 46th Street, New York 17, New York.
18. Exhibit No. DJS-107
This is a letter dated May 1, 1944, from L. N. ROSENBAUM to Hon. CHARLES FAHY, Solicitor General, Department of Justice Building, Washington, D. C.

19. Exhibit No. DJS-108
This is a letter dated February 4, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to Honorable JOHN KNIGHT, Judge, U. S. District Court, U. S. Court House, Buffalo, New York.
20. Exhibit No. DJS-109
This is an office memorandum dated February 7, 1949, from PHILIP MARCUS to HERBERT A. BERGSON entitled "Considerations for Schine Judgment".
21. Exhibit No. DJS-110
This consists of three letters entitled "United States v. Schine, et al."
 - (a) Copy of an unsigned letter dated February 16, 1949, to Hon. JOHN KNIGHT, United States District Judge, United States Court House, Buffalo, New York.
 - (b) Letter dated February 16, 1949, from WILLIARD S. Mc KAY to HERBERT A. BERGSON, Esq., Assistant Attorney General, Department of Justice, Washington, D. C.
 - (c) Copy of a letter dated February 18, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to WILLIARD Mc KAY, Esq., 630 5th Avenue, New York, New York.
22. Exhibit No. DJS-111
This is a memorandum dated May 18, 1949, from IRVING R. KAUFMAN to the Attorney General, entitled "Schine Chain Theatres, Inc."

Exhibits DJS-100 through DJS-111, inclusive, were obtained from DJ file 60-6-30-33-10.

23. Exhibit No. DJS-112
This is a memorandum dated February 3, 1949, from PHILIP MARCUS to HERBERT A. BERGSON, Assistant Attorney General, Antitrust Division, entitled "United States v. Schine Chain Theatres, Inc., et al."
24. Exhibit No. DJS-113
This is a memorandum dated February 7, 1949, from PHILIP MARCUS to HERBERT A. BERGSON entitled "Considerations for Schine Judgment".

25. Exhibit No. DJS-114

This consists of a series of letters described as follows:

- (a) Copy of a letter dated February 9, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to Honorable JOHN KNIGHT, Judge, United States District Court, United States Court House, Buffalo, New York, entitled "United States v. Schine Chain Theatres, Inc., et al."
- (b) Copy of a letter dated February 16, 1949, from WILLARD S. Mc KAY, to HERBERT A. BERGSON, Esq., Assistant Attorney General, Department of Justice, Washington, D. C.
- (c) Copy of an unsigned letter dated February 16, 1949, to Hon. JOHN KNIGHT, United States District Judge, United States Court House, Brooklyn, New York, entitled "United States v. Schine, et al".
- (d) Copy of a letter dated February 18, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to Honorable JOHN KNIGHT, United States District Judge, United States Court House, Brooklyn, New York, entitled "United States v. Schine, et al".
- (e) Copy of a letter dated February 18, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to Honorable JOHN KNIGHT, United States District Judge, Western District of New York, Buffalo, New York, entitled "United States v. Schine Chain Theatres, Inc., et al".
- (f) Copy of a letter dated February 18, 1949, from HERBERT A. BERGSON, Assistant Attorney General, to Honorable JOHN KNIGHT, United States District Judge, Western District of New York, Brooklyn, New York, entitled "United States v. Schine Chain Theatres, Inc., et al".

26. Exhibit No. DJS-115

This is a copy of a letter dated March 29, 1949, from Office of the General Counsel and Chairman of the Board to Attorney General entitled "United States v. Schine Chain Theatres, et al".

27. Exhibit No. DJS-116

This is a copy of a Department of Justice news release dated June 24, 1949.

28. Exhibit No. DJS-117

This is a memorandum dated October 17 (year not shown), from PHILIP MARCUS to the Files entitled "Conference on October 15 with Mr. HOROWITZ of Schine, Messrs. CIAPP and MARCUS."

29. Exhibit No. DJS-118

This is a copy of a memorandum dated November 14, 1951, from PHILIP MARCUS to the Files entitled "Conference with Messrs. HOROWITZ and ANTEVIL of Schine, Messrs. CIAPP and MARCUS of the Division, Nov. 9."

30. Exhibit No. DJS-119

This is a copy of a memorandum dated December 13, 1951, from PHILIP MARCUS to the Files entitled "Telephone Conversation with HOWARD ANTEVIL."

31. Exhibit No. DJS-120

This is a copy of a communication dated January 15, 1952, from H. G. MORISON, Assistant Attorney General, to HOWARD ANTEVIL, Schine Circuit, Inc., Gloversville, New York.

Exhibits DJS-112 through DJS-120, inclusive, were obtained from the personal files of PHILIP MARCUS.

copy
C. Re Schine Circuit Antitrust Case.

① Also forwarded to the Bureau are seven enclosures, marked Nos. 1 through 7, inclusive, in upper-left corner, and which enclosures are mentioned in the statement by PHILIP MARCUS dated October 1, 1952.

D. Re Schine Circuit Antitrust Case.

✓ Photostats of proposed contempt proceedings referred to in the statement of PHILIP MARCUS dated October 1, 1952.

INDEX

	<u>Page</u>
ABRAM.....	155
ALLIED STATES ASSOCIATION OF MOTION PICTURE EXHIBITORS.....	155
ALT, GEORGE.....	9, 83
AMERICAN DISTILLING COMPANY.....	15, 16
ANTEVIL, HOWARD.....	113, 119, 151, 156, 169
APPALACHIAN THEATRE.....	98
ARNOLD, THURMAN.....	58, 59, 119, 120, 138, 159, 161
AVERY, JOHNSTON.....	58
B & F CONFECTIONARY COMPANY.....	93
BALDRIDGE, HOLMES.....	12, 13, 27-30, 40-42, 59, 61, 73, 80, 81, 89, 103, 118, 128, 132, 146, 164, 170
BARCLAY, JAMES, COMPANY, LTD.....	45
BEEBE, RAYMOND N.....	88
BELSER, CLINCH HEYWARD.....	24, 82, 83, 165
BENNETT, WALTER K.....	27, 28
BERBE, LEONARD.....	50
BERGE, WENDELL.....	8, 24, 46-48, 55, 58, 72-74, 94-96, 119, 120, 123, 164, 166
BERGSON, HERBERT AUGUSTUS.....	1, 10, 11, 13, 16, 18, 20-23, 25, 34-36, 38, 39, 40, 47, 59, 60, 63, 64, 65, 69-71, 78, 79, 98, 99, 103, 104, 107, 108, 110-114, 116, 117, 119-128, 130-132, 135-137, 139, 141, 146, 147, 149, 150, 153-155, 157, 162, 163, 165, 167-170
BERKE, LEONARD, M.....	10, 25, 75, 76, 165
BEVINGTON, JOHN J.....	10, 50
BIDDLE, FRANCIS.....	73, 74, 96, 160, 161

	<u>Page</u>
BINDEMAN, Mr.....	35, 37
BOGCESS, ALBERT.....	119
BORKLAND, HERBERT.....	9, 10, 12, 34, 39, 59, 63, 69, 78, 119, 138, 164
BOYLE, W. N.....	48, 86
BRANHAM, ERNEST L.....	1, 9, 11, 13, 24, 27, 29, 36, 37, 40, 49, 51, 52, 54, 56, 60, 70, 72, 77, 79, 81, 84, 85, 86, 122, 164, 165
BRASS, MARGARET (Miss).....	8, 9, 12, 40, 171
BROMLEY, BRUCE.....	132, 144, 145
BROWN-FORMAN DISTILLERS.....	15, 16
BUTZ, WILLIAM B.....	8, 9, 13, 30, 31, 64, 65, 76
CALVERT, CARSTAIRS.....	15, 16
CASKY, JOHN.....	151
CLAGETT, JOHN F.....	119, 121, 122, 125, 149, 158
CHANDLER, ALBERT B. (Hon.).....	95, 166
CLAPP, NEWELL.....	42, 43, 75, 150, 155, 156, 169, 171
CLARK, THOMAS C.....	1, 3, 25, 26, 28, 33, 54-60, 62-64, 69, 70, 72-74, 78, 79, 81, 83, 86, 88, 94-96, 112, 116, 119, 120-123, 127, 128, 130, 131, 136, 137, 139, 146, 148, 149, 153, 155, 159, 160, 161, 171
COKER, ALLEN.....	146, 157
COLLIER, Mr.....	3, 4
COLORADO WHOLESALE WINE AND LIQUOR DEALERS' ASSOCIATION, INCORPORATED.....	26, 57, 61, 80
COMER, GEORGE.....	9, 12, 40, 67, 68
CONTINENTAL DISTILLING.....	15, 16
COOK, ROY C.....	24, 52, 165
COOPERAGE INDUSTRY.....	30, 75, 76
CORREA, CAHILL, & MATT.....	71

CORREA, RODOLFO A.....	16, 22, 28, 63, 71,
	139
COX.....	161
CRAVATH.....	145
CRESCENT.....	100, 156
CRESCENT AMUSEMENT.....	95
CRESCENT CIRCUIT.....	128
DAILY NEWS.....	32
DARNELL.....	147, 155
DARNELL THEATRE COMPANY.....	92, 93, 113, 147
DAVIES, RICHBURG, TYDINGS, BEEBE & LANDA.....	33
DEWEY, THOMAS E.....	14, 33, 34
di GIROLAMO, ARMANDO.....	3
DISTILLED SPIRITS INSTITUTE.....	8
DIXON, Mr.....	47
DOBEY, ALLEN A.....	25, 39, 69, 70, 71,
	76, 165
DONOHUE, Mr.....	49
DOYLE, MICHAEL FRANCIS.....	96, 119
EDCOL CORPORATION.....	93
FAHY, CHARLES (Hon.).....	95, 96, 112, 166
FINLAYSON, MURDOCK J.....	46
FITZE, SHELBY.....	119, 130, 131, 138
FLEISCHMAN DISTILLING.....	15, 16
FLYNT, ELMO.....	9, 12, 40, 51, 66, 67
FORD.....	39, 150
FOX.....	94
FRANKFORT DISTILLERS.....	15, 16, 21
FRIEL, JAMES E.....	14, 33, 84-88
GLENMORE DISTILLERS.....	15, 16
GOLDSTEIN, JUDY.....	146, 156, 157
GOODERDAM & WORTS.....	15, 16
GOODWIN, CLARENCE N.....	119, 149
GRANT, GORDON.....	31, 55
GREATER NEW YORK WHOLESALERS' ASSOCIATION.....	27
GRIFFITH.....	100, 156
GRIFFITH CIRCUIT.....	128
GROBE, GEORGE L.....	120, 141

*un-...
 10/21-...
 10-31-...*

Page

HADDOCK, GEORGE B.....	26
HADDOCK, GEORGE P.....	61, 62
HAMMILL, CHALMERS.....	31, 77
HAMMILL, CHARLES.....	35
HAMMILL, M.....	27
HAND, LEARNED Judge.....	99
HAYDEN, J. FRANCIS.....	27, 28
HAYMAN, CHARLES.....	91, 92, 97, 145, 146
HAYS, ARTHUR G.....	119
HILDEMART CORPORATION.....	92, 93
HILL, JOHN DRENNEN.....	16
HODGES, EDWARD P.....	9-11, 18, 21, 22, 24, 30-32, 35-37, 39-42, 45, 50, 51, 59, 60, 62, 63, 69, 78, 81, 127, 164, 165
HOMANS, ARTHUR J.....	151
HOROWITZ, HAROLD.....	119, 150, 151, 155, 156, 169
ISAACS.....	93
JARDINE LIQUOR CORPORATION.....	15
JAMES BARCLAY & COMPANY.....	15, 16
JOHNSON, LOUIS.....	33, 85, 87
JOHNSON, OLIN D.....	42
JONES, HOWARD T.....	8
JORDAN, JOHN A.....	15-17, 19, 20, 83, 165
KALLIS, MILTON A.....	119, 120
KAUFMAN, IRVING R.....	98, 99, 103, 104, 107, 108, 110, 111, 113-119, 149, 150, 151, 153, 154, 167, 170
KAUFMAN, Mr.....	49
KEENAN, JOSEPH B.....	85, 87
KELLY, W. T.....	47
KEMP.....	159
KENNY, EDWARD R.....	38, 56, 77, 126
KILGORE.....	152
KILPATRICK, W. WALLACE.....	9, 10, 24, 35, 50, 59, 60, 63, 64, 66, 69, 78, 82, 83, 70, 75, 76, 139, 164, 165
KIMBLE, KENNETH R.....	119, 129, 130

[Handwritten notes and signatures]
 - 169d -

Page

KINSEY DISTILLING.....15, 16

KIRKLAND, FLEMING, GREEN, MARTIN & ELLIS.....32

KNIGHT, JOHN.....92, 97, 106-108, 110,
111, 113-115, 120,
121, 125, 137, 138,
144, 150, 154, 155,
167, 168

KRAMER.....77-79

KRAMER, Mr.....27

KRAMER, VICTOR.....30, 76

KRIEGER, SEYMOUR.....119, 137

KRONHEIM (Judge).....79

KRONHEIM, MILTON.....48, 49, 72

KUHN, LEO H.....75

LANDA, ALFONS B.....1, 14, 33, 48, 84
86-88

LARSEN, HAROLD S.....119, 132, 133, 146,
157

LASSER, HAROLD.....151

LAUGHLIN, PAUL H.....46

LEHEY, WILLIAM E.....35

LEITZ CORPORATION.....150

LEWIN, JOHN HENRY.....8

LIBERTY THEATRE.....97, 98

LICHTBLAU, NAT.....88

LICHTENBERG, WILLIAM R.....46, 47

LIND, FRED J.....13, 14

LODGE, Senator.....95, 112

LOEW.....94

LUBAR, M.....49

MGM.....128

MARCUS, PHILLIP.....83, 98, 104, 110-115,
117, 121, 127, 128,
132-136, 139, 140,
152-158, 167, 169,
170

MATHIS, C. ROBERT.....38

MATHIS, M.....45

MAY, JOHN.....90

MC AULIFFE, GERALD.....26

MC CARTHY, EDMUND M.....96, 120, 151

Handwritten notes:
 21 1/2 10-31-80
 11-10-31

	<u>Page</u>
MC CAULEY, LEROY C.....	34, 42, 79
MC CLENNEN, EDWARD F.....	151
MC GRANERY, JAMES P.....	3
MC GRATH, J. HOWARD.....	14, 87
MC GUIRE.....	159
MC INTYRE, Mr.....	47
MC KAY, WILLARD P.....	167
MC KAY, WILLARD S.....	93, 98, 99, 101, 103, 110, 111, 113-115, 120, 147, 149, 151, 154, 168
MEAD, Senator.....	96
MEADE, Congressman.....	93
MELROSE & COMPANY.....	15, 16
MEMORIAL THEATRE.....	92, 97, 98
MENEFER, Mrs.....	11
METROPOLITAN PACKAGE GOODS STORES ASSOCIATION.....	15, 16
MEYERS, ERNEST R.....	119
MEYERS, ERNEST S.....	134
MIDDLE ATLANTIC DISTRIBUTORS, INCORPORATED.....	46, 47
MILSTONE'S ACME LIQUOR STORE.....	46
MITCHELL, J. RIDLEY.....	43, 44, 81
MITCHELL, JOHN R.....	165
MITCHELL, STEPHEN A.....	3, 13, 14, 24, 30 37, 38
MORGAN, HARRY J.....	129
MORISON.....	39, 66, 70
MORISON, H. GRAHAM.....	40-43, 51, 53, 54, 119, 124, 150, 156
MOTION PICTURE EXHIBITORS, ALLIED STATES ASSOCIATION OF.....	155
MOYER, ELLIOTT H.....	134
MURRAY, JAMES E., Senator.....	94, 95, 112, 166
MYERS, ABRAM F.....	155
NATIONAL DISTILLERIES PRODUCTS CORPORATION.....	3, 5, 11, 15, 16, 29, 48
NICKERSON.....	151
NOONAN, KAUFMAN & EAGAN.....	113
PARAMOUNT.....	94, 95, 99-102, 104, 106, 114, 117, 142, 148, 149, 156, 157
PARK & TILFORD.....	15, 16
PARKER, CHARLES B.....	3

Handwritten notes:
 103/104
 103/104

	<u>Page</u>
PATTERSON, PERRY.....	32
PEARSON, DREW.....	122, 150
PERLMAN, PHILLIP B.....	3, 4, 44
PEWETT, EDWIN.....	119, 134-136, 152
POPPER-MORSON.....	15
PUBLICKER DISTILLER.....	7
RKO.....	94, 107, 114, 117, 128, 142
RABB, MAXWELL.....	95
RASHID, BADDEA J.....	10, 38-40, 50-52, 59, 60, 66, 78
RICHARDSON, SETH.....	125
ROGERS, SAUL.....	151
ROSE, BEN.....	35
ROSENBAUM, L. N.....	95, 96, 112, 148, 158, 166
ROSENBAUM, L. N., & SON.....	94, 95
ROSENSTIEL, LOUIS.....	1, 14, 33, 34, 60, 85, 86, 70
SANDS, M. REYNOLDS.....	9, 64, 65
SCHAEFFER, SOL.....	91-93
SCHENLEY INDUSTRIES.....	1, 3, 5, 11, 14-16, 66, 70
SCHILZ, HAROLD L.....	119, 125, 126
SCHINE.....	89-97, 99, 101-128, 140-158
SCHINE, J. MYER.....	90, 92, 96
SCHINE, LOUIS.....	90, 92
SCHWEINHAUT, HENRY A.....	31
SEAGRAM DISTILLERIES COMPANY.....	1, 3, 5, 11, 13-16, 29, 48, 66, 84, 87, 88
SHENLEY DISTILLERS.....	60, 85
SHIELDS, HAROLD.....	158
SILVERMAN, MAURICE.....	119, 137, 152
SIMON, SEYMOUR F.....	119
SONNET, JOHN.....	31, 32, 77
SOUTHERN COMFORT.....	15, 16
STATE THEATRE.....	98
STERN, ROBERT L.....	57
SUTTON, PAT.....	42

02/11/81

SWERDLOW, HARRY.....26

TERREL, C. L.....119

TIMBERG, SIGMUND.....113-119, 134, 135, 146,
150, 155, 170

TRUMAN, HARRY S.....14

TUCKER.....146

UNDERHILL, WILLIAM AMORY.....36-38, 45, 65, 97,
119, 139

UNION THEATRE COMPANY.....92

UNIVERSAL.....151

VETERAN & AFFILIATED PACKAGE STORES
ASSOCIATION.....15, 16

VIV THEATRE.....97, 98

WALKER, HIRAM, GOODERHAM & WERTZ.....3, 5, 11, 14-16, 29,
45, 46

WALTON, HAROLD R.....14

WARNER BROTHERS.....94, 128

WEBB'S CITY, INCORPORATED.....45, 46

WESTON, CHARLES H.....56

WHITAKER BROTHERS.....46

WHITMORE, ARTHUR H.....151

WILLIAMS, MELVILLE C.....15, 16, 18-23, 165

WILLIAMS, PAUL.....138

WOLKINSON, HERMAN.....153

WRIGHT, RICHARD.....119

WRIGHT, ROBERT L.....101, 112, 119, 123-
126, 134, 145, 157,
158, 170

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ADMINISTRATIVE PAGE

Mr. PHILIP MARCUS advised he has been interviewed by investigators with the Chelf Committee and had attended an executive session of the Chelf Committee where he had been questioned. He stated the investigators of the Chelf Committee had obtained from him copies of certain correspondence and other documents which were considered pertinent and that these documents had not been returned to him at the time he was interviewed by agents of the Washington Field Office. Mr. MARCUS was questioned concerning the content of the documents which the Chelf investigators had obtained, but he was unable to recall specific information concerning them.

Mr. MARCUS made available a list of the documents obtained by the Chelf Committee which is as follows:

Memo of September 4, 1951, regarding Schine.
Memo of May 28, 1949, from MARCUS to BERGSON.
Letter of June 4, 1949, from MARCUS to BERGSON.
Memo of May 18, 1949, from KAUFMAN.
Memo of April 8, 1949, from MARCUS to TIMBERG.
Memo of May 24, 1949, regarding Schine conference.
Memo of December 14, 1948, from MARCUS to BERGSON.
Letter of December 2, 1948 (not sent).
Memo of December 1, 1948, from MARCUS to BALDRIDGE.
Allied Press release of July 20, 1949.

It is to be noted that the Washington Field Office will obtain these documents as soon as they are returned to Mr. MARCUS.

In connection with the interview with Mr. ROBERT L. WRIGHT, it is noted that he was generally courteous and personable but when questioned concerning the Schine case he repeatedly referred the agents to the Department's files in this connection. He appeared to be extremely reluctant to discuss the case, was evasive in replying to the questions propounded to him, and conveyed a complete lack of desire to generally discuss instant case.

WFO 62-7197
EJH:PCN

ADMINISTRATIVE PAGE

LEADS

THE NEW YORK OFFICE

AT NEW YORK

Will conduct investigation requested by the Bureau and also set out by the Washington Field Office.

THE WASHINGTON FIELD OFFICE

AT WASHINGTON, D. C.

Will review numerous posting cards obtained from Administrative Division, Antitrust, reflecting assignment of Schine Case to attorneys in an effort to determine whether TOM C. CLARK carried this case with him when he was transferred from the Antitrust Division to the Criminal Division.

Will also interview MARGARET BRASS and NEWELL CLAPP, Antitrust Division relative to Liquor and Schine Cases, respectively.

REFERENCE: Bureau letter dated September 22, 1952.

FEDERAL BUREAU OF INVESTIGATION

FORM NO. 1
THIS CASE ORIGINATED AT WASHINGTON FIELD

REPORT MADE AT WASHINGTON, D. C.	DATE WHEN MADE OCT 3 1952	PERIOD FOR WHICH MADE 9/24-10/3/52	REPORT MADE BY EDWARD J. HAYES EJH:PCN
TITLE THOMAS C. CLARK; HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

Review conducted of Liquor Industry and Schine circuit theatre case files. Departmental Attorneys handling Liquor and Schine case interviewed. ALFONS B. LANDA, Attorney representing Joseph Seagram Company, Washington, D. C., informs of conference with ERNEST L. BRANHAM, Antitrust Division Attorney, Department of Justice, in late 1948 concerning alleged contributions by LOUIS ROSENSTIEL, President of Schenley Industries. LANDA denies making statement that TOM CLARK, former Attorney General, Department of Justice, had given ROSENSTIEL assurances that there would never be any suit of any nature against the Liquor Industry; denies any knowledge of misconduct or mishandling of Liquor case by TOM CLARK. Review of personnel files of THOMAS C. CLARK and HERBERT A. BERGSON set out.

- P -

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DATE 6/29/83 BY SP8 BTJRW

APPROVED AND FORWARDED:	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES	
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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

DATE: July 14, 1952

FROM : Mr. Rosen

SUBJECT: CHIEF COMMITTEE INVESTIGATIONS
TOM C. CLARK
BRIBERY; PAROLE MATTERS

Tolson	
Ladd	
Nichols	
Belmont	
Glavin	
Harbo	
Rosen	
Tracy	
Nease	

PURPOSE

Thomas Campbell CLARK

To advise that an additional memorandum has been received from Robert A. Collier, Chief Investigator, Chief Committee, setting forth information from one Allen Bernard, a free lance writer, to the effect that the then Attorney General, Tom Clark, received \$250,000 of an alleged \$750,000 payment to effect the paroles of four gangsters: Louis Campagna, Paul Ricca, Charles Gioe and Phil D'Andrea. The Chief Committee has also received an allegation that Tom Clark received \$100,000 in settlement of an unidentified tax case and another \$100,000 in settlement of a \$3,000,000 tax case involving the R. L. Jacobs Company.

BACKGROUND

Thomas Campbell CLARK *summary*

You will recall that Mr. Collier had previously furnished information to the Bureau concerning the allegation of payoff to Tom Clark in the Campagna Case. The information furnished by Mr. Collier at that time was submitted to the Attorney General by memorandum dated July 8, 1952.

ADDITIONAL DATA SUPPLIED BY MR. COLLIER

A memorandum dated July 10, 1952, has been received from Mr. Collier. This memorandum reflects information was received from one Allen Bernard who described himself as a free lance writer, address, 413 East 52nd Street, New York City. This individual contacted the Chief Committee and reported that he had information to prove that the amount of \$750,000 was paid to obtain the parole of the four gangsters. The payoff involved three people representing the gangsters. Then Attorney General Tom Clark, according to Bernard, received \$250,000. Another \$250,000 went to the "place higher than Clark," which he indicated was someone in the White House. Bernard advised that he could back up his allegations with sworn statements indicating that he

Attachment

GPD:dwl

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162-97557-10
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INDEXED - 82

ENCLO. ATTACHED

51 JUL 2 1952

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is presently in touch with two or three people representing the gangsters. He refused to divulge the identity of these individuals.

Bernard mentioned Maury Hughes, an attorney in Dallas, Texas, and reportedly a close friend of Tom Clark, and characterized Hughes' testimony before the Congressional Subcommittee on Expenditures as "fantastic." Bernard claimed that he could verify his allegations with a record of the plane on which the two men brought money from Dallas to Washington, and the name of the hotel where they stayed.

With reference to Bernard's background, according to Mr. Collier's memorandum, he stated he was formerly a reporter-investigator for the New York Journal American, and then went to Mexico where he edited a magazine. In recent years, he did a series of articles for the New Republic Magazine in which he exposed ship scandals.

Mr. Collier's memorandum further reflected that it had been determined confidentially from Congressman Fred B. Busbey, (R; Ill.) that the Subcommittee which inquired into the parole matters in 1948 had received anonymous telephone calls and information indicating that a large sum of money had changed hands in connection with the parole cases. Bernard, it was indicated, had contacted Busbey but did not furnish him details of the information given to the Chelf Committee. Congressman Busbey expressed the opinion that Bernard might possibly be a "syndicate plant" interested in finding out if another investigation is getting under way. Busbey advised Collier confidentially that during the six months his investigation was pending, they had a subpoena for a man they were never able to reach. This key man is probably Ned Bakes who Busbey believed was the arranger in the parole cases, and probably is the man who contacted Maury Hughes, the Dallas attorney. Congressman Busbey informed that there is no apparent incentive for Bakes to talk to anyone and if he does, his life will not be worth a nickel twenty-four hours later.

The Chelf Committee has also received an allegation that Tom Clark received \$100,000 in a settlement of an unidentified tax case and another \$100,000 in a \$3,000,000 tax case involving the F. T. Jacobs Company.

INVESTIGATION REGARDING PAROLE OF
CAMPAGNA, RICCA, GIOE, D'ANDREA

An extensive investigation was conducted by the Bureau concerning allegations of payoff in connection with the paroles of Campagna and associates. Copies of investigative reports in this case were sent to the Department.

An extensive investigation was also conducted by the subcommittee of the Committee on Expenditures of the 80th Congress.

During the Bureau investigation of the Campagna Case, Congressman Fred E. Busbey (R; Ill.) was interviewed. On September 15, 1947, Congressman Busbey stated that the sole source of his information in connection with this matter at that time was James Doherty, Chicago Daily Tribune reporter, who had conducted an investigation concerning this matter in Chicago, Illinois; St. Louis, Missouri, and Washington, D. C. Congressman Busbey stated that Doherty told him that he was of the opinion that the, "Attorney General is in a better position to give leads in this case than anyone else in the world."

During the investigation of the Campagna Case, then Attorney General Clark advised that he did not have any advance knowledge of these paroles and that he first learned of the fact that they had been paroled through reading the newspaper accounts occasioned by the parole.

F. L. JACOBS COMPANY

Information was received on December 4, 1943, confidentially, from a representative of the United States General Accounting Zone Office by our Detroit Office to the effect that F. L. Jacobs Company was handling Government contracts totaling \$135,000,000. This Company was capable of producing \$8,000,000 to \$10,000,000 of such contracts in its own plants. This Company was realizing excessive profits by reason of profit percentage not only on work actually done by the company, but also on all work done by its subcontractors. This information was submitted to the Department in report form.

By memorandum dated January 18, 1946, entitled "F. L. Jacobs Company vs. War Contracts Price Adjustment Board, Tax Court No. 364R" the Department requested an analysis of the books and records of the F. L. Jacobs Company. This was done and an accounting report was submitted to the Department.

The War Department Price Adjustment Board determined that the F. L. Jacobs Company realized \$5,500,000 excessive profits in the 1943 fiscal year. The docket of the United States Tax Court reflected on October 17, 1947, petitioner (F. L. Jacobs Company) requested that the petition in this case be dismissed with prejudice. The Government interposed no objection and the petitioner's motion was granted.

ALLEN BERNARD

The Bureau files reflect that confidential informant [redacted] whose reliability is unknown, advised in 1943, that Allen Bernard, a newspaper man with former close Communist ties, was in Mexico. [redacted] last saw Bernard in 1938, at which time he stated Bernard was very closely tied up with Communists. According to this informant, Bernard was an investigator-reporter on the "Journal" and was extremely smart. Once he managed to get committed to various insane asylums and state hospitals for month after month in order to write a series of documented exposes on the mal-treatment of mental patients. His exposes resulted in wholesale dismissal of doctors, nurses and administrative personnel in such institutions in New York State. heb7D

STATUTE OF LIMITATIONS

Campagna, Gioe, D'Andrea, DeLucia (Ricca) and John Roselli were sentenced into United States District Court for the Southern District of New York to ten years in a Federal penitentiary and fined \$10,000 on December 31, 1943, for violation of the Anti-Racketeering Statute. All five of these subjects began serving their sentences on March 8, 1944, and all five were released on parole on August 13, 1947.

It would, therefore, appear that any violations of the Bribery Statutes in connection with the granting of their paroles would have occurred prior to August 13, 1947, and prosecution would be barred by the Statute of Limitations.

ACTION

If you approve, a memorandum is attached for forwarding to the Attorney General with a copy for Special Assistant to the Attorney General Charles E. Murray. This memorandum will enclose photostats of material provided by Mr. Collier, and will furnish pertinent data from our files. The Attorney General is requested in this memorandum to advise whether he desires investigation and, if so, specifically what investigation is requested.

OK ✓

Follow up promptly.

H -

MEMORANDUM

July 10, 1952

Re: Tom Clark

From: Robert A. Collier

Who's Who in America, 1952-1953

CLARK, Thomas Campbell, associate justice; b. Dallas, Texas, Sept. 23, 1899; s. William H. and Jennie (Falls) C.; ed. Virginia Mil. Inst., 1917-18; A.B., U. of Texas, 1921, LL.B., 1922; LL.D. Bethany College 1945; LL.D. (hon.) John Marshall College, 1945; Centre College, Danville, Kentucky, 1947; Missouri Valley College (Marshall Mo.), 1948; children - William Ramsey, Mildred, Tom C. Jr. (dec.). Admitted to Tex. bar and Tex. Supreme Court, 1922, U.S. Supreme Court, 1932, associate, Clark and Clark, Dallas., 1922-27; became civil dist. atty. of Dallas County, Tex., 1927; spl. atty., bureau of war risk litigation, Dept. of Justice, 1937; spl. asst. to atty. gen. assigned to antitrust div., Dept. of Justice, 1943; asst. atty. gen. in charge criminal div., Dept. of Justice, 1943-45; atty. gen. of U.S. 1945-49; associate justice of U. S. Supreme Court since Aug. 1949. Served with 153 Inf. U. S. Army World War I. Mem. Am., Tex. and Federal bar assns.; mem. (life) Am. Legion, Phi Alpha Delta (hon.) Delta Tau Delta, Democrat. Presbyn. Mason (Scottish Rite Shriner), Clubs: University, Chevy Chase Country, National Press (Washington). Home: 2101 Connecticut Ave., Office: Supreme Court Bldg., Washington.

One of the principal stories that has been circulated over the past several years concerns the paroles of four Chicago gangsters, which paroles were granted in 1947 at the time Tom Clark was Attorney General. Various allegations have been made regarding possible pay-offs in connection with these paroles and also allegations have been made that certain individuals requested and influenced the granting of the paroles. The four Chicago parolees are: Louis Campagna, Paul Ricca, Charles Gioe and Phil D'Andrea.

Various investigations have been made into this matter, including the hearings in the 80th Congress of the Subcommittee of the Committee on Expenditures in the Executive Departments, which contained an "investigation as to the manner in which the United States Board of Parole is operating and as to whether there is a necessity for a change in either the procedure or basic law."

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/24/83 BY SP-8 BTJ/OW

Memo AG
cc SAAG
C.B. Murray
7-14-52
Jed.

62-97557-1

July 10, 1952

In connection with the parole cases, our Subcommittee has received the following specific complaints:

Allen Bernard -- describing himself as a free-lance writer, address 413 East 52nd Street, New York, New York -- contacted the Subcommittee on June 18, 1952. This individual reported he had information to prove that the amount of \$750,000 was paid to obtain the parole of the four gangsters. Bernard stated that the pay-off involved three people representing the gangsters and three individuals who split the \$750,000. Attorney General Tom Clark, according to Bernard, received \$250,000. Another \$250,000 went to a "place higher than Clark", which he indicated was someone in the White House.

Bernard advised that he could back up his allegations by sworn statements and indicated that he is presently in touch with two of the three people representing the gangsters. Bernard categorically refused to divulge the identity of these individuals.

Bernard mentioned Maury Hughes -- an attorney in Dallas, Texas, and reportedly a close friend of Tom Clark -- who, according to prior investigation by the Subcommittee of the Committee on Expenditures, played a small part in obtaining these paroles. Bernard characterized Hughes' testimony before the Congressional Subcommittee on Expenditures as "fantastic" and stated it was obvious that Hughes was lying. Bernard stated that he could verify his allegations with a record of the plane on which the two men brought the money from Dallas to Washington, the name of the hotel where they stayed, etc. He stated that he had already checked these matters out.

Regarding Bernard's background, it is noted that he stated he was formerly a reporter-investigator for the New York Journal-American and then went to Mexico, where he edited a magazine. In recent years he did a series of eight articles for the New Republic Magazine, in which he exposed ship scandals.

In connection with this matter, it has been determined confidentially from Congressman Fred E. Busbey that the Subcommittee which inquired into the parole matters in 1948 had received anonymous telephone calls and other information indicating that a large sum of money had changed hands in connection with parole cases. Bernard, it was indicated, had contacted Busbey but had not told Busbey the details furnished to our Subcommittee. Busbey expressed the opinion that Bernard might possibly be a "syndicate plant", interested in finding out if another investigation is getting under way.

July 10, 1952

Busbey stated confidentially that, during the six months his investigation was pending, they had a subpoena out for one man they were never able to reach. This man, Busbey believes, is the key man or the arranger in the parole cases and probably is the man who contacted Maury Hughes, the Dallas attorney, to retain him in the case. Hughes, it is noted, gave his contact's name as "Mike Rein", but added that he did not believe this was the man's real name and could identify Rein only as an Italian.

Busbey indicated that this key man is probably Ned Bake or Ned Bakes. Busbey feels that should any word get out that Bakes is under suspicion or investigation, or that anyone connected with an official investigation is interested in him, Bakes will disappear as he did during the time Busbey's Subcommittee was in existence. Bakes is described as a lawyer, not a hoodlum. Busbey has seen him at races, fights, dinners, etc. -- sometimes with hoodlums, sometimes with politicians. He appears to move in both circles, "a talent admirably suited to his suspected role of arranger." He reportedly lives in a beautiful home on Ashland Avenue in Chicago, which house, Busbey claims, is owned by a member of the syndicate.

Busbey confidentially stated that there is no incentive for Bakes to talk to anyone and if he does, his life would not be worth a nickel twenty-four hours later.

It is noted that Mike Rein -- who may be the arranger, Ned Bakes -- told Maury Hughes, "I live in Chicago, but my business is in California and I stay on the Coast most of the time." It is noted that there has been an alleged connection between the Chicago snydicate and the Bugsy Siegel and later Mickey Cohen group in California.

This Subcommittee has also received an allegation that Tom Clark received \$100,000 in a tax settlement case, otherwise unidentified.

Another allegation is to the effect that Clark received \$100,000 in the F. L. Jacobs Company case, which company had a \$3,000,000 tax suit before the Tax Court. It is indicated that this payment may have been made in real estate in St. Louis, Missouri.

July 11, 1952

Re: GANGSTER PAROLE CASES

From: Robert A. Collier

A review of the files of the four Chicago gangster parole cases in the office of the United States Board of Parole reflects the following:

DeLucia (Ricca) and Campagna, two of the convicted felons, were confined to the United States Penitentiary at Atlanta, Georgia. There appears in the DeLucia file a handwritten notation, as follows:

"Mr. McInerney telephoned, said Mr. Tom Clark has asked for transfer of DeLucia and Campagna to Leav. Told him that Circella at Leav. and we were trying to keep him separate from others." FI

(Frank Loveland) 7/13/44

There also appears in the DeLucia file a memorandum, dated May 19, 1945, from Frank Loveland which reads in part as follows:

"Mr. Paul Dillon, an attorney from St. Louis who stated that he was the former campaign manager for President Truman, was in the office today to see Mr. Bennett but in his absence was referred to me. He stated that he had been requested by an official of the Continental Bank of Chicago to see what he could do to have the above-named prisoners (DeLucia and Campagna) transferred from Atlanta to Leavenworth ...

"Mr. Dillon was aware of the fact that the request had formerly been made to Mr. McGranery and that no action had been taken ..."

There is in the file also a teletype, dated July 17, 1945, from Loveland to Warden Hunter, Leavenworth, which reads as follows:

"Before Mr. Bennett's departure he suggested transfer of Paul DeLucia and Louis Campagna from Atlanta to Leavenworth ..."

In the DeLucia file there appears a letter dated July 21, 1945, from Warden Joseph Sandford, Atlanta, to Frank Loveland. The following excerpts were taken from this letter:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE

COPY

July 11, 1952

"It appears that Dolucia and Campagna were recommended for transfer on April 26, 1945, and the recommendation was subsequently disapproved by the Bureau, because of the presence of Circella at Leavenworth and certain other factors. Mr. Bennett has not discussed with me the advisability of transferring these men to Leavenworth.

"From information received it is quite evident that money is being paid to obtain the transfer of these men to Leavenworth, and I do not believe they should be transferred at this time for this reason."

Handwritten notation on the bottom of this letter is as follows:

"Talked to Warden Sandford. -- Has no indication that money has been paid. -- Just said that two attorneys had been very active in these cases - Jm. Scott Stewart and Abe Bradley Eben. Assumed they might be working on transfers. Entire matter discussed with Cap't. Conner (A. H. Conner, Associate Commissioner of Prison Industries) who discussed it with Mr. McInerney. Immediate action being taken because bus at Atlanta now and they can be included at no extra expense." Loveland 7/27

File indicates a transfer order July 27, 1945, by Frank Loveland.

There is no other record in the file to show why Attorney General Clark wanted the transfer, nor is there any information in the file regarding the discussion between Conner and McInerney.

RAC/kh

The Attorney General

July 15, 1952

PERSONAL AND CONFIDENTIAL

Director, FBI

CHIEF COMMITTEE INVESTIGATIONS
TOM C. CLARK
BRIBERY, PAROLE MATTERS

215
EX-28
62-97557-2
RECORDED

This refers to my memorandum of July 14, 1952, supplying information received from Mr. Robert A. Collier, Chief Investigator of the Chief Committee, concerning an allegation that Justice Tom C. Clark allegedly received \$250,000 in connection with the paroles of Louis Campagna and his associates.

There is enclosed herewith a copy of a memorandum from Mr. Collier dated July 11, 1952, concerning information in the files of the Office of the United States Board of Parole.

Concerning the information regarding the call by Mr. Holmerney indicating that Mr. Tom Clark would like to have Campagna and DeLucia transferred to Leavenworth, this information is set forth in the report of Special Agent John C. Heely dated October 25, 1947, at Washington, D. C., in the case entitled, "Louis Campagna, was., et al., Bribery and Parole Matters." A copy of this report was submitted to the Department on October 30, 1947. (68-2000-439)

A copy of Mr. Collier's memorandum is being enclosed with a copy of this communication for Special Assistant to the Attorney General Charles B. Murray.

Enclosure

2 cc: Mr. Charles B. Murray
Special Assistant to the Attorney General (with enclosure)

PERSONAL AND CONFIDENTIAL

RECEIVED READING ROOM
JUL 16 10 32 AM '52

- Tolson
- E.A. Tamm
- W.C. Clegg
- Glavin
- Ladd
- Nichols
- Tracy
- Laughlin
- Belmont
- Mohr
- Winterrowd
- Tele. Room
- Holloman
- Gandy

RECEIVED - MICHIGAN
JUL 12 1952
JUL 13 1952
JUL 15 1952

DECLASSIFIED BY SP-8 CTM/ML
ON 6/10/17

MAILED 8
JUL 16 1952
COMM-FBI

RECEIVED - MICHIGAN
JUL 16 1952
RECEIVED - MICHIGAN
JUL 16 1952

JUL 31 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD

DATE: July 14, 1952

FROM : A. ROSEN

SUBJECT: CHELF COMMITTEE INVESTIGATIONS - THOMAS C. CLARK; BRIBERY; PAROLE MATTERS

Tolson	
Ladd	
Clegg	
Glavin	
Nichols	
Rosen	
Tracy	
Harbo	
Belmont	
Mohr	
Tele. Room	
Nease	
Gandy	

Handwritten notes: y, 2-14, Rm

Handwritten initials: J

Vertical handwritten note: SEE UNDER

On the morning of July 14, 1952, former Special Agent Robert Collier, now Investigator for the Chelf Committee, supplied the attached memorandum entitled "Gangster Parole Cases" dated July 11, 1952. This memorandum reflects the review of the files concerning the Campagna matter in the office of the U. S. Board of Parole. As it is indicated in the attached memorandum, on July 13, 1944, McInerney, presumably James M. McInerney, called the Bureau of Prisons and said that Mr. Tom Clark had asked for a transfer of DeLucia and Campagna to Leavenworth. In addition, there is set forth in the attached memorandum information pertaining to various people allegedly interested in the transfer of DeLucia and Campagna from Atlanta to Leavenworth Prison.

This memorandum is being studied in the light of information which might appear in the Bureau's files and it will be transmitted to the Attorney General, with copies to Special Assistant to the Attorney General, Mr. Charles B. Murray, at which time reference will be made to the material submitted to the Attorney General and Mr. Murray under date of July 14, 1952, supplying information concerning allegations that Justice Tom Clark allegedly received \$250,000 in connection with the parole of Campagna, et al.

This matter is being handled expeditiously.

NCL

Attachment

EHW/rh

Handwritten notes: memo as per memo, 25, GPO, 7/18/52

RECORDED - 82 INDEXED - 82

EX - 28

Handwritten file number: 102-97557-2

10 JUL 18 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/21/83 BY JES/STJ

66 JUL 28 1952

July 11, 1952

Re: GANGSTER PAROLE CASES

From: Robert A. Collier

A review of the files of the four Chicago gangster parole cases in the office of the United States Board of Parole reflects the following:

DeLucia (Ricca) and Campagna, two of the convicted felons, were confined to the United States Penitentiary at Atlanta, Georgia. There appears in the DeLucia file a handwritten notation, as follows:

"Mr. McInerney telephoned, said Mr. Tom Clark has asked for transfer of DeLucia and Campagna to Leav. Told him that Circella at Leav. and we were trying to keep him separate from others." FL
(Frank Loveland) 7/13/44

There also appears in the DeLucia file a memorandum, dated May 19, 1945, from Frank Loveland which reads in part as follows:

"Mr. Paul Dillon, an attorney from St. Louis who stated that he was the former campaign manager for President Truman, was in the office today to see Mr. Bennett but in his absence was referred to me. He stated that he had been requested by an official of the Continental Bank of Chicago to see what he could do to have the above-named prisoners (DeLucia and Campagna) transferred from Atlanta to Leavenworth ...

"Mr. Dillon was aware of the fact that the request had formerly been made to Mr. McGranery and that no action had been taken ..."

There is in the file also a teletype, dated July 17, 1945, from Loveland to Warden Hunter, Leavenworth, which reads as follows:

"Before Mr. Bennett's departure he suggested transfer of Paul DeLucia and Louis Campagna from Atlanta to Leavenworth ..."

In the DeLucia file there appears a letter dated July 21, 1945, from Warden Joseph Sandford, Atlanta, to Frank Loveland. The following excerpts were taken from this letter:

"It appears that DeLucia and Campagna were recommended for transfer on April 26, 1945, and the recommendation was subsequently disapproved

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-21-83 BY SP-8 BTJ/AD

1 62-97557-R
ENCLOSURE

July 11, 1952

by the Bureau, because of the presence of Circella at Leavenworth and certain other factors. Mr. Bennett has not discussed with me the advisability of transferring these men to Leavenworth.

"From information received it is quite evident that money is being paid to obtain the transfer of these men to Leavenworth, and I do not believe they should be transferred at this time for this reason."

Handwritten notation on the bottom of this letter is as follows:

"Talked to Warden Sandford. -- Has no indication that money has been paid. -- Just said that two attorneys had been very active in these cases - Wm. Scott Stewart and Abe Bradley Eben. Assumed they might be working on transfers. Entire matter discussed with Cap't. Conner (A. H. Conner, Associate Commissioner of Prison Industries) who discussed it with Mr. McInerney. Immediate action being taken because bus at Atlanta now and they can be included at no extra expense." Loveland 7/27

File indicates a transfer order July 27, 1945, by Frank Loveland.

There is no other record in the file to show why Attorney General Clark wanted the transfer, nor is there any information in the file regarding the discussion between Conner and McInerney.

RAC/kh

20

The Attorney General

July 14, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

CHIEF COMMITTEE IN CONGRESSION
TOM C. CLARK
D. BILLY, RAY LE HAVEN

JK 2-1

Referring to my memorandum of July 8, 1952, forwarding to you information furnished by Mr. Robert A. Collier, Chief Investigator of the Chief Committee, there is enclosed herewith a Photostat of a memorandum from Mr. Collier dated July 10, 1952. A Photostat of this memorandum is also enclosed with a copy of this communication for Special Assistant to the Attorney General Charles D. Kurra.

The files of this Bureau reflect that an extensive investigation was conducted concerning allegations of bribery and payoff in connection with the parole of Louis Campagna and his associates. Copies of reports in this matter were submitted to the Department in the case entitled, "Louis Campagna, was., et al, Bribery, Parole Matters."

Investigation and hearings in the Campagna parole case were also conducted by the Subcommittee of the Committee on Expenditures of the 10th Congress, House

During the investigation of the Campagna case, Congressman Fred L. Busbey was interviewed on September 15, 1947, at the time this matter was referred to the Bureau by the Attorney General. Congressman Busbey stated that at that time the sole source of his information in connection with this matter was James Donohue, "Chicago Daily Tribune" reporter.

According to Congressman Busbey, Donohue stated that he was of the opinion that "the Attorney General is in a better position to give leads in this case than anyone else in the world."

Attorney General Tom Clark advised that he did not have any advance knowledge concerning these paroles and that he first learned of the fact that they had been payed through reading the newspaper accounts.

- Tolson
- Ladd
- Nichols
- Belmont
- Clegg
- Glavin
- Harbo
- Rosen
- Tracy
- Laughlin
- Mohr
- Tele. Rm.
- Holloman
- Gandy

GPD:rsn

U.S. DEPT. OF JUSTICE

RECORDED - 28

RECEIVED
AUG 15 1952

97557-2

AUG 1 1952

U.S. DEPT. OF JUSTICE
AUG 16 1952
COMM-FBI

DECLASSIFIED BY SP-8 BTJ/AD
ON 6/21/83

The Attorney General

With reference to the F. L. Jacobs Company, an investigation was conducted by the Bureau including an analysis of the books and records at the request of the Department. The following reports in this case were submitted to the Department:

Report of Special Agent Harry J. Hayes, dated December 15, 1943, at Detroit, Michigan, entitled, "F. L. Jacobs Company, Fraud Against the Government."

Report of Special Agent Clarence J. Pfeifer, dated September 7, 1945, at Detroit, Michigan, entitled, "F. L. Jacobs Company, Fraud Against the Government."

Report of Special Agent Fredoric D. Veohery, dated May 7, 1946, at Washington, D. C., in the case entitled, "F. L. Jacobs Company vs War Contracts Price Adjustment Board, Tax Court Number 364-R, Renegotiation Act."

Report of Special Agent Dale E. Berglund, dated June 7, 1946, at Detroit, Michigan, in the case entitled, "F. L. Jacobs Company vs War Contracts Price Adjustment Board, Tax Court Docket Number 364-R, Renegotiation Act."

Accounting report of Special Agent Dale E. Berglund, dated August 7, 1946, at Detroit, Michigan, in the case entitled "F. L. Jacobs Company vs War Contracts Price Adjustment Board, Tax Court Number 364-R, Renegotiation Act."

Accounting report of Special Agent Dale E. Berglund, dated January 23, 1947, at Detroit, Michigan, in the case entitled, "F. L. Jacobs Company vs War Contracts Price Adjustment Board, Tax Court Number 364-R, Renegotiation Act."

Report of Special Agent Edward J. Armbruster, dated November 17, 1947, at Washington, D. C., in the case entitled, "F. L. Jacobs Company vs War Contracts Price Adjustment Board, Tax Court Docket Number 364-R, Renegotiation Act."

(46-6721)

The Attorney General

With reference to Allen Bernard mentioned in the memorandum from Robert A. Collier as the source of the Chelf Committee's information, the files of the Bureau reflect that information was received from a confidential informant whose reliability is not known and who will not be available to testify that Bernard, up to 1938 when the informant last saw him, was very much tied up with the Communists. According to this informant, Bernard was in Mexico City at the time this information was furnished in 1942, working as one of the principal editors of "Boy," an illustrated magazine. The informant further advised that Bernard was an investigator reporter on the "Journal" and was extremely smart. Once he managed to get himself committed to various insane asylums and state hospitals for month after month in order to write a series of documented exposes of maltreatment of mental patients. His exposes resulted in wholesale dismissals of doctors, nurses, and administrative personnel in such institutions in New York State. (Informant [redacted] 61-7566-3722) b7D

With reference to "Niko" Rein mentioned in Mr. Collier's memorandum, you will note from information reflected in reports in the Campaign case that attorney Maury Hughes stated that he received his \$14,000 fee from an unidentified person who gave his name as "Niko Ryan."

Regarding Ned Bakes mentioned in Mr. Collier's memorandum, a confidential informant of our Chicago Office advised in 1950, that a quantity of stolen automobile tires was reportedly turned over to Ned Bakes, 1118 South Ashland Avenue, Chicago, Illinois. (Chicago G.I.F. report, 1-15-51, 62-75147-9-91)

It is requested that you advise whether you desire any investigation of any of the allegations made by the Chelf Committee in this matter and, if so, specifically what investigation is desired.

With reference to the inquiry of the Chelf Committee regarding securing income tax returns of Justice Tom Clark, you are requested to advise in the event you desire any investigation whether this Bureau should endeavor to obtain the income tax returns of Justice Clark, or whether you will take steps to secure them.

Enclosure

Detached & sent to Mr. Winterrowd
2 cc: Mr. Charles D. Murray PERSONAL AND CONFIDENTIAL
Special Assistant to the Attorney General (with enclosure)

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd *de*
 FROM : Mr. Rosen *RW*
 SUBJECT: CHELF COMMITTEE INVESTIGATIONS - TOM C. CLARK

DATE: July 22, 1952

Tolson _____
 Ladd _____
 Nichols _____
 Belmont _____
 Clegg _____
 Glavin _____
 Harbo _____
 Rosen _____
 Tracy _____
 Mohr _____
 Tele. Rm. _____
 Nease _____
 Gandy _____

To advise that the Bureau's files have been reviewed and contain no information concerning an allegation that Carmon D'Agnostino, a wine company owner, was interested in the Campagna parole case and was very friendly with T. Webber Wilson, who was Chairman of the Board of Parole at the time the paroles were granted. To recommend that the Attorney General be furnished with a copy of the memorandum received from the Chelf Committee through former Special Agent Collier, which sets forth this allegation and that he also be advised of the results of the check of our files.

BACKGROUND

A memorandum dated July 16, 1952, has been received from Collier containing information to the effect that Carmon D'Agnostino, a wine company owner, was interested in the Campagna parole case and was very friendly with T. Webber Wilson, who was Chairman of the Board at the time the paroles were granted. Wilson supposedly resigned after the paroles were granted, intending to take a promised job with D'Agnostino's wine company.

D'Agnostino reportedly wined and dined the Wilsons and furnished the drinks at Wilson's farewell party given when he resigned from the Board. When the news of the parole of the Chicago hoodlums broke in the newspapers, it was said that D'Agnostino supposedly severed his association with Wilson. The Chelf Committee's source alleged that the job with D'Agnostino did not materialize and the Wilsons, who returned to Coldwater, Mississippi, became very bitter toward D'Agnostino.

It was reported in the information made available by the Chelf Committee, that Wilson's secretary Mrs. Harry W. Holmlund (nee Ann Nunnenkamp), who presently resides at Tacoma, Washington, may possibly have information relating to Wilson's reported connection with D'Agnostino. It was mentioned that she has never been interviewed regarding the matter.

Mr. Collier has identified [redacted] a [redacted] as the source of the above information.

[redacted] has requested that his name be kept confidential.

Collier is recontacting him to ascertain whether we can furnish his identity to the Attorney General for his assistance in evaluating the above reports.

Attachment

JGL:pd *pd*
 62-97556

280
 58 AUG 5 1952

RECORDED - 56
 INDEXED - 56

162-97557-4
 JUL 24 1952

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 11/13/83 BY SP-8 BTJ/PLD

REVIEW OF BUREAU FILES

The Bureau files have been reviewed concerning the allegations as to D'Agostino. No information has been located indicating that he was interested in the paroles, or that he was connected or friendly with T. Webber Wilson.

In 1948 D'Agostino was a director and part owner of the Renault Wine Company, Egg Harbor, New Jersey, and resided in Suite 818F, Shoreham Hotel, Washington, D. C. He was prominently mentioned in the local press in October and November, 1951, when stories appeared concerning a visit he and former Assistant U. S. Attorney General Theron Lamar Caudle made to Europe to secure the release of funds supposedly held by Italian banks belonging to D'Agostino's father. (46-13943-33)

The paroles in this case became effective August 14, 1947. Wilson resigned as Chairman of the Parole Board on September 1, 1947. During the Bureau investigation of the matter he was interviewed by Agents at Coldwater, Mississippi, October 6, 1947. He advised that he had resigned due to his health condition and his desire to return to private life in Mississippi. He denied knowing of any irregularities in connection with the paroles and said that his decision to vote for their issuance was based on the termination of the sentences of George Browne and William Pioff, the principal subjects in the Anti-Racketeering case in which Campagna and the other subjects of the parole case were convicted; the lack of previous criminal history of the subjects with one exception; removal of detainers by Department; recommendations received from prominent citizens and priests; and the general merits of the case.

The Bureau's inquiry into the affairs of Mr. Wilson in this connection fail to disclose any unusual or suspicious financial transactions or circumstances indicating a bribe. Reports reflecting the results of these inquiries have previously been furnished to the Attorney General.

According to the files Mr. Wilson died at Coldwater, Mississippi on January 30, 1948.

According to the Bureau's files, Ann Nunnenkamp was formerly the secretary of Mr. Wilson and occupied this position during the pertinent period in 1947 when the paroles were granted. She was interviewed by Agents in connection with our inquiries concerning Mr. Wilson and furnished information concerning the preparation of a letter to Judge John Bright, U. S. District Court, New York, soliciting his comments concerning the possible parole of D'Andrea, one of the parolees in this case. A report reflecting this interview has previously been furnished to the Department. No information was located indicating that she was interviewed concerning D'Agostino or that she possessed any information concerning him.

ACTION

Attached for approval is a memorandum to the Attorney General forwarding a copy of the memorandum received from Collier concerning D'Agnostino and a copy for Special Assistant to the Attorney General Charles B. Murray. Comments are also being included concerning the results of the review of the Bureau files in this connection and the attention of the Attorney General and Mr. Murray is being called to the reports previously submitted to the Department as to our inquiries concerning Wilson.

We are asking the Attorney General to advise whether he desires any investigation in this matter and if so, specifically what investigation is requested.

Handwritten initials and a checkmark.

MEMORANDUM

August 1, 1952

RE: CHICAGO PAROLE CASES

From: Robert A. Collier
Assistant Counsel

Reference is made to the memorandum of July 16, 1952, concerning information furnished by a confidential source on July 10, 1952, regarding the Chicago Gangster Parole Cases. The identity of this source cannot be disclosed; however, the source advises that the same information can be obtained through interviews with the employees of the Parole Board. This source has stated that [redacted]

[redacted] is an exceedingly forthright and honorable man and undoubtedly will furnish to the proper authorities any and all information within his knowledge concerning this subject.

b7D

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HEREIN IS UNCLASSIFIED

DATE 8/21/83 BY SP-8 BTJ/RW TRUE COPY

ENCLOSURE

12-9757-5

RAQ:dls

- Telecom _____
- Lead _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

The Attorney General

August 15, 1952

Director, FBI

~~CONFIDENTIAL AND ~~RESTRICTED~~~~

PHILIP MARCUS, et al
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

RECORDED-86

EX-129

I am enclosing a typewritten copy of a sworn statement, the original copy of which was signed by Mr. Philip Marcus, Special Assistant to the Attorney General, dated August 13, 1952. A typewritten copy of this statement is also being furnished Mr. Charles D. Murray with copies of this memorandum.

Mr. Marcus, in addition to the signed statement, pointed out that when Tom G. Clark was transferred from the Antitrust Division to the Criminal Division, he took two cases; namely, the Paramount case and the Schina case to the Criminal Division with him. Mr. Marcus advised this was unprecedented in Departmental history. Mr. Marcus further advised he had additional information concerning the Schina Theater case and other matters, but felt the statement which he furnished fully served the purpose of the present inquiry and if, in the future, further information was desired, he would have to have definite information that a probe was being conducted in the matters.

Mr. Marcus further stated he felt that perhaps no further investigation would be conducted concerning the import of the statement he furnished and was, therefore, reluctant to be placed in the position of voluntarily giving further information. He said, however, that he felt he had given sufficient information to start a probe if such were desired.

In view of the information contained herein, your advice is requested as to what specific investigation is desired in this matter.

Enclosure

cc: 2 - Assistant Attorney General
Charles D. Murray (Personal and Confidential)

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Nease _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

EGW/jog/rh

COMM-FBI
AUG 19
MAILED 20

DECLASSIFIED BY SP-8 BTJ/aw
ON 6/21/83

UNRECORDED COPY FILED IN 62-97657-1

Handwritten initials: OH+

Handwritten notes and signatures: "REC'D TO IS DIV", "EPI", "Reaw", "son"

AUG 20 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97558)

DATE: August 14, 1952

FROM : SAC, WFO (46-2715)

STRICTLY CONFIDENTIAL

SUBJECT: TOM C. CLARK
Former Attorney General
BRIBERY; MISCONDUCT IN OFFICE

Oz-1
encl.

During the course of an interview with Mr. PHILIP MARCUS, Special Assistant to the Attorney General, Antitrust Division, in the case entitled "PEYTON FORD, et al; FRAUD AGAINST THE GOVERNMENT; MISCONDUCT IN OFFICE," a signed sworn statement was obtained from him by agents of the Washington Field Office. Two copies of this statement, which is self-explanatory, are enclosed to the Bureau. The original of this statement is being maintained in the files of the Washington Field Office.

In addition to this statement, Mr. MARCUS pointed out that TOM C. CLARK was formerly Assistant Attorney General in charge of the Antitrust Division and that when he was transferred from the Antitrust Division to the Criminal Division of the Department, he took two antitrust cases; namely, the Paramount case and the Schine case, over to the Criminal Division with him. Mr. MARCUS stated, to the best of his recollection, the action on the part of CLARK was unprecedented in Departmental history, and he inferred that the Antitrust Division had considerable difficulty in getting these cases back from the Criminal Division.

Mr. MARCUS advised the agents he had additional information concerning the Schine theater case and other matters but that he felt the statement which he furnished fully served the purpose of the present inquiry; and, if in the future, further information was desired by authorities, he would have to have definite information that a probe was being conducted into this matter.

For the information of the Bureau, Mr. MARCUS stated that he felt perhaps no further investigation would be conducted concerning the import of the statement he furnished and was, therefore, reluctant to be placed in the position of voluntarily giving further information. He said, however, that he felt he had given sufficient information to start a probe if such was desired.

LBC:CHS:met
Enclosures (2)

RECORDED-86

BY SPECIAL MESSENGER

INDEXED-86

2
1
ENCL. not filed with copy

EX-129

~~ALL INFORMATION CONTAINED
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DATE 6/21/83 BY SP-8 BTJ/RL~~

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Be
AAH
Murray 62-97558

DECLASSIFIED BY *SP-8 BTJ/RL*
ON *6/21/83*

UNRECORDED COPY FILED IN

Washington, D. C.
August 13, 1952

I, Philip Marcus, make the following voluntary statement under oath to Charles M. Schafer and Leslie A. Chisholm, who have identified themselves to be Special Agents of the Federal Bureau of Investigation. No threats or promises have been made to obtain this statement from me, and I have been advised that it may be used in any court of law.

I have been asked if I had any knowledge concerning any influence or pressure exerted in any case in which Mr. Peyton Ford, Herbert A. Benson, or Herbert Berkland were involved prior to or subsequent to their departure from the Department of Justice. In response to the above inquiry by the Special Agents, I make the following statement.

One of the cases prosecuted by the Antitrust Division in the motion picture theater industry is the Schine Circuit which operates theater circuits in a number of states. The undersigned has been on the Government staff of the Schine case since 1944 as an attorney in the Antitrust Division. From sometime in the summer of 1944 until June of 1952, I had primary charge of the Schine suit. From May, 1949, until June, 1952, the undersigned was in charge of motion picture matters for the Antitrust Division.

In the spring of 1949, the Supreme Court ruled in the Schine case that the trial court should provide for divestiture of theaters in the Schine Circuit, not only on the basis of what was necessary to create competitive conditions but also on the basis of what theaters had been

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illegally acquired, what theaters had been illegally used, and what theaters had been "fruits" of the conspiracy. This ruling represented one of the most substantial victories ever won by the Government. It was, and has been, regarded as a landmark case with respect to relief the courts are willing to give the Government in antitrust cases.

In October of 1943, the Department filed with the District Court a document consisting of proposed findings of fact, a proposed judgment, and a supporting brief. The proposed findings and judgment accorded with the Supreme Court's opinion. The proposed judgment provided for extensive divestiture of theaters in the Second Circuit based upon the proposed findings. This document had Mr. Bryson's name attached to it as well as the writer's.

Schine, in the summer of 1940, was represented by its General Counsel Clifford G. McKay and the New York firm of Cravath, Swaine and Moore. In the late summer of 1940, Schine hired Irving Kaufman to attempt to negotiate a settlement with the Department of Justice. Kaufman had recently left the Department of Justice after being in charge of enforcing the Lobbying Act. It is my understanding that he was here on a temporary basis, being a partner in a well-established law firm in New York. He was reputed to be quite close to Tom Clark, then the Attorney General. The undersigned has been told that he had been instrumental in raising considerable sums in New York for the political campaign of 1943.

During the early part of 1943, an extensive investigation was carried on by the Department to determine whether Schine was in contempt of court. Very flagrant violations were discovered. In September or October, 1943, a contempt petition against the Seane Circuit defendants was drafted by the undersigned and two members of his staff. This petition was approved by the heads of the Judgment Section and of the General Litigation Section, respectively, in the Antitrust Division. It was sent in to Mr. Dergson. A memorandum addressed to the Attorney General dated October 26, 1943, was prepared recommending the filing of the contempt petition with the District Court in Buffalo. I believe the petition and the recommendation were given to the Attorney General.

On November 1 and December 20, 1943, the undersigned argued certain motions in the Schine case before the District Court in Buffalo. Immediately after one of those arguments, the exact one the writer does not now recall, Mr. McKay and the undersigned met in the library of the United States Attorney's office in Buffalo, New York, to prepare an order to accord with the Court's decision made on the particular motion. On that occasion, Mr. McKay said that he understood that a contempt petition was in the Attorney General's office. He went on to say, "Not that it is going to be filed." To the best of my present recollection, he also stated that Mr. Schine had been in to see the Attorney General. The Department never filed a contempt petition.

The trial court set a date for a hearing to be held on the Government's proposals respecting the proposed findings of fact and the proposed judgment. In connection with that hearing, the Government advised the District Court that it intended to offer evidence showing that the Schine defendants had violated judgments entered against them. Several postponements requested by Mr. Kaufman on behalf of the Schine defendants were consented to by Mr. Bergson over the objections of the undersigned.

In January of 1949, the undersigned and a staff; namely, Allan Gokor, Harold Larsen, and the undersigned's secretary, Judith Goldstein, went to Buffalo for the hearing which had been set, after several postponements, for a date early in January. One or two days before that date, Mr. McVey came into my office and told me that I would get a call from Mr. Bergson shortly and would be told that the hearing was not to go on. I did receive a call from Mr. Bergson and was instructed by him not to object to an application for postponement by the attorneys for Schine. A postponement was granted, and no hearing was ever held.

Contrary to customary procedure, Mr. Bergson himself conducted the divestiture negotiations with Schine's counsel, Mr. Kaufman, without the undersigned or any Section Chief participating in the conferences. From time to time, Mr. Bergson would ask the undersigned for information with respect to the Schine operations for use by him in the negotiations. From time to time, he would give me a very attenuative idea of the trend of the negotiations. On numerous occasions, I expressed concern over the

way the negotiations seemed to be going. On several occasions Mr. Bergson gave me the impression that he was acting under orders from the Attorney General. On one occasion, he told me that he had to let Mr. Kaufman keep a foot in the door and that Kaufman was close to the Attorney General and would generally call on the Attorney General before seeing him. In the early days of those negotiations when I was expressing concern, Mr. Bergson attempted to take care of that concern by telling me he was sure that the Schine defendants would not consider even the proposals which were being discussed (which I thought were very weak) and advised me that he felt certain that the negotiations would break off. The negotiations did culminate into a consent judgment. The divestiture provisions were considerably less than what the Supreme Court's opinion called for and what the Government had asked for in the proposed judgment filed with the District Court. I first refused to sign the judgment which Mr. Bergson and Mr. Kaufman had agreed upon, then made it a condition for my signing that it contain additional conjunctive provisions. Such provisions were added. I refused to present the judgment to the Court. Mr. Bergson was aware of facts making it almost certain that the trial court would have given us a better judgment than that which was negotiated. In the writer's opinion, this was not a case of a difference of opinion as to the merits or as to the likelihood of success. Not long after the entry of the judgment, Irving Kaufman was made a judge in the District Court for the Southern District of New York.

This does not purport to be a complete statement as to the subject matter in this affidavit.

I solemnly swear that the above statement is true and correct to the best of my knowledge and belief.

/s/ Philip Marcus
Philip Marcus

Witnesses:

Charles H. Schafer, Sp. Agt., FBI

Leslie B. Chisholm, Sp. Agt., FBI

FROM

DO-7

OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

TO
OFFICIAL INDICATED BELOW BY CHECK MARK

- Mr. Tolson _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Belmont _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Harbo _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Laughlin _____
- Mr. Mohr _____
- Mr. Winterrowd _____
- Mr. Holloman _____
- Miss Gandy _____

[Handwritten signature and scribbles over the routing list]

- See Me _____ ()
- Note and Return _____ ()
- For Your Recommendation _____ ()
- What are the facts? _____ ()
- Remarks: _____

[Handwritten notes and stamps]

ALL INFORMATION CONTAINED
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DATE 6/23/83 BY SP-8 [signature]

[Faint handwritten text at the bottom of the page]

B-30-52

Mr. Hoover,

Article on Bent's
apprehension attached.
Also note on page
A-2 article re
Tom Clark

Subviana

Tom Clark

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DATE 6/28/83 BY 80-8200/WD

SEP 5 2 46 PM '52
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U. S. DEPT. OF JUSTICE

File

40,000-Volt Shock Fails to Kill Workman

S. D. BANDIT CAPTURED

WEATHER

Variable high cloudiness today and tomorrow but mostly sunny days. Continued warm. Detailed report on Page b-8.

The San Diego Union

FINAL

★ ★ ★ ★ ★

Published daily and Sunday by Union-Tribune Publishing Co., Entered as second-class matter at the postoffice at San Diego, California, under the act of March 3, 1879.

ESTABLISHED 1868—EIGHTY-FOURTH YEAR

No. 32,414

SAN DIEGO, 12, CALIFORNIA, SATURDAY MORNING, AUG. 30, 1935

28 PAGES

MAIN-3841

DAILY-10 CENTS—SUNDAY-15 CENTS



Robbery victims J. A. Vogt and Effie Thie, manager and cashier at East San Diego branch of San Diego Gas & Electric Co., show how bandits made them sit on floor.

CLOTHES CATCH FIRE

40,000-VOLT SHOCK HITS MAN—STILL LIVES

Almost 40,000 volts of electricity struck a construction worker in Mission Valley yesterday—and he miraculously lived.

The electricity ran from a power line down a steel cable on a truck crane and into the Hazard Construction Co. yard on Friars, Rd. at Cabrillo Freeway, striking John Diegman, 29, of Lakeside. He was steadying a large wrecking ball at the end of the cable.

Diegman's clothes burst into flames from the searing jolt, but he remained conscious.

He was still alive and conscious last night at Mercy Hospital, although a physician said

60 percent of his body was covered with burns. The physician said the outlook for his recovery is poor.

Diegman was steadying the large wrecking ball as the truck crane was being moved across the yard. A Hazard spokesman said it was not known if the boom touched the 69,000-volt highline passing over the yard, or if the current "jumped" or arced down on the cable.

The bolt struck Diegman and the asphalt paved yard area with a sound that probably called an "explosion as heavy as if an oil tank blew up." A small area of the pav-

ing was ripped up, observers said. Nearby workmen rushed Diegman and pulled his burning clothing off. The crane operator was safe, as the vehicle moves on rubber tires.

A San Diego Gas & Electric Co. spokesman said, relays on the power line, part of a feeder loop between Old Town and the Mission substation, grounded out at 3:33 p.m. The line remained out until 4:24 p.m. It serves no customers.

The company said 69,000 volts is wire-to-wire on the line, but line-to-ground would be close to 40,000 volts. The highline wire was blistered and will be replaced today.

FAMED COVER GIRL SERIES IN THE UNION

From the nation's No. 1 Cover Girl will come beauty secrets that have been used to develop some of the best

DEL MAR HANDICAP

By NELSON FISHER

Index	Wet	Sticky	Comment	Color
1	✓		Very close in finish, only slight lead to 1st.	Red
2		✓	Close in finish, but well placed.	Blue
3		✓	Close in finish, race wide open.	White
4		✓	Hammering shot, hand's eye.	Black
5		✓	Close in finish, but well placed.	Green

Navy Seeks Water Suit Compromise

Secy. Kimball Asks Santa Margarita Case Settlement Parley

By The Union's Washington Bureau (Cable From Leased Wire)

WASHINGTON, Aug. 29—Navy Secy. Dan Kimball tonight offered to discuss settlement of the Santa Margarita water dispute as the Government appeared to have reached the end of the road in its drive to prosecute the controversial suit.

The secretary's proposal to talk settlement with Fallbrook Public Utility District officials here next week came only a few hours after Comptroller Gen. Lindsay Warren ruled the Navy cannot pursue the court action against thousands of San Diego and Riverside County defendants.

CONFERENCE ASKED. KUMBEY ASKS Rep. Sam Yorty

S. D. Bandit Shot, Held In Texas City

Elusive Joseph Bent Jr. Finally Trapped by F. B. I.

BULLETIN

ST. LOUIS, Aug. 30 (Saturday) (U)—St. Louis police announced early today the capture of William Earl Martin, one of the F. B. I.'s 10 most-wanted men, in a stolen car in South St. Louis. The arrest followed a two-day guard over a wooded area where Missouri Highway Patrolmen thought they had the 42-year-old native of Joplin, Mo., trapped.

San Diego's "cap pistol bandit," Joseph Franklin Bent Jr., 24, one of the F. B. I.'s 10 top fugitives, was captured by F. B. I. agents at Texas City, Tex., yesterday. He was wounded in one thigh as he attempted to flee from the agents.

Bent was arrested on federal charges of unlawful flight to avoid prosecution for armed robbery and attempted murder of a San Diego policeman.

Bent's capture resulted from

Two Rob Gas Company

Office Suspect Nabbed

Gunmen Get \$380 in East S.D. Holdup, Miss \$4000 Haul by Less Than Hour

Two gunmen held up four persons in the East San Diego branch office of the San Diego Gas & Electric Co. yesterday afternoon, escaped with \$380, and a 42-year-old man was arrested last night as a suspect.

The robbers' haul represented only 45 to 50 minutes' receipts at the branch, at 4219 University Ave., said Manager John A. Vogt, of 7662 Homewood St. Less than an hour earlier he had banked another \$4000.

MINER IDENTIFIED

Police said the suspect, Fletcher W. Huston, a miner, of 2617 Broadway, was identified through a photograph shown to Vogt as one of the two stickup men. Officers said the photo was also identified by a grocery clerk as resembling a man who attempted to hold him up at a Pigzly Wiggly market at 2311 C St. Wednesday night.

Vogt was at his desk behind the customers' counter, and the cashier, Mrs. Effie Thille, of 5015 Dick St., was waiting on Mrs. A. J. Hoefler, of 3347 Chamoune Ave., who was paying a bill, when the robbers entered.

BRANDISHED PISTOL

The ringleader, who wore a purple sports jacket, walked behind the counter, to Vogt and announced: "This is a stickup." He brandished a pistol.

Vogt and Mrs. Thille were told to get on the floor, face down, while the other gunman, who wore a gray suit, took Mrs. Hoefler prisoner. When he told her it was a holdup she thought it a joke, until she saw the gun. She joined Vogt and Mrs. Thille on the floor.

While both gunmen were cleaning out separate money drawers, and a coin changer, another customer, Frieda Abeysa, of 3700

College Ave., entered the front door. "Purple Jacket" quickly closed and locked the door and turned back to Mrs. Abeysa, who was peering over the counter.

At first she thought Mrs. Thille had fainted and fallen to the floor. Then she saw a gun. Before she realized it was robbery, the two men ran out the back door to a waiting black 1949 Ford sedan.

SEES PARKED CAR

Paul Verlasky, a gas company trouble shooter, said he saw a black car, engine running, parked in the service lot behind the office for a few minutes, but thought only two men drove away in it. Vogt said the robbery was executed in two minutes.

Police said Albert Friedli, a Pigzly Wiggly clerk, identified a photograph of Huston as the man who attempted to rob him outside the store and struck him with his fist when Friedli said he did not have a key to the store.

R-Day Termed Big Success

R-Day, the highpoint of the drive to register voters in San Diego County's eligible voters, apparently was a big success. Lex Lord, registrar of voters, reported at the day's end yesterday that registration affidavits delivered to Lord's headquarters totaled at least 2000, nearly double the number coming from the same downtown registration depots Thursday.

Thursday's 1060 affidavits established a low mark for the week. But, Lord pointed out, the 2000 for R-Day represented the

return from only part of the depots. The 2000 were an estimate. The 1060 boosted to 11,632 the registrations that have actually been counted since Aug. 10. This is a gross total and includes registrations by persons who did not need to register. It came almost entirely from the downtown depots. On Aug. 10, Lord estimated there were 30,000 eligible voters unregistered in the county.

A check of the depots in locations where pedestrian traffic was heavy showed a steady flow of registrants, and an urgent call for more affidavit blanks from Oceanside indicated registrations there were brisk. The depots will be open today, but will remain closed Monday in observance of Labor Day, Lord said.

Photo on Page a-12

tion's most glamorous stars. Anita Colby, one of the most publicized faces in the United States, will bring her famous "Beauty Book" to the Women's Section of The Union, beginning tomorrow. Each Sunday another chapter of the book will appear in the Women's Section.

The will tell of her film work; how to disguise the star's worst points and dramatize her best ones; establish a new personality.

You will want to follow every chapter of this exciting and different beauty series. The first chapter will appear tomorrow in The Union's Women's Section.

Strike Vote To Be Taken By Bus Drivers

Whether Local 1309, A.F.L. Bus Drivers Union, has authorized a strike against the San Diego Transit System which would disrupt bus transportation in the city was expected to be announced today, after a meeting of union members at a

Leaders of the union put it in a strike question to members after reporting a stalemate in negotiations with the company over terms of a new contract to replace the old one, which expires at midnight tomorrow.

Two conciliation sessions yesterday and last night, called by Dr. Ordean Rockey, federal mediator, in an effort to avert threat of a strike, also proved fruitless.

Bargaining has been in progress since Aug. 1 but still Thursday over wages and working conditions.

The company's offer was termed "the most liberal" in the company's history yesterday by J. L. Haugh, president.

UNION ASKS \$1.82 He said management had offered an increase in wages for \$1.58 an hour to \$1.76 1/2, which would place the drivers' rate 22 1/2 cents an hour higher than for the Long Beach City Light and 1 1/2 cents above the rate for the Los Angeles Transit Light under a new contract negotiated last month.

The union said it is entitled to \$1.82 an hour under the W. S. Board formula. J. L. Haugh said \$1.76 1/2 would be 1 1/2 cents more than allowed under the formula and would require specific W.S.B. approval.

<p>2548 ... 2549 ... 2550 ... 2551 ... 2552 ... 2553 ... 2554 ... 2555 ... 2556 ... 2557 ... 2558 ... 2559 ... 2560 ... 2561 ... 2562 ... 2563 ... 2564 ... 2565 ... 2566 ... 2567 ... 2568 ... 2569 ... 2570 ... 2571 ... 2572 ... 2573 ... 2574 ... 2575 ... 2576 ... 2577 ... 2578 ... 2579 ... 2580 ...</p>	<p>2581 ... 2582 ... 2583 ... 2584 ... 2585 ... 2586 ... 2587 ... 2588 ... 2589 ... 2590 ... 2591 ... 2592 ... 2593 ... 2594 ... 2595 ... 2596 ... 2597 ... 2598 ... 2599 ... 2600 ... 2601 ... 2602 ... 2603 ... 2604 ... 2605 ... 2606 ... 2607 ... 2608 ... 2609 ... 2610 ... 2611 ... 2612 ... 2613 ... 2614 ... 2615 ... 2616 ... 2617 ... 2618 ... 2619 ... 2620 ...</p>	<p>2621 ... 2622 ... 2623 ... 2624 ... 2625 ... 2626 ... 2627 ... 2628 ... 2629 ... 2630 ... 2631 ... 2632 ... 2633 ... 2634 ... 2635 ... 2636 ... 2637 ... 2638 ... 2639 ... 2640 ... 2641 ... 2642 ... 2643 ... 2644 ... 2645 ... 2646 ... 2647 ... 2648 ... 2649 ... 2650 ... 2651 ... 2652 ... 2653 ... 2654 ... 2655 ... 2656 ... 2657 ... 2658 ... 2659 ... 2660 ...</p>	<p>2661 ... 2662 ... 2663 ... 2664 ... 2665 ... 2666 ... 2667 ... 2668 ... 2669 ... 2670 ... 2671 ... 2672 ... 2673 ... 2674 ... 2675 ... 2676 ... 2677 ... 2678 ... 2679 ... 2680 ... 2681 ... 2682 ... 2683 ... 2684 ... 2685 ... 2686 ... 2687 ... 2688 ... 2689 ... 2690 ... 2691 ... 2692 ... 2693 ... 2694 ... 2695 ... 2696 ... 2697 ... 2698 ... 2699 ... 2700 ...</p>
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Margarita suit, to set up a conference here next week. Kimball said he is ready now to discuss a settlement based, perhaps, on a 1949 verbal agreement which would give the service 12,500 acres feet of Santa Margarita water.

Veeder Back In Capital
William H. Veeder, the Justice Department's Santa Margarita prosecutor whose payroll status has been cloaked in mystery, is back in Washington, and will be rehired in a different Justice Department job.

Veeder was dropped from the Justice Department payroll Aug. 4, when the department abandoned the suit, but he remained here as chief prosecutor. He refused to say who would pay him, and the Navy insisted it had not hired him.

The short-tempered attorney is now to go to work in his lands division, the Justice Department said. He will not be paid for the time he worked on the Santa Margarita case after Aug. 4.

Annually for Camp Pendleton and other bases and the Fallbrook district the remaining 7500.

Kimball said he wants assurances from Fallbrook district officials that the settlement would protect the rights of all the water users who aren't members of the utility district.

Kimball's offer was a far cry from his recent letter to the Fallbrook Chamber of Commerce, in which he answered the group's peace overtures by insisting the

HARBOR DAYS FETE WATERBORNE TODAY

This city's annual celebration of its seaborne industry and accomplishments of its sea-going sons will start this afternoon at 2 when Harbor Days officially opens.

The two-day holiday will make much of the civic contribution of the fishing fleet and tuna industry, water sports enjoyed by San Diegans and the contribution of the Coast Guard and Navy.

Today's program is completely water-borne, from the Coast Guard Alsea rescue demonstration on the Embarcadero at 2 to the Parade of Lights at 8 p.m.

More than 75 boats have been decorated and illuminated for this colorful event. A huge fireworks display will start at 8 on a barge anchored safely distant from shore in the bay.

Tomorrow's program will include the blessing of the fleet by Most Rev. Charles Francis Buddy, D.D., bishop of the San



JOSEPH FRANKLIN BENT JR. Finally Nabbed

led in the sand. He was believed dead. Meanwhile, a felony warrant charging Bent with assault with a deadly weapon (attempted murder) of Ross, was issued. Later, a complaint was filed charging Bent fled the state to avoid prosecution for robbery and attempted murder.

On May 20, 1950, under the name of Thomas Claude Richards, he came back from the "dead," outspending and outwitting New Orleans police and deputy sheriffs in a wild series of incidents there. A husky plumber and another man were severely pistol whipped by Bent. He was arrested and in a struggle suffered a broken jaw. He escaped in a car, was found under a house, and taken to a hospital. He again escaped, clad only in a hospital gown. Across the street he slugged a gas station attendant and fled in a stolen car.

In June, 1951, Bent was believed to have robbed a Minneapolis market of \$300. On last May 23, he was identified as the armed robber who took \$1900 from a Baton Rouge, La., market.

DeSoto Was Rugged

In the 16th century he made the trek from the Atlantic Coast to the Mississippi River. That's no reason why your youngster should emulate him ... by trudging many wearisome blocks to school.

Buy a home near the school you prefer ... from the wide selection of home values in today's

UNION and EVENING TRIBUNE WANT ADS

IN THE UNION TODAY

- Churches—Page a-5.
- Comics—Page a-8.
- County News—Page b-16.
- Editorials—Page b-2.
- Financial News—Pages b-6, 7.
- Sports—Pages b-3, 4, 5, 6.
- TV Radio—Page a-7.
- Theaters—Page a-7.
- Women's News—Page a-10.

IDEAS WORTH REPEATING

By W. A. HAMMAN
"I see what is best and I approve it, but I follow what is worse."

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE: 6-23-73 BY: TP-V:GJ/ML

ROBERT W. RICHARDS SAYS:

TAFT SUPPLIES EISENHOWER WITH BATTLE SHOT-IN-ARM

By The Union's Washington Bureau
(Cable Press Leased Wire)

WASHINGTON, Aug. 29 (AP)—Robert A. Taft today supplied Dwight D. Eisenhower a no-holds-barred battle blueprint, many Republicans hope will give a shot-in-the-arm to Ike's sluggish campaign for President.

A 118-page outline, prepared by the Senate Republican Policy Committee, of which Taft is chairman, was a lesson to the GOP nominee in political dog-walloping that would leave the Democrats and his rival all cut and bleeding.

In a tit-for-tat name-calling exchange with Gov. Adlai Stevenson, whom it labeled merely "a new coat of paint over the rotten boards of an old house," the Taft and committee report was a blistering indictment of

Democratic rule during the last two decades.

The Democratic standard bearer yesterday had tried to suck like into a free-for-all by needling the general about his "middle-of-the-road" approach to domestic and foreign issues with his "middle-of-the-gutter" speeches in New York.

A Stevenson-for-President strategist confided the jibe was deliberate, in the hope of sucking Eisenhower into a Donnybrook to attract attention to his own phrase-making talents.

The Taft strategy calls for pouring it on "20 years of Democratic corruption and scandalous incompetence" he would blame for everything from the loss of China, to the Communists, to the highest taxes of all time.

The muzzles of the Taft-com-

mittee artillery are trained principally on President Truman, named as the person responsible for the low "moral tone which has pervaded his administration."

Maj. Gen. Harry H. Vaughan, the White House military aide "involved in the five percent deep freeze scandals"; Brig. Gen. Wallace Graham, the President's physician, "caught speculating in grain" and Presidential Assistant Donald Dawson, chief administration patronage dispenser, found guilty of influencing R.F.C. loans, all come under blazing fire in the report.

"As in the income tax scandal, the unholy alliance between gangsters and Democratic politicians has cropped up everywhere," the Taft blast emphasizes.

Stevenson Filibuster Charges Challenged

NEW YORK, Aug. 29 (AP)—The Eisenhower camp flung at Gov. Adlai E. Stevenson today an angry charge of "double talk" attacking senate filibusters while voicing pride in Sen. John Sparkman of Alabama as a running mate.

The blast came from Sen. Henry Cabot Lodge, Jr., of Massachusetts with the approval of G.O.P. Presidential nominee Dwight D. Eisenhower. The Massachusetts senator is chairman of Eisenhower's campaign Advisory Committee.

DOUBLE TALK CHARGED

Side by side before reporters, Lodge placed:

1 — Stevenson's call for the senate to "shake off the ancient shackles" of the filibuster, his plea for federal Civil Rights legislation if states fail to act, and his praise for Sparkman as a southern liberal who has "enlisted for life in the struggle to improve the economic lot and security of all of our people." Stevenson spoke last night at New York state conventions of the Democratic and Liberal parties here in New York city.

2 — A Sparkman speech of April 17, 1950. Out of it, Lodge quoted the Alabama senator as saying "I am against the Civil Rights

foot dragging. Lodge said he will "guarantee action" if he is "lucky enough to become chairman of the senate Rules Committee."

On the Korean question, the Massachusetts senator predicted that Eisenhower "could end the bloody drain on American manpower" quickly after getting into the White House.

"That would be done, he said, by using people 'who have an equal interest with us' in the Korean War. He said two million anti-Communist Slavs are available in Europe.

As an expert at developing allies, Lodge said, Eisenhower could recruit them and others and lift the manpower burden off the backs of the American people.

"The decision to go into Korea was sound," the senator said, "but the follow-up on it was lamentable."

If President Truman had put enough strength into Korea in 1950, Lodge said, "he could have wound up the war in three or four months." But he said Truman didn't take steps to build up the necessary strength until after the elections in the fall of 1950.

Dulles Warns Vets War May Be Upon Us

GRAND RAPIDS, Mich., Aug. 29 (AP)—John Foster Dulles told American Veterans of World War II today that it may already be too late to avert World War III.

Speaking at the national convention of Amvets in Grand Rapids, Mich., the Republican foreign policy adviser said:

"There is a time before war comes when it is already inevitable. And if we are honest with ourselves we must recognize that never in history has a clash of great powers been averted after the hostility which now prevails between the Soviet Union and the United States."

Dulles held out only one hope of preventing a full-scale war and he said this, entailed the abandonment of the "containment" strategy of the Truman Administration for a more positive program.

"We can," he said, "by psychological offensives conducted through countless people who still love their country and their God, set up such strains and stresses within the Communist empire that it will crack within."



JIG FOLLOWS JUMP
Bernarr MacFadden, 84, publisher and physical education exponent, does jig on west bank of Seine following birthday parachute leap in Paris. He is attired in red underwear.—A.P. Wirephoto.

Coronado Fliers Tell Of Red Capital Raid

TOKYO, Aug. 30 (Saturday) (AP)—Far East Naval headquarters today announced that its carrier-based jet and propeller-driven fighter bombers flew 250 sorties over Pyongyang yesterday in one of the greatest mass raids of the war without loss of a single aircraft.

Planes from the carriers Boxer, Essex and Princeton roared over the Red-Korean capital in a

commander, Comdr. Arthur L. Downing, of 421 L Ave., Coronado, Calif., followed close behind.

Marine fliers who flew wing to wing with Navy and Air Force pilots said they left the city "burning in a column of smoke and flame that could be seen for 213 miles."

The Wolf raiders, a squadron of the First Marine Air Wing, poured 106 tons of bombs on the pattered city. That set a new high for one single Marine squadron

N. Y. Banker Shoots Self Over Swindle

MINEOLA, N. Y., Aug. 29 (AP)—Bank President William H. Abel, 65, shot and critically wounded himself today, two days after charging a woman business executive with swindling his institution of \$450,000.

Abel was expected to come to the District Attorney's office today for questioning in the swindle case but failed to appear.

The reason for the suicide attempt was not made clear to reporters who spoke with Dist. Atty. Frank Gulotta, after he visited Abel at Nassau Hospital.

LEARNS NEW FACTS

The prosecutor said he had learned new facts in the case but he did not reveal them.

Police sped to Abel's home after receiving a telephone call from his wife. She screamed: "A man has shot himself!"

Abel had sent his wife and their two teen-aged sons to the beach earlier in the day. When they returned, they found Abel in the cellar, a wound in his chest and a .45-caliber revolver nearby.

Wednesday, Mrs. Lillia B. Robinson, 47, was charged with forgery on Abel's complaint and held in \$10,000 bail.

She is president of Ideal Insulators, Inc., a building supplies firm, and secretary-treasurer of Ideal Aluminum, Inc. The companies operate small plants in Roslyn and East Williston, N.Y., suburban Long Island communities.

BLACKMAIL CLAIMED

Abel, president of the Central National Bank of Mineola, told authorities Mrs. Robinson falsified loan applications and certificates of home improvement jobs over the last four years to get money from the bank.

A blackmail angle entered the case today when the bank moved for a receivership of the assets of Mrs. Robinson and her husband, Clayton.

"On Mrs. Robinson's own statement," he said, "Duncan has been blackmailing her for \$20,000 to \$25,000 a year for several years past."

Tom Clark's Link To Fraud Case Told

Supreme Court Jurist's Activities Revealed in Justice Department Probe

WASHINGTON, Aug. 29 (AP)—House scandal investigators today disclosed that Supreme Court Justice Tom C. Clark—then attorney general—interested himself in a contract fraud case in which a Detroit business man escaped prosecution. The case involved Norman E. Miller, head of a now defunct Detroit firm, and was cited by a House Judiciary subcommittee as a "typical example" of "unsavory inferences" found in Justice Department files. The subcommittee is investigating the department.

Department records showed Clark sought to arrange a Washington conference requested by C. Cyril Bevan, a Democratic national committeeman at the time and one of Miller's many attorneys.

Franklin Knock, Justice Department attorney from Detroit, told the subcommittee the conference would have served no useful purpose because "we were all ready to go to trial." It was not brought out whether the conference actually was held.



FRANKLIN KNOCK Tells Case Woes

\$7500 RETURNED

The charges eventually were dropped and the Justice Department returned \$7500 Miller had offered to settle the Government's civil suit.

Knock said one key government witness after another "fell by the wayside" during delays in the case and that he suspected Miller had a hand in what happened to them.

Robert A. Collier, subcommittee counsel, said F.B.I. Director J. Edgar Hoover "reported that political pressure was being exercised and strongly urged an early disposition of the matter to avoid embarrassment to both the F.B.I. and the Department of Justice."

"The case finally was dropped six years after Miller was indicted in 1944 on charges of defrauding the Government of \$14,000 on a military engineering subcontract. The \$36,000 civil claim was unpaid.

One of the letters made public by the subcommittee showed that one of Miller's attorneys thanked Clark for suggesting that both sides agree they would not mention that Miller had been convicted of robbery at Davenport, Ia. Clark was in charge of the Justice Department's criminal division at that time.

MILLER AIDE CITED

Collier suggested the department was responsible for delay in Miller's trial but Knock said the case "fell apart" because of postponements granted by federal judges in Michigan.

Knock said he "suspected" one of the government witnesses who was employed by Miller's firm

Railroads Agree to Union Compulsory Membership

WASHINGTON, Aug. 29 (AP)—Those who reached the union shop

proposals always have been and always will be... that southern senators would use every parliamentary device possible to defeat such legislation.

IKK COULD END KILLING

Snorting at Stevenson's statement that the Illinois governor only hopes he can keep up with his running mate, Lodge told a news conference:

"He can all right, if that's as far as he's going on Civil Rights. It's a pious, insincere piece of double talk when you consider what they've done on the filibuster, what they've done in the Rules Committee."

Stevenson should realize, Lodge said, that "the Democrats have controlled the senate and the Rules Committee for four years and nothing has come out of it" in the way of action against filibusters.

In contrast with what he termed Democratic faltering and

Text of Navy Communique On Far East

TOKYO, Aug. 29 (Saturday) (AP)—Text of Far East naval forces operational summary:

Planes from USS Boxer, USS Princeton and USS Essex joined the U.S. Air Force, U.S. Marine Corps, British and R.O.K. aircraft in an all out raid on Pyongyang. Task Force 77 planes dumped tons of high explosives, vital supply areas, troop billets and factories.

On the eastern front the destroyer USS Tingey took active enemy mortars under attack, firing in darkness on observed flashers.

In the Tancheon area USS Boyo fired on one train with no observed damage and USS McDermut threw a few harassing rounds of five-inch shells at one rail bridge.

Over Governor's Stand

NEW ORLEANS, Aug. 29 (AP)—A sixth Louisiana Democratic presidential elector resigned today in protest over Gov. Adlai Stevenson's stand against state ownership of oil-bearing tidelands.

Neville Levy, of New Orleans, sent his resignation to N. E. Carstarphen, of Shreveport, chairman of the Democratic State Central Committee, with this explanation:

"I have been a lifelong Democrat, and I intend to remain a Democrat; but I cannot place a political party above the principle of state sovereignty as written into the constitution of the United States."

ALSO RESIGNED

Earlier in the day, Carstarphen said Edward V. Pavy, of Opelousas advised him that he was resigning, also because of the Democratic presidential nominee's tide lands stand.

Louisiana has 10 presidential electors. Only one of the six who resigned has been replaced. The remaining four electors have indicated they will not resign. Levy said: "There comes a time when there can be no further compromise, and that period has now been reached."

He added "the issue of the tidelands is secondary to the fundamental and basic principle of my concept of that which is right and that which is wrong among the free people of a free nation."

IN JEOPARDY

The New Orleans elector said he could not vote for "a candidate whose expressed policy and objectives place the sovereignty of the individual states in greater jeopardy than already exists."

Favy, commenting on his resignation, said "I feel the best interest of the people of our country as a whole and of the state

of Louisiana in particular will not be served by the election of Gov. Stevenson to the office of President."

Gov. Robert Kennon, commenting generally on the state's political status, said today in Baton Rouge "for all practical purposes Louisiana now has a two-party state as far as the November election is concerned."

Kennon, a strong critic of President Truman, said again that he hasn't decided who he will vote for in November. To this he added the remark: "The Republicans are coming up." Louisiana hasn't gone Republican in a presidential election since 1876.

Nominee of Democrats Pleased by Reception

SPRINGFIELD, Ill., Aug. 29 (AP)—Gov. Adlai Stevenson returned tonight from a whirlwind tour of the East and said he was very much pleased with the "over-zealous patriotism" as he had met there.

Arriving at Springfield airport from New York, he told reporters at a quick news conference that the enthusiasm which he encountered extended both to the Democratic organization workers and to the "volunteer" workers that he met.

He said that he had received a "very good" reaction to his civil rights stand from the persons to whom he spoke during the day. As Stevenson left New York, Negro leaders were expressing satisfaction with his stand on civil rights questions.

"They seemed to be well pleased with what I said," Stevenson said.

FETE OPENS TODAY

(Continued from Page 1)

Diego Catholic Diocese at the Embarcadero at noon. Other events will be a completion of water skiing contests, motor boat

HARBOR DAYS PROGRAM TODAY

PROGRAM U.S. Coast Guard Air Base Area
10:00 am. Demonstration of the new 511 Javelin aircraft.
11:00 am. Water ski demonstrations.
12:00 noon. Luncheon by U.S. Coast Guard.
1:00 pm. Airplane harbor tours will be given away by the thousands.
2:00 pm. Airplane harbor tours will originate at Lindbergh Field.

The Illinois governor said that he was a "little surprised" by his speech before the American Legion (National Convention), which he criticized the use of "over-zealous patriotism" as a club against other Americans.

"I had said the same thing before to the Illinois Democrats," Stevenson said. "I think people sort of think these things should have been said before."

Stevenson will rest here during the week end, and has no trip planned at present, before he leaves for Detroit on Labor Day. Stevenson left New York at a quick series of conferences with political leaders, ranging from the former Democratic national chairman, James A. Foley, to Bernard M. Baruch, elder statesman who has been at out with President Truman.

reinforced by the experiences of friendly air forces, confirms in the conviction that the mes do not now exist for stopping American atomic counter-offensive—nor are such means likely to appear in the near future," said.

Vandenberg said the 143-w Air Force, to which the U.S. building, will be small for tremendous task and will have "definitely limited" capacity sustained action.

"But it will not be a string air force in the sense that once employed that term," Vandenberg said.

"All the available evidence, based upon our own exhaustive and continuing tests and further

raid in the Korea air war. The Reds fought back with fierce anti-aircraft fire. Lt. Col. Phillip L. Crawford, of Orange, Calif., commander of the Wolf raiders, said, "I've never seen so much flak."
Ma, Rupert C. Wesley, of El Cajon, Calif., flew two of the three sweeps made on Pyongyang by the Wolf raiders. He said the Red capital was "clean on the first mission but on the third strike there was utter devastation."

Representatives of eastern railroads and 17 non-operating rail unions agreed tonight to a union shop requiring employees to be members of the labor organization.

The proposition had been under intensive negotiations for several months since a government board recommended the union shop—compulsory union membership—arrangement for all the railroads in the United States.

The union had sought joint negotiations with all the carriers as a group, but wound up in separate talks with the eastern railroads.

The southwestern railroads had refused even to talk with the unions on the matter. Negotiations have been held with the western carriers also, but these talks recessed recently on an indefinite basis, subject to call by either the management or union side on ten days notice.

The 17 non-operating unions represent approximately one million workers, the bulk of the rail workers. But the eastern carriers,

OSTIA, Italy, Aug. 29 (AP)—Italian authorities said today they believed a four-engine plane flown underwater off this beach resort is the wreckage of a U.S. Navy Privateer which crashed at sea last year, killing eight of 14 persons aboard.

The wreckage, 21 feet under water and a half mile off shore, was located by fishermen two days ago. Divers went down and said it was a four-engine plane with U.S. insignia.

Plane Wreckage Believed Navy's

"I want to see my wife. I'm pretty tired but very glad to be home."

The sergeant was met at the Sioux City Air Force Base by his brother-in-law, Julius J. Bell, of last year, killing eight of 14 persons aboard.

He was taken by Col. John A. Carey, commanding officer of the base, to the home of his wife's aunt, Mrs. Hannah Brewer here.

It was during this ride that the

arrangement with the unions to employ roughly 400,000 of the million non-operating workers.

A number of the leading eastern railroads already have had the union shop for some time. So today's union shop agreement means a change only for those carriers in the East who have not had the compulsory union membership arrangement.

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JOINED WITH MATE

Sergeant Gets Home To Stricken Family

SIoux CITY, Ia., Aug. 29 (AP)—A tearful Air Force sergeant was joined with his tragedy-stricken family tonight after an accident marked relay race by air to speed him home.

Sic. Charles R. Buggy, 28, Winnebago, Neb., arrived here after a Coast Guard plane lifted him from the troop transport Gen. Alexander Patch 500 miles at sea in the Atlantic earlier today.

The soldier's first words after alighting from an Air Force B-25 were:

"I want to see my wife. I'm pretty tired but very glad to be home."

The sergeant was met at the Sioux City Air Force Base by his brother-in-law, Julius J. Bell, of last year, killing eight of 14 persons aboard.

He was taken by Col. John A. Carey, commanding officer of the base, to the home of his wife's aunt, Mrs. Hannah Brewer here.

It was during this ride that the

gave Miller the names of all the government witnesses who appeared before the grand jury. During the postponements, Knock said, one witness was convicted of bigamy and protested that Miller had exposed him. Another was arrested for carrying a concealed weapon and was committed for a time to an asylum for the insane. Knock said the witness held the opinion Miller "had engineered that."

husky sergeant first learned that his 4-year-old son Charles Jr. died of polio here last Tuesday. His other child, 6-year-old Kathleen, also is hospitalized here with polio. She is reported in good condition.

Mrs. Buggy, 26, met her shocked and silent husband at the door.

"Honey," he whispered, then embraced her. She broke down and started sobbing and was carried into the house. Both were reported under a sedative tonight.

Buggy said the first word he had of the effort to rush him to his wife, awaiting critical surgery for spinal ailment, came yesterday noon when he was aboard the transport.

YOU ARE NEEDED OCTOBER 1



UNITED RED FEATHER FUND CAMPAIGN
(Community Chest plus USO)

Here's your chance to help your fellow man... Help San Diego to help itself!

Dawn of Guided Missile Era in 10 Years Predicted by Former Air Gen. Ira Eaker

DETROIT, Aug. 29 (AP)—A former chief of the U.S. air staff today declared the guided missile era may dawn within 10 years.

This prediction, by Gen. Ira Eaker, now vice president of Hughes Aircraft Corp., followed a declaration by the nation's top air general, Hoyt S. Vandenberg, that an atomic attack by the Communists would unleash an unstoppable U.S. atomic counter-offensive.

Both generals, along with two medal-of-honor-winning generals, James H. Doolittle and Leon Johnson, top defense de-

partment officials, aircraft industry leaders and labor representatives, addressed the Air Force Association convention. The association is a private organization of veterans and present members of the Air Force.

Eaker said developments of flight aids is in the middle of a phase—lasting perhaps no more than five years—in which electronics actively competes with and is at least a full partner to the pilot.

He said the next five-year period—1955 to 1960—will see the final development of the manned

interceptor—complete instrument control during takeoff, in navigation, in fire control, and in landing—a complete mechanical equipment control even to the point of automatic selection of armament, including guided missiles.

Vandenberg, speaking publicly for the first time since undergoing a major operation May 7, said that if the Communists attempt to use the atomic bomb, "it will not save them from terrible punishment."

"All the available evidence, based upon our own exhaustive and continuing tests and further

reinforced by the experiences of friendly air forces, confirms in the conviction that the mes do not now exist for stopping American atomic counter-offensive—nor are such means likely to appear in the near future," said.

Vandenberg said the 143-w Air Force, to which the U.S. building, will be small for tremendous task and will have "definitely limited" capacity sustained action.

"But it will not be a string air force in the sense that once employed that term," Vandenberg said.

TO: : J. Edgar Hoover, Director
FROM: : Attorney General
SUBJECT: : Peyton Ford, et al
 : Fraud Against the Government
 : Misconduct in Office

September 9, 1952

You are instructed to conduct a full investigation of the charges described in your memoranda of August 18, September 5 and September 8, above subject.

Tom C. O'Clark

ORIGINAL FILED IN 62-97558-438

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DATE 8/22/83 BY SP-8 GTR/RL~~

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NOT RECORDED

57

OCT 21 1952

71 OCT 22 1952

DIRECTOR, FBI

September 6, 1952

7/15

S. C. WFO (100-2715)

PLYTON FORD, et al,
and: Miscellaneous Office

TOM CLARK

Enclosed are two Lind memoranda setting forth information furnished by WILLIAM J. HAMIL, former Assistant Solicitor General, Department of Justice, during an interview by SA WILLIAM E. SANDERS and SA DAVID J. HAYES on September 4, 1952.

Enclosures 2
JEF:u-b

1 ENCL

100-2715-57-1
NOT RECORDED
71 SEP 15 1952

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DATE *6/28/83* BY *SP-8 BTJ/20*

66 SEP 29 1952

ORIGINAL FILE IN 100-2715-57

RE: TOM CLARK
Former Attorney General
U. S. Department of Justice

While interviewing ABRAHAM J. HARRIS, 1026 Woodward Building, Washington, D. C., former Assistant Solicitor General, Department of Justice, on another matter on September 4, 1952, he stated that he had heard a rumor at the time TOM CLARK was appointed Attorney General that CLARK would be a "poor Attorney General," because CLARK had refused to prosecute a war fraud case while he was Head of the Criminal Division, Department of Justice. HARRIS stated that there was no allegation in the rumor that CLARK had been "paid off" or did anything else improper other than failing to prosecute. Mr. HARRIS advised that he did not know the identity of the war fraud case nor the identity of any individuals involved in the matter.

62-97557-✓
ENCLOSURE

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DATE 01/25/83 BY 889 BTJ/20



DATE: August 18, 1952

TO : Mr. Ladd
FROM : Mr. Rosen
SUBJECT: PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

PURPOSE:

To summarize separately allegations of improper action on the part of Tom C. Clark in handling Antitrust investigation of the liquor industry.

BACKGROUND:

As you know an extensive investigation has been requested by the Attorney General of allegations that members of the Peyton Ford Law Firm, through their official position in the Department, obtained clients. This investigation is being handled as a special and copies of all reports received at the Bureau to date have been furnished to assistant Attorney General Charles B. Murray.

You will recall that in the course of this investigation allegations were made by a Departmental Attorney that the Schine Circuit Antitrust case was improperly handled by Herbert Bergson and Tom C. Clark. Copies of the sworn signed statement incorporating these allegations were furnished to the Attorney General and Assistant Attorney General Charles B. Murray by memorandum dated August 15, 1952. The Attorney General was requested to advise what specific investigation was desired in this matter. No request for investigation has been received to date.

DETAILS:

Ernest R. Branham Department Attorney has been interviewed in connection with instant investigation. Branham under oath signed a lengthy statement which in addition to the information pertinent to instant investigation made allegations concerning Tom C. Clark former Attorney General. The allegations concern the handling of and antitrust investigation of the liquor industry.

Branham states that after the presidential election in 1948 he had lunch with Alfons B. Landa, Washington Counsel for Seagrams Incorporated. At that time Landa told Branham that Lewis Rosenstiel, President of Schenley Industries was telling it around

Attachment

ECW: js

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DATE 6/23/83 BY 8P-8 BTJ/RL

162-97557-1
NOT RECORDED
71 AUG 22 1952

ORIGINAL FILE IN

TO : DIRECTOR, FBI (62-97558)

FROM : SAC, WFO (46-2715)

SUBJECT : PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

DATE August 26, 1962

On this date while Special Agent BERNARD E. BUSCHER was interviewing Leonard Emmerglick, Departmental Attorney he was approached by H. B. Watson Snyder, another Departmental Attorney, and who has been previously interviewed by Special Agent BUSCHER, at which time SNYDER mentioned to him that on last Friday he had an hour and a half conference with the Attorney General and that if the Attorney General did all the things he intended to do, that this case would go on indefinitely.

During the course of the conversation, Mr. SNYDER mentioned the name of former Attorney General TOM CLARK and inquired if Special Agent BUSCHER WAS "on that too."

SNYDER further stated that the Justice Department employees who were to testify before the Chelf Committee today had been notified that testimony has been postponed indefinitely, but that they had not been dismissed.

The above is being furnished for the information of the Bureau.

TJJ:PCN

Note: 8-27-52 EHW

To date we have received no request to investigate Justice Clark, although we have submitted allegations concerning him to the Department.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY 88-9 BTJ/PW

62-97558-1
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71 SEP 3 1952

ORIGINAL FILE IN

SEP 9 1952

New York that he had received assurances from Attorney General Tom C. Clark that there would never be any suit of any nature against the liquor industry and if there was, Branham would have nothing to do with it.

At the same time Landa discussed his activities as a member of the finance of the Democratic National Committee during the 1948 presidential campaign. In this connection Landa stated Seagram had contributed \$30,000, National Distillers had contributed \$50,000, Schenley \$25,000, and Hiram Walker \$25,000 to the Democratic National Committee. He further advised Branham that after the Democratic victory of 1948 Rosenstiel pledged \$100,000 to the Democratic Committee for the ensuing four years.

Branham further advised that in March of 1949 Bergson took the liquor case away from Branham and assigned this matter to Edward P. Hodges. Branham also advised that he had prepared a lengthy memorandum requesting investigation by the FBI which memorandum was never sent.

ACTION:

There is attached for your approval a memorandum to the Attorney General with copies to Assistant Attorney General Charles E. Murray enclosing the report of Special Agent Thomas J. Jenkins dated August 16, 1952, at Washington, D. C. The memorandum calls attention to the allegations concerning Tom C. Clark former Attorney General and requests advice as to what specific investigation is desired.

The information set out in the report of Special Agent Jenkins concerning instant investigation is being summarized in a separate memorandum.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *PRW*

SUBJECT: PEYTON FORD, et al
 MISCONDUCT IN OFFICE;
 FRAUD AGAINST THE GOVERNMENT

DATE: August 15, 1952

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PURPOSE:

To advise investigation has developed allegations of improper activity on the part of Herbert Bergson and Tom C. Clark in handling of the Schine Circuit Antitrust case.

DETAILS:

Philip Marcus, Special Assistant to the Attorney General, in a sworn signed statement dated August 13, 1952, made allegations of improper handling of the Schine Circuit Antitrust case by Herbert Bergson and Tom C. Clark. In 1948, the Supreme Court ruled that the Trial Court should provide for divestiture of theaters in the Schine Circuit. Thereafter, the Department filed with District Court a document of the proposed findings, judgement and supporting brief. The document, which was in accord with the Supreme Court's opinion, carried the names of Bergson and Marcus.

In 1948, Willard S. McKay was General Counsel for Schine and in the late Summer of 1948, Irving Kaufman was hired by Schine to negotiate a settlement with the Department. Marcus stated Kaufman was reputed to be close to Tom Clark, then Assistant Attorney General, and had been instrumental in raising considerable funds in the 1948 political campaign.

In the Fall of 1948, a contempt petition was drafted against the Schine Circuit defendants by Marcus. This petition was approved in the Antitrust Division and was sent to Bergson. It was recommended in a memorandum to the Attorney General that the contempt petition be filed with the District Court in Buffalo.

In November, 1948, McKay approached Marcus and advised Marcus he understood a contempt petition was in the Attorney General's Office. According to Marcus, McKay stated that the petition would not be filed and Marcus believes McKay stated that Schine had been in to see the Attorney General. According to Marcus, the contempt petition was never filed by the Department.

ECW: jeg

Attachment

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The date for a hearing concerning the government's proposal in this matter, was postponed several times after requests by Mr. Kaufman, and these postponements were consented to by Mr. Bergson over the objections of Marcus.

In January, 1949, Marcus and his staff went to Buffalo for the hearing. A few days before the date of the hearing McKay told Marcus that Bergson would call shortly and that the hearing would not go on. Bergson did call Marcus and instructed him not to object to an application for postponement by the attorneys for Schine. The postponement was granted and no hearing was ever held.

Marcus stated that contrary to customary procedure, Mr. Bergson, himself, conducted the divestiture negotiations with Mr. Kaufman without Marcus or Section Chief's participating in the conferences. Marcus was given the impression by Bergson that Bergson was acting on orders of the Attorney General and on one occasion Bergson told Marcus that he had to let Kaufman keep a foot in the door because Kaufman was close to the Attorney General. The negotiations culminated into a consent judgment. The divestiture provisions were considerably less than called for by the Supreme Court's opinion. Marcus first refused to sign the consent judgment. When other provisions were added, Marcus refused to present the judgment to court. Marcus stated that Bergson was aware of the facts making it almost certain that the Trial Court would have given the Department a better judgment than that which was negotiated. Marcus pointed out that not long after entry of the judgment, Irving Kaufman was made a judge in the Southern District of New York.

In addition to his statement, Marcus pointed out that Tom Clark had been formerly an Assistant Attorney General in charge of the Antitrust Division, and that when he transferred from this division to the Criminal Division, he took two antitrust cases: namely, the Paramount case and the Schine case, to the Criminal Division with him. According to Marcus, to the best of his recollection, Clark's action was unprecedented in Departmental history and he inferred the Antitrust Division had considerable difficulty in getting these cases back from the Criminal Division.

Marcus advised the Special Agents that he had additional information concerning the Schine Theater case and other matters, but that he felt the statement which he furnished fully served the purpose of the present inquiry; and, if in the future further information was desired by authorities, he would have to have definite information that a probe was being conducted into this matter. Marcus stated he felt perhaps no further investigation would be conducted concerning the import of the statement he furnished and was, therefore, reluctant to be placed in the position

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of voluntarily giving information. He said, however, he felt he had given sufficient information to start a probe if such was desired.

ACTION:

Inasmuch as Marcus has provided information which gives rise to a new phase and which in turn imputes improper actions to the former Attorney General Tom C. Clark, there is being attached for approval a memorandum to the Attorney General with copies for Assistant Attorney General Murray enclosing a copy of the signed statement given by Marcus and advising specifically what he had to say to the Agents. It is to be noted that in the attached memorandum a request is made for the Bureau to be advised specifically what investigation is desired in this matter.

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. LADD

FROM : A. ROSEN *AW*

SUBJECT: PEYTON FORD, ET AL
 FRAUD AGAINST THE GOVERNMENT
 MISCONDUCT IN OFFICE

DATE: September 29, 1952

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TOM. C. CLARK (m)

PURPOSE.

To record two matters specifically taken up with Assistant Attorney General Murray in connection with this investigation and in connection with our current investigation involving Tom C. Clark and his alleged improper handling of the Schine Theatre Circuit Antitrust case, and the Liquor Industry investigation. To also record a question raised by Mr. Murray as regards the approximate cost of the investigation of Peyton Ford, et al. These items are dealt with hereinafter under appropriate subheadings.

RE: Peyton Ford, et al,
 Fraud Against the Government
 Misconduct in Office
 (Allegations concerning the International Business Machines Corporation being represented by Bergson)

In our investigation of the Peyton Ford matter, we received an allegation from J. Francis Hayden, formerly head of the New York Antitrust Office, that Bergson had been rumored to have represented recently International Business Machines. Hayden also alleged that Bergson had not taken action in connection with an antitrust matter pertaining to this company while he was in the Department. We advised the Department that we were making inquiry to determine if there was, in fact, any representation on the part of Bergson. A review of the Department's files and the New York Antitrust Office's files has been negative. Furthermore, attorneys in the Department who have been interviewed had no information to supply as regards any possible representation. Robert Wohlfortn, who is handling this case in the New York Antitrust Office, advised that Bergson had, in fact, encouraged action by the Antitrust Division against IBM. He stated there was no indication that Bergson or his firm had represented IBM.

There is a pending antitrust matter involving IBM and the New York Antitrust Office is considering further action.

The above data were supplied by Assistant Attorney General Murray, along with his two assistants, *AW* and *AW*.

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Memorandum for Mr. Ladd

Brazwell, at a conference attended in Mr. Murray's Office by Winterrowd and Supervisor E. C. Williams, late in the afternoon of September 29, 1952.

We have a similar situation to the above in connection with information received that the subjectal law firm inquired as to the status of an antitrust investigation being conducted of Pencil Manufacturers and whether any of the subjects had taken action in the matter while officials in the Department. The question as to whether we should contact the Pencil Companies to determine if they are, in fact, represented by the subjects' law firm has been raised, and followed on several occasions, with Mr. Murray and he is presently awaiting an answer from the Deputy Attorney General's Office as to whether we should make such contact in view of the fact there there is a pending antitrust action involving the Pencil Companies.

The same question was presented at the Conference referred to above on September 29th as it applies to the IBM Corporation and whether contact should be made with its officials to determine if, in fact, that company was represented by the subjects' law firm.

Mr. Murray stated that any contact with IBM should be held in abeyance until action is taken in connection with the Pencil Companies' inquiry.

RE: Tom C. Clark
Herbert Bergson
Misconduct in Office

The Washington Field Office has asked the Bureau to arrange for the availability of the personnel file of Tom C. Clark for the following reasons:

1. Verify dates of official positions of Clark.
2. Memoranda or letters showing possible connections with the two cases involved in the allegations, (the Schine Theatre case and the Liquor Industry case).
3. Any records or letters or memoranda by superiors of Clark or by outsiders which might refer to action on the

SAC, Washington Field

September 22, 1952

Director, FBI

**TOM C. CLARK, HERBERT A. BERGSON
MISCONDUCT IN OFFICE**

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The Attorney General by memorandum dated September 9, 1952, has instructed that a full investigation be conducted concerning allegations that Tom C. Clark improperly handled an Antitrust investigation of the Liquor Industry, and that a full investigation be conducted concerning the allegations that Tom C. Clark and Herbert Bergson improperly handled the Schme Circuit Antitrust case.

You are instructed to immediately conduct the necessary investigation. Washington Field Office is office of origin. The SAC of each office where there is investigation will personally supervise the investigation and only mature and experienced Agents are to be assigned to this matter. The investigation is to be thorough and complete and will receive top priority. Five copies of all reports will be furnished the Bureau, and three copies to Washington Field Office. Extreme care should be exercised in the preparation of these reports.

Persons interviewed in this investigation will not be advised that the investigation is being conducted at the request of the Attorney General. In the event the authority of the Bureau is questioned it will be satisfactory to indicate to a person raising such a question that the investigation has been ordered by the Department of Justice. Under no circumstances is that person to be advised which official or which office in the Department ~~is~~ conducting.

In addition to the general instructions of September 23, 1952 specific instructions are set forth in order to clearly outline the course this investigation will follow. These specific instructions are not to be interpreted as limiting the scope of the investigation except where certain interviews are necessarily held in abeyance pending further Bureau instructions.

A. ANTITRUST INVESTIGATION OF THE LIQUOR INDUSTRY

In the report of SA Thomas J. Jenkins, dated August 16, 1952, at Washington, D. C., in the matter captioned "Peyton Ford, Et. al, Fraud Against the Government; Misconduct in Office,"

cc: 2-New York (Enclosure) (Special Delivery)

2-Buffalo (Enclosure)

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allegations furnished by Ernest L. Branham, of the Department concerning Tom C. Clark are set out. A copy of this report has been furnished to the New York Office. Your particular attention is directed to pages 135 and 136, of SA Jenkins' report setting out a portion of the sworn signed statement of Branham alleging former Attorney General Tom C. Clark improperly handled the Antitrust investigation of the Liquor Industry.

1. Washington Field Office will immediately interview Alphons B. Landa, Washington attorney for Seagrams, Inc. A sworn signed statement should be taken and the Bureau furnished a summary of the information received from Landa.

2. Washington Field and the New York Office will immediately conduct a thorough file search of Antitrust files concerning the Liquor Industry which files may be located both in Washington and the New York Regional Office of the Antitrust Division. All persons, including attorneys and employees of the Department, who have handled this matter, should be noted.

3. All Departmental Attorneys and employees who are indicated to have knowledge of this matter are to be interviewed consistent with the above general instructions.

B. SCHINE CIRCUIT ANTITRUST CASE

The Washington Field Office by letter dated August 14, 1952, forwarded to the Bureau a copy of a sworn signed statement dated August 13, 1952, signed by Phillip Marcus, Special Assistant to the Attorney General. A copy of that statement is attached to the copies of this memorandum designated for the New York and Buffalo Offices for background information. It was alleged by Marcus that Tom C. Clark and Herbert A. Bergson improperly handled the Schine Circuit Antitrust case.

1. The Washington Field Office will immediately reinterview Phillip Marcus, Departmental Attorney, for all information concerning the subjects in this matter. A summary of the information developed as a result of the reinterview with Marcus should be immediately furnished to the Bureau.

2. The Washington Field Office is instructed to immediately conduct a thorough file review of Department files pertaining to the Schine Antitrust matter. All persons indicated to have handled or to have taken actions in the Schine matter should be identified. The existence of any file in another regional office of the Antitrust Division should be noted and the Bureau immediately notified.

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3. The New York Office is instructed to thoroughly review the files of the New York Regional Office of the Antitrust Division, pertaining to the Schine Antitrust case. All persons handling the matter there will be noted.

4. All Departmental attorneys and Departmental employees identified as having knowledge of the Schine Antitrust case are to be immediately interviewed.

The above investigation will be conducted as expeditiously as possible, and all investigation completed by October 3, 1952, will be set forth in reports to reach the Bureau AMSD, attention Assistant Director A. Rosen by the week-end of October 4, 1952.

Interviews with Willard McKay and Irving Kaufman, Counsel for Schine Circuit will be conducted on completion of above investigation and on specific Bureau instructions. The interviews with officials of the Big Four Companies of the Liquor Industry, including Lewis Rosenstiel of Schenley, Inc., will also be held in abeyance pending Bureau instructions. Interviews with the subjects will be conducted only on specific Bureau authority.

Copies of this memorandum are designated for the Buffalo Office inasmuch as investigation may be necessary there.

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September 16, 1952

MEMORANDUM FOR MR. TOLSON
MR. LADD
MR. NICHOLS
MR. ROSEN

4:38

The Attorney General called me today and stated that Congressman Claude I. Bakewell was interested in obtaining a so-called dummy file that apparently had some intra-office memoranda in it and the Attorney General wanted to know what he was referring to. I stated I was merely speculating, but from what Mr. Williams told me, my conclusion was that at the time the Kansas City Case first arose Tom Clark ordered Mr. Ladd, in my absence, to have removed from the files of the Bureau certain intra-office memoranda which carried longhand notes of exchange information between us dealing with the Kansas City Case, wherein there was some indication that the Department was delaying or that we had to make certain that this investigation was indicated as a restricted one. I stated that these notations were written in longhand and these papers were removed. I stated it was an unwise thing for Clark to do because later, when the Department made available the files to the Committee, these documents were missing and since all documents are numerically numbered, it was obvious that the serials had been changed and Senators Ferguson and Kem made quite a point of that and then ordered the Senate investigators to reconstruct the file, having in mind that these papers had been destroyed. I stated that they had not been destroyed as we had kept them under lock and key so they could not be destroyed and the file was reconstructed and the papers were reestablished in existence. The Attorney General stated that since Senators Ferguson and Kem had reviewed those papers, there was no reason why Congressman Bakewell shouldn't and that we should go ahead and make them available to him. I stated that was my reaction, although I wasn't sure this was what Bakewell wanted and I thought someone should make certain what Bakewell was referring to before turning them over, as I saw no reason for turning them over unless they were what he had reference to. The Attorney General stated he would find out from Congressman Bakewell exactly what he did want.

Very truly yours,

John Edgar Hoover
Director

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Office Memorandum • UNITED STATES GOVERNMENT

TO: Director, FBI

FROM: SAC, New York (46-2632)

SUBJECT: TOM C. CLARK;
HERBERT BERGSON
MISCONDUCT IN OFFICE

DATE: 9/25/52

ReBulet 9/22/52.

Files relative to investigation of the liquor industry by the Antitrust Office at New York have been made available by RICHARD O'DONNELL, Chief of the New York Office. The files furnished by Mr. O'DONNELL are 60-257-0, the general liquor file; 60-257-2; 60-257-15; 60-257-18; 60-257-21; 60-257-23; 60-257-26. These numbers are furnished since HAROLD LASSER, Attorney, New York Antitrust Office, has advised that the field file numbers are identical with the file numbers at the Antitrust Division in Washington and these numbers indicate the files which are available at New York.

Examination of these files reflects that no extensive investigation has been conducted by the New York Antitrust Office in any of the above cases and from this examination it does not appear that these files relate to the case which is the subject matter of this investigation. LASSER has advised that to his knowledge no extensive investigation of the liquor industry has ever been conducted by the Antitrust Division at New York.

It is noted that in his signed statement ERNEST L. BRANHAM advised that he conducted investigation in New York relative to the liquor industry in early March, 1944. It is possible that investigation conducted by BRANHAM was not made a part of the New York file and, therefore, files available for examination here are incomplete.

EXPEDITE PROCESSING

Since referenced Bureau letter requests that the files of the Antitrust Division be reviewed and that Antitrust personnel be interviewed, Washington Field is requested to furnish New York with the identities of New York Antitrust personnel who worked on the liquor case with BRANHAM.

Through examination of the files of the Antitrust Division at New York relative to the SCHINE chain theaters case and also through interview of HAROLD LASSER, it has been determined that this case was handled by attorneys working out of the Washington office of the Antitrust Division. These attorneys were at various times SEYMOUR SIMON, ROBERT L. WRIGHT and PHILIP MARCUS. LASSER has advised that the case was prosecuted in the District Court at Buffalo, New York and the file reflects that LASSER handled some matters of a liaison nature in connection with serving of papers, etc. in New York and he will be interviewed relative to this case.

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DIRECTOR, FBI

September 25, 1952

SAC, WFO (62-7197)

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

ReBulet dated September 22, 1952.

On September 24, 1952, CHARLES PARKER, Administrative Assitant, Antitrust Division, United States Department of Justice, informed that Representatives of the Chelf Committee investigating the Department of Justice have been searching files pertaining to the Schine Circuit Antitrust Case in a room provided for them at the Department of Justice. He stated that before files are turned over to the Chelf Committee deletions are made of FBI reports and miscellaneous correspondence between Go ernment agencies and the Antitrust Division.

PARKER informed that because of the deletions of files he is most desirous that requests made by this office for files be limited to one or two Agents due to the fact that he is fearful of turning over some file to the Chelf Committee that has not been deleted.

Mr. PARKER was informed that all requests for files that have been made of his office were by Special Agents THOMAS J. JENKINS and ALPHONSE F. CALABRESE and that in the future all requests would be made by Special Agents EDWARD J. HAYES and ALPHONSE F. CALABRESE.

Mr. LEROY MC CAULEY, Chief of the Administrative Office of the Antitrust Division and CHARLES PARKER's immediate superior, was contacted and apprised that all requests for files would be made by Special Agents HAYES and CALABRESE.

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UNITED STATES GOVERNMENT

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

DATE: September 22, 1952

FROM : Mr. Rosen *Rosen*

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

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As you know the Attorney General, by memorandum dated September 9, 1952, instructed that a full investigation be conducted of the charges described in the Bureau's memoranda of August 18, September 5, and September 8, 1952, captioned "Peyton Ford, et al Fraud Against the Government, Misconduct in Office."

Our memorandum of August 18, 1952, referred to the Attorney General, allegations of improper activity on the part of former Attorney General Clark in the Antitrust investigation of the Liquor Industry. Our memorandum of August 18, also referred to a prior memorandum of August 15, in which the Attorney General was advised of allegations of improper activity on the part of Tom Clark and Herbert Bergson in connection with the Antitrust investigation of the Schine Circuit. Our memorandum of September 5, 1952, was a follow up and referred to the allegations incorporated in both the August 15 and August 18 memoranda. Our memorandum of September 8, advised the Attorney General that Louis Lebaron, Associate Justice, Supreme Court Territory of Hawaii, stated he feels and has heard rumors that Chief Justice Edward Armstrong Towse, Supreme Court, Territory of Hawaii, received his appointment as Chief Justice by paying Peyton Ford for it.

The allegations concerning Tom Clark and Herbert Bergson and the instructions to the Field are being summarized below. The allegations concerning Chief Justice Towse are being handled in a separate memorandum.

DETAILS:

In the course of the "Peyton Ford, et al" investigation all Departmental attorneys who have been interviewed have been specifically requested to furnish all information that they may have of any Departmental matters wherein ~~misconduct~~ is indicated. Such collateral allegations received as a result

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of these interviews have been immediately called to the attention of the Attorney General and Assistant Attorney General Murray by separate memorandum. The allegations concerning Tom Clark and Herbert Bergson which have been referred to the Attorney General and which the Attorney General now instructs that a full investigation be conducted, are summarized as follows:

1. Allegations of improper activity on the part of Herbert Bergson and Tom Clark in handling the Schine Circuit Antitrust case:

Philip Marcus, Special Assistant to the Attorney General, in a sworn signed statement alleged that Tom Clark authorized a consent agreement in the Schine Circuit Antitrust case wherein the divestiture provisions were considerably less than called for by a Supreme Court opinion; that hearings in this matter were postponed with the consent of Bergson over the objections of Marcus; and that on one occasion Willard S. McKay, General Counsel for the Schine Circuit, advised Marcus that Bergson would call him in Buffalo, New York, and instruct him not to object to an application for a postponement. Bergson did call Marcus and did instruct him not to object to an application for a postponement of the Schine matter which was scheduled to be heard in January of 1949, in Buffalo, New York.

Marcus pointed out that Irving Kaufman represented Schine in the negotiation proceedings, which contrary to customary procedure, Bergson, himself, handled without Marcus or other Departmental attorneys who worked on the matter participating in these conferences. Kaufman was made a Federal Judge in New York shortly after the settlement was made.

Mr. Marcus in addition to the signed statement, pointed out that when Tom Clark transferred from the Antitrust Division to the Criminal Division, he took two Antitrust cases with him; namely, the Paramount case and the Schine case. According to Marcus this action was unprecedented in Department history and inferred the Antitrust Division had considerable difficulty in getting these cases back. Marcus advised that he had additional information concerning the Schine case and other matters but felt the statement which he furnished fully served

the purpose of the Peyton Ford investigation and if in the future further information was desired he would have to have definite assurance that a probe was being conducted into the specific matter. Marcus added that he felt that perhaps no further investigation would be conducted concerning the importance of his statement about Clark and Bergson and he was, therefore, reluctant to be placed in a position of voluntarily giving information.

These allegations were referred to the Attorney General and Mr. Murray by memorandum dated August 15, 1952, requesting what specific investigation was desired.

2. Allegations of improper action on the part of Tom C. Clark in handling of Antitrust investigation of the Liquor Industry:

Ernest R. Branham, Department Attorney, under oath signed a lengthy statement incorporating information in connection with the Peyton Ford investigation. In addition Branham's statement sets out allegations of improper handling of an Antitrust investigation of the Liquor Industry by Tom C. Clark.

Branham states that after the Presidential election of 1948, he had lunch with Alrons B. Landa, Washington Counsel for Seagrams, Inc., at which time Landa told Branham that Lewis Rosenstiel, President of Schenley Industries, was telling around New York that he had received assurances from Attorney General Clark that there would never be any suit of any nature against the Liquor Industry and if there was Branham would have nothing to do with it.

At the same time Landa discussed his activities as a member of the Democratic National Finance Committee during the 1948 Presidential Campaign. In this connection Landa stated Seagrams had contributed \$30,000; National Distillers, \$50,000; Schenley, \$25,000, and Hiram Walker, \$25,000 to the Democratic National Committee. He further advised Branham that after the Democratic victory of 1948, Rosenstiel pledged \$100,000 to the Democratic Committee for the ensuing four years.

Branham further advised that in March of 1949, he prepared a memorandum to the FBI outlining investigation of the Liquor Industry which he had strongly recommended as an Antitrust Attorney. Branham stated that this memorandum was never sent.

The Liquor case was taken away from him and assigned to Edward P. Hodges and no investigation has ever been conducted of the Liquor Industry.

The above allegations were called to the attention of the Attorney General and Mr. Murray by memorandum dated August 18, 1952, requesting advice as to what specific investigation was desired.

INSTRUCTIONS TO THE FIELD:

The Field is being instructed that this investigation must receive top priority; that a full investigation must be conducted thoroughly and expeditiously; that this investigation is to be supervised personally by the SAC; and that mature and experienced Agents are to be assigned. The Bureau is to be advised immediately of any and all developments in the course of the investigation.

The Field is being instructed that in the event the Bureau's authority is questioned, it will be satisfactory to indicate to a person raising such a question that the investigation has been ordered by the Department, but under no circumstances is that person to be advised who so instructed the investigation be conducted.

All persons who have specific information to supply are to be interviewed under oath and a sworn signed statement taken.

Specific instructions are being issued to the Field to fully develop the preliminary and basic facts and to report these facts to the Bureau to insure that all information has been developed before interviews are conducted with the subjects and persons affiliated with them.

1. Specific Instructions:

In addition to general instructions that a full, complete and thorough investigation is to be conducted, specific instructions are being issued outlining the general course the investigation should take but not limiting the investigation to the specific instructions.

A. The Schine Circuit Antitrust Case:

In this matter Phillip Mancus, the original informant, is to be interviewed in detail concerning all information he may have and the Field is being instructed to take a sworn signed

statement incorporating all information furnished by Marcus. Thereafter, the files in the Department at Washington and in the New York Antitrust Office concerning the Schine matter are to be reviewed, also any files pertaining to the Schine matter which are indicated to be in another regional office of the Antitrust Division. All Departmental attorneys and employees who are indicated by the file review to have had any part in the Schine matter are to be interviewed.

Willard McKay, Counsel for Schine, and Irvin Kaufman, also an attorney for Schine and now a Federal Judge, will be interviewed on Bureau instructions subsequent to analyzing the results of the above specific investigation at the Bureau.

When the full picture of the allegations is developed as a result of the above investigation, the Bureau will authorize interviews with Tom Clark and Herbert Bergson.

B. Liquor Industry Phase:

The Field Offices are being instructed to immediately thoroughly review all files pertaining to the Antitrust investigation of the Liquor Industry. That will include files in the Department and any known files in Regional Offices of the Antitrust Division.

All Department attorneys and employees who have handled any matter in connection with the Antitrust investigation or consideration of the Liquor Industry are to be interviewed.

Alphons B. Landa is to be interviewed immediately to develop all information he may have.

Interviews with officials of the Big Four of Liquor Industry, including Lewis Rosenstiel, contact with the Democratic National Committee, and interviews with the subjects will be held in abeyance pending Bureau instructions.

ACTION:

1. There is attached a memorandum to New York, Washington Field Office and Buffalo setting forth instructions concerning the Schine Antitrust case, and instructions in the Liquor Industry Antitrust case.

2. There is attached a memorandum to the Attorney General with copies for Assistant Attorney General Murray advising that the investigation is going forward.

The Attorney General

September 22, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

This will refer to your memorandum of September 9, 1952, which was captioned "Peyton Ford, et al, Fraud Against the Government; Misconduct in Office," and which referred to the Bureau's prior memoranda of August 18, September 5, and September 8, 1952, captioned in the same manner as your memorandum.

Please be advised that investigation has been ordered into the allegations which have been made to FBI representatives during the investigation involving Peyton Ford, et al. These allegations, you will recall, are in two categories. One set of allegations came from Ernest L. Branham of the Department and were to the effect that former Attorney General Tom G. Clark told an official of a large liquor company there would never be any suit of any nature against the liquor industry, but if such suit became inevitable, Branham would not handle it.

It was additionally alleged that Branham received information from Alfons B. Landa, who served at one time as a member of the Finance Committee of the Democratic National Committee, that Lewis Rosenstiel, President of Schenley Industries, had made statements to the above effect. According to Branham, Landa further alleged that four large liquor concerns contributed many thousands of dollars to the Democratic National Committee.

These particular allegations were set forth in the signed sworn statement of Branham as contained on pages 135 and 136 of the report of Special Agent Thomas Jenkins, dated August 16, 1952, in the Peyton Ford matter.

The other set of allegations, it will be recalled, were forthcoming from Mr. Philip Marcus, Special Assistant to the Attorney General, in which he alleged improper activity on the part of former Attorney General Clark and Herbert Bergson in connection with the handling of the Schine Theatre Circuit Antitrust case. Marcus, it is to be recalled, stated he had

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additional information to supply in this matter but at the time interviewed he was reluctant to furnish additional information, feeling perhaps no further investigation would be conducted concerning the import of his statement.

In our investigation, interviews with the principal subjects of these allegations will not be conducted until the charges and allegations are fully inquired into and all persons having pertinent information to supply are interviewed.

You will be kept currently advised of all pertinent developments in this matter.

cc: 2 - Assistant Attorney General
Charles B. Murray
(Personal and ~~Confidential~~)

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *Handwritten initials*

SUBJECT: PEYTON FORD, ET AL
 FRAUD AGAINST THE GOVERNMENT
 MISCONDUCT IN OFFICE

DATE: September 25, 1952

Tolson

Ladd

Nichols

Belmont

Glavin

Harbo

Rosen

Tracy

Mohr

Tele. Rm.

Nease

Gandy

As you know, in the course of the above investigation we have received a number of collateral allegations. There is attached a memorandum summarizing 17 allegations which have been referred to the Attorney General and Assistant Attorney General Murray with a request as to what investigation should be conducted.

In 4 of the allegations the Attorney General has requested that investigation be conducted. Two of the allegations concern Tom Clark and Herbert Bergson, one allegation concerns Peyton Ford and Federal Judge Edward Armstrong Towse. The fourth allegation which the Attorney General has requested be investigated concerns allegations of influence in the Claims Division. All of these requests are going forward and are being followed closely to insure they will be completed at the earliest possible date.

ACTION:

We will follow these collateral allegations with the Attorney General and Mr. Murray on September 29, 1952, on an individual basis inasmuch as it has been indicated by Ethel Brazwell, Assistant to Mr. Murray, that replies are being prepared to the various collateral allegations which have been referred. However, Miss Brazwell did not advise which of the collateral allegations will be replied to at this time.

ENCL

Attachment

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 FBI
 FEDERAL BUREAU OF INVESTIGATION

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *Handwritten initials*

SUBJECT: PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

DATE: September 25, 1952

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
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Gandy _____

PURPOSE:

To briefly summarize the collateral allegations received to date and to advise status of those allegations referred to the Attorney General and Assistant Attorney General Murray.

DETAILS:

To date we have received a number of collateral allegations from Departmental attorneys and other sources, all of which have been referred to the Attorney General and Mr. Murray. These collateral allegations are summarized below and where the Attorney General has requested investigation, such request is noted.

1. Allegations of Improper Action on the Part of Tom Clark in Handling the Antitrust Investigation of the Liquor Industry.

Ernest R. Branham, Department attorney, alleged that Tom C. Clark gave assurances to Lewis Rosensteel, President of Schenley Industries, that there would never be any suit of any nature against the liquor industry. Branham also related the large contributions to the Democratic party by the big four in the liquor industry.

This allegation was called to the attention of the Attorney General and Mr. Murray by memorandum dated August 18, 1952. The Attorney General by memorandum dated September 9, 1952, requested a full investigation of these charges. By memorandum dated September 22, 1952, the investigation was ordered and all basic interviews and investigation are to be completed and reported to the Bureau by October 4, 1952, after which the Bureau will authorize interviews with Clark and Bergson and other highly placed persons.

~~ENCLOSURE~~

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2. Allegations of Improper Activity on the Part of Bergson and Clark in Handling of the Schine Theater Circuit Antitrust Case.

Philip Marcus, Department attorney, alleged that Tom Clark and Herbert Bergson negotiated a consent decree wherein the divestiture provisions were considerably less than called for by a Supreme Court opinion. Marcus pointed out that Irving Kaufman represented Schine in the negotiation proceedings and shortly after the settlement Kaufman was made a Federal Judge in New York.

This was called to the attention of the Attorney General on August 15, 1952. By memorandum dated September 9, 1952, the Attorney General requested a full investigation of these charges. This investigation is being conducted in connection with the above allegations that Clark mishandled the Liquor Antitrust investigation.

3. Unsub; Inquiry by Secretary of a Congressman.

Judson W. Bowles, Department attorney, advised he received a call from a secretary of a Congressman requesting that a particular case against two men be dropped. Bowles refused to identify the case or the Congressman pending specific authority from the Attorney General that such information was within the scope of the Peyton Ford, et al investigation.

This information was called to the attention of the Attorney General and Mr. Murray on August 26, 1952. To date there has been no request that any investigation be conducted.

4. John Sonnet, Former Assistant Attorney General.

Curtis Shears, Department attorney, alleged that he was reluctant to recommend Antitrust action in an anti-racketeering case since he felt such action

would hurt his chance of becoming a Federal Judge in New York because of the interest of labor in the case.

This information was called to the attention of the Attorney General and Mr. Murray on August 29, 1952, No request for investigation has been received to date.

5. Merger of United States Steel and Geneva Steel.

Curtis Shears, Department attorney, stated he believed Mathias Orfield was transferred from the Antitrust Division to the Lands Division because he protested the merger of these two companies but had been overruled by his superiors. Shears stated he believes that Tom Clark played an important part in the merger of these two companies.

The Attorney General and Mr. Murray were advised of the above by memorandum dated September 2, 1952. To date there has been no request to interview Orfield.

6. Gillette Committee Investigating A & P, Telephone Call by One Bergson.

Gordon Grant, Department attorney, advised that Paul Hadlick, former Department attorney, while employed as legal counsel for the Gillette Committee investigating the A & P case, received a telephone call from a person who identified himself as "Bergson" and requested exhibits and statistics which had been prepared by the Committee on the A & P case. Hadlick thought the call was from Herbert Bergson where it was actually made by Bergson's brother who was understood at that time to represent the A & P interests. It was not known if the requested material was sent and if so whether it was sent to Herbert Bergson.

The above was furnished to the Attorney General and Mr. Murray on August 29, 1952. To date there has been no request for investigation.

7. T. Lamar Caudle - Tobacco Interests in North Carolina.

Curtis Shears, Department attorney, alleged that T. Lamar Caudle inquired concerning the Antitrust Division's

intentions in regard to a case involving tobacco companies of North Carolina and suggested that if no action had been taken in these cases Caudle may have been responsible for the cases being closed.

The above was furnished the Attorney General and Mr. Murray on August 29, 1952. To date there has been no request for investigation.

8. Milk Industry.

Kenneth R. Lindsay, Department attorney, alleged that the Antitrust investigation of the Milk Industry involving Borden and National Dairy Products, wherein it was developed these two companies had in certain areas attempted to monopolize the business, had been discontinued and suggested the failure to bring action may have been caused by outside influence.

This information was called to the attention of the Attorney General and Mr. Murray on September 3, 1952. No investigation has been requested to date.

9. Milk Case in St. Louis.

Kenneth R. Lindsay, Department attorney, alleged that a number of individuals involved in the Antitrust suit in St. Louis were not indicted because they were influential people and that the attorney who originally intended to indict them was taken off the case. John Skiles, the attorney in question, was told by the Federal Judge handling the case that he could not indict certain people and after a conference with Peter Campbell Brown, First Assistant to the Attorney General, Skiles was taken off the case and replaced. According to Lindsay, this occurred from four to five years ago.

The above information was furnished to the Attorney General and Mr. Murray on September 3, 1952. There has been no request for investigation in this matter to date.

10. Pitney-Bowes, Incorporated.

Kenneth R. Lindsay, Department attorney, advised he had handled an Antitrust case against this company wherein it was developed the company controlled 85 per cent of the meter machine business. Lindsay was removed from the case by Victor Kramer, Head of the Section, and Lindsay pointed out that Kramer disqualified himself because of stock ownership in this company. Lindsay added that he knew of no action in this case and suggests Kramer may have been responsible for the matter being dropped.

The above was furnished to the Attorney General and Mr. Murray on September 3, 1952. To date there has been no request for investigation.

11. Reported Influence on Matters
Handled in the Claims Division.

Thomas F. McGovern, Department attorney, stated that Julian R. Wilhelm, Department attorney in the Claims Division, had cases in which Wilhelm thought pressure or influence was involved.

This information was called to the attention of the Attorney General and Mr. Murray on September 3, 1952.

The Attorney General, by memorandum dated September 15, 1952, requested that Wilhelm be interviewed for the purpose of securing all information that he has regarding pressure or influence involved in these cases. Oral instructions were given the Washington Field Office on September 18, 1952, to interview Wilhelm and these instructions were confirmed by memorandum to Washington Field Office dated September 22, 1952. The results of this interview will be incorporated in an investigative report to be received at the Bureau September 29, 1952, from Washington Field Office.

12. Peyton Ford and Edward Armstrong Towse
Misconduct in Office.

Louis LeBaron, Associate Justice, Supreme Court, Territory of Hawaii, volunteered the information that he felt and has heard rumors that Chief Justice Edward Armstrong Towse received his appointment by paying Peyton Ford.

This information was called to the attention of the Attorney General and Mr. Murray on September 6, 1952. The Attorney General requested that a full investigation be conducted by memorandum dated September 9, 1952.

The investigation is going forward and all basic investigation is to be completed and reported to the Bureau by October 4, 1952, after which the Bureau will authorize interviews with Ford and Towse.

13. James G. Mackey, United States Attorney, District of Guam.

Thomas F. McGovern, Department attorney, furnished a copy of an intra-Departmental memorandum dated January 4, 1952, relating to James G. Mackey, former Secretary of the National Tanker Corporation, and allegations that Mackey filed with the Treasury Department a knowingly false affidavit. Mackey is now United States Attorney for the District of Guam.

It will be recalled that National Tanker is an affiliate of United Tanker Corporation which was a subject of the Tanker investigation the Bureau conducted at the specific requests of the Claims and Criminal Divisions and which investigation is presently completed. In the course of that investigation there was no such false affidavit furnished to the Bureau by the Department and no such false affidavit uncovered as a result of our conducting specific investigation. It will also be recalled that considerable investigation and work had been done on this case by the Maritime Commission and the Department and our investigation in substance supplemented the investigation that had already been conducted.

The above information concerning James G. Mackey was called to the attention of the Attorney General and Mr. Murray on September 22, 1952, and requested what specific investigation was desired.

14. Alleged Influence in Case Involving Empire Ordnance Corporation.

Thomas F. McGovern, Department attorney, stated he heard there were indications of pressure in a case involving

the Empire Ordnance which case was handled by Department attorney Julian Wilhelm. McGovern further advised that Wilhelm had indicated to him that Frank McKinney, former Democratic National Chairman, had an interest in the case.

It will be recalled that we conducted two limited investigations at the specific request of the Criminal Division concerning the Empire Ordnance Corporation and its President, Frank Cohen. Newspaper publicity in 1951 reported that Frank McKinney, former Democratic National Chairman, and Frank McHale, Democratic National Committeeman from Indiana, each had purchased \$1,000 worth of stock in the Empire Ordnance Company and that Cohen had bought the stock back from them paying each \$69,000. A summary of the information in the Bureau's files concerning Frank Cohen was furnished to the Criminal Division on January 2, 1952.

The above information was furnished to the Attorney General and Mr. Murray on September 17, 1952. To date there has been no request for investigation in this matter.

15. Antonie Gazda, Oerlikon Machine Works
Influence by Former Attorney
General J. Howard McGrath.

Thomas F. McGovern, Department attorney, advised he had heard there was pressure or influence in three patent infringement cases handled by Mr. Barney Wohlfert of the Department. These cases involved Bofors and Oerlikon, Swiss and Swedish companies, of which Antonie Gazda was the owner. These were Claims cases involving patent rights on certain types of guns manufactured during World War II. McGovern stated he heard that Gazda rented a home in Rhode Island to former Attorney General McGrath and that McGrath was instrumental in having Gazda become a naturalized American citizen.

As a matter of background, Robert Collier, Counsel for the Chelf Committee, has previously advised confidentially that that Committee was interested in the connection of

representatives of General Motors and they proceeded to stop a bid Preston Tucker had made on a surplus steel plant owned by the Republic Steel Company in Cleveland, Ohio. Shortly thereafter Kaiser Motor Company submitted a bid and the plant was given to Kaiser. Grant continued that after Tucker's bid had been sidetracked criminal proceedings were started against the Tucker Motor Corporation.

In the course of the investigation conducted by the Bureau at the specific request of the Criminal Division in the Tucker matter information was received from Ernest L. Branham in 1948 substantially the same as that furnished by Grant, with the exception that Peyton Ford was not named by Branham. At that time these allegations were called to the attention of the Criminal Division and investigation was requested to determine if there had been violations on the part of former War Assets Administration officials in representing Tucker in these negotiations. Investigation developed no such irregularities and the Criminal Division advised no further investigation was necessary. Information was also received that Jess Larson had been offered 30,000 shares of stock in the Tucker Corporation to influence the bid in the Republic Steel surplus plant. Larson denied this allegation which was referred to the Criminal Division. The Criminal Division advised that no investigation was necessary.

The above information furnished by Gordon Grant and the pertinent results of our investigation in the Tucker matter were called to the attention of the Attorney General and Mr. Murray on September 23, 1952, and it was requested what, if any, specific investigation was desired concerning the allegations furnished by Grant.

ACTION:

The Department will be followed on those collateral allegations which have been referred to the Attorney General and Mr. Murray to determine if investigation should be conducted.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

Sub
FROM : SAC, Cincinnati (62-1972)

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 2, 1952

Re Washington Field Office letter to Bureau dated September 27, 1952, setting out lead for Cincinnati to interview one CHARLES L. TERREL, 3120 North Main Street, Dayton, Ohio, regarding the Schine movie theater circuit anti-trust case.

Inquiry at 3120 North Main Street, Dayton, Ohio, ascertained that TERREL was unknown there. The Dayton credit record for TERREL gave his address as DeGraff, Ohio, according to an inquiry of January, 1947. TERREL was then in business at the Dayton, Ohio, address as Continental Frozen Food, Inc. His age was shown as forty-four, and his wife was listed as MAXINE FANNY TERREL.

Mrs. CHARLES TERREL, P. O. Box 335, DeGraff, Ohio, advised that she is the mother of CHARLES LYNN TERREL, with whom interview is desired. She stated that TERREL re-entered Federal civilian employment in 1948 as an employee of the Economic Cooperation Administration, being assigned to Greece until October, 1951, when he agreed to accept a one-year assignment in Formosa with ECA. His present address is Paipai, Formosa, receiving mail as G. L. TERREL, ECA, Formosa, APO 63, c/o U. S. Postmaster, San Francisco, California. His present duty has something to do with an advisory capacity to the Nationalist Government regarding aircraft being supplied that government by the United States. His mother has no information as to when he will return to the United States.

The Washington Field Office is requested to ascertain at Headquarters, Economic Cooperation Administration, Washington, D. C., as to when ECA plans to return TERREL to the United States, as this may possibly occur in October, 1952, when his stated one year assignment should expire.

RUC.

AIR MAIL SPECIAL DELIVERY

cc: 2 - Washington Field (62-7197) (AMSD)

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O. W. [Signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

BRB
FROM : SAC, WFO (62-7197)

SUBJECT: TOM C. CLARK,
HERBERT A. BERGSON
Misconduct in Office

DATE: September 27, 1952

Rebulet dated September 22, 1952

For information of offices not receiving previous instructions in this case, the Attorney General, by memorandum dated September 9, 1952, has instructed that a full investigation be conducted concerning allegations that TOM C. CLARK, former Attorney General, United States Department of Justice, improperly handled an Anti-Trust investigation of the Liquor Industry, and that a full investigation should be conducted concerning the allegations that TOM C. CLARK and HERBERT A. BERGSON, former Assistant Attorney General, improperly handled the Schine Circuit Anti-Trust case.

Relative to this Liquor Industry case, Mr. ERNEST L. BRANHAM, an Attorney in the Anti-Trust Division, United States Department of Justice, has furnished a sworn signed statement alleging that after the Presidential election of November, 1948, he had conferred with ALFONS B. LANDA of the Law firm of Davies, Richberg, Tydings, Beebe, and Landa in the Wire Building, Washington, D. C., and LANDA told him that Mr. LEWIS ROSENSTIEL, President of Schenley Industries, was telling it around New York that he had received assurance from Attorney General TOM CLARK, that there would never be any suit of any nature against the Liquor Industry, but if such became inevitable that he, LANDA, Washington counsel for Seagrams liquors, was assured that BRANHAM would have nothing to do with it.

In addition, BRANHAM has advised that LANDA informed him that representatives of the Liquor Industries have contributed large sums of money to the Democratic National Committee, and that ROSENSTIEL, President of Schenley's, had pledged \$100,000. BRANHAM advised that he

EJH:ELS

- 2 - Baltimore (AMSD)
- Chicago (AMSD)
- Cincinnati (AMSE)
- Denver (AMSD)
- Los Angeles (AMSD)
- Memphis (AMSD)
- Minneapolis (AMSD)
- New York (AMSD)
- Philadelphia (AMSD)
- San Antonio (AMSD)

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1 cc Williams

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reported the above by memorandum to HERBERT BERGSON, and in a subsequent conversation with BERGSON, he, BERGSON, after reading BRANHAM's memorandum commented as follows:

"You infer that the Attorney General is a crook and a co-conspirator with the Liquor officials."

BRANHAM advised that BERGSON suggested to him that he destroy this memorandum, as he did not want it in the files. BRANHAM destroyed instant memorandum.

In 1943, the Judiciary Committee of the Senate initiated an investigation of the Liquor Distilling Industry. Shortly after the investigation was initiated the committee requested the assistance of the Anti-Trust Division in gathering information concerning the activities of the major distillers. In conformity with this request and after an extensive preliminary investigation by members of the Anti-Trust Division Staff, a Grand Jury was authorized in November, 1943, for the purpose of determining whether certain members of the Liquor Industry were violating the Anti-Trust laws. At the conclusion of this extensive Grand Jury investigation in 1944, the staff assigned to the investigation concluded; (1) that there was no evidence of common ownership or control in the industry, (2) that the acquisitions of the Big Four (Schenleys, Seagrams, National, and Hiram Walker) were not made pursuant to any conspiracy, (3) that the distillers had no common connections with banking interests, and (4) that there was no collusion among the major distillers with respect to marketing and distribution practices. However, the Anti-Trust attorneys handling this investigation found that there was a high degree of concentration in the hands of the Big Four, and that competition in the industry, as by the Big Four and the independents had been steadily lessening.

The investigation of the Liquor Industry was officially closed in late 1944, however, it was felt that in the postwar period with the removal of governmental wartime regulations in the Liquor Industry evidence might subsequently be found of the collusion or conspiracy among the Big Four or that one of the Big Four would emerge as the leader to such an extent as to require a further examination of the developing facts.

In the spring of 1949, the Anti-Trust Division began a re-examination and re-evaluation of prior Grand Jury evidence and the

collection and computation of information from various governmental agencies. The examination of this material was concluded in September of 1949, at which time the Anti-Trust Division prepared a detailed and comprehensive summary of its findings. The conclusions reached by this staff were almost identical to those reached in the 1944 investigation. However, in December, 1949, a summary of the September, 1949, memorandum was prepared together with a draft of a memorandum requesting the Federal Bureau of Investigation to conduct a limited investigation. Since May of 1950, this matter has remained in an inactive status pending the receipt of complaints from the independent distillers, evidence of conspiracy or collusion among the Big Four, or evidence of the dominance of one of the Big Four sufficient to direct the course of others along a common pattern in violation of Anti-Trust laws.

ERNEST L. BRANHAM has advised that while he was employed in the small business unit of the Anti-Trust Division, he had received numerous complaints from all parts of the country, from dealers and from the few remaining independent Coopers concerning the practices of the Big Four contending that they were violating the Anti-Trust laws. BRANHAM has stated that he had recommended to the department that suit should not be filed against the Big Four or the Big Six, which consists of Brown, Forman and Publicker in the Cooperage monopoly alone, and that investigation should be pursued further concerning the whiskey monopoly in this industry. BRANHAM contends that this investigation by the Anti-Trust Division, headed by HERBERT BERGSON from June of 1949 until September 29, 1950, has been handled in a dilatory manner.

With reference to the Schine Circuit Anti-Trust Case, the Washington Field Office interviewed a Mr. PHILLIP MARCUS, Attorney, Anti-Trust Division, on August 13, 1952, at which time MARCUS contended that he has worked on the Anti-Trust case concerning the Schine movie theater circuits since 1944. He informed that in the spring of 1948, the Supreme Court ruled in the Schine case that the Trial Court should provide for divestiture of theaters in the Schine Circuit so as to create competitive conditions, and also on the basis of what theaters had been illegally acquired and used by the Schine organization. MARCUS advised that this ruling representing one of the most substantial victories ever won by the government in Anti-Trust cases, and was regarded as a landmark case with respect to relief, the courts are willing to give the government Anti-Trust cases.

MARCUS further advised that in October of 1948, the Department of Justice filed with the District Court a document consisting of proposed findings of facts, a proposed judgement and the supporting brief in accordance with the Supreme Court opinion. The proposed

judgement provided for extensive divestiture of theaters in the Schine Circuit based upon the proposed findings. This document was signed by HERBERT BERGSON and PHILLIP MARCUS.

MARCUS informed that Schine, in the summer of 1948, was represented by its general counsel, WILLARD S. MCKAY, and the law firm of Cravath, Swaine and Moore.

In the late summer of 1948, Schine hired IRVING KAUFMAN, now Federal Judge, Southern District of New York, to attempt to negotiate a settlement with the Department of Justice. KAUFMAN had recently left the Department of Justice after being in charge of enforcing the lobbying act.

MARCUS further advised that KAUFMAN was quite close to TOM CLARK, then Attorney General, and that KAUFMAN had been instrumental in raising considerable sums of money in New York for the political campaign in 1944.

During the early part of 1948 an extensive investigation was carried on by the Department of Justice to determine whether Schine was in contempt of court and very flagrant violations were discovered. In September or October, 1948, a contempt petition against the Schine Circuit defendants was prepared by MARCUS and members of his staff. This petition was approved by heads of the Judgement Section and the General Litigation Section in the Anti-Trust Division. It was forwarded to HERBERT BERGSON with a memorandum recommending the filing of the contempt petition with the District Court in Buffalo, New York. MARCUS advised that he believed the petition and recommendation were given to the Attorney General, TOM CLARK.

He advised that on November 1 and December 20, 1948, he argued certain motions in the Schine case before the District Court in Buffalo, New York, and immediately after one of these arguments, the exact one he does not recall, WILLARD MCKAY and he met in the United States Attorney's Office, Buffalo, New York to prepare an order in accord with the courts decision made on a particular motion. On this case MCKAY allegedly advised MARCUS that he, MCKAY, understood that a contempt petition was in the Attorney General's Office, and advised that Mr. J. MYER SCHINE had been in to see the Attorney General. MARCUS informed that the Department of Justice had never filed this contempt petition.

The Trial Court in Buffalo, New York set a date for a hearing to be held on the government's proposals and in connection with this hearing the government advised the District Court that it intended to offer evidence that the Schine defendants had violated judgements entered against them. Several postponements requested by IRVING KAUFMAN on behalf

of the Schine defendants were consented to by HERBERT BERGSON under the objections of MARCUS.

MARCUS informed that in January of 1949, a hearing had been set in this matter after several postponements. One or two days before the date set for the hearing WILLARD MCKAY came into his office in Buffalo, New York, and told him that he would get a call from BERGSON shortly, and would be told that the hearing was not to go on. He advised that he received the call from BERGSON and was instructed by BERGSON not to object to an application for postponement by the Attorneys for Schine. A postponement was granted and no hearing was ever held.

He further stated that contrary to customary procedure, BERGSON himself conducted the divestiture negotiations with Schine's counsel, IRVING KAUFMAN, without he, MARCUS, or any section chief of the Anti-Trust Section participating. MARCUS has advised that on numerous occasions he has expressed concern over the way negotiations seemed to be going in this matter, and on several occasions BERGSON gave him the impression that he was acting under orders from the Attorney General. He stated that on one occasion BERGSON told him that he had to let IRVING KAUFMAN keep "a foot in the door," and that KAUFMAN was close to the Attorney General, and would contact the Attorney General before seeing him.

In addition, MARCUS said that the above negotiations culminated into a consent judgement, and that the divestiture provisions were considerably less than what the Supreme Court's opinion calls for, and what the government had asked for in the proposed judgement filed with the District Court. MARCUS concluded that he first refused to sign the judgement which BERGSON and KAUFMAN had agreed on, then made it a condition for his signing that it contained additional conjunctive provisions which were added. He advised that he refused to present the judgement to the court. He also stated that BERGSON was aware of the facts, making it almost certain that Trial Court would have given the government a better judgement than that which was negotiated.

Interviews should be conducted with JOHN HENRY LEWIN, 11409 Mercantile Trust Building, Baltimore, Maryland, by the Baltimore Office, relative to the Liquor Industry case; WILLIAM B. BUTZ, Colonial Building, Allentown, Pennsylvania, by the Philadelphia Office, relative to the Liquor Industry case. The Denver Division should interview GERLAD MCAULIFFE, 1284 Corona Street, Denver and DON W. MARSHALL, Colorado National Bank Building, Denver, relative to the Liquor Industry case.

Los Angeles will interview HARRY SWORDLOW, 1051 Browning Boulevard, Los Angeles, relative to the Liquor Industry case. Chicago will interview EDWARD H. LEVI at the University of Chicago, relative to the Liquor Industry case, and SEYMOUR SIMON, Attorney, Schredzke and Gould Firm, 29 South La Salle Street, Chicago, Illinois, relative to the Schine Circuit. Cincinnati Division will interview CHARLES L. TERREL, 3120 North Main Street, Dayton, Ohio, relative to the Schine Circuit. San Antonio will interview ALBERT BOGCESS, 620 Herring Avenue, Waco, Texas, relative to the Schine Circuit. Memphis will interview JOHN J. BEVINGTON, Apartment CA, Woodmount Terrace Apartments, Nashville, Tennessee, relative to the Liquor Industry.

Information has been received by this office that CHAIMERS HAMMILL, Attorney in charge of Small Business Unit, Anti-Trust Division, is confined to room 4739 Saint Mary's Hospital, Rochester, Minnesota. HAMMILL was BRANHAM's immediate supervisor and took part in numerous conferences relative to the prosecution of the Liquor Industry, the Minneapolis Office is requested to determine whether he, HAMMILL, is able to be interviewed, if so interview HAMMILL.

New York Office will interview J. FRANCIS HAYDEN, former Chief, New York Anti-Trust Office and now in private business in New York (address known to New York Office), WALTER K. BENNETT, Anti-Trust Division, New York, relative to the Liquor Industry. New York will interview SIGMUND TIMBERG, now a member of the United Nations and former head of the Consent Decree Anti-Trust Division, relative to the Schine Circuit case. All of the above Attorneys with the exception of HAMMILL and BOGCESS are former Attorneys in the Anti-Trust Division. BOGCESS and HAMMILL are still so employed.

In the interview to be conducted with the above mentioned Attorneys, it should be determined what part each Attorney played in the investigation of the above mentioned cases. It should be determined whether or not he had been instructed by TOM CLARK or HERBERT BERGSON to soft-pedal or purposely mishandle any investigation in connection with these matters. He should also be questioned relative to any knowledge he might have concerning the mis-handling of these cases and whether or not TOM CLARK or HERBERT BERGSON were improperly handling these cases. All persons interviewed should be requested to furnish a sworn signed statement.

All persons interviewed in this investigation will not be advised that the investigation is being conducted at the request of the Attorney General. In the event the authority of the Bureau is questioned, it will be satisfactory to indicate to a person raising such a question that the investigation has been ordered by the Department of Justice. Under no circumstances is that person to be advised which official or which office in the department so instructed.

WFO 62-7197.

The Special Agent in Charge of each office where there is an investigation will personally supervise the investigation and only mature and experienced agents are to be assigned to this matter. The investigation is to be thorough and complete and will receive top priority. Five copies of all reports will be furnished the Bureau, and three copies to Washington Field Office. Extreme care should be exercised in the preparation of these reports.

The Bureau has requested that the above investigations being conducted be handled expeditiously as possible, and that all investigations must be completed by October 3, 1952. Reports are to be forwarded to the Bureau Air Mail Special Delivery, attention Assistant Director, A. ROSEN, Washington Field is office of origin.

Office Memorandum • UNITED STATES GOVERNMENT

TO

DIRECTOR, FBI

DATE: September 29, 1952

FROM :

SAC, WFO (62-7197)

SUBJECT:

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Mr. Tolson	
Mr. Ladd	
Mr. Nichols	
Mr. Belmont	
Mr. Clegg	
Mr. Glavin	
Mr. Harbo	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

E. J. [Signature]

On September 27, 1952, Special Agents HARRY J. MORGAN and ANDREW J. SHANNON interviewed EDWIN PEWETT, Acting Chief, Judgment and Judgment Enforcement Section, Anti Trust Division, Room 3311, U. S. Department of Justice. At the time of this interview the agents inquired as to the present whereabouts of ERNEST R. MEYERS and were advised by PEWETT that MEYERS was an attorney in a New York law firm. PEWETT advised that he did not know MEYERS' correct address in New York, but that if the agents would call him on Monday he would furnish them MEYERS correct address.

At approximately 9:55 AM on September 29, 1952, Special Agent SHANNON telephonically contacted PEWETT's office and inquired if Mr. PEWETT was in. The girl answering the telephone, whom the agent assumed to be Mr. PEWETT's secretary, immediately said, "Mr. BERGSON?". The agent then advised her that it was not Mr. BERGSON and wanted to know if Mr. PEWETT was in. She apologized to the agent by stating that his voice sounded like Mr. BERGSON's.

She advised the agent that PEWETT was out attending a conference in another office and he would not be back until after 11:00 AM. The agent thanked her for this information and said he would call back later.

AJS:MOO

INDEXED - 28

RECORDED - 28

62-97557-14

SEP 30 1952

*No action necessary
has no personnel
[Signature]*

60 OCT 13 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/23/83 BY SP-8 BTJ/ru

UNRECORDED - COPY FILED IN 62-97557-14

SAC, Washington Field (62-7197)

October 3, 1952

Director, FBI (62-97557)

**TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE**

Rebulet September 22, 1952, and Washington Field
Letters dated September 27, and September 30, 1952.

All offices receiving copies of this memorandum
are instructed to expedite this investigation and submit a
report at the earliest possible date. All offices are in-
structed to advise by AMSD letter, Attention A. Rosen,
Assistant Director, to reach the Bureau by October 7, 1952,
status of investigation. If investigation is pending,
identify outstanding leads, reason not covered and when it
is expected the investigation will be completed.

If investigation is completed the Bureau should
be so advised and furnished with the date of the report and
the name of the Agent submitting.

- cc: 1 - Baltimore (AMSD)
- 1 - Chicago (AMSD)
- 1 - Cincinnati (AMSD)
- 1 - Denver (AMSD)
- 1 - Los Angeles (AMSD)
- 1 - Memphis (AMSD)
- 1 - Minneapolis (AMSD)
- 1 - New York (AMSD)
- 1 - Philadelphia (AMSD)
- 1 - Pittsburgh (AMSD)
- 1 - San Antonio (AMSD)
- 1 - Savannah (AMSD)

RECORDED - 82

62-97557-15

OCT 17 1952
137

EX. - 73

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

ECW: lk
[Handwritten initials]



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/22/83 BY SP-8 RJS/MLP

60 OCT 13 1952

UNRECORDED - COPY FILED

10-2-52

WASHINGTON FROM WASH FIELD

2

DIRECTOR

URGENT

Handwritten notes and signatures in the top right corner, including a vertical stamp and a signature.

TOM C. CLARK, HERBERT A. BERGSON, MISCONDUCT IN OFFICE. REBULET SEPTEMBER TWENTYTWO, INSTANT. PHILIP MARCUS IN SUPPLEMENTAL STATEMENT FURNISHED TO WFO AGENTS EXPLAINED LEGAL RAMIFICATIONS OF THE SCHINE CIRCUIT CASE AND SUMMARIZED DIFFERENCES BETWEEN CONSENT JUDGMENT ENTERED IN JUNE, FORTYNINE, AND THE JUDGMENT PROPOSED BY THE GOVERNMENT TO THE DISTRICT COURT, BUFFALO, NY, IN AUGUST, FORTYEIGHT. IN SUMMARY FURNISHED BY MARCUS THE RECOMMENDED JUDGMENT PROVIDED FOR A TRUSTEE TO EFFECT DISPOSITION OF THEATERS; THE JUDGMENT ENTERED CONTAINED NO PROVISION FOR THE APPOINTMENT OF A TRUSTEE. THIS WAS CONSIDERED BY HIS STAFF AS BEING ONE OF THE MOST IMPORTANT PROVISIONS AND ONE WHICH JUDGE JOHN KNIGHT HAD CLEARLY INDICATED HE WOULD GRANT. THE RECOMMENDED JUDGMENT CONTAINED A PROHIBITION AGAINST THE DEFENDANT'S ACQUIRING A FINANCIAL INTEREST IN ANY ADDITIONAL THEATERS EXCEPT AFTER AN AFFIRMATIVE SHOWING THAT SUCH ACQUISITION WOULD NOT UNREASONABLY RESTRAIN COMPETITION. THE JUDGMENT ENTERED SUBSTITUTED FOR THIS PROVISION ONE WHICH WAS MUCH MORE LENIENT IN PERMITTING ACQUISITION WITHOUT COURT APPROVAL. MARCUS STATED HE PREPARED A RECOMMENDATION TO THE ATTORNEY GENERAL TO ACCOMPANY THE PROPOSED CIVIL CONTEMPT PETITION. BOTH

EJH:MET
62-7197

CC: New York (RSD)

Handwritten file number 62-97557-1 and other scribbles.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 6/20/83 BY SP-8 CJS/UD

Handwritten initials RBH and a circled 'A'.

OCT 13 1952

UNRECORDED COPY FILED IN 62-97557-1

PAGE TWO

THE RECOMMENDATION AND PROPOSED PETITION WERE APPROVED BY HOLMES BALDRIDGE AND SIGMUND TIMBERG OF THE DEPARTMENT. THE RECOMMENDATION AND PETITION WENT INTO HERBERT BERGSON'S OFFICE AND MARCUS BELIEVED THEY QUOTE WENT OUT UNQUOTE TO THE ATTORNEY GENERAL WHO AT THAT TIME WAS TOM CLARK. MARCUS ADDED THAT IN REFERENCE TO THE REMARK MADE BY WILLARD MC KAY, ATTORNEY FOR SCHINE, IN PREVIOUS STATEMENT WITH RESPECT TO THE CONTEMPT PETITION IT HAD NOT BEEN MADE PUBLIC IN ANY WAY BEFORE OR AT THE TIME OF MC KAY'S REMARK. MARCUS FURTHER STATES FACTS INDICATED CONTEMPT BY SCHINE AND HE RECOMMENDED CONTEMPT PROCEEDINGS AGAINST SCHINE TO HERBERT BERGSON, AAG, BUT THAT NO CONTEMPT PROCEEDINGS HAVE EVER BEEN BROUGHT AGAINST SCHINE. MARCUS STATED THAT IT WAS HIS UNDERSTANDING THAT TOM CLARK, WHEN HE BECAME HEAD OF THE CRIMINAL DIVISION, TOOK THE SCHINE AND PARAMOUNT CASES WITH HIM AS A CONDITION FOR HIS BEING AGREEABLE TO THE SHIFT FROM THE ANTITRUST DIVISION TO THE CRIMINAL DIVISION IN THE DEPARTMENT OF JUSTICE. MARCUS ALSO STATED HE WAS TOLD BY SCHINE'S COUNSEL, GOODWIN, THAT HE ^{MARCUS} WAS NOT AWARE OF CONFERENCES. GOODWIN HAD WITH TOM CLARK. MARCUS SPOKE TO CLARK BUT STATED CLARK DID NOT DENY HAVING DEALT WITH GOODWIN BUT COULD NOT RECALL THAT CLARK HAD OPENLY CONFIRMED THAT HE HAD MADE AGREEMENTS WITH GOODWIN WITHOUT MARCUS' KNOWLEDGE. IRVING KAUFMAN, WHO WAS HIRED BY SCHINE TO NEGOTIATE A SETTLEMENT IN THE FALL OF NINETEEN FORTYEIGHT, TOLD BERGSON IN MARCUS' PRESENCE THAT MARCUS WAS PREJUDICED AGAINST SCHINE AND THE BEST THEORY FOR THE CASE WAS FOR MARCUS

PAGE THREE

TO WITHDRAW. BERGSON MADE NO COMMENTS TO THIS BUT APOLOGIZED THE NEXT MORNING TO MARCUS. HE STATED SCHINE HIRED HAROLD HOROWITZ AFTER KAUFMAN WAS MADE FEDERAL JUDGE TO NEGOTIATE THE CASE AND THAT HOROWITZ WAS A CLOSE PERSONAL FRIEND OF BERGSON AND PEYTON FORD. HE STATES HOROWITZ WAS PRESIDENT OF E. LEITZ CORPORATION, NY. MARCUS STATED THERE WAS GENERAL GOSSIP THAT SCHINE SUBSTANTIALLY CONTRIBUTED TO BOTH POLITICAL PARTIES IN NINETEEN FORTYFOUR. HE ADDED THAT HAROLD LASSER OF THE NY OFFICE, ANTITRUST DIVISION, TOLD HIM THAT KAUFMAN, MENTIONED ABOVE, HAD RAISED CONSIDERABLE FUNDS FOR THE DEMOCRATIC POLITICAL CAMPAIGN OF NINETEEN FORTYEIGHT AND HEARD THAT WHEN QUESTION OF KAUFMAN'S JUDGESHIP CAME UP THERE WAS A BRIEF DELAY IN THE CONFIRMATION BECAUSE OF A COMPLAINT REGARDING KAUFMAN'S CONNECTION WITH THE SCHINE CASE. NY WILL INTERVIEW LASSER RELATIVE TO HIS PARTICIPATION IN THE SCHINE CIRCUIT CASE AND DETERMINE WHAT PART IRVING KAUFMAN PLAYED AS ATTORNEY FOR SCHINE. ATTEMPT TO VERIFY MARCUS' STATEMENTS SET OUT ABOVE. MARCUS' SWORN STATEMENT WILL BE IN NEXT INVESTIGATIVE REPORT.

HOOD

CO. [unclear]
AND SUPERVISOR
INVESTIGATIVE DIVISION

The Attorney General

October 6, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

RECORDED-128

- 77557-16

ERIC C. CLARK
HERBERT A. ROBOY
DIRECTOR'S OFFICE

EX-103

I am attaching to this memorandum and to the copies designated for Mr. Murray two memoranda dated October 1, 1952, setting forth information furnished by Ernest L. Branham, Department Attorney.

The first attached memorandum is captioned "Identical Bids for Defense Contracts" and the second attached memorandum is captioned "United States Versus Wallace and Tiernan Company, Incorporated."

In view of the nonspecific nature of the information furnished by Mr. Branham, no investigation is contemplated by this Bureau, in the absence of a specific request from the Department.

Attachment

OCT 6 5 22 PM '52
RECEIVED
FBI

cc: 2 - Assistant Attorney General (PERSONAL AND CONFIDENTIAL)
Charles B. Murray (Attachment)

Bureau files reflect no record of any civil action concerning the Wallace and Tiernan Company, Incorporated.

- Tolson _____
- Egan _____
- Nichols _____
- Belmont _____
- Glavin _____
- Ladd _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

ECW:lk

71 OCT 22 1952

DECLASSIFIED BY SP-8 BTJ/PL
ON 6/28/83

PERSONAL AND CONFIDENTIAL

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI
FROM : SAC, WFO (62-7197)
SUBJECT: TOM CLARK
HUBERT M. BERGSON,
MISCONDUCT IN OFFICE.

DATE: October 1, 1952

ReBulet dated September 22, 1952.

Transmitted herewith are two blind memoranda containing information furnished by ERNEST L. BRANTHAM when interviewed by Special Agents ROBERT K. LEWIS and EDGAR L. CARTER on October 1, 1952, concerning this case.

Encls. (10) - 2 cc
REL:IDM
*Return
October 4 1952*

*10-1-52
2-1-52
+ 1-1-52
4-1-52*

*Witness from the field
10-1-52
10-6-52
E.C.W.*

62-7197-11

RECORDED 128
INDEXED 128

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/22/83 BY 88-885JUD

United States Department of Justice
Federal Bureau of Investigation
Washington 25, D. C.

3rd October 1, 1952

Re: U. S. vs. ~~WALLACE~~ and TIERNAN COMPANY, INC.

ERNEST L. BRANHAM, Trial Attorney in the Small Business and Procurement Unit of the Anti-Trust Division, U. S. Department of Justice, ~~was~~ being interviewed in connection with another matter on October 1, 1952, advised that he considered there was something improper in the "chlorination case". He stated this case is entitled "U. S. vs. Wallace and Tiernan Company, Inc.", which company was indicted at Providence, Rhode Island, in 1946. He added that a civil suit had been filed against this company in 1947, but that the company has never been brought to trial, either as a result of the indictment or the civil suit. He stated it is his opinion that there has been mishandling or suppression of this case.

He advised that he, only recently, had a phone call from ROY BLAIR EVERSON, 214 West Huron Street, Chicago, Illinois, phone SU 7-3337, in which Mr. EVERSON stated that he had recently submitted the lowest bid on a water purification job for the Veterans Administration in Tennessee. Mr. EVERSON advised BRANHAM that, despite the fact he submitted the lowest bid, the contract for this water purification was awarded to Wallace and Tiernan Company.

Mr. BRANHAM stated that this was the extent of the knowledge which he has of this case, and his feeling that there is something wrong with the same is based solely upon lack of prosecutive attention.

New copies made for ASD & military connected as above elw

ALL INFORMATION CONTAINED
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DATE 02/23/83 BY SP-8 BTJ/AV

COPIES DESTROYED
348 DEC 2 1964

62-97557-16

UNRECORDED-CORRECTED

United States Department of Justice
Federal Bureau of Investigation
Washington 25, D. C.

October 1, 1952

Re: IDENTICAL BIDS FOR DEFENSE CONTRACTS

ERNEST L. BRANHAM, Trial Attorney in the Small Business and Procurement Unit of the Anti-Trust Division, U. S. Department of Justice, ~~while being interviewed in connection with another matter~~ on October 1, 1952, advised that certain bids for defense work come to his attention in the Small Business Unit, Department of Justice. He advised that there have been cases of identical bids submitted by different companies for the same job. He advised that, where he believes irregularities exist, it is his duty to submit the information, by memorandum, to the Federal Bureau of Investigation, requesting investigation of the irregularity. He advised these memoranda are routed through the Economic Unit, and that, to date, he has been unable to get a single one of his memoranda through to the FBI.

Mr. BRANHAM stated he feels his work in this type of matter is being retarded, and that his memoranda are not cleared for purely "technical reasons".

Mr. BRANHAM could furnish no additional information on this subject.

*New Copies made
for AS & Murray
Account as above
E.L.B.*

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HEREIN IS UNCLASSIFIED
DATE *6/28/83* BY *SP-8 BVS/jad*

COPIES DESTROYED
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65-97557-16

DIRECTOR, FBI

October 1, 1952

SAC, WFO (62-7197)

TOM C. CLARK,
HERBERT A. BERGSON,
MISCONDUCT IN OFFICE

ReBulet dated September 22, 1952.

During an interview conducted by Special Agents EDGAR L. CARTER and ROBERT K. LEWIS on October 1, 1952, of ERNEST L. BRANHAM, Trial Attorney in the Small Business and Procurement Unit of the Anti-Trust Division, U. S. Department of Justice relative to his participation in the Schine Circuit Theatre Case, he furnished the following information:

BRANHAM stated that TOM CLARK, former Attorney General of the Department of Justice, was guilty of using HERBERT A. BERGSON as his "tool" in all cases handled in the Department of Justice. He advised that he, BRANHAM, was working in a "lion's den" and "everyone wants to stick a knife in me". He referred to his present position in the Department as "being on ice" and that no one in the Department of Justice would speak with him. In addition, he advised that he has been receiving anonymous telephone calls at home warning him "to stay away from the Chelf Committee".

In addition, BRANHAM informed that Mr. NEWELL CLAPP, Acting Assistant Attorney General in charge of the Anti-Trust Division, has refused to assign him any work. It is noted that Mr. BRANHAM appeared to be depressed mentally in that he advised he had been through extremely trying circumstances since May of instant year, and that persons in the Department refused to talk with him or have anything to do with him.

EJH:DDJ

62-97557-16

101
70 OCT 28 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY 88-8-015120

The Attorney General

October 6, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

RECORDED-128

62-97557-17
TOM C. CLARK
HERBERT A. FERGUSON
MISCONDUCT IN OFFICE

I want to call to your attention information which has been furnished by Ernest L. Branham, Attorney, Small Business Unit, Antitrust Division. There is attached to this memorandum and to the copies designated for Mr. Murray a copy of a memorandum from our Washington Field Office dated October 3, 1952, concerning Branham's statements of his position in the Department since testifying before the Chelf Committee in open hearing on May 14, 1952.

As you will recall, Branham is the Departmental Attorney who originally furnished information alleging that former Attorney General Tom C. Clark assured Lewis Rosenstiel, President of Schenley Industries, there would be no Antitrust investigation of the Liquor Industry, and if there was the investigation would not be handled by Branham.

In addition to the information set out in the attached memorandum, Mr. Branham has advised that since testifying before the Chelf Committee he has received anonymous telephone calls at his home warning him "to stay away from the Chelf Committee." Branham states that Acting Assistant Attorney General Newell Clapp has refused to assign him work and since May of this year persons in the Department refused to talk with him or have anything to do with him. He complains further that he is working in a "lion's den", "everyone wants to stick a knife in me" and his present position in the Department is as "being on ice." It is noted in the attachment that Branham states he has been requested by you to inform of "any evidence of repercussion" arising from his testimony before the Chelf Committee, further that since no one in the Department speaks to him he has no way of "getting through" to you and since "his Senator" is out of town his only method of appeal is to the Chelf Committee and the FBI.

In view of the fact that the information furnished by Branham is of an administrative nature, no further action is contemplated by this Bureau in the absence of instructions to the contrary from you.

- Tolson
- Ladd
- Nichols
- Belmont
- Clegg
- Glavin
- Harbo
- Rosen
- Tracy
- Laughlin
- Mohr
- Tele. Rm.
- Holloman
- Gandy

Attachment

cc: 2 - Assistant Attorney General (PERSONAL AND CONFIDENTIAL)
Charles B. Murray (Attachment)

MAILED 8
OCT 7 - 1952
COMM-JUL

DECLASSIFIED BY SP-8 BOP/RC
ON 6/23/83

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OCT 6 5 21 PM '52

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OCT 17 1952

Handwritten signature

WFO 62-7197

BRANHAM advised that he has received two comforting messages from the Attorney General in which the Attorney General requested that BRANHAM keep him advised of "any evidence of repercussion" arising from his testimony before the Chelf Committee. BRANHAM stated that the repercussions against him have now taken the form of "administrative action" such as removing his secretary from his office. He stated that since no one in the Department speaks to him, he has no way of "getting through" to the Attorney General and since "his Senator" is out of town, his only method of appeal is to the Chelf Committee and the FBI.

The interviewing Agents thanked Mr. BRANHAM for this information and advised him that the facts which he had furnished would be submitted through the proper channels.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, WFO (62-7197)

SUBJECT: TOM CLARK, ET AL
MISCONDUCT IN OFFICE

DATE: October 3, 1952

On October 2, 1952, Mr. ERNEST L. BRANHAM, Attorney, Small Business Unit, Antitrust Division, Department of Justice, called Special Agent ROBERT K. LEWIS and advised he wished to talk to him about certain "repercussions" which had occurred on this date. He advised he had already contacted the Chelf Committee regarding this matter.

Mr. BRANHAM was subsequently interviewed by Special Agents WILLIAM T. FORSYTH and ROBERT K. LEWIS at his office. Mr. BRANHAM advised that he had first testified before the Chelf Committee in open hearing on May 14, 1952, and that beginning May 15, 1952, no one in the Department of Justice has communicated with him either orally or in writing. He stated that the only work he gets is that which pertains to old pending matters or work which comes to him automatically and is addressed to him personally. He stated that his superiors have assigned him no work since May 15, 1952. Mr. BRANHAM commented that on July 17, 1952, he was moved out of his office and "squeezed" into the office of CHALMERS HAMILL. Mr. BRANHAM went on to say that the Antitrust Division needs a "shake-up" and added that the Head of the Antitrust Division and EDWARD P. HODGES are "no good."

He stated that on October 2, 1952, Mr. LEO FINN, Assistant Administrative Officer, Antitrust Division, advised his secretary that she was to be transferred into the Steno Pool. Mr. BRANHAM stated that Mr. FINN did not bother to consult him regarding this move. BRANHAM stated that when he heard of the transfer he consulted Mr. LEROY C. MCCAULEY, Chief Administrative Officer, Antitrust Division, and Mr. MCCAULEY advised him that he had made the decision to move BRANHAM's secretary into the Steno Pool because of an urgent need to expand the pool. BRANHAM stated he did not argue with MCCAULEY concerning this move, although he added that the loss of his secretary will "put him out of business." He stated that after the interview with MCCAULEY he immediately called ROBERT COLLIER, Chief Counsel, Chelf Committee, and since COLLIER was out he gave the above information to COLLIER's assistant. He then called Representative KENNETH B. KEATING, Chelf Committee, and advised him of the transfer of his secretary. He said KEATING informed him that he would take this matter up with the Committee.

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 6/23/83 BY SP-8 BTJ/RW

RECORDED-128
INDEXED-128

OCT 1952

62-7197-1133
 RECORDED-COPY FILED IN 62-7197-1133

FILE _____

SERIAL 66

COVER PAGES

AIRTEL
 REPORT
 LETTER *OK/6/21/8*

REPORT
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 TELETYPE
 MEMO
 OTHER

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Other		11	
Over		12	
All		13	
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9		22	
Other		Other	
Over		Over	

OUTSIDE AGENCIES TO BE NOTIFIED:

- Action (Peace Corps)
- AID
- Air Force OSI AFIS
- Army ACSI Other
- BATF Bu Prisons
- CIA CAB
- OPM Customs
- DEA DIA
- DOJ Criminal Div.
 Security Div.
- DOE FCC
- HHS HUD
- ICC INS
- IRS
- Navy NIS ONI
- NRC NSA
- Postal Service
- State Dept.
- DOT Coast Guard
 FAA
- USSS
- VISTA
- Bufiles Others

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, CHICAGO (62-4885)

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 3, 1952

JW

See 2-1

E. J. Williams

U. I. R. 3

Remylet October 2, 1952.

MELVILLE WILLIAMS contacted today and states he has been unable to contact WILLIS HOTCHKISS, current head of Antitrust Office, Chicago, whom he desires to talk with to refresh recollection on liquor investigation.

EXPEDITIOUS PROCESSING

Appointment made for October 6, 1952 to interview WILLIAMS regarding this matter and report will be submitted AMSD same day.

JHH/gls

AIR MAIL SPECIAL DELIVERY

RECORDED - 93

62-97557-18

cc: Washington Field (62-7197) (AMSD)

OCT 6 1952

EX - 73

ALL INFORMATION CONTAINED
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DATE 6/23/83 BY SP-8 BTJ/RL

~~7199~~
51 OCT 9 1952

[Handwritten signatures and initials]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *PRW*

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 6, 1952

- Tolson
- Ladd
- Clegg
- Glavin
- Nichols
- Rosen
- Tracy
- Harbo
- Belmont
- Mohr
- Tele. Room
- Nease
- Gandy

PURPOSE:

To advise Ernest L. Branham, Department Attorney, claims he has been ignored in the Department and has not been assigned work since testifying before the Chelf Committee. Branham claims he has received threats warning him to stay away from the Chelf Committee.

BACKGROUND:

Ernest L. Branham, Attorney in the Antitrust Division of the Department, is the original source of the allegations that Tom Clark mishandled the Antitrust investigation of the Liquor Industry. Branham alleged that Clark, when Attorney General, assured Lewis Rosenstiel, President of Schenley's, there would be no investigation of the Liquor Industry and if there was Branham wouldn't handle it. These allegations are being investigated in instant matter pursuant to instructions of the Attorney General.

As a matter of further background on Branham, he has claimed to be close to Senator Olin Johnson (D.-S.C.) and indicates he runs to Johnson with all his complaints. Branham is also one of the three individuals considered to be the source of the allegations causing the investigation of the law firm of Peyton Ford, Et al.

DETAILS:

Ernest L. Branham, Department Attorney, advised he first testified before the Chelf Committee in open hearing in May 14, 1952, and since that date no one in the Department has communicated with him either orally or in writing. He states no new work has been assigned to him and the only matters he is handling are cases which were pending at the time he testified. Branham states he was recently "squeezed" into another office. His secretary was transferred into the steno pool. Branham states Mr. Leroy C. McCauley, Chief Administrative Officer, Antitrust Division, advised him his secretary was moved because of an urgent need to expand the steno pool. Branham stated the loss of his secretary will "put him out of business."

Attachment

57

OCT 17 1952

RECORDED - 41

INDEXED - 41

EX - 13

OCT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 01/23/83 BY SP-8 BTJ/aw

RECORDED - COPIES FILED IN

Branham states he advised Robert Collier's Assistant of these actions and he also advised Representative Kenneth B. Keating (R.-N.Y.) of the Chelf Committee, who advised he would take the matter up with the Committee.

Branham stated the Antitrust Division needs a "shake up" and the Head of the Antitrust Division (Newell A. Clapp), and Edward P. Hodges are "no good." Branham advised he has received two comforting messages from the Attorney General in which the Attorney General has requested Branham to keep him advised of "any evidence of repercussion" arising from his testimony before the Chelf Committee. Branham states the repercussions against him have now taken the form of "administrative action" such as related above and since no one in the Department speaks to him he has no way of "getting through" to the Attorney General, and since "his Senator" is out of town his only method of appeal is to the Chelf Committee and the FBI.

Branham also advised that he was working in a "lion's den" and "everyone wants to stick a knife in me." Branham referred to his present position in the Department as "being on ice."

Branham stated that he has been going through extremely trying circumstances since May of this year when he testified. In addition, he has received anonymous telephone calls at his home warning him "to stay away from the Chelf Committee."

Branham advised that Newell A. Clapp, Acting Assistant Attorney General in charge of the Antitrust Division, has refused to assign him any work.

ACTION:

There is attached a memorandum to the Attorney General with copies for Mr. Murray advising of Branham's statements and that no investigation will be conducted by the Bureau.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *OR*

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 6, 1952

Tolson

Ladd

Clegg

Glavin

Nichols

Rosen

Tracy

Harbo

Belmont

Mohr

Tele. Room

Nease

Gandy

on Oct. 1, 1952

Ernest L. Branham, Department Attorney, when interviewed in connection with captioned matter furnished information concerning two subject matters.

1. United States Versus Wallace and Tiernan Company, Incorporated.

Branham advised he considered there was something improper in this matter inasmuch as the company was indicted in 1946, a civil suit had been filed but the company was never brought to trial either as a result of the indictment or the civil suit. He stated it was his opinion there has been mishandling or suppression of this case.

Branham advised he recently received a call from one Roy Blair Everson, Chicago, Illinois, in which Everson claimed he had recently submitted the lowest bid on a water purification job for the Veterans Administration in Tennessee, but despite the fact his was the lowest bid, the contract was awarded to Wallace and Tiernan Company. Branham stated this was the extent of his knowledge of the case and his feeling that there is something wrong is based solely upon lack of prosecutive attention.

2. Identical Bids for Defense Contracts.

Branham advised that certain bids for defense work come to his attention in the Small Business Unit in the Department of Justice. He stated there have been cases of identical bids submitted by different companies for the same job and he believes that where irregularities exist, it is his duty to submit the information by memorandum to the FBI requesting investigation. He advised these memoranda are routed through the Economic Unit in the Department and to date he has been unable to get a single one of his memoranda through to the FBI.

Branham states he feels his work in this type of matter is being retarded and that his memoranda are not cleared for purely "technical reasons." Branham was unable to furnish any additional information on this subject.

Attachment

ECW:lk *lk*
57 OCT 17 1952

RECORDED - 48 162-97557-20
INDEXED - 41 , OCT 8 1952

EX - 13

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/82 BY SP-8 GSN/ML

UNRECORDED - GURK
62-97557-20

ACTION:

sent There is attached a memorandum to the Attorney General with copies for Mr. Murray enclosing copies of two blind memoranda setting forth the information furnished by Mr. Branham. The Attorney General is advised that in view of the nonspecific nature of this information no investigation is contemplated by this Bureau.

Vig

EBL

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, CHICAGO (62-4885)

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 2, 1952

ATTENTION: Assistant Director
A. ROSEN

Re Washington Field Office letters to the Bureau dated September 27 and September 30, 1952.

Mr. MELVILLE WILLIAMS, former head of the Chicago and New York Regional Offices of the Antitrust Division, was contacted telephonically on October 2, 1952 at his home. Mr. WILLIAMS was not in his office because of the current elevator strike in the Chicago Loop.

Mr. WILLIAMS advised that he desired to refresh his recollection in regard to any possible part which he may have played in the liquor investigation and is to be recontacted by this office on October 3, 1952.

A report will be submitted on this date if Mr. WILLIAMS is available for interview.

JAH:bjh

AMSD

RECEIVED

INDEXED

RECORDED-85

EX-83

62-4885-21

OCT 8 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/83 BY SP-8 BTJ/RL

104
6 OCT 2 1952

UNRECORDED COPY FILED IN

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, F.B.I. (62-97557) DATE: October 6, 1952

scb FROM : SAC, DENVER (62-1024) AIR MAIL SPECIAL DELIVERY

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Rebulet to Washington Field October 3, 1952.

Please be advised that instant case has been handled by this office and RUC'd by report of SA ROBERT A. KNITTLE IO-1-52, at Denver, Colorado.

~~EXPEDITE PROCESSING~~

LDN:ekw
62-1024

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8 BTJ/ML

EX-130
RECORDED-770

102-1024-622
OCT 9 1952

2 OCT 14 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: October 7, 1952

FROM : SAC, WFO (62-7197)

ATTENTION: ASSISTANT DIRECTOR
A. ROSEN

SUBJECT: THOMAS C. CLARK;
HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

re

Re report of Special Agent EDWARD JOSEPH HAYES dated October 3, 1952, and Bureau letter of the same date.

This is to advise that all investigation has been completed by this office as of the above date and the report of Special Agent EDWARD JOSEPH HAYES is in dictation and should reach the Bureau by October 8, 1952.

From a review of reports in this case, it is noted that a lead is still outstanding in the New York Division to interview SIGMUND TIMBERG on the Schine Circuit Theatre Cases. In connection with the Timberg interview, the New York Division has advised that TIMBERG is not expected to return to this country until October 15. New York has advised that they will then interview TIMBERG.

In addition, it was also noted that W. WALLACE KIRKPATRICK, former Department of Justice Attorney in the Antitrust Division, an individual who allegedly handled a major portion of the Liquor Case and who assisted on the Schine Case, is presently employed by the Department of State in Germany and in all probability will remain in that country until February of 1953. It is recommended that inasmuch as KIRKPATRICK played a major part in the Liquor Case that efforts be made to have him interviewed in Germany.

It was also determined that CHARLES TERREL, former Department of Justice Antitrust Attorney, who had worked on the Schine Case, is now employed by the Mutual Security Agency as Deputy Chief of their Mission in Formosa. TERREL is not expected back in the United States before October of 1953. Since TERREL handled the Schine Case on a routine assignment and there is no indication that he possesses any special knowledge or information on this case, it is recommended that no further consideration be given to this interview.

In addition, it appears that CHALMERS HAMILL, Attorney in Charge of the Small Business Unit, Antitrust Division, Department of Justice, who is presently confined to St. Mary's Hospital, Rochester, Minnesota, will not be able to be interviewed for approximately three weeks. Interview with HAMILL will necessarily depend upon his physical condition. Further contact will be made with HAMILL in approximately three weeks to determine whether he is able to be interviewed.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 03/83 BY 88-8 83300

60 OCT 17 1952
EJH:PCN

RECORDED - 93

62-97557-23
26 OCT 9 1952

X-60

AIR MAIL

OCTOBER 3, 1952

SAC, BUFFALO
WASHINGTON FIELD (BSM)

RECORDED-84

EX - 13

24

TOM C. CLARK, HERBERT A. BERGSON, MISCONDUCT IN OFFICE.
REBULET SEPTEMBER TWENTY TWO AND WFO LET OCTOBER ONE. NO
INTERVIEW IS TO BE CONDUCTED WITH JUDGE JOHN KNIGHT PENDING
FURTHER BUREAU INSTRUCTIONS.

HOOVER

CC: WASHINGTON FIELD (BY SPECIAL MESSENGER)

ECW:lk *lk*

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

COMM - FBI
OCT 3 1952
MAILED 24

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY 88-8 (R)SW

UNRECORDED COPY FILED IN 62-11255-1

et al

OCT 29 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: October 1, 1952

FROM : SAC, WFO (62-7197)

SUBJECT: TOM C. CLARK, HERBERT BERGSON
MISCONDUCT IN OFFICE

*u. S. District Court
Buffalo*

ReBulet September 22, 1952.

In connection with the investigation in the above matter Mr. PHILIP MARCUS, Departmental Attorney, advised a "proposed findings, conclusions, judgment and supporting briefs" was prepared by him, approved by HERBERT A. BERGSON, Assistant Attorney General, and filed on October 15, 1948, with Judge JOHN KNIGHT, U. S. District Court, Buffalo, New York, in the case U.S. v. Schine Chain Theatres.

Mr. MARCUS stated that Judge KNIGHT told him in KNIGHT'S chambers, that he would accept the proposed findings filed by the Department. It is to be noted that MARCUS states Judge KNIGHT heard the Schine case in almost its entirety. Mr. MARCUS has stated Judge KNIGHT originally found Schine guilty of violation of the Sherman Act and handed down a decision ordering divestitures. MARCUS explained the Schine Case was then appealed by Schine to the Supreme Court who upheld the lower court's decision but returned it to the lower court ordering more stringent divestitures than had originally been ordered by the U. S. District Court. MARCUS related the proposed findings of the Department, previously referred to, were filed in connection with the Supreme Court's decision. According to MARCUS negotiations in the Schine Case were undertaken after the proposed findings were filed by TOM C. CLARK and HERBERT A. BERGSON for the Department, and IRVING KAUFMAN, Attorney for Schine. He said as a result of the negotiations a consent decree was entered into by the parties, the conditions of which were not as stringent as those set by the District Court and Supreme Court. Mr. MARCUS pointed out that the decree has not been enforced to date.

MARCUS further advised that in the course of the litigations of the Schine Circuit Theatres, the Schine interests had representing them between twenty and twenty-five attorneys, some of whom MARCUS classified as litigating attorneys and others as contact attorneys.

EJH:fk
2 - Buffalo

*Tel. Buffalo -
cc WFO
10-3-52
EJH*

RECORDED-84
INDEXED-84

62-97557-24

OCT. 2 1952

EX-113

6-22-52

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8 GJS/RS

UNRECORDED COPY FILED IN 62-97557-24

WFO 62-7197

In the interview with Judge KNIGHT the interview should take the following course:

- (1) It should be determined from him what conversations he held with PHILIP MARCUS relative to the settling of Schine Case.
- (2) Does he have any knowledge of intervention on behalf of Schine by former Attorney General TOM CLARK or HERBERT BERGSON, Assistant Attorney General in charge of antitrusts?
- (3) Investigation reflects that there was correspondence exchanged by Judge KNIGHT with WILLARD MCKAY, Attorney for the Schine interests, in respect to the position of the Government taken by MARCUS, as well as a reply made by HERBERT BERGSON to Judge KNIGHT in respect to MCKAY'S letter to KNIGHT. Judge KNIGHT should be requested to furnish information relative to correspondence between attorneys for the Schine circuit and himself pertaining to the attempts on the part of Schine to settle the case.
- (4) It should be determined from Judge KNIGHT whether he has any information which might reflect the mishandling of the Schine Case by TOM CLARK, HERBERT BERGSON, or any other Attorney in the Department of Justice.

AD
Bureau authority is requested to have Judge KNIGHT interviewed by the Buffalo Division. A copy of Washington Field Office report reflecting interview with MARCUS, other attorneys handling the Schine case, and a review of Schine Circuit Antitrust files will be made available to the Buffalo Office upon completion of this investigation.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: October 23, 1952

FROM : SAC, WFO (62-7197)

AB

SUBJECT: TOM C. CLARK;
HERBERT H. BERGSON
MISCONDUCT IN OFFICE

On this date, Special Agent HUGH B. MCGAHEY, now on detached duty working with the Chelf Committee investigating the Department of Justice, telephonically contacted Special Agent EDWARD JOSEPH HAYES and advised that he had just returned to Washington after a trip to Nashville, Tennessee. He stated he proceeded to Nashville, Tennessee, on behalf of the Chelf Committee, to investigate an allegation that TOM CLARK, former Attorney General of the Department of Justice, allegedly had received money from a GEORGE L. BERRY, Nashville, Tennessee, to fix a tax case.

MCGAHEY stated that GEORGE L. BERRY, former President of the International Printers, Pressmen, and Assistants Union, and President of the International Playing Cards and Label Co., of Nashville, Tennessee, had been involved in a criminal tax case with the Bureau of Internal Revenue. BERRY received a sentence of one year and one day, which was suspended and he was placed on probation for a four-year period on January 6, 1948. He stated that BERRY was also fined \$10,000.

He further informed that the allegation against TOM CLARK was that CLARK had settled the civil portion of BERRY's tax case involving \$400,000 for \$200,000, and that CLARK and some other official split the remaining \$200,000. He stated that his investigation in Nashville, Tennessee, indicated that the civil case, as yet, has not been settled, although he was unable to locate any concrete information along this line.

In conclusion, MCGAHEY remarked that he was unable to locate any information which would indicate misconduct on the part of TOM CLARK in this case, nor could he locate any information which tended to link TOM CLARK with the settlement of the civil suit.

EX-25

EJH:AM:MCP

RECORDED 128

62-97557-25

OCT 8 1952

INDEXED 128

cc Winters
& Supervisor

Memo to
Rose
10/16/52
gcm

OCT 17 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6-23-83 BY SP-8 BTJ/RW

UNRECORDED COPY FILED IN 62-97557-1

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, WASHINGTON FIELD (62-7197)

SUBJECT: TOM CLARK; HERBERT A BERGSON
MISCONDUCT IN OFFICE

DATE: October 3, 1952.

Re WFO letter dated October 2, 1952.

On October 3, 1952, Special Agent HUGH B. McGAHEY, now on detached duty working with the Chelf Committee investigating Department of Justice, recontacted Special Agent EDWARD JOSEPH HAYES and furnished the following additional information:

He stated that since his return to Washington from Nashville, Tennessee, where he had been investigating an allegation that TOM CLARK allegedly received money from a GEORGE L. BEERY, Nashville, Tennessee, to fix a tax case, he has been able to learn that the original information relating to this case came from New York City. McGAHEY advised that ARTHUR CROWL, Chief Investigator of the Chelf Committee, visited New York City the weekend of September 21 or 28, 1952, and learned from an individual (unknown to McGAHEY), the information stated in referenced letter.

In addition to information previously furnished on this matter McGAHEY informed that Special Agent WADE BROMWELL, also on detached duty with the Chelf Committee, is in Dallas, Texas, interviewing a Mr. McCRAW, former attorney for GEORGE L. BEERY.

Since giving information on this case to this office, he has learned that the other official who split the \$200,000.00 fee, mentioned in referenced letter, with TOM CLARK was JOSEPH NUMAN of the Bureau of Internal Revenue. In this connection McCRAW, Attorney for BEERY, allegedly made contact in the Bureau of Internal Revenue in an effort to settle this case and was told that he was talking to the wrong man; the man for him to see was JOSEPH NUMAN.

McGAHEY informed he would attempt to obtain further information on this case and would have Special Agent BROMWELL contact this office upon his return from Dallas, Texas.

EJH:IRM

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/83 BY SP-8 BJA/RS

OCT 17 1952

EX-25

RECORDED-128

INDEXED-128

10-6-52
McCraw

10-17-52

RECORDED COPY FILED IN 62-7197-10

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd *pl*

FROM : Mr. Rosen *RW*

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 6, 1952

- Tolson
- Ladd
- Clegg
- Glavin
- Nichols
- Rosen
- Tracy
- Harbo
- Belmont
- Mohr
- Tele. Room
- Nease
- Gandy

The Washington Field Office by letter dated October 2, 1952, advised that Special Agent Hugh B. McGahey, now on detached duty with the Chelf Committee, had been investigating an allegation that Tom Clark allegedly received money from a George I. Berry, Nashville, Tennessee, to fix a case. According to McGahey, Berry was former President of the International Printers, Pressmen and Assistance Union and President of the International Playing Cards and Label Company. Berry received a sentence of one year and one day, suspended, and probation for four years on January 6, 1948, and a fine of \$10,000.

According to McGahey, a further allegation was that Clark had settled the civil portion of Berry's tax case, involving \$400,000, for \$200,000 and that Clark and some other official split the remaining \$200,000. McGahey stated his investigation in Nashville indicated the civil case had not been settled although he was unable to locate concrete information along this line. McGahey further informed there was no information indicating Tom Clark was involved in the settlement of the civil suit.

Washington Field by memorandum dated October 3, 1952, advised that McGahey had learned the original information relating to this matter came from New York City and that Arthur Crowl of the Chelf Committee obtained the information from an individual unknown to McGahey. McGahey has additionally learned that the other official alleged to have split the \$200,000 fee was Joseph Nunan of the Bureau of Internal Revenue. In this connection, McCraw, attorney for Berry, allegedly made contact in the Bureau of Internal Revenue in an effort to settle this matter and was told he was talking to the wrong man, that he should see Joseph Nunan.

McGahey also informed that he would attempt to obtain further information on this case and would have Special Agent Wade Bromwell, also on detached duty with the Chelf Committee, report to the Washington Field Office upon his return from Dallas, Texas. He is in Texas interviewing Mr. McCraw, the attorney for Mr. Berry.

ACTION:

None. This is for information purposes only.

OCT 14 1952

ECW:lk
62-97557

RECORDED-128
INDEXED-128

OCT 8 1952

EX-25

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 6-23-82 BY 88-8 C/ML

UNRECORDED COPY FILED IN 62-97557-27

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)
FROM : SAC, Philadelphia (62-3064)

DATE: 10/6/52

ATTN: A. ROSEN, ASSISTANT DIRECTOR

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Rebulet dated 10/3/52.

This is to advise that an RUC report in this matter prepared by SA ROBERT F. MAHLER was submitted to the Bureau on 10/2/52.

CBL:faw

SPECIAL DELIVERY

RECORDED 128

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/22/83 BY SP-8 RYS/WD

EX-25

62-97557-28
OCT 26 1952

57 OCT 17 1952

[Handwritten signatures and initials]

EXHIBIT

UNRECORDED COPY FILED IN 62-97557-28

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)

DATE: October 6, 1952

Attention: Assistant Director A. ROSEN

FROM : SAC, Pittsburgh (62-2049)

AIR MAIL, SPECIAL DELIVERY

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Re WFO let 9/30/52, myamatel 10/1/52, and urlet 10/3/52.

Referenced WFO let set out a lead to interview MARGARET BRASS, an attorney in the Anti-Trust Division, presumably located at Connellsville, Pa. By myamatel, the Bureau and WFO were advised that Miss BRASS would be available for interview by the WFO. No investigation remains to be conducted within the Pittsburgh Office and this matter is considered RUC here.

DGF:AOB

cc: Washington Field (62-7197)

EXPEDITED PROCESSING

X-25
RECORDED-128
INDEXED-128

62-97557-29
OCT 8 1952
26

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8 RTS/ew
57 OCT 17 1952

Rosen
[Signature]

UNRECORDED-COPIED-FILED-IN

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: 10-7-52

SSA
12
FROM : SAC, BALTIMORE (46-739)

ATTENTION: A. ROSEN
ASSISTANT DIRECTOR

JS
SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE.

2-1
1-1

Re Bureau letter to Washington Field dated October 3, 1952.

All investigation in this division has been completed and was reported in the report of SA LINDIAN J. SWAIM dated October 3, 1952.

LJS:RCK

SPECIAL DELIVERY

EXPEDITE *Rosen*

22

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/23/83 BY SP-8 BTJ/AV

RECORDED 128

EX-25

615
57 OCT 17 1952

62-97557-18
OCT 11 1952
6-951
John

UNRECORDED COPY FILED IN 62-97557-18

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Rosen *Rosen*

FROM : Mr. Winterrowd *Winterrowd*

SUBJECT: T. C. CLARK
HERBERT BERGSON
MISCONDUCT IN OFFICE

DATE: October 5, 1952

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Mohr _____
Tele. Rm. _____
Nease _____
Gandy _____

Handwritten signatures and initials:
J. Edgar Hoover
10/7/52
10/15/52

On the afternoon of October 1, 1952, Miss Ethel Brazwell of the Criminal Division of the Department called the writer to advise that all personnel files concerning Tom C. Clark were available for review by Agents of the Washington Field Office.

This information was made available to SAC Hood.

ACTION:

None: This is submitted for record purposes.

EHW:js

see index

RECORDED - 134
SER 39

162-97557-31
OCT 17 1952

Handwritten initials
57 OCT 17 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/28/83 BY SP-8 BTJ/W

Handwritten initials: RL

Handwritten signature:
L. J. ...

UNRECORDED COPY FILED IN 162-97557-29

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **WASHINGTON FIELD**

REPORT MADE AT DENVER	DATE WHEN MADE 10/1/52	PERIOD FOR WHICH MADE 9/30/52	REPORT MADE BY ROBERT A. KNITTLE
TITLE TOM C. CLARK, HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

G. E. McAULIFFE and D. W. MARSHALL, former Attorneys, Anti-Trust Division, Denver, advised only Liquor Industry investigation conducted at Denver resulted in indictment on 3/12/42 of 83 associations, producers, wholesalers and individuals involving price fixing in Colorado. Case appealed to Supreme Court and successfully concluded in May, 1945, with 64 convictions. Neither aware of any mishandling or attempts to influence prosecution.

*1 cc A & S
1 cc Murray
memo 10/9/52
SCW*

1 cc Williams 4/18

- RUC -

DETAILS:

AT DENVER, COLORADO

*1 cc ret to file
by Williams
11-2-4-52 fm*

This investigation is a joint inquiry by the writer and SA EDWARD J. RODGERS, JR.

GERALD E. McAULIFFE, 1284 Corona Street, and presently Presiding Judge of the Denver Municipal Court, City and County Building, advised that he was employed as an Attorney by the Anti-Trust Division and assigned to the Denver Office, February, 1942. From the summer of 1944 to the summer of 1946, he was Acting Chief of the office and resigned in 1951 because of illness.

Mr. McAULIFFE advised that he conducted no investigations concerning the Liquor Industry during his tenure of employment. However, when he commenced his duties in February, 1942, the Denver staff was completing an

INDEXED/PROCESSING

**ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/22/83 BY 88-8 RDD**

APPROVED AND FORWARDED: <i>[Signature]</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES DESTROYED 848 COPIES OF THIS REPORT DEC 2 1964 5 Bureau (AMSD) 2 Washington Field (62-7197) 2 Denver (62-1024)	142-97557-32 26 OCT 8 1952 [Signatures and stamps]
	RECORDED - 56 INDEXED - 56 EX - 13

PROPERTY OF FBI—THIS CONFIDENTIAL REPORT AND ITS CONTENTS ARE LOANED TO YOU BY THE FBI AND ARE NOT TO BE DISTRIBUTED OUTSIDE OF AGENCY TO WHICH LOANED.

68 OCT 21 1952

DN (62-1024)

investigation pertaining to a conspiracy to raise, fix and maintain wholesale and retail prices on spirits, liquors, alcoholic beverages and wines shipped into Colorado. As a result of the investigation the Federal Grand Jury at Denver, on March 12, 1942, returned an indictment against two Colorado liquor associations, nineteen producer corporations, eight Colorado wholesale corporations and fifty-four individuals. McAULIFFE recalls that the investigation was conducted under the supervision of JAMES McI. HENDERSON, Special Assistant to the Attorney General and Chief of the Denver Anti-Trust Division. The inquiries were conducted by JAMES R. BROWNING, DONALD W. MARSHALL and JAMES H. PORTER of the Denver Office. He advised that following the indictments, several pleas of nolo contendere were entered with a stipulation that the legal aspects of the case would be appealed to the Circuit Court of Appeals and the Supreme Court if necessary. He advised that in April, 1945, the Supreme Court affirmed the judgment of the Federal District Court, and in May, 1945, nolo contendere pleas were received from the remaining defense. Some sixty-four defendant corporations, associations and individuals were assessed fines of \$114,800.00, while the indictment was dismissed against seventeen individuals and two corporations.

McAULIFFE advised that he believed the appeal of this case was handled by ~~GEORGE B. HADDOCK~~, then in charge of the Denver Office. He advised that after the confirmation by the Supreme Court, he, McAULIFFE, and HARRY SWERDLOW of the Denver Office prepared summaries of the participation by each of the defendants in order that HADDOCK could present the facts to the court at the time of imposition of sentence.

Mr. McAULIFFE advised that this case was the only liquor case handled by the Denver Office of the Anti-Trust Division during his employment. He stated that he is not aware of any instructions, oral or written, passed on to him by his superiors in the Division to soft pedal or purposely mishandle any investigation in connection with this matter or, in fact, in any other matter.

DONALD W. MARSHALL, Attorney, 211 Majestic Building, Denver, related that he joined the Anti-Trust Division in Denver in August, 1941, and remained until September, 1944. During the latter eight months of this employment he was assigned to fraud cases in Kansas City, Missouri. MARSHALL stated that in late 1941 and early 1942 he was assigned to an investigation of the Colorado Wholesale Wine and Liquor Dealers Association, the Colorado Packaged Liquor Association, various distillers, wholesalers and individuals of the association wherein it was alleged that the association and its members had signed agreements to maintain a markup of 30% on the sale of liquor. In the investigation he conducted file searches and interviews and assisted in the Grand Jury presentation.

DN (62-1024)

Mr. MARSHALL recalls Mr. BROWNING and Mr. PORTER were working on the inquiry, with Mr. PORTER more or less directing. He believes that STEVE McNICHOLS was also engaged for a while on the investigation. He stated that after the Grand Jury indicted some eighty-three corporations and individuals in March, 1942, several corporations entered pleas of nolo contendere for the purpose of appealing matters of law. He advised that he and GEORGE B. HADDOCK handled the hearing by the Circuit Court of Appeals in Wichita, Kansas, which was his last connection with the case.

MARSHALL further advised that he knew of no action on the part of any officials of the Anti-Trust Division or Department of Justice to influence the action taken on this case. He pointed out that the case was brought to its successful conclusion through prosecution.

MARSHALL recalled that following the inquiry in this case, GEORGE B. HADDOCK, then in charge of the Denver Office, reviewed the evidence obtained and was of the opinion that there was an indication that the Big Four in the liquor industry were buying up independent and entering the wine business. He understood that HADDOCK prepared a resume of his conclusions which he took back to the Anti-Trust Division in Washington in 1944 and 1945. MARSHALL stated that he was not aware of any action taken on HADDOCK's resume because in the meantime he himself had left the employment of the Anti-Trust.

Both McAULIFFE and MARSHALL believed that HADDOCK is still employed by the Anti-Trust Division either in Chicago or Washington, D. C.; that JAMES R. BROWNING is with the Department of Justice in Washington; and JAMES McI. HENDERSON is the Federal Grant Stabilization Director in Washington, D. C. Neither are aware of the present whereabouts of JAMES H. PORTER.

- RUC -

DN (62-1024)

ADMINISTRATIVE PAGE

REFERENCE: Washington Field letter to the Bureau, dated 9/27/52.

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **WASHINGTON FIELD**

REPORT MADE AT DENVER	DATE WHEN MADE 10/1/52	PERIOD FOR WHICH MADE 9/30/52	REPORT MADE BY ROBERT A. KNITTLE
TITLE TOM C. CLARK, HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

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- RUC -

DETAILS:

AT DENVER, COLORADO

This investigation is a joint inquiry by the writer and SA EDWARD J. RODGERS, JR.

GERALD E. McAULIFFE, 1284 Corona Street, and presently Presiding Judge of the Denver Municipal Court, City and County Building, advised that he was employed as an Attorney by the Anti-Trust Division and assigned to the Denver Office, February, 1942. From the summer of 1944 to the summer of 1946, he was Acting Chief of the office and resigned in 1951 because of illness.

Mr. McAULIFFE advised that he conducted no investigations concerning the Liquor Industry during his tenure of employment. However, when he commenced his duties in February, 1942, the Denver staff was completing an

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The Attorney General

October 9, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

I am attaching to this memorandum and to the copies designated for Mr. Murray the following investigative reports:

Report of Special Agent Robert A. Knittle, dated October 1, 1952, at Denver, Colorado.

Report of Special Agent Robert F. Mahler, dated October 2, 1952, at Philadelphia, Pennsylvania.

Report of Special Agent Joseph A. Haggerty, dated October 2, 1952, at Chicago, Illinois.

Report of Special Agent Lindian J. Swain, dated October 3, 1952, at Baltimore, Maryland.

Report of Special Agent Winfred E. Hopton, dated October 3, 1952, at Memphis, Tennessee.

Report of Special Agent Eugene W. Vahey, dated October 3, 1952, at New York, New York.

Report of Special Agent Joseph A. Haggerty, dated October 6, 1952, at Chicago, Illinois.

This investigation is continuing expeditiously and copies of investigative reports received at the Bureau will be reviewed and immediately forwarded to you and Mr. Murray.

Attachment

cc: *W.P. 52* Assistant Attorney General (PERSONAL AND CONFIDENTIAL)
Charles B. Murray (Attachment)

T. S. DEPT. OF JUSTICE
DIRECTOR

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- Tolson
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- Nichols
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- Tracy
- Laughlin
- Nease
- Tele. Rm.
- Holloman
- Gandy

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ON 6/23/83

101

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

REPORT MADE AT CHICAGO, ILLINOIS	DATE WHEN MADE 10/2/52	PERIOD FOR WHICH MADE 9/30; 10/1, 2/52	REPORT MADE BY JAH:bjh JOSEPH A. HAGGERTY
TITLE TOM C. CLARK; HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

Attention: Assistant Director A. ROSEN

*1 cc AJ
1 cc Murray
Memo 10/9/52
Ednl.

1 cc Williams
1 cc ref. to file
by Williams
12-4-52 fm*

EDWARD H. LEVI, Dean, Law School, University of Chicago, Chicago, Illinois, was employed in Antitrust Division, U. S. Department of Justice, from 1940 to 1945, with the exception of period when assigned to War Division of the Department of Justice. LEVI advised he did not know HERBERT A. BERGSON at time he was employed in Antitrust Division and has no knowledge of any activity on part of TOM CLARK in liquor investigation. LEVI provided signed statement in which he states he has little recollection of liquor investigation and no knowledge of anything improper concerning the investigation. SEYMOUR F. SIMON, Attorney, Chicago, Illinois, was employed by Antitrust Division from Sept., 1938 until December, 1945, but was on active duty in the U. S. Navy from March, 1942 on. Provided signed statement that he has no recollection of ever having met, seen or spoken to HERBERT BERGSON and that he has never spoken to TOM CLARK regarding any aspect of the SCHINE case.

EXPEDITE PROC. FILE

DETAILS:

AT CHICAGO, ILLINOIS

Mr. EDWARD H. LEVI, Dean, Law School,

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University of Chicago, was interviewed under oath by SA TOM E. CHAPOTON and the writer on October 1, 1952. Mr. LEVI advised that he was first employed in the Antitrust Division in 1940, at which time THURMAN ARNOLD was head of the Antitrust Division. He stated that he was not employed in the Antitrust Division during the period that TOM CLARK was head of the Antitrust Division inasmuch as he had been transferred to the War Division of the Department for that period. He stated that when WENDELL BERG was put in charge of the Antitrust Division he was transferred back into the Antitrust Division to act as first assistant to Mr. BERG.

Mr. LEVI stated that he had no recollection of ever having met HERBERT BERGSON during this period although he subsequently met BERGSON in Washington. He stated that he did some work with the Cellar Committee a couple of years ago and that it was at this time that he first met Mr. BERGSON.

Mr. LEVI further stated that he had no knowledge of any activity on the part of TOM CLARK in the liquor investigation and that he had no recollection of ever having discussed the case with TOM CLARK.

Mr. LEVI was requested to provide a signed sworn statement; he, thereupon, personally typed the following statement:

"I am happy to make this statement concerning any recollection of mine or participation by me in an alcohol industry investigation when I was in the antitrust division of the Department of Justice.

"So far as I can recall I did not actively participate in any alcohol investigation. I knew that one was going on; I undoubtedly had some conversations with staff people working on it, and I can dimly recall the general content of such conversations, and I assume that these conversations were probably with Holmes Baldrige who at the time was Chief of the Trial Section, and

"perhaps also with Poesy Kime, an attorney who, I believe was on the investigation although I am not sure. Of course there may have been other conversations and I may have made recommendations based on memoranda supplied to me, but I do not recall them now, and I have no material here with which to refresh my recollection. My recollection is that the Department began its investigation with the knowledge that three or four liquor companies had a major position, that there was some doubt as to the ownership of one of them (I believe I discussed with Baldrige the difficulty of tracing British ownership), but that the Department had been unable to gain any further facts on which to base a case, unless indeed the industry position of the four liquor companies by itself constituted a case. My further recollection is that any contact which I might have had with the case, including what I have stated above, was supervisory, and in the sense that I was not in charge of the investigation. This appears to have taken place when I was the First Assistant in the Division, reporting to the head of the Division. I know that I did not in any sense direct the Alcohol investigation, and in fact I doubt that I had anything to do with it other than receiving reports, or seeing reports, as to how it was getting along.

"I am quite sure that I recall nothing which might be regarded as improper concerning the investigation, and I believe that if I had heard of anything improper at the time, I would remember that now and would have taken steps then to correct it.

"(signed) Edward H. Levi
Edward H. Levi.

Oct 1, 1952

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Subsequent to the interview noted above, Mr. LEVI contacted the writer by telephone and advised that he recalled that he argued and won the Frankfort Distillers case before the Supreme Court in 1944 or 1945, which was a case involving liquor companies and retailers and was a resale price maintenance matter. He pointed out that because of his activity in this case it might have been mistakenly assumed that he had an active part in the liquor investigation. He stated that this was a case which was separate and apart from the liquor investigation.

Mr. SEYMOUR F. SIMON, Attorney, Board of Trade Building, Chicago, Illinois, was interviewed by SA VERNON P. COYNE and the writer on October 2, 1952. Mr. SIMON provided the following signed statement:

"Oct. 2, 1952

"I make the following signed sworn statement to V. P. Coyne and J. A. Haggerty who have identified themselves as Special Agents of the FBI.

"I was employed as a Special Attorney, Anti-trust Division, Department of Justice, from Sept. 1938 until approximately December 1945, although from March 1942 on I was on active duty in the Navy. I actively participated in the Schine case from approximately Nov. 1940 until March 1942. I have no recollection of ever having met, seen or spoken to Herbert Bergson. I have never spoken to Tom Clark regarding any aspect of the Schine case.

"/s/ Seymour Simon

"JA Haggerty, Special Agent FBI Chicago
V. P. Coyne, Special Agent, F.B.I. Chicago

- P -

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ADMINISTRATIVE PAGE

LEADS

THE CHICAGO DIVISION

AT CHICAGO, ILLINOIS

Will interview Mr. MELVILLE WILLIAMS, former head of the Antitrust Division, office in New York city.

REFERENCE: Washington Field letters to the Bureau dated September 27 and September 30, 1952.

To: COMMUNICATIONS SECTION.

Transmit the following message to:

10-9-52

AIR MAIL

SAC NEW YORK
WASHINGTON FIELD

TOM C. CLARK, HERBERT A. EMMERSON, MISCONDUCT IN OFFICE.
REBULLT SEPTEMBER TWENTY TWO AND REPORT OF SA EDWARD J.
HAYES OCTOBER THREE, WASHINGTON FIELD. IMMEDIATELY IN-
TERVIEW LEWIS ROSENSTIEL, PRESIDENT SCHARLEYS, INC. SUTEL
AND SUREP.

HOOVER

2-CC-WFO (ECM) (INFO)
62-97557

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Office Memorandum • UNITED STATES GOVERNMENT

TO: Director, FBI (62-97557)
FROM: *F.H.M.* SAC, San Antonio (62-2198)
SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: Oct. 6, 1952

ATTENTION: *A. ROSEN*
Assistant Director

AIR MAIL SPECIAL DELIVERY

ReBulet 10/3/52.

San Antonio was instructed to interview ~~ALBERT BOGCESS~~,
620 Herring Avenue, Waco, Texas, relative to the Schine Circuit. It was
ascertained that BOGCESS was enroute from Waco, Texas to Washington, D. C.
via auto and was due to arrive in Washington, D. C. on October 6, 1952.
The WFO and Bureau were so advised by radiogram dated 10/3/52.

RUC.

~~FILE~~

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)

DATE: October 6, 1952

FROM : SAC, Memphis (62-728)

SUBJECT: TOM G. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

ATTN: A. ROSEN
ASSISTANT DIRECTOR

J. P. Williams
4718

Rebulet 10-3-52.

Investigation completed this district and RUC report submitted by SA WINERED E. HOPTON dated 10-3-52. Report mailed AMSD to Bureau same date.

AIM:MRS

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd *PL*

FROM : Mr. Rosen *RSM*

SUBJECT: TOM C. CLARK
BRIBERY
PAROLE MATTERS

DATE: October 14, 1952

Tolson

Ladd

Nichols

Belmont

Clegg

Glavin

Harto

Rosen

Tracy

Mohr

Tele. Rm.

Nease

Gandy

PURPOSE

To advise that copy of report submitted by SA Sorensen, who is on loan to the Chelf Committee, has been reviewed.

DETAILS

On the evening of October 8, 1952, SA Sorensen supplied on a very confidential basis a copy of his report to the Chelf Committee in this matter which reflects an interview with Allen Bernard, a free-lance writer.

This memorandum has been reviewed and it appears that Bernard is primarily interested in securing from the Chelf Committee assurances that his two alleged informants will not be prosecuted if they furnish information. Bernard refused to divulge the identity of his informants. He stated that he has been dickering with a magazine for an article on Tom Clark.

Bernard stated that he has only met one of the informants who allegedly can furnish information regarding the alleged payment of \$750,000 to Clark to be distributed three ways. He claims to have talked to a known informant in Dallas, Texas, several months ago about the political situation at which time the informant made a "slip" about a sum of money paid to Clark for the parole of certain individuals. He stated that neither this informant nor his friend got any money out of the alleged deal, but Bernard claimed that he has in his possession the numbers and denominations of the bills paid to Clark. He refused, however, to furnish this information. According to Bernard, Maury Hughes, an attorney in Dallas, Texas, was a front man and the split was made 1/3 to Clark, 1/3 to the President and 1/3 to Hughes.

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collection and computation of information from various governmental agencies. The examination of this material was concluded in September of 1949, at which time the Antitrust Division prepared a detailed and comprehensive summary of its findings. The conclusions reached by this staff were almost identical to those reached in the 1944 investigation. However, in December, 1949, a summary of the September, 1949, memorandum was prepared together with a draft of a memorandum requesting the Federal Bureau of Investigation to conduct a limited investigation. Since May of 1950, this matter has remained in an inactive status pending the receipt of complaints from the independent distillers, evidence of conspiracy or collusion among the Big Four, or evidence of the dominance of one of the Big Four sufficient to direct the course of others along a common pattern in violation of antitrust laws.

ERNEST L. BRANHAM has advised that while he was employed in the small business unit of the Antitrust Division, he had received numerous complaints from all parts of the country, from dealers and from the few remaining independent Coopers concerning the practices of the Big Four contending that they were violating the Antitrust Laws. BRANHAM has stated that he had recommended to the Department that suit should not be filed against the Big Four or the Big Six, which consists of Brown, Forman and Publicker in the Cooperage monopoly alone, and that investigation should be pursued further concerning the whiskey monopoly in this industry. BRANHAM contends that this investigation by the Antitrust Division, headed by HERBERT BERGSON from June of 1949 until September 29, 1950, has been handled in a dilatory manner.

All individuals mentioned above are to be questioned relative to their participation in the case on which they worked. It should be determined whether or not they were instructed by TOM CLARK or HERBERT BERGSON to purposely mishandle or soft pedal the case. It should also be determined whether they have any knowledge that the Schine Circuit case and the liquor industry case had been mishandled by HERBERT BERGSON or TOM CLARK or by any other attorney or employee in the Department of Justice. Signed sworn statements should be obtained.

The above investigation will be conducted as expeditiously as possible and all investigation is to be completed by October 3, 1952, and is to be set forth in reports to reach the Bureau AMSD, to the attention of Assistant Director A. ROSEN.

As you will recall an extensive investigation was conducted by the Bureau concerning the allegations of payoff in connection with the paroles of Campagna and associates and copies of the investigative reports in this case were sent to the Department. A searching investigation was conducted by the Subcommittee of the House Committee on Expenditures of the 80th Congress.

The Bureau files reflect that confidential informant [redacted] whose reliability is unknown, advised in 1943 that Allen Bernard, a newspaperman with former close Communist ties, was in Mexico. According to this informant, Bernard once managed to get himself committed to various insane asylums and state hospitals for month after month in order to write a series of documented exposes on the maltreatment of mental patients. b7D

It appears that Bernard is attributing his information to two alleged informants and, according to the observations set forth in SA Sorensen's memorandum, has apparently been reading the record of the previous Committee investigation. None of the information submitted by Bernard has been documented, and it appears that Bernard is concerned with the question of libel in the event he publishes his contemplated articles on Tom Clark.

ACTION

The above is submitted for your information.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, WFO (62-7197)

SUBJECT: TOM C. CLARK;
HERBERT BERGSON
MISCONDUCT IN OFFICE

DATE: September 30, 1952

Reference our letter dated September 27, 1952.

For the information of the Savannah and Pittsburgh Offices, not receiving previous information in this case, the Attorney General, by memorandum dated September 9, 1952, has instructed that a full investigation be conducted concerning allegations that TOM C. CLARK improperly handled antitrust cases of the liquor industry, and that a full investigation be conducted concerning the allegations that TOM C. CLARK and HERBERT BERGSON improperly handled the Schine Circuit Antitrust Case.

In addition to information furnished by referenced letter, it has been determined that certain former attorneys in the Antitrust Division, United States Department of Justice, had participated to some extent in either the liquor industry case or the Schine Circuit case.

The Chicago Division is requested to locate and interview MELVILLE WILLIAMS, former Head of the New York Antitrust Office, now employed as an attorney in the law firm of Pope and Ballard, 120 South LaSalle Street, Chicago, Illinois, concerning his participation in the liquor case.

EXPEDITE PROCESSING

The Pittsburgh Division is requested to interview MARGARET BRASS, presently employed as an attorney in the Antitrust Division, at 306 East Patterson Avenue, Connellsville, Pennsylvania, concerning her participation in the liquor case. Miss BRASS is away on leave from the Department due to the death of her mother in Connellsville, Pennsylvania. In the event Miss BRASS refuses to be interviewed because of the death in her family, it should be ascertained when she will return to Washington, D. C.

EJH:DJM;EIW

- 2 - Chicago (AMSD)
- 2 - New York (SD)
- 2 - Pittsburgh (SD)
- 2 - Savannah (AMSD)

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The New York Division will interview EARNEST R. MEYERS, former Departmental Attorney, at the law firm of Isseks; Meyers and La Porté, New York City, (exact address unknown). MEYERS should be interviewed relative to his participation in the Schine Circuit Theaters Case.

VICTOR KRAMER, Chief of the General Litigation Section, Antitrust Division, presently in New York City, in care of the New York Antitrust Office, should be interviewed relative to his participation in the Schine Circuit Theaters case. KRAMER has already been interviewed by this Office in the liquor industry case.

In addition the New York Office should interview JOHN DRENN HILL, Room 5304 RCA Building, New York City, relative to his participation in the liquor industry case.

The New York Office should also locate and interview JOHN SONNETT, Assistant Attorney General in Charge of the Antitrust Division in 1949. With respect to SONNETT, it is to be noted that in a signed statement of ERNEST L. BRANHAM, he, BRANHAM, informed that JOHN F. SONNETT took an active part in the Cooperage investigation. In addition BRANHAM alleges that he recommended to SONNETT that a suit not be filed against the big four liquor dealers or the big six on the Cooperage monopoly alone and that he indicated to SONNETT that the investigation of the liquor industry should be pursued further concerning the whiskey monopoly. BRANHAM alleged that the Cooperage monopoly was merely auxiliary to the liquor monopoly and that the two industries should be prosecuted jointly.

The Savannah Division should locate and interview ALLAN COKER at the Savannah River Operations Office, Atomic Energy Plant, Post Office Box 4, Augusta, Georgia, relative to his participation in the Schine case. It is to be noted that COKER, a former attorney in the Antitrust Division, aided PHILIP MARCUS in the presentation of the Government's case in Buffalo, New York, against the Schine Circuit.

All of the above persons interviewed will not be advised that the investigation is being conducted at the request

WFO 62-7197

of the Attorney General. In the event the authority of the Bureau is questioned, it will be satisfactory to indicate to the person raising such a question that the investigation has been ordered by the Department of Justice. Under no circumstances is that person to be advised which official or which office in the Department so instructed.

The SAC of each Office where there is investigation will personally supervise the investigation and only mature and experienced agents are to be assigned to this matter. The investigation is to be thorough and complete and will receive top priority. Five copies of all reports will be furnished to the Bureau and three copies will be furnished to the Washington Field Office, the Office of Origin. Extreme care should be exercised in the preparation of these reports.

For further benefit of the Savannah Division, in the interview of ALLAN COKER, PHILIP MARCUS, presently employed as an attorney in the Antitrust Division, United States Department of Justice, has furnished this Office with a signed sworn statement wherein he alleges that in the spring of 1948, the Supreme Court ruled in the Schine Circuit cases that the Trial Court should provide for divestiture of theaters in the Schine Circuit not only on the basis of what was necessary to create competitive conditions, but also on the basis of what theaters had been illegally acquired, what theaters had been illegally used and what theaters had been the "fruits" of the conspiracy. This ruling represented one of the most substantial victories ever won by the Government in an Antitrust case. It was and has been regarded as a landmark case with respect to relief that the Courts are willing to give the Government in Antitrust cases.

MARCUS also alleges that in October of 1948, the Department of Justice filed with the District Court a document consisting of proposed findings of fact, a proposed judgment and a supporting brief in accordance with the Supreme Courts opinion. He stated that the proposed judgment provided for extensive divestiture of theaters in the Schine Circuit based upon the proposed findings.

WFO 62-7197

MARCUS states that Schine in the summer of 1944 was represented by its General Counsel, WILLARD S. MCKAY and the New York firm of Cravath, Swaine and Moore. In the late summer of 1948 Schine hired IRVING R. KAUFMAN, now Federal Judge in the Southern District of New York, to attempt to negotiate a settlement with the Department of Justice. KAUFMAN had recently left the Department of Justice after being in charge of the enforcing of the Lobbying Act.

MARCUS further advised that KAUFMAN was reported to be quite close to TOM CLARK, then Attorney General and that he, KAUFMAN, had been instrumental in raising considerable sums of money in New York for the political campaign of 1948.

During the early part of 1948, extensive investigation was carried on by the Department of Justice to determine whether Schine was in contempt of Court. Very flagrant violations were discovered by the Department of Justice and in September or October of 1948, a contempt petition against the Schine Circuit Defendants was drafted by MARCUS and two members of his staff. This petition was approved by the Heads of the Judgment Section and of the General Litigation Section in the Antitrust Division. It was forwarded to HERBERT BERGSON, the Assistant Attorney General in Charge of the Antitrust Division, and a memorandum was sent to TOM CLARK, Attorney General, dated October 26, 1948, recommending the filing of a contempt petition with the District Court in Buffalo, New York. MARCUS advised that it is his understanding that the petition and recommendation were given to the Attorney General.

He further stated that on November 1 and December 20, 1948, he argued certain motions in the Schine case before the District Court in Buffalo, New York, and immediately after one of these talks, WILLARD MCKAY, Attorney for Schine, and he met in the Library of the United States Attorney's Office in Buffalo, New York, to prepare an order in accord with the Court's decision made on this particular motion. On that occasion MCKAY advised MARCUS that he understood that a contempt petition was in the Attorney General's Office and indicated that it was not going to be filed.

WFO 62-7197

MARCUS stated that to the best of his recollection he believed that Mr. SCHINE had also been in to see the Attorney General on this matter. He stated that the Department of Justice never filed the contempt petition.

MARCUS informed that the Trial Court set a date for a hearing to be held on the Government proposal respecting the proposed findings of fact and the proposed judgment. In connection with that hearing the Government advised the District Court that it intended to offer evidence showing that the Schine Defendants had violated judgments entered against them. Several postponements requested by IRVING KAUFMAN on behalf of the Schine Defendants were consented to by HERBERT BERGSON over the objections of MARCUS.

He further stated that in January of 1949, he, along with ALLAN COKER, HAROLD LARSEN and MARCUS' Secretary, JUDITH GOLDSTEIN, went to Buffalo, New York, for the hearing which had been set in the early part of January. He stated that one or two days before that date MCKAY came into his office and told him that he would get a call from HERBERT BERGSON and would be told that the hearing would not go on. He stated that he received the call from BERGSON and was instructed by BERGSON not to object to an application for postponement by the attorneys for Schine. A postponement was granted and no hearing was ever held.

Contrary to customary procedure, MARCUS advised HERBERT BERGSON, himself, conducted the divestiture negotiations with Schine's Counsel, IRVING KAUFMAN, without he, MARCUS, or any Section Chief in the Department participating. He stated that he expressed concern over the way the negotiations seemed to be going and on several occasions BERGSON gave him the impression that he was acting under orders from the Attorney General, TOM CLARK. On one occasion MARCUS stated that BERGSON told him that he had to let IRVING KAUFMAN "keep a foot in the door" because KAUFMAN was close to the Attorney General and would usually call on the Attorney General before seeing him.

WFO 62-7197

In addition MARCUS informs that in the early days of these negotiations when he expressed concern, BERGSON attempted to take care of this concern by telling him that he was sure that the Schine Defendants would not even consider the proposals and that he felt that the negotiations would break off. However, the negotiations culminated into a consent judgment. He stated that the divestiture provisions were considerably less than what the Supreme Court's opinion called for and what the Government had asked for in the proposed judgment filed with the District Court. He stated he first refused to sign the judgment which BERGSON and KAUFMAN had agreed upon and then made it a condition for his signing that it contain additional conjunctive provisions, which were added.

He advised that he refused to present the judgment to the Court and that BERGSON was aware of the facts making it almost certain that the Trial Court would have given the Government a better judgment than that which was negotiated.

Relative to the Liquor Industry case, Mr. ERNEST L. BRANHAM, an Attorney in the Antitrust Division, United States Department of Justice, has furnished a sworn signed statement alleging that after the Presidential election of November, 1948, he had conferred with ALFONS B. LANDA of the Law Firm of Davies, Richberg, Tydings, Beebe, and Landa in the Wire Building, Washington, D. C., and LANDA told him that Mr. LEWIS ROSENSTIEL, President of Schenley Industries, was telling it around New York that he had received assurance from Attorney General TOM CLARK that there will never be any suit of any nature against the Liquor Industry, but if such became inevitable that he, LANDA, Washington counsel for Seagrams liquors, was assured that BRANHAM would have nothing to do with it.

In addition, BRANHAM has advised that LANDA informed him that representatives of the Liquor Industries have contributed large sums of money to the Democratic National Committee, and that ROSENSTIEL, President of Schenley's, had pledged \$100,000. BRANHAM advised that he reported the above by memorandum to HERBERT BERGSON, and in a subsequent conversation with BERGSON; he, BERGSON, after reading BRANHAM'S memorandum commented as follows:

WFO 62-7197

"You infer that the Attorney General is a crook and a co-conspirator with the Liquor officials."

BRANHAM advised that BERGSON suggested to him that he destroy this memorandum, as he did not want it in the files. BRANHAM destroyed instant memorandum.

In 1943, the Judiciary Committee of the Senate initiated an investigation of the Liquor Distilling Industry. Shortly after the investigation was initiated the committee requested the assistance of the Antitrust Division in gathering information concerning the activities of the major distilleries. In conformity with this request and after an extensive preliminary investigation by members of the Antitrust Division Staff, a Grand Jury was authorized in November, 1943, for the purpose of determining whether certain members of the Liquor Industry were violating the Antitrust Laws. At the conclusion of this extensive Grand Jury investigation in 1944, the staff assigned to the investigation concluded: (1) that there was no evidence of common ownership or control in the industry, (2) that the acquisitions of the Big Four (Schenleys, Seagrams, National, and Hiram Walker) were not made pursuant to any conspiracy, (3) that the distillers had no common connections with banking interests, and (4) that there was no collusion among the major distillers with respect to marketing and distribution practices. However, the Antitrust attorneys handling this investigation found that there was a high degree of concentration in the hands of the Big Four, and that competition in the industry, as by the Big Four and the independents had been steadily lessening.

The investigation of the Liquor Industry was officially closed in late 1944, however, it was felt that in the postwar period with the removal of governmental wartime regulations in the Liquor Industry, evidence might subsequently be found of the collusion or conspiracy among the Big Four or that one of the Big Four would emerge as the leader to such an extent as to require a further examination of the developing facts.

In the spring of 1949, the Antitrust Division began a re-examination and re-evaluation of prior Grand Jury evidence and the

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: September 30, 1952

FROM : SAC, WFO (62-7197)

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Enclosed herewith is a Blind Memorandum setting forth information concerning an "Interlocking Directorates Case" furnished by ALLEN A. DOBEY on September 26, 1952.

WEF:DJM

Enclosure:

*Use Key from Ford
Asylum to NY.
that's where this
belongs - Eln*

RECORDED-37

INDEXED-37

E1-23

*Memo R to h
Aft + memo
10-6-52
Eln*

162-97557-40

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8 BTJ/RW

68 OCT 21 1952

United States Department of Justice
Federal Bureau of Investigation
Washington 25, D. C.

September 30, 1952

RE: ~~INTERLOCKING DIRECTORATES CASE~~
~~SEARS ROEBUCK, B. F. GOODRICH,~~
~~AND SIDNEY J. WEINBERG~~

~~While being interviewed on another matter,~~ ALLEN A. DOBEY, Trial Attorney, Antitrust Division, Department of Justice, informed ~~Special Agents WILLIAM E. FENIMORE and ROBERT N. WINGARD~~ that he is now handling this Interlocking Directorates Case, which was filed upon in New York City on September 18, 1952. He states that this investigation first came into the Department and was assigned to RICHARD DECKER, of the Antitrust Division, at the time that Mr. BERGSON was Assistant Attorney General in charge of the Antitrust Division. He commented that it was his opinion that Mr. DECKER had attempted on several occasions to get this case filed but had never succeeded in doing so because BERGSON would not so authorize. DOBEY noted that, when Mr. MORISON became Assistant Attorney General in charge of the Antitrust Division, he had authorized filing in this case. He stated that it was his opinion that Mr. BERGSON might have withheld filing, inasmuch as SIDNEY J. WEINBERG was one of CHARLES WILSON's top assistants at the Office of Defense Mobilization and noted that Mr. BERGSON, upon leaving the Department of Justice, took a position as counsel for ODM. He further pointed out it was his understanding that the law firm of BERGSON is presently representing the B. F. Goodrich Company.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8875/PLD

cc to AS in Murray
Conceded as a favor
EBL

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348 DEC 2 1964

62-97557-40

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI
FROM : SAC, Minneapolis (62-2062)
SUBJECT: TOM C. CLARK,
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 1, 1952

AIR MAIL SPECIAL DELIVERY

Reference Washington Field letter dated September 27, 1952, requesting interview with CHALMERS HAMMILL, Attorney in Charge of Small Business Unit, Anti-Trust Division, who is confined to St. Mary's Hospital, Rochester, Minnesota.

Mr. HAMMILL received major surgery for Intestinal Tumor September 24, and his surgeon, Dr. CLAUDE DIXON, discouraged interviewing HAMMILL until he has returned to his home in Washington, D. C. and more fully recovered from his operation. DIXON felt that with average success, Mr. HAMMILL will be at his home in Washington, D. C. within a period of three weeks. RUC.

RLC:DD
cc: 1-Washington Field (AMSD)

~~CONFIDENTIAL~~

RECORDED-97

OCT 23

62-77557-41
OCT 6

Handwritten notes:
- 10/15/52
- 10/13/52

Handwritten signature:
C. [unclear]

88 OCT 21 1952

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HEREIN IS UNCLASSIFIED
DATE 6/23/83 BY SP-8 [unclear]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : *[Handwritten initials]* SAC, New York (46-2632)

SUBJECT: TOM C. CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: 10/3/52

ReBulet 9/22/52, WFO letters 9/27/52 and 9/30/52 and Los Angeles Teletype 10/1/52.

Enclosed for the Bureau are five copies of report of SAA EUGENE W. VAHEY, dated 10/3/52 at New York.

The enclosed report reflects completion of investigation requested in Bulet of 9/22/52 and WFOlet 9/27/52 except the interview of SIGMUND TIMBERG which will be conducted upon TIMBERG's return to the United States after 10/15/52.

Interviews of VICTOR KRAMER, ERNEST S. MEYERS and JOHN D. HILL have been completed as has the interview of HARRY SWERDLOW. These interviews have been unproductive since the persons interviewed have advised that they did not work on the liquor case or the SCHINE case and, therefore, could furnish no specific information relative to this case.

JOHN SONNETT is out of New York City and a tentative appointment has been made to interview him on Tuesday, 10/7/52. A report reflecting completion of this investigation will be submitted following the interview of SONNETT.

Encs. (5)

cc: 1 - Washington Field (62-7197)(Encs. 3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/23/83 BY 88-8 BCO/20

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INDEXED-37

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60 OCT 29 1952

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EXPEDITE PROCESSING

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62-97557-42
26 OCT 10 1952

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FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

FILE NO.

EMV/EMF

REPORT MADE AT <p style="text-align: center; font-weight: bold;">NEW YORK</p>	DATE WHEN MADE <p style="text-align: center; font-weight: bold;">10/3/52</p>	PERIOD FOR WHICH MADE <p style="text-align: center;">9/24-26, 29, 30; 10/1/52</p>	REPORT MADE BY <p style="text-align: center; font-weight: bold;">EUGENE W. VAHEY (A)</p>
TITLE <p style="text-align: center; font-weight: bold;">TOM C. CLARK; HERBERT A. BERGSON</p>			CHARACTER OF CASE <p style="text-align: center; font-weight: bold;">MISCONDUCT IN OFFICE</p>

SYNOPSIS OF FACTS:

Investigation of Schine Chain Theatres, Inc., et al, handled by attorneys assigned to Antitrust Division, Washington, D. C. HAROLD LASSER, Attorney, NY Antitrust Office, handled some liaison work in NY, but neither he nor J. FRANCIS HAYDEN, former Chief, NY Antitrust Office, could furnish any information relative to the proceedings and negotiations leading to the consent decree. SIGMUND TIMBERG is at present out of the United States, and is expected to return after 10/15/52. Investigation of major liquor distilleries not conducted by attorneys assigned to NY Antitrust Division, Washington, D. C. Investigations of certain phases of liquor industry conducted by NY Antitrust Office. Review of files failed to reveal any attempt by TOM C. CLARK, HERBERT A. BERGSON or anyone else in the Dept. of Justice to limit investigation. HOLMES BALDRIDGE, on one instance, indicated by footnote on letter to Mr. HAYDEN that a contemplated investigation relative to the withdrawal of cash discounts by wholesale liquor dealers in NY was not worth much time. WALTER K. BENNETT, HAROLD LASSER, attorneys, NY Antitrust Office, and J. FRANCIS HAYDEN, former Chief of that office, said that they know of no instance in which an investigation in the liquor industry was limited or curtailed in order to favor any of the companies in that industry.

*100 AS
100 [unclear]
[unclear] 10/9/52
[unclear]
100 Williams 4/18
100 [unclear] to file
by Williams
12-4-52 fm*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/26/83 BY SP-8 BTJ/AD

APPROVED AND FORWARDED <p style="text-align: center;"><i>John V. Bowman</i></p> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES <p style="text-align: right; font-weight: bold;">RECORDED-37 INDEXED-37</p> <p style="text-align: center; font-size: 2em; font-weight: bold;">62-97587-42</p>
COPIES DESTROYED 848 DEC 2 1964 COPIES OF THIS REPORT 51 - Bureau 3 - Washington Field (62-7197) 2 - New York (46-2632)	[Handwritten signatures and initials]
66 OCT 29 1952	[Handwritten initials]

TABLE OF CONTENTS

	<u>PAGE</u>
<u>I. SCHINE CHAIN THEATRES, INC., ET AL ANTITRUST CASE</u>	
1. Review of File of New York Antitrust Office...	3
2. Interview of J. FRANCIS HAYDEN.....	4
3. Interview of HAROLD LASSER.....	4
 <u>II. LIQUOR INDUSTRY INVESTIGATIONS</u>	
1. Review of Files of New York Antitrust Office...	5
2. Interview of WALTER K. BENNETT.....	13
3. Interview of J. FRANCIS HAYDEN.....	14
4. Interview of HAROLD LASSER.....	14

NY 46-2632

DETAILS:

This is a joint report of investigation conducted by SAA JOHN M. DUNAY and the writer. All interviews were conducted by the above agents unless otherwise noted.

The files of the New York Antitrust Office relative to the Schine Chain Theatres investigation and investigations conducted by that office relative to the liquor industry, were made available by RICHARD O'DONNELL, Chief of that office.

SCHINE CHAIN THEATRES, INC., ET AL
ANTITRUST CASE

Review of Files of New York
Antitrust Office

A review of the file relative to the above case reflects no investigation by the New York Antitrust Office in connection with this matter.

The file contains only a copy of the decree entered on June 24, 1949 and miscellaneous papers such as letters transmitting documents between the Antitrust Division in Washington, DC and attorneys for the defendants. It appears from the file that HAROLD LASSER, attorney assigned to the New York Antitrust Office, performed functions in the nature of liaison between the Washington Office of the Antitrust Division and attorneys for the defendants in New York.

It is noted that when the New York file was opened as of August 7, 1939, the attorney handling this case for the Antitrust Division was SEYMOUR SIMON. In November 1941 ROBERT L. WRIGHT appears as attorney handling the case and in July 1944 the name of PHILIP MARCUS is noted in the file. The attorneys for the defendants who are mentioned in the file, are as follows:

WILLARD S. MC KAY
630 Fifth Avenue
New York City, representing
Schine Chain Theatres

CHARLES D. PRUTZMAN
1250 Sixth Avenue
New York City, representing
Universal Pictures Inc.

NY 46-2632

BENJAMIN PEPPER of
O'BRIEN, DRISCOLL and RAFFERY
152 West 42nd Street
New York City representing
United Artists Corporation

IRVING MOROSS, representing
Columbia Pictures Inc.

SCHWARTZ and FROHLICH
1450 Broadway
New York City, who are also
shown as representing
Columbia Pictures

Interview of J. FRANCIS HAYDEN

Mr. HAYDEN was interviewed in his office in Room 730, 350 Fifth Avenue, New York City and advised that he recalls the Schine Theatres case since it was settled in Buffalo, New York during the time that he, HAYDEN, was Chief of the New York Regional Antitrust Office. However, he had nothing to do with this case since the investigation was not conducted by his office. He recalls that the settlement of the case was handled by HERBERT A. BERGSON who was at that time Assistant Attorney General in Charge of the Antitrust Division.

HAYDEN was not present at any of the negotiations leading up to the decree or at any of the court sessions relative to this case and advised that he knew nothing regarding any of these proceedings and could furnish no information relative to them.

INTERVIEW OF HAROLD LASSER

LASSER advised that the Schine case was handled by attorneys assigned to the Antitrust Division at Washington, DC and he recalls specifically that ROBERT L. WRIGHT and PHILIP MARCUS handled this case. According to LASSER, this case was handled by the Washington Office probably because it was an outgrowth of the motion picture investigation which was being

NY 46-2632

handled directly out of the Antitrust Division in Washington. This case started about 1938 when the Antitrust Division had a large motion picture section.

LASSER advised that no investigation was conducted by the New York Office and that this office played no part in the prosecution of the case even though the settlement of the case took place in Buffalo, which is in the territory covered by the New York regional office.

LASSER advised that he probably acted in a liaison capacity in transmitting papers and/or documents between Antitrust attorneys in Washington and attorneys for the defendants in New York, but knows definitely that he never engaged in any discussions or conferences relative to the case and had no part in the prosecution of the case. He could furnish no information relative to any of the proceedings leading up to the settlement of this case.

Attempt to interview SIGMUND TIMBERG

It has been determined that SIGMUND TIMBERG, who is now associated with the United Nations in New York City, is at the present time outside the United States. TIMBERG is expected to return to New York after October 15, 1952.

LIQUOR INDUSTRY INVESTIGATIONS

Review of Files of New York Antitrust Office

For the purpose of identifying the various files examined in connection with this investigation, the numbers in the files in the New York Antitrust Office will be set forth. HAROLD LASSER has advised that the numbers appearing on field files of the Antitrust Division are identical with the numbers on corresponding files at the Antitrust Division in Washington, DC.

60-257-0

This file pertains to the liquor industry in general. A review reflects that several liquor investigations were undertaken by the New York Antitrust Office and were made a part of this file.

NY 46-2632

In the latter part of 1947 and the early part of 1948 preliminary inquiry was conducted under the supervision of WALTER K. BENNETT. This inquiry was closed by a letter received by the New York Office from HOLMES BALDRIDGE dated January 29, 1948. This inquiry was closed on the basis of information furnished by the New York Office that there was no evidence of price fixing in the liquor industry in New York at the retail level.

Another investigation was opened on February 3, 1948 and involved a possible violation by the New Jersey Institute of Wine and Spirits Distributors, 1060 Broad Street, Newark, New Jersey. This case was assigned to HAROLD LASSER on May 5, 1948 and closed on February 4, 1949. The basis for closing this case will be discussed subsequently in this report under the interview of HAROLD LASSER.

Under date of February 20, 1950 JOHN A. JORDAN, who was an attorney assigned to the New York Antitrust Office and who is deceased, submitted a memo to MELVILLE C. WILLIAMS who was then Chief of the New York Office. This memo stated that it appeared that there was price fixing in the liquor industry in New York State and recommended that authority be obtained from the Department of Justice to present the case to a grand jury.

By a memo of February 23, 1950 addressed to HERBERT A. BERGSON and sent to the attention of RODOLFO A. CORREA, WILLIAMS requested grand jury authority and attached a copy of JORDAN'S memo.

The file of the New York Office contains a copy of a memo from HERBERT A. BERGSON to EDWARD P. HODGES. This memo requested HODGES to present a determination of the effects on instant investigation of the FELD-CRAWFORD Act and an Appellate Court decision of May 10, 1949 which held that the MITCHELL Act was unconstitutional.

By a memo dated May 14, 1950 EDWARD P. HODGES advised WILLIAMS that BERGSON was holding the request for grand jury authority in abeyance until the New York State Legislature adjourned. According to the file, the pertinent point was that at that time there was no fair trade law with respect to liquor in effect in New York State.

NY 46-2632

By a letter dated April 3, 1950 MELVILLE WILLIAMS advised HERBERT BERGSON that the New York Legislature had enacted a mandatory price fixing law on March 22, 1950. This letter pointed out that the Governor had thirty days to veto or sign this law and was expected to sign it. He recommended seeking an indictment of the retail liquor dealers and the distributors for price fixing activities for the period between February 24, 1950 and the date on which the new legislation would become effective.

This authority was denied on April 11, 1950 by HERBERT BERGSON because of the short period during which no fair trade law was in effect in the State of New York.

60-257-2

This file was opened in January 1940, at which time an allegation was received by the New York Antitrust Office that price fixing activities were being carried on by the large retail liquor dealers in New York. There was some correspondence between the New York Office and the Antitrust Division in Washington, D. C. relative to this matter during 1940, and on February 21, 1941, THURMAN ARNOLD, Assistant Attorney General, informed HERBERT A. BERMAN, Chief of the New York Office, that no investigation could be instituted at that time because of a shortage of personnel.

On October 17, 1941, a complaint was received from B. M. MARKSTEIN of the Western Reserve Liquor Company, Cincinnati, Ohio. This complaint stated that the major distilleries were buying up the small independent distilleries, and storing whiskey. The complaint stated that the result of this practice was first, it prevented small companies like Western Reserve from obtaining requirements of bulk whiskey, and secondly, created an artificial scarcity which resulted in unusual rises in whiskey prices.

An additional complaint setting forth substantially the same information, was received from MARKSTEIN on September 11, 1942. However, no further action was taken by the New York Antitrust Office with respect to these complaints.

NY 46-2632

This file also contains a complaint received from HAROLD K. OLEET, Mt. Vernon, New York, which stated that ~~Park and Tilford~~, import corporation, had refused to sell liquor to OLEET, who was a retail liquor dealer.

OLEET was interviewed on February 18, 1942 by EMANUEL S. CAHN, Attorney assigned to the New York Antitrust Office, and CAHN reported that there was no apparent conspiracy in this case since no other liquor company had refused to sell merchandise to OLEET. CAHN is deceased.

60-257-15

This investigation did not involve the liquor industry as such, but had as its subject Local Number 20244 of the Wine, Liquor and Distillery Workers Union.

60-257-18

A review of this file reflects that it was opened as a result of the bankruptcy proceedings relative to WILLIAM JAMESON and Company, Incorporated. In 1942, the Jameson Company was a debtor in the process of reorganization, and a report was received by the New York Antitrust Office that the debtor, JAMESON, was to be purchased by Seagrams.

Subsequently on August 26, 1942, the law firm, Karelsen, Karelsen and Rubin informed SAMUEL S. ISSEKS, Chief of the New York Antitrust Office, that they were attorneys for wholesale liquor dealers, who feared that the purchase of the Jameson Company by Seagrams Distilleries would be disadvantageous and a possible violation of the Antitrust Laws. By a letter dated August 31, 1942, THURMAN ARNOLD informed Joseph E. Seagrams and Sons, Incorporated, 405 Lexington Avenue, New York, New York, that the acquisition of smaller distilleries by Seagrams and others might possibly lead to civil and criminal antitrust suits.

By a letter dated September 2, 1942, JAMES E. FRIEL, Vice President and Treasurer of Seagrams, informed Mr. ISSEKS that the Seagrams Company had no intention to violate the Antitrust Laws.

NY 46-2632

The file reflects that the reorganization of the Jameson Company was dismissed by the Bankruptcy Court on October 15, 1942.

No further action by the Antitrust Division is reflected in this file.

60-257-21

This file was opened by a memorandum of LAWRENCE S. APSEY, Chief of the New York Antitrust Office on December 28, 1945. This memorandum, which was prepared by VICTOR S. AXELROAD, an attorney in the New York Office, related information that it was necessary to buy wine and other products in order to obtain scotch liquor in the New York area.

The information furnished to APSEY was forwarded by him to HOLMES BALDRIDGE in a letter dated December 29, 1945.

By a letter dated January 16, 1946, BALDRIDGE advised APSEY that the general liquor investigation was inactive at that time, and suggested an investigation of instant matter at New York. APSEY subsequently requested files of the general liquor investigation pertinent to tie in sales, and was informed by BALDRIDGE that the files were not organized in a manner which would make pertinent information easily available. BALDRIDGE also informed APSEY that the Alcohol Tax Unit was also investigating the matter of tie in sales in the liquor industry. This case had in the meantime been assigned to HAROLD LASSER, who was to work on it under the supervision of ROBERT WOHLFORTH.

During February and March 1946, requests were sent to various liquor groups and associations requesting such information as copies of the constitution and by-laws of the association, minutes of meetings of stockholders, Boards of Directors, et cetera, as well as copies of reports submitted to these groups and associations.

By letter dated February 18, 1946, APSEY pointed out to BALDRIDGE that he understands that the Alcohol Tax Unit, and the Office of Price Administration are also conducting investigations relative to tie in sales. He states that the

NY 46-2632

limits and main avenues of interest to these organizations are not clear to him.

APSEY also stated that he has no knowledge of the previous investigation of the liquor industry conducted by the Antitrust Division, and informed BALDRIDGE that such information would be helpful to him.

By a letter dated March 15, 1946, BALDRIDGE informed APSEY that in view of the general investigation being conducted by the Alcohol Tax Unit, he questioned the advisability of too much work. He stated that two government agencies were investigating the same situation in an attempt to rectify it under their respective authorities. BALDRIDGE stated that he had talked with LASSER with respect to this matter, and felt that the work to be done ought not to conflict with that of A.T.U.

He pointed out that any investigation to be conducted by the Antitrust Division should be vertical, that is, should include the distiller, wholesale dealer and retail dealer. Mr. BALDRIDGE further pointed out that tie in sales do not violate the Sherman Act unless the product is monopolized.

He further stated that tie in sales violate Section Three of the Clayton Act regardless of whether or not the scarce product is monopolized, but also stated that the Antitrust Division does not bring suits under Section Three of the Clayton Act unless tied in with a violation of the Sherman Act. Mr. BALDRIDGE's letter states that a search of the documents secured on subpoena from the major distilleries in the course of the nation wide investigation of the liquor industry two years previously, did not prove fruitful, since the Antitrust Division was interested at that time in possible monopolization by the major distilleries of distilling plants and liquor stocks.

The file relative to this investigation reflects that the documents requested from the associations in the New York area were submitted, but no further investigation was conducted.

NY 46-2632

60-257-23

This investigation involved the withdrawal of a one percent cash discount by the wholesale liquor dealers in the New York area. The case was assigned in the New York Office to WALTER K. BENNETT, and was referred to the Department of Justice for approval of the Antitrust Division on October 14, 1947.

By letter dated October 30, 1947, HOLMES BALDRIDGE suggested to J. FRANCIS HAYDEN, Chief of the New York Office, that he prepared a memorandum requesting Federal Bureau of Investigation investigation.

This memorandum was prepared and submitted to the Antitrust Division, and by letter dated November 24, 1947, BALDRIDGE informed HAYDEN that the memorandum requesting Federal Bureau of Investigation investigation had started through channels. The letter from BALDRIDGE contains the following handwritten footnote: "FRANK: I do not think this particular situation is worth much of our time."

On March 5, 1948, Grand Jury authority was requested in this case since the Greater New York Wholesalers Association had refused access to its files, and had refused to answer questions. This requested was forwarded by HAYDEN to JOHN FORD BAECHER of the Washington Office of the Antitrust Division.

Investigation to date had revealed that members of the association had filed prices with the New York State Liquor Authority on September 10, 1947 to be effective October 1, 1947. Nineteen of the twenty members filing had withdrawn the usual one percent discount, and investigation had disclosed a meeting of the association in August, 1947, when a poll had been taken regarding the question of removing this discount on September 10, 1947. On September 26, 1947, five wholesalers had restored the one percent cash discount, and when prices were filed with the State Liquor Authority on October 10, 1947 to be effective November 1, 1947, the discount was fully restored by all of the members of the association.

NY 46-2632

Grand Jury authority was granted by acting Attorney General PHILIP B. PERLMAN on March 26, 1948.

Under date of May 10, 1948, HOLMES BALDRIDGE informed HAYDEN that unless a cash could be made involving a more substantial part of the retail price than the one percent discount, he did not feel that there was much of a case. He suggested that the case be developed as thoroughly as possible before presenting it to a Grand Jury.

The file contains a memorandum by WALTER BENNETT dated July 9, 1948 relative to a conference between himself and HOLMES BALDRIDGE. BALDRIDGE pointed out that the factors involved in the case would have no effect on consumer prices, and he doubted whether an action should be brought. He suggested that BENNETT determine what the members of the industry had to say about the matter, and prepare a memorandum after a conference had been held with the industry.

By letter dated February 15, 1949 from GEORGE J. FELDMAN, 1435 K Street, N.W., Washington, D. C. reference was made to a conference in BENNETT's office attended by FELDMAN, BENNETT, and MORRIS O. ALPHEIN of the Greater New York Wholesaler Liquor Association. This letter points out that the one percent discount is a moot point since it was restored in November 1947. BENNETT subsequently requested FELDMAN to furnish additional information.

By letter dated February 18, 1949, BENNETT informed HOLMES BALDRIDGE that criminal action did not appear warranted and stated that action against the association relative to the maintenance of a uniform mark-up should await the requested explanation of FELDMAN.

A letter dated April 1, 1949 from HERBERT A. BERGSON, to J. FRANCIS HAYDEN with a copy for HOLMES BALDRIDGE, states that the case does not warrant further expenditure of time, and recommends that the case be closed. The case was closed by the New York Office on April 4, 1949, and the file reflects the receipt of a letter from FELDMAN on April 11, 1949.

This letter was forwarded to the Antitrust Division in Washington, and is not in the New York file.

NY 46-2632

60-257-26

On May 28, 1951 MELVILLE C. WILLIAMS requested permission of Assistant Attorney General H. G. MORISON to conduct a preliminary inquiry into the action of Seagrams in setting up warehouses in various states in order to make all shipments intra-state and therefore require compliance with the various state fair trade laws. This authority was granted on June 6, 1951. However, by memorandum dated July 24, 1951, HAROLD LASSER and EDWARD CORCORAN recommended to WILLIAMS that the case be held in abeyance until the situation relative to fair trade laws could be cleared up.

By a memorandum dated August 28, 1952, LASSER recommended to LESTER L. JAY, Acting Chief, New York Antitrust Office, that this case be closed in view of the McGuire Bill which had been signed by President TRUMAN on July 14, 1952. This bill involves compliance with various state fair trade laws.

On August 29, 1952, LESTER JAY advised NEWELL A. CLAPP, that the New York Office was closing its case in this matter.

Interview of WALTER K. BENNETT

WALTER K. BENNETT is an attorney assigned to the New York Antitrust Office, and has advised that his periods of assignment to this office were from May 1941 to April 1942, and from February 1946 to the present. From January to February 1946, he was assigned to the Antitrust Division at Washington, following his return from military service.

Mr. BENNETT advised that he knew nothing of any investigation of the major distilleries in the liquor industry, and further advised that he had handled the investigation of the wholesale liquor industry in New York. This investigation involved the withdrawal by the wholesale liquor industry of the one percent cash discount. He advised that this case was closed on the suggestion of HOLMES BALDRIDGE, who felt that the effect of the one percent discount on retail prices would be insignificant

NY 46-2632

and also felt that during the post-war period, the Antitrust Division had more important matters on which the investigative time could be spent.

Mr. BENNETT advised that there was never any suggestion to him by anyone in the Department of Justice or by any of the subjects of this case that the investigation should be conducted in any manner which would show special favor to the liquor industry.

Interview of J. FRANCIS HAYDEN

Mr. HAYDEN was interviewed at his office in Room 730, 350 Fifth Avenue, New York, New York, and advised that he was employed in the Claims Division of the Department of Justice until the summer of 1947. He was then transferred to the Antitrust Division, and in August 1947, was assigned as Chief of the New York Office, which position he held until October, 1949.

Mr. HAYDEN advises that he can recall no investigation of the liquor industry in New York, other than the one handled by WALTER K. BENNETT in connection with the withdrawal of the one percent cash discount.

He advised that he originated the idea in the Antitrust Division of giving priority to investigations involving food, clothing, and housing because of post-war shortages, and felt that investigations of this type should receive more attention than those involving luxury items such as liquor.

He expressed great admiration for former Attorney General TOM C. CLARK, and stated that he never knew of any attempt or suggestion by anyone to favor the liquor industry in any investigation being handled by the Antitrust Division.

Interview of HAROLD LASSER

HAROLD LASSER, Attorney, New York Antitrust Office, advised that there has never been a general investigation of the

NY 46-2632

liquor industry by attorneys assigned to the New York Office. LASSER recalls that such an investigation took place about 1944, and was handled by attorneys working out of the Washington Office.

LASSER advised that there had been several investigations in New York relative to various aspects of the liquor industry, and he himself has conducted the investigation on a few of these cases.

According to LASSER, one of these cases involved the New Jersey Institute of Wine and Spirits Distributors. It appeared from news articles relative to this Institute that it violated the Antitrust Laws. LASSER conducted some investigation relative to this Institute, and the investigation was discontinued when the Institute ceased operations.

LASSER advised that he also worked on the case involving tie in sales on liquor, and that this case was closed because an investigation was already being conducted by the Alcohol Tax Unit, and the Antitrust Division was giving priority to cases involving food, clothing and housing.

The third case handled by LASSER was that involving the Seagrams Company, and was opened when the Antitrust Division received information that Seagrams intended to establish warehouses in states having a fair trade law in order to avoid interstate commerce in the handling of its products. LASSER advised that this case was closed as the result of the McGuire Bill.

LASSER stated that he has no recollection of ever discussing any liquor case with any of the officials of the Antitrust Division or the Department of Justice at Washington, D. C. He could not recall his discussion with HOLMES BALDRIDGE mentioned previously in this report, and stated that it must have been mentioned in passing when he and BALDRIDGE were discussing a group of cases on a visit by LASSER to the Antitrust Division in Washington.

LASSER advised that he never received any instructions or suggestions which would indicate to him that any official of the Department of Justice limited or impeded any investigation in the interest of the liquor industry.

NY 46-2632

ADMINISTRATIVE PAGE

LEAD

NEW YORK

At New York, New York

Will interview SIGMUND TIMBERG, care of United Nations, upon his return to the United States after October 15, 1952.

REFERENCE

Bulet 9/22/52.

NY let to Bureau and Washington Field, 9/25/52.

Washington Field let to Bureau, 9/27/52.

Office Memorandum • UNITED STATES GOVERNMENT

TO : The Director

DATE: September 23, 1952

FROM : Mr. Nichols

SUBJECT:

Tolson	_____
Ladd	_____
Nichols	_____
Belmont	_____
Clark	_____
Glavin	_____
Harbo	_____
Rosen	_____
Tracy	_____
Mohr	_____
Tele. Rm.	_____
Nease	_____
Gandy	_____

With reference to the questions you raised in Mr. Rosen's memorandum of 9-22-52 on the chronology of the Kansas City Case, I wish to submit the following for the purposes of clarification:

1. On page 7 of the memorandum in reference to Mr. Ladd's conference with Tom Clark on July 23, 1947, at which time the Attorney General suggested the desirability of removing intra-Bureau memoranda from the files, the background is as follows:

On May 28, 1947, Mr. Ladd appeared before the Senate Judiciary Committee and certain references in this file were read into the record such as the Director's comments "Were we so restricted" in the scope of the investigation, etc. Mr. Ladd had the first section of the file with him. On July 17, 1947, Senator Ferguson called Mr. Ladd and requested Ladd to bring him the file in the Kansas City Case which he used in testifying before the Executive Committee on May 28, 1947. Mr. Ladd told him he didn't believe this could be done. The Director instructed that a memorandum be sent to the Attorney General. Such a memorandum went to the Attorney General on July 17, 1947. In the meantime at 2:50 P.M. the Attorney General called the Director and in the conversation the Attorney General said to photostat the file, and he would call the Director back about giving it to Senator Ferguson.

On July 18, 1947, a memorandum was sent the Attorney General outlining exactly what information Mr. Ladd had given the Senate Judiciary Committee from the file and pointing out that the files actually had not been given Senator Ferguson. The photostat of the file Mr. Ladd had when he was before the Committee on May 28, 1947, was never given Senator Ferguson.

On the afternoon of July 29, 1947, Mr. Ladd took the section of the file he had before the Committee, around to the Attorney General. Mr. Ladd's best recollection is the Attorney General called the Director and requested he bring

C: Ladd & Rosen
LBN:HCW

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DATE 6-23-83 BY SP-8 BJK/RS

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667-27-1952

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the file around. It was on this occasion he suggested removing papers from this section and of subsequent sections. Such papers were removed from then existing sections of the file and subsequent memoranda were not put in the main file of an administrative nature.

2. When were the administrative papers removed pursuant to the Attorney General's suggestion first called to the attention of the Department?

On the late afternoon of May 5, 1948. To elaborate, when Nichols and Ladd were before the Senate Judiciary Committee on May 5 and were unable to explain the measures they returned to the Bureau between 1:30 P.M. and 2:00. Numerous checks were made. Then Mr. Ladd recalled having Supervisor Lorton take out administrative papers in line with Tom Clark's suggestions. Lorton promptly brought two folders to my office where Mr. Ladd and I were working. We hurriedly thumbed through the folders, went to Mr. Tolson's Office, then to the Director's Office and briefly explained the situation to the Director. Mr. Ladd and I both have a vivid recollection of this conference because of the Director's displeasure at our inability to explain the matter before the Judiciary Committee and the Director's concern to make a full disclosure to the Committee without further delay.

At the Director's instructions I called Peyton Ford from the Director's Office to advise of the explanations. At 5 P.M. Ford was not in and at the Director's instructions, I called Bill Rogers, the counsel for the Committee and told him we had the explanation but were awaiting Peyton Ford's return to the office to get Departmental clearance. Mr. Ladd and I went to Ford's Office and waited until Ford came in and we exhibited the Sub B folders to Ford and Bergson about 6:00 P.M. The four of us went to the Attorney General's Office about 6:45 or 7:00 P.M. on May 5, 1948. The Attorney General was tied up and we waited about 15 minutes for him, then explained briefly the facts. He recalled his conversation with Mr. Ladd of July 23, 1947, about removing administrative details from the file. At the Attorney General's instructions we returned to Ford's Office and met Rogers and Trip Flanagan and went over the first section of the Sub B file, around 7:00 or 7:15 P.M.

Mr. Ladd's memorandum of July 24, 1947, was in the second section of the Sub B file and was not exhibited to Rogers or Flanagan that night. On returning to the Bureau, the Director and Mr. Tolson had gone to dinner, as we recall but returned to the Bureau after dinner and we outlined the evening's happenings. The Director specifically ordered that the Ladd pink memorandum was to be made available the next day, May 6, when Rogers had ordered that we appear before the Committee with Supervisor Lorton and the Sub B files which we had brought back to the Bureau with us. After leaving the Director we had the Sub B files photostated for our own use. Ford and Bergson were not advised of this.

3. When was the Sub B file surrendered to the Department? May 6, 1948.

The Sub B files were taken to the Executive Session of the Judiciary Committee on May 6, 1948, and upon our return were left with Ford and Bergson.

4. When was the Sub B file returned to the Bureau? June 22, 1948.

The Bureau was confronted with the problem of accounting for all serials and reconstructing the file. Carmen Bellino was assigned by the Committee to work in the Laboratory with document examiners. This necessitated having the original papers which Bellino would secure from Bergson in the morning and take them to the Laboratory. These examinations were completed on May 24, 1948.

Prior to the Laboratory examination each page of the Sub B file was numbered in ~~the~~ sequence to safeguard against any papers being removed. The file was in the custody of the Department except for a period on May 10, 1948, when Bergson asked us to photostat the first 6 sections of the main file and the two volumes of the Sub B file. Since Tom Clark was considering actually turning over photostats to the Committee, the file was in our custody from May 10 to May 11, 1948, for photostating.

The main files and the 2 sections of the Sub B files were returned to the Bureau at 6:00 P.M. on June 22, 1948, when Mr. Cartwright and I called at Bergson's Office and picked up the files. This was the subject of a memorandum by me dated June 22, 1948, and is serial 1171 in the file. Cartwright subsequently

checked every serial in the file to insure that it was intact and that nothing had been removed from the file while it was out of our custody.

5. Was the Sub B file kept intact?

At the instructions of Bergson the Sub B file was kept intact from the date of its return on June 22, 1947. After several follow ups to the Department, Tom Clark, by memorandum dated March 8, 1949, advised we could return the serials in the Sub B files to the main file. The serials in the Sub B file were then integrated in the main file on a chronological basis.

WON

DL

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK,
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 3, 1952

Rebulet September 22, 1952.

Enclosed herewith are five copies of the report of SA EDWARD JOSEPH HAYES, dated October 3, 1952.

This is to advise that attorneys representing the liquor industry and the Bohine Circuit Theater Chain were not interviewed pending further instructions from the Bureau, that is, other than the interview with ALFONS B. LANDA, Attorney for Joseph A. Seagrams Company.

It is to be noted that the New York Office by letter dated September 25, 1952, to the Bureau, advised that through contact with the Antitrust Office, Department of Justice, in New York, file numbers pertaining to the general liquor file in the field would be similar with file numbers in the Antitrust Division in Washington. A check was made of file numbers furnished by the New York Division, and all were located with the exception of File #60-257-15.

Mr. LEROY McCAULEY, Administrative Assistant, Administrative Section, Antitrust Division, United States Department of Justice, has advised that the Washington Office does not have File #60-257-15, but that it is maintained in the New York Antitrust Office. After an examination of his records disclosing whereabouts of files, he informed that this file consists

EJH:fah

*Enclosures (5)

2 - New York (46-2632) (SPECIAL DELIVERY)

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68 OCT 21 1952

EX-23

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DATE 6/23/83 BY SP-8 BTJ/RJ

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)
 FROM : SAC, New York (46-2632)
 SUBJECT: THOMAS C. CLARK;
HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

DATE: October 7, 1952

ReBulet to Washington Field 10/3/52 and NYlet to Bureau 10/3/52.

All investigation at New York has been completed with exception of the interview of SIGMUND TIMBERG who will be interviewed upon his return to the United States.

A report of SA(A) EUGENE W. VAHEY reflecting all investigation completed to date will be submitted to the Bureau on 10/8/52.

AIR MAIL
SPECIAL DELIVERY

cc: 1 - Washington Field (62-7197)

EWV:EMF

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Re. [unclear]
J.C. [unclear]
6. [unclear]

FORWARDED TO: [unclear]

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)
FROM : SAC, WFO (62-7197)
SUBJECT: THOMAS C. CLARK; HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

DATE: October 7, 1952

ReWFOlets 10/2 and 10/3, 1952.

On 10/6/52 SA WADE BROMWELL, now on detached duty working with the Chelf Committee investigating the Department of Justice, contacted SA EDWARD J. HAYES and furnished the following information:

He stated that relative to his trip to Dallas, Texas, on behalf of the Chelf Committee to interview a Mr. WILLIAM McCRAW, Attorney at Law, 801 Mercantile Bank Building, Dallas, Texas, he was told by McCRAW that he (McCRAW) had no knowledge of TOM CLARK accepting moneys in connection with the settling of an income tax case. He advised that McCRAW flatly denied ever contacting TOM CLARK in the GEORGE L. BERRY tax case.

SA BROMWELL was unable to furnish any additional information in this matter.

EJH:haw/lm

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Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)
FROM : SAC, LOS ANGELES (62-3923)

DATE: 10/7/52

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

ATTENTION: A. ROSEN, Assistant Director
Rebulet to Washington Field, 10/3/52.

HARRY B. SWERDLOW, former attorney with Anti-Trust Division, U.S. Department of Justice, was interviewed by agents of the New York Office at New York City on 10/2/52, according to information furnished by SWERDLOW to this office on 10/6/52.

No further leads for Los Angeles Office.

RUC.

DEPT OF JUSTICE

EXPEDITE PROCESSING

2-cc-Washington Field (62-7197)

GKH:BKB

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DATE 6/23/83 BY 88-8 BTJ/aw

68 OCT 21 1952

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14 OCT 10 1952

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Office Memorandum • UNITED STATES GOVERNMENT

Sub
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TO : Director, FBI

FROM : SAC, New York (46-2632)

SUBJECT: TOM C. CLARK; HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: 10/6/52

Re WFO let, 9/30/52.

AB

The Office of JOHN P. SONNETT at NY now advises that SONNETT will be in Washington, care of Cahill, Gordon, Zachary, and Reindel, Wire Building, 1000 Vermont Avenue N.W., Washington, D.C., until Wednesday, 10/8/52. SONNETT is staying at the Carlton Hotel. SONNETT will leave Washington on Wednesday for Detroit and will not return to NY until the week of October 13.

WFO is requested to interview SONNETT.

SAC advised WFO handling 10/2/52
gaw

EXPEDITE PROCESSING

SPECIAL DELIVERY

2 - Washington Field (SPECIAL DELIVERY)

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21 OCT 7 1952

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EWV:MDR

DATE 10/23/83 BY SP-8 [signature]

68 OCT 21 1952

October 9, 1952

4:52

MEMORANDUM FOR MR. TOLSON
MR. LADD
MR. NICHOLS

Today I called Deputy Attorney General Ross L. Malone, Jr. and told him I had just received a call from Mr. Robert Collier indicating that he had conferred with the Attorney General, Mr. Malone, and Congressman Keating of the Chelf Committee about the matter of Tom Clark and of their desire to have two Agents of the Bureau present and available in case Allen Bernard does not make a statement. I stated that Mr. Collier indicated that this had been approved; namely, that two Agents be present during Bernard's testimony, and I wondered if this was correct. Mr. Malone stated that the Attorney General said he would approve this procedure. I told Mr. Malone that this would be done.

Very truly yours,

J. E. H.
John Edgar Hoover
Director

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____

JEH:EN

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 TIME 6:22 PM
 DATE 10-9-52
 BY W/S

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68 OCT 21 1952

DATE 6/23/83 BY SP-9 BJS/RW

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)

DATE: October 6, 1952

FROM : SAC, Minneapolis (62-2062)

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

AMSD

AB

ReBulet to WFO dated 10/3/52, cc Minneapolis Office.

An RUC letter concerning the above matter was forwarded to the Bureau from Minneapolis Office on October 1, 1952.

ROS:est *est*

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68 OCT 21 1952

The Attorney General

October 10, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

TON C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

I am attaching to this memorandum and to the copies designated for Mr. Murray copies of the reports of Special Agent Edward Joseph Hayes, dated October 3, 1952, and October 8, 1952, at Washington, D. C.

The exhibits mentioned in the reports of Special Agent Hayes are being delivered to Mr. Murray's Office by special messenger in view of the voluminous nature of these exhibits.

Attachment

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162-97557-50
OCT 14 1952

cc: 2 - Assistant Attorney General (PERSONAL AND ~~CONFIDENTIAL~~)
Charles B. Murray (Attachment)

ECW: lk

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DIRECTOR - DIRECTOR

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The Attorney General

October 10, 1952

Director, FBI

PERSONAL AND CONFIDENTIAL

7/B

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

I am attaching to this memorandum and to the copies designated for Mr. Murray a copy of the following investigative reports:

Report of Special Agent Leon W. Morris dated October 6, 1952, at Savannah, Georgia.

Report of Special Agent Eugene W. Vahoy dated October 8, 1952, at New York, New York.

This investigation is going forward expeditiously and investigative reports received at the Bureau will be reviewed and immediately forwarded to you and Mr. Murray.

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Attachment

25. Hd TC
Assistant Attorney General (PERSONAL AND CONFIDENTIAL)
Charles W. Murray (Attachment)
U.S. DEPT. OF JUSTICE
DIRECTOR

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- Holloman
- Gandy

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OCT 13 1952
COMM-FBI

OCT 29 1952

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Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD

FROM : A. ROSEN *Handwritten initials*

SUBJECT: TOM C. CLARK
BRIBERY - PAROLE MATTERS

DATE: October 9, 1952

Tolson _____

Ladd _____

Nichols _____

Belmont _____

Clegg _____

Glavin _____

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It is to be recalled that SA Carl Sorensen, presently on loan to the Chelf Committee, confidentially advised that he interviewed Allen Bernard, a free lance writer in New York City, with regard to allegations that he has proof that Tom G. Clark received \$250,000 as a result of the parole of Chicago gangsters Campagna, et al. He said that he could make available confidentially a copy of his report on this interview.

On the evening of October 8, 1952, SA Sorensen supplied a copy of his report in this matter, on a very confidential basis. From the copy Sorensen loaned to us, we have, in turn, made copies and returned the one loaned by Sorensen to him. This consists of some five pages and it is attached. This is being reviewed for anything of pertinence which might be identifiable with the investigation the Bureau conducted concerning the parole of these Chicago gangsters. A separate memorandum will be supplied.

Sorensen confidentially advised that he had served a subpoena on Allen Bernard requiring Bernard to appear Friday, October 10, 1952, at 10:00 A.M. before the Committee. He said that Bernard seemed highly nervous. Bernard stated that he was going to get in touch with his attorney immediately with respect to this subpoena. He indicated that he would endeavor to plead the so-called privileged status that a newspaper man has with his informants.

Sorensen advised (and his report of the interview so reflects) that Bernard was vague and refused to give specific information relative to names, dates, places and circumstances. He will not identify his informants. Sorensen has stated that it appears that Bernard has done considerable reading of the Congressional Committee's reports concerning its investigation regarding the circumstances surrounding the release of the four Chicago gangsters. It is to be recalled that Congressman Clare Hoffman (R-Michigan) was Chairman of the Subcommittee in the House of Representatives which investigated this matter.

ENC 1
Bernard claims, according to the attached report, that his informants in this case reside in Dallas. He further alleged he has the numbers and denominations of the bills of money paid to Clark.

ACTION

RECORDED-37

162-97557-53

INDEXED-37

13 OCT 14 1952

The attached report is being studied in the light of

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DATE 6/23/83 BY SP-8 BTJ/aw

ATTACHMENT
6 OCT 29 1952
EHW/rh

Handwritten initials: No

Memorandum for Mr. Ladd

investigation conducted by the Bureau and a separate memorandum will be submitted.

Agent Sorensen has advised that no one on the Committee knows that he has made this information available to the Bureau and requests that it be treated confidentially.

Reference is made to the memorandum of Associate Counsel, D. J. Kennedy, dated June 25, 1952, and to the memorandum of Robert A. Collier, Chief Counsel, dated July 10, 1952.

Mr. Allen Bernard, a free lance writer, residing on 4th Floor, 413 E. 52nd Street, New York City, telephone Plaza 3-3666, was interviewed on September 24, 1952 for the purpose of determining whether or not he had obtained statements from two informants, whom he alleged have information regarding a payment of \$750,000 to Tom Clark, Associate Justice of the Supreme Court, while he was Attorney General of the United States, for the influencing of the paroles of four Chicago gangsters, namely, Louis Campagna, Paul Ricca, Charles Gioe and Philip D'Andrea. He was also interviewed to obtain other pertinent information he alleged he had in his possession regarding the record of the plane used by two men to bring the money from Dallas, Texas for payment to Tom Clark, as well as the hotel where they stayed.

Mr. Bernard stated that Mr. Kennedy probably misunderstood him regarding his having in his possession a record of the airplane trip and the name of the hotel the two individuals used while delivering the money to Tom Clark. He explained by saying that he told Mr. Kennedy that after he obtained statements from the two informants, he could probably check the airplane and hotel used by these two men and make this information available.

Mr. Bernard further explained that there are two informants involved who could probably furnish the information regarding the original contact with Tom Clark and the subsequent alleged payment of \$750,000 to Clark for distribution three ways. However, under questioning, he said that he knows and met one of the informants but that he has not met the other. He expressed hope that through the intercession of the informant he knows that the other informant will meet him and discuss the information in his possession. He added that the information given about the payment of money to Clark had been relayed to him by his known informant, from information that this informant had gathered from the other informant.

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HEREIN IS UNCLASSIFIED

DATE 6/23/83 BY SP-8 BTJ/RV

ENCLOSURE

62-97557-53

Mr. Bernard claims he knows the identity of both informants but refused to name them. Mr. Bernard said that, as he sees it, there are two propositions involved, namely, the granting of immunity from persecution and prosecution of the two informants if they would testify in this matter; secondly, that he has been dickering with a Magazine for the release of an article regarding Tom Clark, if and when he can obtain the stories from the two informants, and that he would have to be given assurance that he would have an exclusive story. He said that he recognized the possibility of libel on his part as well as that of the Magazine if such a story was published, but that he would check into this further. I reiterated to Mr. Bernard the proposition that Mr. Kennedy had proposed to him on a previous occasion that, if and when he obtained statements from the informants, that he write his story and then turn over copies of all documents in order that the necessary people could be subpoenaed and in this way a hearing could be held simultaneously with a release of his article, and in this way he would be assured of an exclusive story. Mr. Bernard refused to divulge the name of the Magazine with whom he is dickering for the release of his article. In regard to the first proposition advanced by Mr. Bernard regarding the affording of immunity to the informants, I told Mr. Bernard that I did not believe that immunity could be granted if they were involved to any great extent. However, I informed him that he should not accept this as the final answer and that I would take the matter up with Mr. Kennedy for his opinion and that if Mr. Kennedy differed with what I had told him, that Mr. Kennedy would then get in touch with him.

During the course of my talk with Mr. Bernard, I repeatedly asked him for names, dates, places, and circumstances regarding the information that he had furnished previously to Mr. Kennedy, and the collateral information which will be set forth later, but he was vague and refused to give this information. During the course of my talk with Mr. Bernard, he stated that he questions his own wisdom in coming to Mr. Kennedy in the first instance because he felt that he talked too much and didn't have facts in hand.

With the permission of Mr. Kennedy, I asked Mr. Bernard if he had been in contact with or knows Ned Bake or Ned Bakes. He stated that he had not been in contact with him and does not know him. He expressed curiosity as to whether or not this individual Bake or Bakes was a lead in this case, which I refused to answer.

Mr. Bernard recited substantially the same story that appears in reference memoranda, with variations. At this time, he gave the following additional information which is an embellishment of the information originally given to Mr. Kennedy:

He said that several months ago he was talking to the known informant in Dallas, Texas about the political situation and making anecdotes about Clark, at which time the informant made a "slip" about a sum of money which was paid to Tom Clark for the parole of certain individuals. He said that he followed up on this "slip" by the informant and that he gave him parts of names but could not remember the names of the parolees. At this point, Mr. Bernard at first said the informant could not recall the names and could give no indication, but later added that he gave parts of names of the parolees - Ricca or Gioe.

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x 2/2
Mr. Bernard said he returned to New York and checked the newspaper morgue and from the information given by his informant, the facts seemed to fit in with the case of the four Chicago gangsters who were being paroled. He said that he later talked to Clare Hoffman, Chairman of the Subcommittee of the Committee on Expenditures in the Executive Department, House of Representatives, 80th Congress, regarding the circumstances surrounding the release of the four Chicago gangsters. He claims he did not tell Mr. Hoffman of any of the information he had in his possession and that Mr. Hoffman made available to him a copy of the testimony given in this matter, which Mr. Bernard exhibited to me. Mr. Bernard said that he read this testimony carefully and that the facts given to him by his informant correspond with the facts set forth in the testimony at this hearing.

Mr. Bernard said that the information given by his informant was the fact that in 1947 a friend of his informant contacted him, knowing that his informant knew Tom Clark. This friend wanted his informant to contact Tom Clark to effect the release of four convicts. He said the informant advised that the informant and his friend flew to Washington and talked to Tom Clark in the Department of Justice building. At this time, Clark was offered \$300,000 and that Clark laughed at this offer, saying that \$750,000 was necessary for a three-way split. The money was to be paid after the release of the prisoners. Clark assured that the prisoners could be released in two weeks. Clark is alleged to have said that he would contact President Truman to be certain that this goes through. Clark is alleged to have gone to the White House to see the President and returned and said the deal was set, if you people can raise the \$750,000. Clark told the friend of the informant to relay this information to his principal in Chicago. Mr. Bernard alleges that this conversation took place in the presence of his informant. Mr. Bernard also

said that his informant and his friend returned to their hotel in Washington, D. C. and telephoned the information given them by Clark to unknown people in Chicago. At this point, Mr. Bernard was asked the dates this conversation is alleged to have taken place, and the hotel in which these two individuals were staying. Mr. Bernard was unable to furnish this information. It is also noteworthy to mention at this time that in speaking of his informant, Mr. Bernard referred to his informant as a "her" but quickly changed this to "his". From that point on, he consistently referred to his informant as a witness.

Mr. Bernard said that his witness, who was not in on the actual payment of money to Tom Clark, told him that his friend informed him that possibly in July of 1947, he is not certain of the date, the friend of his informant and another man was met at the Washington Airport by Tom Clark and that the payment of money to Clark was made in a Department of Justice automobile. Mr. Bernard further stated the information was imparted to him that Clark took the front man and the friend of his witness to the White House in the Department of Justice automobile, and that Clark had \$250,000 in a black bag; that Clark entered the White House and came out without the black bag. Mr. Bernard said that he has no proof that the money actually got to the President. At this point, he speculated that Clark could have taken the black bag containing the money into the White House, could have checked it later after leaving the front man and the friend of the informant, returned and picked up this bag, thereby getting \$500,000 as his part of the deal.

Bernard said that neither his informant or his friend got any money out of this deal. Mr. Bernard claimed that he has in his possession the numbers and denominations of the bills of money that was paid to Clark. He was asked to furnish this information, but refused to do so. He also said that his informant does not know the identity of the individuals who put up the money. He was asked who the front man was in this deal. At first he said he did not know; later in the conversation he was asked if he knew Maury Hughes, an Attorney in Dallas, Texas - also whether Hughes had any dealings in this matter. At this point, he said that Mr. Hughes was the front man and that his informant told him the split was made - one-third to Clark, one-third to the "big fellow" President Truman, and one-third to Hughes.

HARRY S.

Mr. Bernard said that both informants in this case reside in Dallas and that he has contacted his informant at least twelve times, either in person, by telephone, or by mail and that he expects to have a statement in the next two weeks but that if he could be given assurance that neither witness would be persecuted or prosecuted, that he would have a powerful weapon in his hands in order to more

easily obtain the statements. Mr. Bernard was of the opinion that this case has substance and that he gained this opinion from his experience gained in working with several newspapers, namely, the NEW YORK JOURNAL AMERICAN, the CLEVELAND TIMES, and the NEW YORK GRAPHIC.

Action Recommended:

It is recommended that this matter be discussed with Messrs. Collier and Kennedy in order to determine whether or not Mr. Bernard can assure his witness, as well as the friend of his witness, that they will be immune from persecution by the Administration and from prosecution for their part in the matter. Mr. Bernard said that this would be a great lever in his hands in order to obtain the statements. Mr. Bernard was told that unless advised to the contrary, that he could assume that the statement which I made to him that immunity would not be granted would prevail.

It is also suggested that, in view of the national importance attached to this matter and the serious nature of the accusations made by Mr. Bernard, that he be contacted within the next two or three weeks to determine whether or not he has any additional information.

WASHINGTON FROM WASH FIELD

10-1-52

8 P.M.

DIRECTOR

DEFERRED

TOM C. CLARK, HERBERT A. BERGSON, MISCONDUCT IN OFFICE. REBULET
 SEPTEMBER TWENTY-TWO, NINETEEN FIFTY-TWO. ALFONS B. LANDA, ATTORNEY
 REPRESENTING JOSEPH SEAGRAM COMPANY, WASHINGTON, D. C. INFORMS THAT HE
 HAD CONFERENCE WITH ERNEST L. BRANHAM, ANTITRUST ATTORNEY, DEPARTMENT
 OF JUSTICE, IN LATE NINETEEN FORTY-EIGHT CONCERNING ALLEGED LARGE
 CONTRIBUTIONS BY LOUIS ROSENSTIEL, PRESIDENT OF SCHENLEY INDUSTRIES.
 STATES CONVERSATION WAS CONCERNING A RUMOR THAT THE LARGE CONTRIBUTION
 MADE TO DEMOCRATIC PARTY WOULD AFFECT FUTURE ACTION AGAINST THE DISTILLING
 AND LIQUOR INDUSTRY. FURTHER THAT PERSONS HANDLING LIQUOR INDUSTRY PROBLEMS
 IN THE DEPT OF JUSTICE WOULD BE CHANGED. LANDA UNABLE TO STATE WHETHER
 HE OR BRANHAM ORIGINATED ABOVE RUMOR AND HAS NO KNOWLEDGE AS TO ITS
 AUTHENTICITY. DENIES MAKING STATEMENT WHICH BRANHAM ATTRIBUTES TO HIM
 CONCERNING ALLEGATION THAT TOM CLARK AS ATTORNEY GENERAL, DEPT OF JUSTICE,
 HAD GIVEN ROSENSTIEL ASSURANCES THAT THERE WOULD NEVER BE A SUIT OF ANY
 NATURE AGAINST THE LIQUOR INDUSTRY. STATES HE HEARD OF ROSENSTIEL MEETING
 WITH TOM CLARK AND THAT ROSENSTIEL ALLEGEDLY STATED THERE WOULD BE NO
 TROUBLE FOR THE LIQUOR INDUSTRY. STATES HE HEARD THIS RUMOR FROM BRANHAM.
 LANDA FURTHER ADVISED THAT DURING NINETEEN FORTY-EIGHT ELECTION CAMPAIGN
 HE, AS VICE CHAIRMAN OF THE FINANCE COMMITTEE, DEMOCRATIC PARTY, AIDED IN
 RAISING FUNDS ON BEHALF OF DEMOCRATIC PARTY. DENIES ANY KNOWLEDGE OF
 MISCONDUCT OR MISHANDLING OF LIQUOR INDUSTRY CASE BY TOM CLARK.

Handwritten notes and signatures in a box:
 [Signature]
 [Signature]
 [Signature]

EJH:bet

Handwritten: ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED

MR. ROSEN
 AND SUPERVISOR
 INVESTIGATIVE DIVISION

60 62-7197-13 DATE 6/23/83 BY SP-8 BTJ/RU

UNRECORDED COPY FILED IN 62-7197-13

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: October 9, 1952

Tolson _____

Ladd _____

Clegg _____

Glavin _____

Nichols _____

Rosen ✓

Tracy _____

Harbo _____

Belmont _____

Mohr _____

Tele. Room _____

Holloman _____

Gandy _____

RC

At the request of the Attorney General we are conducting an investigation of allegations that Tom Clark and Herbert A. Bergson improperly handled two Antitrust matters. One matter concerns an investigation of the liquor industry and it is alleged Tom Clark, then Attorney General, assured Lewis Rosenstiel, President of Schenleys in 1948, that no action would be taken by the Antitrust Division against the liquor industry.

Interviews with Rosenstiel, the subjects and other highly placed officials were held in abeyance to insure full development of the basic facts from a review of the Department files and interviews with Department Attorneys.

Alfonso Landa, Washington counsel for Seagrams, alleged original source of the allegation, denies making any such statement but admits he heard a rumor to this effect from two or three unrecalled sources, and did discuss this rumor with Ernest Branham. Branham is the Department Attorney who is the original complainant in this matter.

The files of the Department show no evidence of pressure or mishandling. Department Attorneys state they have no knowledge of any improper handling of the liquor industry inquiry and all but Branham state the preliminary inquiry developed no violation of the Antitrust laws or a basis for an investigation.

To fully develop the basic facts prior to posing the question of interviewing the subjects to the Department it is considered necessary to interview Lewis Rosenstiel.

You may recall Rosenstiel testified before the Chelf Committee after he was served a subpoena by former Special Agent Arthur Crowl in a somewhat unethical approach. He testified about personal contributions to the Democratic and Republican parties.

ACTION: DIRECTOR

There is attached an air mail teletype to the New York office instructing them to immediately interview Rosenstiel.

Attachment
PCW:eam

RECORDED - 75-62-9755-54

INDEXED - 75-62-9755-54

EX-32

1332

PEARL FILES

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SERIALS

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FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **WASHINGTON FIELD**

FILE NO.

REPORT MADE AT PHILADELPHIA	DATE WHEN MADE 10/2/52	PERIOD FOR WHICH MADE 9/30/52	REPORT MADE BY ROBERT F. MAHLER (mjk;mbq)
TITLE TOM CLARK HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

Attorney WILLIAM B. BUTZ, 601 Hamilton Street, Allentown, Pa., stated he was placed in complete charge of liquor industry investigation in 1943 by WENDELL BERG, then Assistant Attorney General in Charge of the Antitrust Division, to determine whether Antitrust laws had been violated by the Big Four. Investigation lasted approximately two years, but Government decided no monopoly or violation existed, and investigation was discontinued. BUTZ contends he wanted very much to obtain successful Government prosecution, but findings of investigation did not warrant it. BUTZ stated he knows of no mishandling of case by any Department of Justice official, and no monies or considerations were offered. He stated TOM CLARK became Attorney General in latter part of original investigation; that he did not know much about the case, and did not interfere with case. BUTZ declined to furnish sworn signed statement, but admitted under oath the above facts were true to the best of his knowledge.

- RUC -

DETAILS:

At Allentown, Pa.

WILLIAM B. BUTZ, Attorney, 601 Hamilton Street, advised that in approximately 1943 he was appointed a Special Assistant to

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62-OCT-24-1952

A copy of EFW 10-7-52 old page attached

*100 Asst
100 Murray
Memos 10/9/52
ECW*

*100 William 4718
100 net to file by Williams
12-4-52 fm*

the Attorney General, which position he held until approximately 1946. Sometime in 1943, exact date not recalled, BUTZ was appointed by the then Assistant Attorney General in Charge of the Antitrust Division, WENDELL BERG, to take complete charge of the liquor industry investigation. BUTZ described the investigation as an inquiry on a nationwide basis ordered by the Department of Justice to determine whether a monopoly existed within the Big Four of the liquor industry, namely, Schenley, Seagram, National, and Hiram Walker, and to ascertain whether these companies were acting in violation of the Sherman Antitrust Laws. BUTZ stated he frequently reported to HOLMES BALDRIDGE regarding the inquiry.

According to BUTZ, the entire investigation lasted approximately two years, until 1945 or early 1946. During this period, one of the methods used in the investigation was to subpoena books and records of the Big Four for the purpose of examination. No tangible evidence was developed to indicate a monopoly existed regarding the Big Four, nor could it be proved that the Sherman Antitrust Laws had been violated. The results of the entire investigation were reported by BUTZ and it was decided the Government had no case against the liquor industry. According to BUTZ, a report of the findings was also submitted to a Senate investigating committee over which the former Senator VAN NUYS presided as Chairman. The investigation was thereby closed. Shortly thereafter, BUTZ resigned his position with the Department of Justice, and returned to civilian law practice. He subsequently learned, however, that the investigation was reopened after World War II. He could furnish no information as to results of the subsequent investigation, stating that he had entirely disassociated himself from the Justice Department by that time. Further, he knew of no mishandling of the reopened investigation other than that he was told by ROBERT COLLIER, investigator for the Chelf Committee, that the reopened investigation was apparently a "whitewash" of the true facts. BUTZ stated he knew of no details concerning this report.

BUTZ advised that during his appointment as Director of the liquor industry investigation, he was very much interested in the case. It received a considerable amount of publicity. He personally was desirous of a successful investigation, because of the resultant added prestige to his position if the Government could have prosecuted the case. The findings, however, did not warrant prosecution.

BUTZ stated, to the best of his knowledge, there was no mishandling of the case by any official of the Department of Justice. No monies, favors, or considerations were offered. All of those with whom he worked wanted to succeed. To the best of his recollection,

PH 62-3064

former Attorney General TOM CLARK was appointed to that position during the latter stages of the investigation, and CLARK knew little or nothing concerning the case. BUTZ advised he was not instructed by TOM CLARK or HERBERT BERGSON to soft-pedal or purposely mishandle the investigation and could furnish no information regarding the mishandling of the investigation by any official. He stated he could not say whether TOM CLARK or HERBERT BERGSON was improperly mishandling the case or whether these two had anything to do with the investigation at all. He pointed out, however, that his knowledge of the case is confined to the original investigation, beginning in approximately 1943 and ending in approximately 1945 or 1946.

BUTZ declined to furnish a sworn signed statement, but admitted under oath the information he supplied was true, to the best of his knowledge.

-- RUC --

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

REPORT MADE AT MEMPHIS	DATE WHEN MADE 10-3-52	PERIOD FOR WHICH MADE 9-30;10-2-52	REPORT MADE BY WINFRED E. HOPTON
TITLE TOM C. CLARK; HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

1st page removed and put in file

SYNOPSIS OF FACTS: JOHN J. BEVINGTON, Nashville, Tenn., states he was employed in the Anti-Trust Division of the Department of Justice from July 1949 through April 1950, and worked on the Liquor Industry Case. He furnished a sworn signed statement that nothing had ever come to his attention which indicated any attempt by Mr. CLARK, Mr. BERGSON or anyone else to interfere with the case or cause it to be mishandled.

- RUC -

DETAILS: AT NASHVILLE, TENNESSEE

JOHN J. BEVINGTON, Apt. C8, Woodmont Terrace Apartments, upon interview gave the following sworn signed statement:

"Nashville, Tennessee.
October 2, 1952.

"I, John J. Bevington, having first been duly sworn and while under oath do hereby make the following statement to W. E. Hopton, Special Agent, Federal Bureau of Investigation.

"I presently reside at Apartment C8, Woodmont Terrace Apartments, and I am employed in the Credit Department, Third National Bank, both at Nashville, Tennessee.

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"I graduated from Vanderbilt University Law School in June 1949, and went to Washington, D. C. to try to make a connection with the Bureau of Internal Revenue. I did not make this connection, but through Senator Kefauver of Tennessee I secured employment with the Department of Justice. I was assigned to the Anti-trust Division to work with W. Wallace Kirkpatrick in the trial section which was headed by Edward Hodges. Mr. Kirkpatrick was handling the liquor case involving the so-called big four concerns in the liquor industry. Others who were working with him at that time were Bud Rashid and Leonard Berkowitz who later had his name changed to Berka. When Kirkpatrick went to Europe about March 1950, the case was re-assigned to Allen Dobby. I left the Department the latter part of April, 1950 to accept a position with the Third National Bank in Nashville.

"Mr. Kirkpatrick told me to try to work out a theory on which the liquor case could be prosecuted under the Sherman Act. We were trying to determine whether the theory under which the case entitled " U. S. vs The American Tobacco Co." had been tried could be extended to fit the liquor case. I had the benefit of facts which had been previously developed in the case such as information contained in the TNEC reports which came out of the congressional committee investigation about 1943. I also saw a copy of the report of investigation by a staff in the anti-trust division. We also had compilations from various governmental units such as the Alcohol Tax Unit, and Security Exchange Commission. I made a survey from the statutes themselves pertaining to the Fair Trade laws on whiskey in all of the states of the U. S. The state laws specified mark-ups all along the line on whiskey.

"I submitted my findings to Mr. Kirkpatrick and he in turn submitted a report to Mr. Hodges. I saw his report and recall some of the conclusions therein. One of these was that the liquor industry had been so closely regulated by the government that they had become educated and in all probability would have their files clear. It was also determined that the public policy of the states in the country was to hold the price of whiskey up, because apparently the states did not want cheap whiskey. It was concluded that the liquor industry did not appear to be the best industry in which to extend the theory followed in the tobacco case, namely the theory of an inferred conspiracy.

"I never discussed the case with anyone above Kirkpatrick except on occasion Mr. Hodges in passing would ask me how I was getting along on the liquor case. I did not at any time receive any instructions or suggestions either direct or by inference from Tom Clark, Herbert Bergson or anyone else to soft-pedal or mis-handle the investigation. Nothing ever came to my attention which would indicate any attempt by anyone to interfere with the case or cause it to be mis-handled. On the contrary I got the impression there was a conscientious effort to see if it could be successfully prosecuted.

ME #62-728

"I have read the above statement of two pages and it is true to my best knowledge, recollection and belief.

/s/ John J. Bevington

"Subscribed and sworn to before me, the undersigned at Nashville, Tennessee on the 2nd day of October, 1952.

/s/ W. E. Hopton
Special Agent, F.B.I.
Memphis, Tennessee. "

Mr. BEVINGTON stated that during his employment with the Anti-Trust Division of the Department from July 1949 through April 1950, he worked on the Liquor Industry Case constantly for the first three months and from time to time during the balance of his employment. He stated he was admitted to the Tennessee State Bar in March 1949.

- R U C -

ENCLOSURE TO WASHINGTON FIELD (Registered Mail):

Sworn signed statement of JOHN J. BEVINGTON dated 10-2-52.

ME #62-728

ADMINISTRATIVE PAGE

REFERENCE: Letter from Washington Field to the Bureau dated 9-27-52.



THE ATTORNEY GENERAL

October 2, 1952

Director, FBI

PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

2/5

Reference is made to my memorandum of September 2, 1952, attaching a copy of a memorandum dated August 26, 1952. The attachment of reference sets out information furnished by Curtis Shears of the Department to the effect that Mathias Orfield, Departmental attorney, believes that former Attorney General Tom Clark played an important part in the merger of the United States Steel and Geneva Steel Companies. According to Shears, Orfield protested this merger and because of his protestations was shunted off to the Lands Division.

Copies of the memorandum of reference were designated for Mr. Murray and it was requested that the Bureau be advised as to what specific investigation should be conducted in this matter.

It would be appreciated if you would advise of a decision has been reached concerning the information furnished by Mr. Shears

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (SEE *Shears*)
DATE 7/6/83

cc: 2 - Assistant Attorney General (PERSONAL AND ~~CONFIDENTIAL~~)
Charles B. Murray

ECW:lk
62-97558

62-97557-✓
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62-97558-454

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FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **WASHINGTON FIELD**

REPORT MADE AT BALTIMORE	DATE WHEN MADE 10/3/52	PERIOD FOR WHICH MADE 10/2/52	REPORT MADE BY LINDIAN J. SWAIM fas
TITLE TOM C. CLARK HERBERT A. BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS: JOHN HENRY LEWIN, former First Assistant to Assistant Attorney General in charge of Anti-trust Division, Baltimore, Maryland, advises that he resigned from the Justice Department about March, 1944. LEWIN only vaguely recalls anti-trust investigation of liquor industry and is not certain as to who supervised the investigation. He cannot recall any statement made or action taken by TOM CLARK, or any other Departmental official, which would lead him to believe investigation was being mishandled or prosecutive action obstructed. LEWIN has no knowledge of Departmental activities of HERBERT A. BERGSON inasmuch as LEWIN's resignation was prior to BERGSON's becoming affiliated with the Department.

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...*

*1cc A-7
1cc ...
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...*

1cc Williams 4718

- RUC -

DETAILS: *1cc ...
Williams 42-4552*

Mr. JOHN HENRY LEWIN who is presently a member of the law firm of Venable, Baetjer and Howard, 1409 Mercantile Trust Building, Baltimore, Maryland, was interviewed by Special Agent ROBERT E. REISER and the writer on October 2, 1952, at which time Mr. LEWIN advised that he was employed in the Justice Department from the Fall of 1935 to about March, 1944. During the years

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1943 and 1944, up to the time of his resignation, he held the position of First Assistant to the Assistant Attorney General in charge of the Anti-trust Division. LEWIN said that he believes that in the early part of 1943 TOM CLARK was transferred from head of the Anti-trust Division to head of the Criminal Division, and that he was succeeded in the Anti-trust Division by WENDELL BERGE. Insofar as Mr. LEWIN can recall, at this time, BERGE and CLARK headed the Anti-trust and Criminal Divisions, respectively, at the time of his resignation about March, 1944. He pointed out that HERBERT A. BERGSON was not connected with the Justice Department until after he (LEWIN) submitted his resignation and that consequently he is not acquainted with BERGSON's work in the Justice Department.

Mr. LEWIN continued that he only vaguely recalls that an anti-trust investigation of the liquor industry was conducted in the years 1943 and 1944, and could not remember any of its details. He is of the opinion that either he or Mr. HOLMES BALDRIDGE, at the time head of the Trial Section of the Anti-trust Division, probably supervised this investigation. However, because of his inability to recollect any of the investigative or administrative details, Mr. LEWIN said that he is inclined to think that his participation, if any, was extremely remote and that probably Mr. BALDRIDGE supervised the investigation. He further pointed out the possibility that TOM CLARK could have administered this investigation as head of the Criminal Division. LEWIN has no reason to believe that this was the case other than the fact that such a procedure, at that time, was administratively possible.

Upon being questioned concerning the handling of the liquor industry case, LEWIN advised that he has no reason to believe that any attempt was ever made to suppress this investigation. He cannot recall any statement made or action taken by TOM CLARK, or any other Departmental official, which would lead him to believe that the investigation was mishandled or prosecutive action obstructed. LEWIN feels that if such had been the case, a lasting impression would have been made on his memory.

Mr. LEWIN declined to be questioned under oath or to furnish a signed statement. He explained that he desired to cooperate with the Bureau in every way possible, but that in this instance over eight years have elapsed since he was affiliated with the Department and his memory is extremely vague on details of the liquor industry investigation. For these reasons, he said, he feels justified in declining to furnish a sworn signed statement.

BA 46-739

ADMINISTRATIVE

REFERENCE: Letter from Washington Field Office to the Director
dated September 27, 1952.

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **WASHINGTON FIELD**

FILE NO.

REPORT MADE AT CHICAGO, ILLINOIS	DATE WHEN MADE 10/6/52	PERIOD FOR WHICH MADE 10/1-3,6/52	REPORT MADE BY JOSEPH A. HAGGERTY JAH/blj
TITLE TOM C. CLARK; HERBERT BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

*21-5-1952
10-2-52
all S*

MELVILLE C. WILLIAMS, Attorney, Chicago, Illinois, former head of Antitrust Offices, Chicago and New York, in sworn statement states he never spoke to TOM CLARK about liquor investigation and has no recollection of talking to HERBERT BERGSON about it. Recalls only that Chicago Antitrust Office made preliminary investigation in liquor industry while he was head of that office.

- RUC -

DETAILS:

AT CHICAGO, ILLINOIS

Mr. MELVILLE C. WILLIAMS, Attorney in the law firm of Pope and Ballard, 120 South La Salle Street, Chicago, Illinois, was interviewed in the Chicago Division Office on October 6, 1952, at which time he provided the following signed statement:

100 Williams 4/18 *1 cc net to file by Williams 12-4-52 fm* "Oct 6, 1952

"I, Melville C. Williams make the following sworn statement to Joseph A. Haggerty of the Federal Bureau of Investigation.

"I am positive that Tom Clark never spoke to me about the liquor investigation and I have no recollection of ever talking to Herbert Bergson about it.

"As far as I can recall my only contact with the investigation

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<p>5 Bureau (62-97557) (AMSD)</p> <p>3 Washington Field (62-7197) (AMSD)</p> <p>2 Chicago (62-4885)</p>		OCT 10
<p>32 OCT 24 1952 COPIES DESTROYED</p> <p>848 DEC 2 1964</p>		<p style="font-size: 1.5em; font-weight: bold;">ALL INFORMATION CONTAINED</p> <p style="font-size: 1.5em; font-weight: bold;">HEREIN IS UNCLASSIFIED</p> <p>DATE <i>6/29/83</i> BY <i>SP-8 BTJ/W</i></p>

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55 NOV 12 1952

CG 62-4885

was when I was in charge of the Chicago office of the Antitrust Division. Willis Hotchkiss, Assistant Chief, secured approval from the Washington office (probably from Holmes Baldridge) to make a preliminary investigation of the liquor industry for the purpose of determining whether to make a full scale investigation.

"George Seltzer, the economist in the Chicago office, made a survey of the industry looking primarily for evidence of parallel action by the big four distillers. I am not sure what happened to the report. I have a dim recollection that Mr. Baldridge called Hotchkiss and asked that all of our information on the industry be sent to Washington for use in a full scale investigation.

"The files of the Antitrust Division should show this, although I doubt if they will show how the Chicago office happened to become interested in the liquor industry.

"I do not remember when this occurred but doubt if the Chicago office had the manpower to go ahead with any such large investigation at that time. I think that my own reaction to Seltzer's report was that it did not show enough indications of conspiracy to justify the time and expense of a full scale investigation.

/S/ Melville C. Williams

"J A Haggerty, FBI, Chicago, Ill."

A copy of this statement was made available to Mr. WILLIAMS at his request.

- RUC -

CG 62-4885

ADMINISTRATIVE PAGE

REFERENCE: Washington Field letter to the Director dated 9/30/52.
Chicago letters to the Director dated 10/2/52 and 10/3/52.
Report of SA JOSEPH A. HAGGERTY dated 10/3/52 at Chicago.

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **WASHINGTON FIELD**

FILE NO.

REPORT MADE AT SAVANNAH	DATE WHEN MADE 10/6/52	PERIOD FOR WHICH MADE 10/2/52	REPORT MADE BY LEON W. MORRIS /lj
TITLE TOM C. CLARK; HERBERT BERGSON			CHARACTER OF CASE

SYNOPSIS OF FACTS:

*1cc AS
1cc Murray
Mems 10-18-52
EHL*

*1cc Williams 4/18
1cc ret to file by
Williams 12-4-52
for*

ALLEN COKER, Assistant General Counsel, AEC, Savannah River Project, assisted MARCUS in the Civil Contempt aspect of the SHINE Case. COKER went with MARCUS in January, 1949, to Buffalo, NY, for Civil Contempt hearing before USDC, at which time defendant's lawyer WILLIAM S. MCKAY, obtained a continuance. This continuance obtained on grounds BRUCE BROMLEY defendant's attorney could not be present for the hearing due to his appointment as Judge, and no objection entered by MARCUS. Additional continuances obtained by defendants which was consented to by government. Consent judgment favorable to defendants entered on record and case settled out of Court. COKER was not present during negotiations between defendants, their attorney IRVING R. KAUEMAN, and HERBERT BERGSON, the then A.A.G. Any information received by COKER about negotiations were obtained from MARCUS in conversation.

- RUC -

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SPECIAL AGENT IN CHARGE

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- 3 - Washington Field (62-7197)
- 2 - Savannah (62-531)

62-191557-60
6-20
10-10-52

RECORDED-1
INDEXED-1

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HEREIN IS UNCLASSIFIED

DATE 6-23-83 BY SP-8 BTJ/WD

OCT 30 1952

SV. 62-531

DETAILS:

This investigation was conducted by Special Agent DUWAYNE JOHN WESSELS and the reporting agent.

AT THE SAVANNAH RIVER PLANT,

ALLEN COKER, Assistant General Counsel, Atomic Energy Commission, Savannah River Project, stated that he entered the SHINE CIRCUIT Case in the latter part of 1948, at which time, the government was preparing to go to trial in an attempt to prove civil contempt against the SHINE CIRCUIT defendants. He recalled going to Buffalo, New York in January, 1949, with PHILIP MARCUS, HAROLD LARSON, and MARCUS's secretary for the Civil contempt hearing before United States District Court Judge KNIGHT. COKER's part in the case was to prepare subpoenas, and question witnesses in event the civil contempt hearing was held.

He recalled that the defense attorney for the SHINE CIRCUIT, WILLIAM S. MCKAY, got up and made a motion for a continuance because BRUCE BROMLEY the defendant's attorney had been elevated to a Judgeship in the State of New York, and the defendants were without the services of an attorney and not prepared for trial. MARCUS did not offer any objection to the motion, however, no reason for his not having done so was given in Court or in privacy. He felt that it would have been normal for MARCUS to object to the continuance since it was common knowledge that BROMLEY had only recently been employed by the defendants and the loss of his service could not have affected the presentation of the defendants' case.

He recalled seeing a memorandum of MARCUS' in which MARCUS recommended both civil and criminal contempt be filed against the defendants. This memorandum was directed to HOMER BALDRIDGE, Section Chief, Anti-Trust Division, Department of Justice, a superior of MARCUS. COKER believed it was BALDRIDGE who decided to pursue the issue of civil contempt, rather than criminal contempt. COKER believed there was good legal reasoning back of this decision, as proving civil contempt would materially aid prosecution of the issues in the original case. He knew for a fact that a civil contempt petition had been filed in this case, however, he did not know the exact date.

SV. 62-531

Shortly after the postponement received by the defendants in January, 1949, at Buffalo, New York, COKER understood that the defendants had retained IRVING R. KAUFMAN, as counsel. After KAUFMAN was retained by the defendants, the defendants received two or three more continuances which the Government agreed to. The reason for the continuances was that the defendants and the Government were nearing an agreement out of Court.

The negotiations regarding the settlement took place between the defendants, KAUFMAN and HERBERT BERGSON, the then Assistant United States Attorney General. He did not know how many conferences the above individuals had when MARCUS was present. On one occasion, MARCUS related to COKER that he observed KAUFMAN and the SHINE Brothers enter BERGSON's office for a conference; that he, MARCUS, was not called to the conference or advised of the results.

MARCUS told COKER that the defendants had accused him of persecuting the defendants, being unco-operative, and on one occasion called him a "Communist". COKER recalled MARCUS telling him that the defendants were attempting to get him (MARCUS) fired.

COKER recalled MARCUS expressed concern over negotiations of settling out of Court. He mentioned MARCUS telling him that BERGSON had made the remark to MARCUS, that he (BERGSON) had gone as far as he would in an attempt to effect a settlement with the defendants. COKER did not know the limits to which BERGSON supposedly had reference. He also mentioned that MARCUS told him BERGSON indicated to MARCUS that he (BERGSON) would like to prosecute the case but indicated that "he had his orders". MARCUS did not explain to COKER what BERGSON meant by the above statement.

COKER recalled that MARCUS was disgusted with the final settlement and at first refused to sign the judgment until some changes had been made. He stated at the time the consent judgment had been entered, he believed the civil contempt complaint was dismissed and that this was a common result when a settlement was reached.

SV. 62-531

It was COKER's opinion that the defendants received a more favorable decision as a result of the consent judgment than they would have had the case gone to trial. He also advised the SHINE CIRCUIT had received a more favorable settlement than other defendants in Anti-Trust motion picture cases. COKER stated that he did not enter into the negotiations in the settlement of this case and the only information which he could furnish was obtained through conversation which he had had with MARCUS.

COKER stated that he believed the Government could have obtained a better settlement of this case through the Courts, however, this was a question of judgment and the way this case was settled may have been more advantageous to the Government.

- - - R U C - - -

SV. 62-531

A D M I N I S T R A T I V E P A G E

No leads are being set forth and same is being left up to the discretion of the Office of Origin.

COKER explained that he believed negotiations towards settlement of this case progressed faster after IRVING R. KAUFMAN was retained by the defendants. He said he heard a rumor which he could not attribute to a definite source that when IRVING R. KAUFMAN was an Attorney with the Department of Justice, he did an outstanding job on the Lobbying Act cases and as a result it was felt the Department owed KAUFMAN something. After KAUFMAN had been hired by the SHINE CIRCUIT, the favorable settlement which resulted in this case was considered KAUFMAN's "payoff".

REFERENCE:

Bureau letter to Washington Field,
dated 9/30/52.



SAC, Cincinnati

October 17, 1952

Director, FBI

SPECIAL DELIVERY

TO: C. CLARK; C
HERBERT AUSTIN FOR CLARKSON;
DISCONDUCT IN OFFICE

Re WFO letter dated September 27, 1952, to the Director in which allegations are set out that Lewis Rosenstiel, President of Schenley Industries, received assurances from former Attorney General Clark that there would be no Antitrust action against the liquor industry.

There is attached for your office a copy of the report of SA Eugene W. Vahey dated October 15, 1952, at New York City, in which is set out the results of the interview of Rosenstiel. It is noted Rosenstiel advised that he never said he received any assurances from Justice Department officials but stated he had heard such a rumor. Rosenstiel further stated that if attorneys representing his company had received any such assurances, he himself was unaware of it. He advised that the law firm, Nichols, Wood, Marx and Ginter, 900 Traction Building, Cincinnati, represent his company.

The Cincinnati Office is instructed to immediately contact the law firm of Nichols, et al, to determine if, in connection with their representing Schenley Industries, they received assurances or heard that such assurances were given to the effect that there would never be an Antitrust investigation of the liquor industry.

The New York Office is instructed to interview Ralph T. Reynolds, formerly an attorney representing Schenley and now President of that company, for any information he may have in this connection.

These interviews should be conducted consistent with the instructions set forth in relet and should be completed within twenty-four hours after the receipt of this letter so that a report will reach the Bureau at the earliest possible date.

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

Attachment

cc: 2 - New York
2 - WFO (for information)

COMM - FBI
OCT 17 1952
MAILED 25

130 611
RECORDED 8262 / 1952-61
OCT 20 1952
131
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EOW:dwl
Kest



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON 25, D. C.

5:15 PM

October 9, 1952

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. Ladd	<input checked="" type="checkbox"/>
Mr. Nichols	<input checked="" type="checkbox"/>
Mr. Belmont	<input checked="" type="checkbox"/>
Mr. Clegg	<input type="checkbox"/>
Mr. Glavin	<input type="checkbox"/>
Mr. Harbo	<input checked="" type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tracy	<input type="checkbox"/>
Mr. Laughlin	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Winterrowd	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Holloman	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

Memorandum for the Director

In regard to the attached memorandum, I called Bob Collier, pursuant to your instructions, and advised him that this was a matter entirely up to him.

Mr. Collier indicated to me that he planned to use two of the Agents who were on loan to the Committee.

Respectfully,

F. C. Holloman

FCH:eff

Winters
Malone
Winters
Winters
Winters

ADDENDUM:

It should be noted that before calling Mr. Collier, I talked with Mr. Nichols and he advised me that he had no agreement concerning this matter with Malone and that Malone had not mentioned the matter to him at all.

TOM C. CLARK

1 ENCL 113

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OCT 20 1952

62-97557-162

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DATE *6/29/83* BY *SP-8 BTJ/RS*



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON 25, D. C.

3:45 PM

October 9, 1952

Mr. Tolson	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Belmont	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Harbo	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Laughlin	✓
Mr. Mohr	✓
Mr. Winterrowd	✓
Tele. Room	✓
Mr. Holloman	✓
Miss Gandy	✓

Memorandum for the Director

Bob Collier called me and stated that day before yesterday, Congressmen Keating and Chelf and Collier saw the Attorney General and discussed several matters with him. Collier stated the Attorney General had mentioned that the Director had expressed an interest in the handling of Allen Bernard, the free-lance writer who has made allegations concerning former Attorney General Tom Clark. Collier advised that after discussing this matter with the Attorney General and at the Attorney General's suggestion, the Committee has subpoenaed Bernard to be here tomorrow morning for an Executive Hearing at 10:00 AM.

Malcolm
W. J. Jones
S. G. P. S.

Collier stated that there was a prior indication that Bernard had stated he would furnish some of this information to FBI Agents. Collier stated that when they had conferred with the Attorney General, the AG was reluctant to have Bureau Agents go to Bernard and interview him because of what Bernard might do as a result of the interview in the way of writing a story and the publicity that might ensue of his being interviewed by Agents concerning the matter. Collier advised that at the AG's suggestion it has been agreed that he will be put under oath by the Committee and either "put up or shut up."

Collier advised that if there is any indication that Bernard, at the Executive Hearing, will furnish the information to FBI Agents, the Committee desires to have two Agents outside and then bring them in. He stated that the Committee would like to have the Director's permission to use two of the Agents presently assigned to the Committee and he stated that the Agents would in no way be identified as being with the Committee.***

It was also indicated by Collier that the Attorney General has informed the Committee that if Bernard does not come through with the allegations he has previously made then the Attorney General will consider placing him before a Grand Jury.

ENCLOSURE

I advised Mr. Collier that this matter would be brought to your attention and he would be advised.

RECORDED-113

Respectfully,

62-97557-62

INDEXED-113

OCT 20 1952

F. C. Holloman

FCH:eff

***Collier indicated that the Attorney General had approved having two FBI Agents available for this purpose.

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see FDDENDUM

EBN

DATE 6-29-83 BY SP8 BTJ/RL

ADDENDUM

After talking to Collier on this and thinking this matter over, I called Collier back and questioned the advisability of having two Agents on loan to the Committee being called in to an Executive Session and identified as FBI Agents, for the purpose of securing information from Bernard. I told him that the Agents on loan were not on our rolls and, technically speaking, were not FBI Agents as of this time, and that it appeared to me that he might want to reconsider this procedure.

Collier stated that anything we wished to do regarding the matter would be acceptable to him and that the only thing he wanted to do was to get the information from this individual if it could be obtained, either through Executive Hearings or by having him furnish it to FBI Agents.

Another alternative would be for us to have two Bureau Agents available so that they could interview Bernard at the Hearings if he expressed a desire to talk to FBI Agents.

I am wondering whether or not this would be advisable and whether or not it would not be better for the Committee to give Bernard a specific period of time in which to furnish information to the FBI, after which time he could be recalled to the Executive Session. I am wondering whether or not it would be advisable for Agents to be available at an Executive Session or to talk to Bernard on the Hill when it would probably be preferable for this to be done in Bureau offices if Bernard expresses a desire to do so.

F.H.
F.C.H.

Malone tells me he told Nichols yesterday afternoon that A.G. had approved the procedure of having two agents present to act as Committee desiries. This is the first I knew of it. However if A.G. has approved it is up to Collier as to how he desiries to handle it.

H.

He didn't say anything to me

Tolson ✓
 Ladd ✓
 Nichols ✓
 Belmont ✓
 Clegg ✓
 Glavin ✓
 Harbo ✓
 Rosen ✓
 Tracy ✓
 Laughlin ✓
 Mohr ✓
 Tele. Rm. ✓
 Holloman ✓
 Gandy ✓

October 9, 1952

TOM. C. CLARK

MEMORANDUM FOR THE DIRECTOR

W.C. Sullivan
W.C. Sullivan
W.C. Sullivan

With reference to your notations to the effect that Malone had told you he had told me yesterday afternoon that the Attorney General had approved the procedure of having two Agents present to act if the Committee desires, I wish to advise as follows:

Only a few moments prior to Mr. Holloman bringing this memorandum containing your notation to my office, while talking to Ross Malone on other matters, Malone stated that he was very uncertain when a discussion arose today involving having two Agents go in the back door of the Committee, as he did not want to quote anybody erroneously, but he thought he had told me about it.

I told him I frankly did not understand what he was talking about because I had had no discussions with him for several days regarding the Chelf Committee in any way, shape or form, and that he had not told me anything yesterday regarding the Attorney General's approving two Agents going into the back door of the Chelf Committee.

He apologized and asked if I would tell Mr. Hoover that he was in error. He has a distinct recollection that he did make the statement in a group where he was certain somebody from the FBI was present but stated that when he thought about the matter he has been in no groups where anybody from the FBI was present other than in groups where the Director was present or I was present.

He certainly did not mention this to me when I saw him yesterday nor did he mention it this morning when I saw him before he went to the Attorney General's conference. This is the first information I have had on this subject.

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L. B. Nichols

OCT 20 1952

DATE 6-29-83 BY SP-8 [signature]
 LBN:hmc

all he stated at Staff meeting was that they had had a conference with Chelf & [unclear] had agreed to go ahead with nothing about a [unclear] approving [unclear] being there.

63 NOV 4 1952

COPY: JCT

WASH 4 NYC 2 AND WASH FIELD FROM LA 9-59 A.M.
DIRECTOR, SACS URGENT

7/5
TOM C. CLARK, HERBERT A. BERGSON, MISCONDUCT IN OFFICE
RE WFO LET SEPT. TWENTY SEVEN LAST. HARRY B. SWERDLOW,
FORMER ATTORNEY, ANTITRUST DIVISION, USDJ, IS IN NYC ON
BUSINESS AND WILL NOT RETURN TO LA UNTIL AFTER OCT. THREE NEXT.
NYC REQUESTED INTERVIEW SWERDLOW, WHO CAN BE REACHED AT
PLAZA HOTEL OR LOEW-S INC., BROADWAY AND FOUR FIVE STREETS,
NYC.

CARSON

END

LAR 4 WA MIM ALSO RELAYS

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DATE 6/29/83 BY SP-8 BTJ/UC

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NOT RECORDED
71 OCT 6 1952

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204
OCT 8 1952
21

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

FILE NO.

JLS

REPORT MADE AT NEW YORK	DATE WHEN MADE 10/15/52	PERIOD FOR WHICH MADE 10/13,14/52	REPORT MADE BY EUGENE W. VAHEY (A)
TITLE THOMAS C. CLARK; O HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

*100 AS
100 Bureau
Ticus 10/21/52
End*

LEWIS ROSENSTIEL, Chairman of Board, Schenley Industries, Inc., states he met TOM CLARK for first time about June, 1949, when they discussed plan for "sustained prosperity" which ROSENSTIEL had devised. Met once or twice socially since 1949. Has never discussed pending or contemplated Justice Department suits against liquor industry with TOM CLARK and has received no assurance from any official of the Department of Justice relative to such suits. Claims that he does not know whether attorneys representing his company ever received such assurance.

*100 Williams 4/18
1cc ref to file by
Williams 12-4-52*

- P -

DETAILS: *for* LEWIS ROSENSTIEL, Chairman of the Board of Schenley Industries, Incorporated, was interviewed in his office at 350 Fifth Avenue, New York, New York, by SA(A) JOHN M. DUNAY, JR., and the writer.

Mr. ROSENSTIEL advised that from approximately 1949 until recently he was President of Schenley Industries and has been succeeded in his position by RALPH T. HEYNSFELT who was formerly an attorney representing the company. Mr. ROSENSTIEL stated that he has been Chairman of the Board of the Schenley Company for many years but that during the period from 1939 to 1945 he was inactive due to illness in his family. He returned to the company in an active capacity about 1945 as Chairman of the Board.

APPROVED AND FORWARDED <i>Eugene W. Boardman</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES <i>775-7-64</i>
COPIES OF THIS REPORT ⑤ Bureau (65-97557) 3 Washington Field (62-7197) 2 New York (46-2632)	RECORDED - 75 INDEXED - 75
62 OCT 30 1952	ALL INFORMATION CONTAINED

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DATE 6/29/83 BY SP-8 BTJ/RL

NY 46-2632

He advised that in his capacity as Board Chairman he formulates general policy for the company.

In 1949 ROSENSTIEL devised a plan for "sustained prosperity." He stated that this plan was developed by him as a program for maintaining the national economy at a prosperity level. After developing the program he discussed it with several cabinet members and heads of various government departments in Washington, D.C., to obtain the reactions of these individuals.

About June, 1949, ROSENSTIEL visited the Department of Justice and discussed his plan with TOM CLARK who was at that time Attorney General. This discussion was purely in connection with ROSENSTIEL's plan and according to ROSENSTIEL there was no discussion of any matters either pending before the Justice Department or contemplated by that department with respect to the liquor industry. ROSENSTIEL advised that this was the first time that he had ever met TOM CLARK.

ROSENSTIEL stated that he met TOM CLARK once or twice subsequent to June, 1949, at social functions. He stated that at these meetings there was no discussion of any matters pertinent to the Justice Department.

Mr. ROSENSTIEL stated that he met HERBERT BERGSON once at a social function and spoke with BERGSON for a few minutes but that there was no mention by either BERGSON or himself of any pending or contemplated liquor investigations or suits.

ROSENSTIEL stated that he does not know PEYTON FORD or HERBERT BORKLAND and has never heard of JOHN SONNETT.

ROSENSTIEL denied that he had ever received any assurance of any kind from an official of the Justice Department with respect to any pending or contemplated suits against the liquor industry or Schenley Industries. He pointed out that the liquor industry is a highly competitive field and that since there would be no basis for an anti-trust suit there would be no need for any assurance with respect to an anti-trust investigation.

NY 46-2632

Mr. ROSENSTIEL advised that he had never said that he had received any assurance from Justice Department officials but stated that he had heard a rumor that such assurance had been given. He is unable to state the source of the rumor heard by him and does not recall when or where he heard it.

ROSENSTIEL stated that if the attorneys representing his company had ever received any assurance from Justice Department officials, he himself was unaware of it. He said that his company is represented by the law firm Nichols, Wood, Marx and Ginter, 900 Traction Building, Cincinnati 2, Ohio.

In closing Mr. ROSENSTIEL stated that he knows of no effort either by himself or anyone else associated with the liquor industry to forestall or limit any investigation of that industry by the Department of Justice.

- P -

- 3 -

NY 46-2632

ADMINISTRATIVE PAGE

LEAD

NEW YORK

At New York, New York

Will interview SIGMUND TIMBERG upon his return to New York.

REFERENCE:

Bureau Air Mail Dispatch to New York and Washington Field, 10/9/52.
New York Air Mail Dispatch to Bureau, 10/13/52.

FEDERAL BUREAU OF INVESTIGATION

UNITED STATES DEPARTMENT OF JUSTICE

FD-36
Mr. Tolson
Mr. Ladd
Mr. Nichols
Mr. Belmont
Mr. Clegg
Mr. Glavin
Mr. Harbo
Mr. Rosen
Mr. Tracy
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Mr. Winterrowd
Mr. Holloman

NEW YORK,
OCTOBER 23, 1952

AIRMAIL DISPATCH

Transmit the following Teletype message to: BUREAU, WASHINGTON

THOMAS C. CLARK; HERBERT AUGUSTUS BERGSON, MISCONDUCT IN OFFICE
REBUFILE SIXTYTWO DASH NINE SEVEN FIVE FIVE SEVEN, WFO
SIXTYTWO DASH SEVEN ONE NINE SEVEN. REBULET TO CINCINNATI AND NY
OCTOBER SEVENTEENTH LAST AND NY REPORT OF SAA EUGENE W. VAHEY,
OCTOBER FIFTEENTH LAST. RALPH T. HEYMSFELD, PRESIDENT OF
SCHENLEY INDUSTRIES, INC., INTERVIEWED. DENIES RECEIVING ANY
ASSURANCE FROM JUSTICE DEPARTMENT OFFICIALS RELATIVE TO SUITS
AGAINST LIQUOR INDUSTRY. STATES HE NEVER KNEW OF ANY SUCH
ASSURANCES AND FIRST LEARNED OF RUMOR REGARDING ASSURANCES TO
LEWIS ROSENSTIEE WHEN MENTIONED BEFORE CHELF COMMITTEE. SIGMUND
TIMBERG ASSISTED PHILIP MARCUS IN NEGOTIATION OF INJUNCTIVE
PROVISIONS OF SCHINE DECREE AND HAD NOTHING TO DO WITH DIVESTITURE
PROVISIONS. KNEW OF NO EFFORT BY TOM CLARK OR HERBERT BERGSON TO
LIMIT OR HINDER HIM AND WAS UPHELD IN SEVERAL INSTANCES BY CLARK
WHEN SCHINE ATTORNEYS APPEALED TIMBERG'S DECISIONS. DOES NOT
FEEL THAT CONTEMPT PROCEEDINGS SHOULD HAVE BEEN FILED DURING THE
NEGOTIATION OF THE DECREE. REPORT OF SAA EUGENE W. VAHEY WILL
BE SUBMITTED OCTOBER TWENTYFOURTH NEXT.

2/15

F

AIR MAIL DISPATCH

62-97557 ✓
NOT RECORDED
1 OCT 24 1952

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DATE 6/29/83 BY SP-8 BTJ/RS

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

66 NOV 01 1952

Handwritten initials and numbers: 7/15, 46-263

Handwritten initials: 6-21

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

002-1
1-18

FD-36
Mr. Tolson
Mr. Ladd
Mr. Nichols
Mr. Belmont
Mr. Clegg
Mr. Glavin
Mr. Harbo
Mr. Rosen
Mr. Tracy
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

NEW YORK, N. Y.
OCTOBER 13, 1952

Transmit the following Teletype message to: BUREAU

AIR MAIL

ATTENTION ASSISTANT DIRECTOR A. ROSEN. THOMAS C. CLARK; HERBERT
AUGUSTUS BERGSON, MISCONDUCT IN OFFICE. REBU COMMUNICATION
OCTOBER NINTH LAST. LEWIS ROSENSTIEL, CHAIRMAN OF BOARD, SCHENLEY
INDUSTRIES, ADVISED HE MET TOM CLARK FOR FIRST TIME ABOUT JUNE,
NINETEEN FORTYNINE WHEN HE DISCUSSED A PLAN FOR SUSTAINED NATIONAL
PROSPERITY WHICH HE, ROSENSTIEL, HAD DEvised. AT THAT TIME HE
DISCUSSED HIS PLAN WITH HEADS OF VARIOUS GOVERNMENT DEPARTMENTS TO
OBTAIN THEIR REACTIONS. HAS SEEN TOM CLARK SOCIALLY ONCE OR
TWICE SINCE JUNE, NINETEEN FORTYNINE. MET HERBERT BERGSON ONCE
SOCIALLY AND SPOKE TO HIM FOR A FEW MINUTES. HAS NEVER DISCUSSED
WITH CLARK OR BERGSON DEPARTMENT OF JUSTICE BUSINESS NOR ANY
PENDING OR CONTEMPLATED SUITS BY THE ANTITRUST DIVISION OR OTHER
BRANCH OF THE DEPARTMENT AGAINST THE LIQUOR INDUSTRY. DENIES
RECEIVING ASSURANCE FROM ANY OFFICIAL OF DEPARTMENT OF JUSTICE
RELATIVE TO SUITS AGAINST THE LIQUOR INDUSTRY. CLAIMS HE DOES
NOT KNOW THAT ATTORNEYS REPRESENTING HIS COMPANY EVER RECEIVED
SUCH ASSURANCE. REPORT FOLLOWS;

Herbert
William
N.Y.C.

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DATE 1/29/83 BY SP-8 RST/CD

Memo Ancy
W.P.O.
10-17-52
EEN

W.H. L.V.B. G.I.R. 3
K
6
62-97557-1

EWV:EMF (#9)
46-2632

BOARDMAN

NOT RECORDED

21 OCT 14 1952

Approved: L.V.B.
Special Agent in Charge

Sent _____ M Per _____

62 OCT 24 1952

October 21, 1952

The Attorney General

Director, FBI

PERSONAL AND CONFIDENTIAL

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

I am attaching to this memorandum and to the copies designated for Mr. Murray a copy of the investigative report of Special Agent Eugene W. Vahey dated October 15, 1952, at New York, New York.

This investigation is going forward expeditiously and you will be furnished copies of all investigative reports as received and reviewed at the Bureau.

Attachment

cc: (2) Assistant Attorney General
Charles B. Murray

(PERSONAL AND CONFIDENTIAL)
(Attachment)

ECW:ilt

APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY ROUTING SLIP(S) OF DATE 10/23/52 *declass*

~~OCT 23 1952~~
RECEIVED
OCT 21 3 35 PM '52

OCT 21 4 18 PM '52
U.S. DEPT. OF JUSTICE
F. B. I.
RECEIVED - DIRECTOR

RECORDED - 911

MAILED 2
OCT 21 1952
COMM - FBI

DECLASSIFIED BY SP-8 BTJ/WD
ON 6/29/83

66 NOV 01 1952

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
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- Tele. Rm. _____
- Holloman _____
- Gandy _____

7-57-65

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Office Memorandum • UNITED STATES GOVERNMENT

TO : The Director

DATE: October 16, 1952

FROM : hwg

Time: 12:40

SUBJECT:

TOM C. CLARK

- Tolson
- Ladd
- Clegg
- Glavin
- Nichols
- Rosen
- Tracy
- Harbo
- Algen
- Belmont
- Laughlin
- Mohr
- Tele. Room
- Nease
- Gandy

Rex Collier called and asked if it would be possible for him to speak to the Director. The Director's absence was explained and he stated that when Mr. Hoover does return to the office, he would appreciate it if he could call him. Mr. Collier outlined the following matter which he wishes to discuss with Mr. Hoover:

He stated they carried an editorial, Jack Klein's article, on October 13, concerning Judge Clark's error, actually the Kansas City Vote Fraud Case. The gist of the editorial was to criticize the former Attorney General for restricting the FBI in its investigation of the case. He stated the editorial was right sharp on Clark. He stated that strictly off the record, Peyton Ford came in yesterday and brought a whole lot of documents and talked to Ben McKelway at some length and among the documents that he produced were copies of letters and also of testimony by Mr. Hoover on this case. In these statements, in effect, he defends Tom Clark for limiting the FBI in its preliminary investigation out there. Mr. Ben McKelway asked Collier to get in personal touch with Mr. Hoover just for his own enlightenment as to whether or not these letters (one is a copy of a letter Mr. Hoover wrote June 18, 1947 to Senator Ferguson, correcting a misimpression that had arisen as a result of some testimony he had given about Clark's activities) and also some copies of testimony by Mr. Hoover in the Kansas City Case and the effect of all of this testimony and of the letter is more or less to defend Clark against any criticism of what he had done in the Kansas City Case. Mr. McKelway told Mr. Collier that Peyton Ford wants the Star to carry a correction in editorial form and Mr. McKelway is inclined to do it provided he is convinced in his own mind that the letters and testimony do, in fact, represent Mr. Hoover's feelings about Tom Clark's activities in that case. In other words, he just wants to be sure in his own mind that this letter, which is a little vague in what it says (Mr. Collier said he wouldn't say it was a complete defense of Tom Clark) does mean that the FBI was not hampered or restricted by Clark in this case, altho he doesn't want to make any use of the letter except just to guide him in what kind of a correction the Star should carry. Mr. Collier stated he had gone into this in detail as he thought it might be helpful in preparing Mr. Hoover for his conversation.

I asked if he still had the documents and he stated that Peyton Ford had left copies with Mr. McKelway. One is a copy of the statement by Representative Chelf just recently in which the Committee criticized Clark for restricting Hoover in the investigation. The other is a letter dated October 11, 1946, apparently addressed to the Director of the FBI by the Attorney General, which is a request that certain persons be interviewed in Kansas City in connection with the case, and naming six

Collier
9/23

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DATE 6-29-83 BY SP-8 BTJ/ML

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persons in Kansas City, reporters for the Kansas City Star and others, who were to be investigated in a preliminary inquiry. The next item is an excerpt of testimony given by Mr. Hoover before the Subcommittee on the Judiciary in 1947 concerning the foregoing request for investigation of the Kansas City Election, and Mr. Hoover is quoted in that testimony as saying: "I would not consider that (the request that it be limited to six persons) in any way out of line because that has been the practice in practically all of the preliminary investigations of election frauds. We have received many cases here that outline specifically who to interview and exactly what steps we are to take. This is what we could call a preliminary investigation or inquiry typical of what we have made in dozens of election fraud cases."

Mr. Collier stated that the latter part was underlined in red by Peyton Ford because the Star in its editorial had said that this limiting investigation to six persons was unprecedented, and according to Mr. Hoover's testimony it was not unprecedented.

Mr. Collier stated there was a copy of a letter dated June 18, 1947, by Mr. Hoover to Senator Ferguson in which he undertakes to revise, or amplify and clarify some testimony which he said had apparently been misinterpreted regarding Clark's interest in the Kansas City Case and the letter is apparently quoted in full, the highlight being a quotation to the effect that the fact that the FBI had been ordered to make a preliminary inquiry in this case was not unusual, etc. Mr. Collier read the following: "I think in all fairness I should make the observation that in the years the present Attorney General, Tom C. Clark, has been associated with the Department, I have had the opportunity of working with him in innumerable cases and I am glad to state that he had not in any way taken any action to prevent any investigation being conducted to its logical conclusion. I hope that the foregoing will be helpful to you and the members of your Committee in clarifying any misinterpretation which may have arisen with respect to my testimony."

The next item is a letter dated June 13, 1947, from the Attorney General to Theron L. Caudle, Asst. AG, Criminal Division, which starts out: "This will refer to your request that I give you particulars of my participation in the conferences concerning the Kansas City Election," which goes on to tell how he was called by Sam Weir (?) in Kansas City, and that the election commissioners there requested investigation of the primary, etc., which is a lengthy memo, in which Caudle is explaining to the AG his part in the request for an investigation.

There is also a carbon copy of a statement, which is undated and unidentified, but does make reference to the number of Agents and the number of man hours consumed in the investigation of the Kansas City Fraud cases. This appears to be something which may have been gotten up to set forth the time and manpower employed in the investigation of the cases and he thinks it is something the Bureau got up.

He said it was undated and not addressed to anyone and it ended by telling the Bureau to give the matter special attention and submit reports to the Attorney General as promptly as . . . and the rest of the memo is missing. He stated he would judge it was some kind of explanatory memo to the AG or some committee of Congress, telling them how much time the FBI had spent, what it had cost, etc.

Also there is a photostatic copy of confidential subcommittee print, Kansas City Vote Fraud, July, 1947, from the Subcommittee on the Judiciary in the Senate submitted to the full committee. Apparently this is a recommendation by the subcommittee that the investigation proposed by the Senate Resolutions which had to do with investigating the non-action of the Department of Justice in the alleged irregularities in the Democratic Primary in Missouri. It was the conclusion of the subcommittee that the investigation proposed by the Senate Resolutions would be fruitless and productive of no good result and would duplicate without reason the activities of other agencies and would amount to political harrassment and for these and other good reasons the proposed investigation was wholly unjustified.

Also there is a copy of "First Annual Report of the Investigation Subcommittee of the Committee on Expenditures in Executive Departments" pursuant to Senate Resolution 189, a resolution authorizing the Committee on Expenditures of the Executive Department to carry out certain duties, and pages 22 and 23 are marked. This report was submitted January 17, 1949, U. S. Govt. Printing Office, Senate Report No. 5, 81st Congress. They marked just one paragraph in that to the effect that the Subcommittee has held executive hearings concerning the investigation and prosecution of vote frauds in the 46th Congressional Primary Election in Kansas City, Missouri, by the Department of Justice. However, the majority of the Full Committee on Expenditures in the Executive Department decided in June that it would not serve the public interest to hold further public hearings in the case at that time, particularly in view of the hearings previously held on this matter by the Senate Judiciary Committee."

Mr. Collier stated the whole argument of Peyton Ford was that this thing had been thoroughly explored.

He said Mr. McKelway is inclined to run an editorial conceding that The Star had been unfair in view of the record but before he does this he would like to know definitely from Mr. Hoover whether ^{there} were any "tongue-in-cheek" attitudes on this or whether there is anything out of context, that he didn't know that what he had was complete and he wants to be sure that he will not be off on the wrong base if he does, in effect, carry a somewhat apologetic correction to Mr. Clark.

I told him I would advise you of the above as soon as you returned.

Tolson will talk to Collier

Justice Clark's 'Error'

The Chief Committee's approach to the Kansas City vote fraud case and the part played in it by former Attorney General Tom Clark is an unusual one. It results, however, in a serious indictment of Mr. Clark, now a member of the Supreme Court.

The fraud charges grew out of the 1946 Missouri primary, in which President Truman undertook to "purge" the then Representative Slaughter. Mr. Slaughter was beaten by Enos Axtell, Mr. Truman's man, in an election which apparently reeked of fraud. Mr. Axtell, in turn, was beaten in the general election by his Republican opponent.

When the fraud charges were brought in Mr. Slaughter's behalf, the matter went to the FBI for investigation. But there was no precedent for the circumstances under which the FBI was given the case. The investigation was to be preliminary in nature, as is customary in such cases. But in this instance the hands of the FBI were effectively tied by a memorandum prepared by T. Lamar Caudle and approved by Attorney General Clark—a memorandum which restricted the FBI to questioning six named individuals.

This investigation was a farce and before it could be renewed the suspect ballots, which had been impounded, were stolen.

The Chief Committee, which has been investigating the Department of Justice, turned for support in this instance to former Attorney General Biddle, Mr. Clark's predecessor. He was asked a series of questions which did not refer by name to the Kansas City case or to Mr. Clark, but which conformed to the facts of that situation. With respect to a memorandum limiting the scope of an FBI investigation, Mr. Biddle said: "I would not, of course in any way limit the investigation. That never occurred so far as I can remember and I certainly would not have approved it. I don't think it would be appropriate or proper for me to limit the scope of the investigation because we wouldn't get what we were trying to get."

It did occur, however, during Mr. Clark's regime, and they did not get what they presumably were trying to get. Instead, a situation which had all the earmarks of a shameful scandal and in which the President was indirectly involved, was covered up.

Justice Clark was responsible for this procedure, and the Chief Committee had ample justification for this observation. "His (Mr. Biddle's) testimony characterizes such procedure as inappropriate, improper and unheard of. That is our opinion today, and in the absence of further explanation it stands as our final judgment."

This is a judgment that will be shared by most people unless and until Justice Clark sees fit to give such explanation as he may have.

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DATE 6/29/83 BY SP-8 BJS/ADP

Times-Herald _____
Wash. Post _____
Wash. News _____
Wash. Star _____ 9-10
N.Y. Herald Tribune _____
N.Y. Mirror _____
N.Y. Compass _____

Date: OCT 13 1952

62-97557-66

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR

FROM : Clyde Tolson

SUBJECT:

DATE: October 16, 1952

TOM C. CLARK

- Tolson
- Ladd
- Nichols
- Belmont
- Clegg
- Glavin
- Harbo
- Rosen
- Tracy
- Laughlin
- Mohr
- Tele. Rm.
- Holloman
- Gandy

I talked to Rex Collier with reference to his previous call to Miss Gandy relative to Peyton Ford's visit to Ben McKelway of The Star concerning the October 13th Star editorial entitled "Justice Clark's Error."

Mr. Collier repeated in substance what he had already told Miss Gandy concerning this matter and indicated he was anxious to talk to you on behalf of Mr. McKelway merely to determine in his own mind how far he should go in the matter of a retracting editorial.

I pointed out to Mr. Collier that the Kansas City case had been gone into by 3 Congressional Committees, all of whom held that there had been no reflection on the FBI in connection with the Kansas City case. I pointed out again the instructions that we make a limited investigation, confining our contacts with 6 named individuals; that the FBI carried out these instructions, submitted a report to the Department and that upon the basis of this report the case at that time was closed.

Mr. Collier indicated that his only interest at this time was the fact that the editorial had indicated that there was no precedent for the circumstances under which the FBI was given the case and that this is probably incorrect as indicated in the letter which you wrote to Senator Ferguson and in your testimony before the House Committee at which time you stated that there was not anything unusual in the fact that the Bureau had received instructions to interview just 6 people in this case. You stated that we had received many cases where the main Department instructed specifically whom to interview and exactly what steps to take. I gathered that what Mr. Collier proposes to suggest to Mr. McKelway, that if any apologetic editorial is written it be confined to this one minor statement about the "no precedent" angle.

I told Mr. Collier that I thought he ought to keep in mind that this case has many ramifications, that the fact remains that the main Department accepted the results of the preliminary investigation and that he probably would not want to place the Star in the position of condoning anything and everything which Mr. Clark had done in connection with the Kansas City case.

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Mr. Collier was entirely satisfied with his discussion with me and stated he would indicate to Mr. McKelway that you were not available today.

←

The Attorney General

October 27, 1952

Director, FBI (62-97557)

PERSONAL AND CONFIDENTIAL

TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

I am attaching to this memorandum and to the copies designated for Mr. Murray, a copy of the investigative report of Special Agent Eugene W. Youngs, dated October 22, 1952, at Cincinnati, Ohio.

This investigation is continuing expeditiously, and copies of reports as received at the Bureau will be forwarded to you and Mr. Murray.

cc: 2 - Assistant Attorney General (Personal and Confidential)
Charles B. Murray (Attachment)

Attachment

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP OF disclosure
DATE 7/8/83

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ON 6/29/83

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- Holloman _____
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FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

REPORT MADE AT CINCINNATI, OHIO	DATE WHEN MADE 10/22/52	PERIOD FOR WHICH MADE 10/22/52	REPORT MADE BY EUGENE W. YOUNGS NJB
TITLE THOMAS C. CLARK; ^O HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

Judge ROBERT S. MARK, Nichols, Wood, Marx and Ginter Law Firm, Cincinnati, who represents LEWIS ROSENSTIEL, Schenley Industries, emphatically denied that any assurance received from former Attorney General THOMAS C. CLARK or others in Department of Justice that no antitrust litigation would be had in the liquor industry.

*100 A.J.
100 Murray
memo 10/27/52
EW*

*100 Williams 4/15
100 ref to file by
williamson*

- RUC -

DETAILS:

*12-11-52
Kare*

AT CINCINNATI, OHIO

Judge ROBERT S. MARK, Nichols, Wood, Marx and Ginter Law Firm, 900 Traction Building, informed that he and his law firm represented the interests of Schenley Industries and the affairs of LEWIS ROSENSTIEL, President. Judge MARK stated emphatically that he had never received or heard any assurances given by former Attorney General THOMAS C. CLARK or other officials of the Department of Justice to the effect that there would not be antitrust investigations of or litigation against the liquor industry. He termed such allegations as ridiculous.

~~EXPEDITED PROCESSING~~

**ALL INFORMATION CONTAINED
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- RUC -

DATE 6/29/83 BY SP8 OYJ/D

APPROVED AND FORWARDED: <i>Charles W. Berry</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
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ADMINISTRATIVE PAGE

REFERENCE: Bureau letter dated October 17, 1952

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT

WASHINGTON FIELD

FILE NO.

EMF

REPORT MADE AT NEW YORK	DATE WHEN MADE 10/24/52	PERIOD FOR WHICH MADE 10/21-23/52	REPORT MADE BY EUGENE W. VAHEY (A)
TITLE THOMAS C. CLARK; HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

RALPH T. HEYMSFELD, President of Schenley Industries, Inc., denies receiving any assurances from any Department of Justice official relative to suits against the liquor industry. States he never heard rumor that LEWIS ROSENSTIEL had received such assurances until it was brought up by the Chelf Committee. SIGMUND TIMBERG assisted PHILIP MARCUS in negotiations of injunctive provisions of SCHINE decree. Knew of no offer by TOM CLARK or HERBERT BERGSON to limit or hinder his negotiations in any way. IRVING KAUFMAN appealed several decisions of TIMBERG to TOM CLARK and TIMBERG was upheld by CLARK. TIMBERG knew that PHILIP MARCUS was dissatisfied with divestiture provisions of decree negotiated by MARCUS and BERGSON but advised that divestiture by litigation would have meant a trial for each theater divested. TIMBERG recalls approving memorandum of MARCUS regarding civil contempt but does not feel that contempts should have been filed during negotiation of the decree.

*100 Williams 4718
100 to file
12-4-52
100 A-
100 Murray
10/27/52
Orp*

*2-1,3
1-1,3*

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DATE 6/29/83 BY 88-8 [signature]

DETAILS: This report reflects investigation conducted jointly by SA(A) JOHN M. DUNAY, JR. and the writer.

APPROVED AND FORWARDED: *[Signature]* SPECIAL AGENT IN CHARGE

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[Signatures]

NY 46-2632

LIQUOR INDUSTRY

Interview of RALPH T. HEYMSFELD

RALPH T. HEYMSFELD was interviewed in his office in Room 3732, 350 Fifth Avenue, New York, New York. HEYMSFELD advised that he has been President of Schenley Industries, Inc. since September 15, 1952. He has been associated with the Schenley company since 1934 when he joined the company as Resident Counsel. He later became General Counsel for Schenley and, about 1938 or 1939, became a Director of the corporation, as well as a member of the Executive Committee. He stated that he has had a very close association with the management of the company since 1934.

Mr. HEYMSFELD advised that he has never received any assurances from any official of the Department of Justice relative to a suit against the liquor industry and knows of no assurances having been given to any of the other officials of the company. He stated that he never heard the rumor that LEWIS ROSENSTIEL had received assurances that the Department of Justice would not prosecute any suits against the liquor industry until this rumor was mentioned during the hearings conducted by the Chelf Committee.

According to Mr. HEYMSFELD, he has had one contact with the Department of Justice in connection with an Antitrust matter. This was on December 9, 1947 when he visited the Department of Justice accompanied by CHARLES PICKETT, of the law firm Chadbourne, Stanchfield and Levy, and FRED ROSENBLUM, an attorney from Philadelphia, Pennsylvania. Mr. HEYMSFELD advised that he and the others visited the Justice Department at the request of the Antitrust Division and spoke to VICTOR KRAMER and Mr. DECKER.

Mr. HEYMSFELD stated that at that time Schenley Industries, Inc. was in the process of buying the assets of the Logansport Distilling Company, which was in liquidation. The assets being purchased consisted of a distillery and a stock of whiskey. The purpose of the Antitrust Division in calling Mr. HEYMSFELD and the others to Washington was to determine whether or not the purchase of the Logansport company by Schenley constituted a possible violation of the Antitrust laws. Mr. HEYMSFELD advised that the Antitrust Division decided that there was no basis for prosecution under the Antitrust laws in connection with the purchase of the Logansport company.

NY 46-2632

Mr. HEYMSFELD advised that he first met HERBERT BERGSON at one of the hearings before the Chelf Committee. He further advised that he has never met JOHN SONNETT.

According to Mr. HEYMSFELD, he met TOM CLARK on one occasion in February, 1945 when CLARK was Assistant Attorney General in Charge of the Criminal Division of the Department of Justice.

Mr. HEYMSFELD advised that in 1945 Schenley had been indicted in Federal Court in Newark, New Jersey, along with a union official named PROSS and several liquor wholesalers in New Jersey. This indictment charged violation of Office of Price Administration regulations in that the individuals involved were alleged to have been selling liquor in the black market. Mr. HEYMSFELD advised that Schenley had had nothing to do with the black market activities and, since officials of the company felt that the publicity attending the indictment was damaging to the company, Mr. HEYMSFELD attempted to have the case dropped against Schenley. He visited TOM CLARK in Washington in order to discuss the matter with CLARK. He was unsuccessful in this visit and the case against Schenley was not dropped; however, the case against the other defendants was presented in court and several defendants in the case were acquitted.

Subsequently, on December 8, 1945, the indictment against Schenley was nolle prossed in Federal Court in Newark. Mr. HEYMSFELD advised that the indictment was nolle prossed because the case against the other defendants had not held up in court. He said that he had never met TOM CLARK on any other occasion and repeated that he had never received any assurances from CLARK or any other officer in the Department of Justice to the effect that cases against the liquor industry would not be prosecuted.

SCHINE CHAIN THEATERS, INC.; ET AL

Interview of SIGMUND TIMBERG

SIGMUND TIMBERG was interviewed at his residence, Apartment 5-A, 444 East 57th Street, New York, New York.

NY 46-2632

TIMBERG advised that in the fall of 1946 he was placed in charge of the Decree and Surplus Property Section of the Antitrust Division in the Department of Justice. The name of this section was later changed to the Judgment and Judgment Enforcement Section. TIMBERG advised that one of the functions of his section was the preparation or assisting in the preparation of decrees in settlement of Antitrust cases.

He said that in the latter part of 1948, or early 1949, he was assigned by HERBERT BERGSON to work with PHILIP MARCUS in negotiating that portion of the decree in the SCHINE case which applied to the injunctive provisions of the decree.

Prior to TIMBERG's assignment to this case, PHILIP MARCUS and HERBERT BERGSON had been negotiating with the SCHINE attorneys with respect to the divestiture provisions of the decree. TIMBERG had nothing to do with negotiations relative to divestiture. TIMBERG was aware that MARCUS was dissatisfied to some extent with the divestiture provisions which had been agreed upon. TIMBERG asked BERGSON if, during the course of the negotiations relative to divestiture, any commitments had been made to the SCHINE attorneys relative to the injunctive provisions and was assured by BERGSON that there had been no commitments.

TIMBERG stated that in all of the moving picture cases it had been customary to split up the negotiations toward the decree so that one group handled the injunctive provisions and another group, consisting of the Chief Trial Attorney and the head of the Antitrust Division, negotiated the divestiture provisions. He pointed out that divestiture is a very drastic solution to an Antitrust case.

TIMBERG advised that the lawyers representing SCHINE on several occasions went over his head and appealed his decisions to TOM CLARK or HERBERT BERGSON. He was aware of this because he had been told by BERGSON and also recalled one instance when he attended a conference in TOM CLARK's office at which IRVING KAUFMAN was also present. KAUFMAN had gone to CLARK's office to protest one of the provisions which TIMBERG insisted upon and TIMBERG was there to present his views. CLARK upheld TIMBERG.

NY 46-2632

TIMBERG advised that there were several provisions on which he had insisted and which were appealed to CLARK. One of these had to do with a quality of product provision which TIMBERG desired to incorporate in the SCHINE decree. He said that this provision required that the purchasers of the SCHINE theaters which were to be divested would be guaranteed 40% of the top production pictures available on the market. The SCHINE interests objected to this percentage and appealed the case to TOM CLARK who upheld TIMBERG. TIMBERG is not certain whether it was on this particular provision that he conferred with TOM CLARK and IRVING KAUFMAN or if it were on another provision to which KAUFMAN had objected.

It was pointed out to TIMBERG that in a letter dated May 21, 1949 IRVING KAUFMAN informed TOM CLARK that he was submitting a compromise relative to the guarantee of product provision. TIMBERG stated that he can recall no compromise being suggested by any officials of the Justice Department.

The memorandum submitted by the SCHINE attorneys on April 13, 1949 which stated that assurance had been given by BERGSON that the injunctive provisions of the SCHINE decree should be no more severe than those of the decrees in the RKO and Paramount cases was discussed with TIMBERG. He advised that he recalled this memorandum and that he had discussed it with BERGSON at the time it was received and had received a further assurance that no commitments had been made by him with respect to the injunctive provisions of the decree.

TIMBERG advised that he recalls that PHILIP MARCUS desired to have the decree stipulate that a trustee should be appointed to handle the divesting of the SCHINE theaters. He stated that there was no precedent for a trusteeship in any of the other moving picture cases and no trustee was appointed. According to TIMBERG, he later felt that, if the enforcement of the SCHINE decree was delayed continually by the SCHINE interests, it would have been to the advantage of the Antitrust Division to have had a trustee in charge of the divestiture.

He recalls the memorandum submitted by MARCUS with the approval of BALDRIDGE and himself requesting the filing of civil contempt proceedings against the SCHINE interests. Mr. TIMBERG stated that, while he approved the filing of the contempt charges, there was doubt in his mind as to whether or not contempt could be proved under the judgments which were in existence at that time. He said that if the 1949 judgment had been on record

NY 46-2632

prior to the time that the contempts occurred these commitments would have been more clearly defined in these judgments and there would have been no doubt as to the violations involved.

He further pointed out that he does not feel it is good policy to file contempt proceedings while negotiating a settlement with a defendant. He said that in the first place, if a defendant is in contempt, the government should not settle a pending case with him and, secondly, the filing of contempts might be construed as a threat to force the defendant to accept the settlement proposed by the Government.

Mr. TIMBERG advised that he recalls the MARCUS memorandum went to BERGSON's office but he never discussed it with BERGSON and does not know what further action was taken with respect to the filing of contempt proceedings.

TIMBERG advised that after the judgment had been negotiated in the SCHINE case he was requested to present this judgment to the court in Buffalo. He said that usually the trial attorney who handled the case would present the judgment but that MARCUS did not desire to present it because he had been asking for stronger relief with respect to divestiture than was called for in the negotiated decree. It is TIMBERG's understanding that MARCUS felt he would be embarrassed appearing before the court with a decree which was not as strong as his own requests to the court had been. TIMBERG advised that MARCUS was completely satisfied with the injunctive relief contained in the decree but was not completely satisfied with the divestiture portion of the decree. In this connection TIMBERG pointed out that, although the Supreme Court had upheld the Government's position in the SCHINE case, all of the findings of the lower court had not been approved by the Supreme Court. In addition, even though the Supreme Court had upheld the courts, the divestiture of theaters would have been a long involved process since the litigation necessary for the divesting of each theater would have amounted to a court trial.

TIMBERG advised that he was not hindered or limited in any way in the negotiation of the SCHINE decree by either TOM CLARK or HERBERT BERGSON and repeated that actually he had been upheld in several instances when IRVING KAUFMAN had appealed his decisions to the Attorney General.

- RUC -

NY 46-2632

ADMINISTRATIVE

REFERENCE

Bureau letter to Cincinnati and New York, 10/17/52.
Report of SA(A) EUGENE W. VAHEY, 10/15/52, New York.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: October 28, 1952

FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK: HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

Reourlet 10/7/52, which informed that CHALMERS HAMILL, Attorney in Charge of the Small Business Unit, Antitrust Division, Department of Justice, was confined to Saint Mary's Hospital, Rochester, Minnesota, and was not available for an interview for approximately three weeks.

In referenced letter it was pointed out that this office would determine, after a three week period, whether Mr. HAMILL had returned to work and was available for interview.

On 10/27/52, contact was had with the Offices of LeROY Mc CAULEY, Administrative Section, Antitrust Division, Department of Justice, and it was learned that HAMILL is still confined to Saint Mary's Hospital, Rochester, Minnesota, and it was not known when HAMILL would be able to return to work.

HAMILL was to be interviewed relative to any knowledge he might have of the Liquor Industry Case, it being noted that he, at one time, was EARNEST BRANHAM's immediate supervisor.

In view of HAMILL's physical condition and the uncertainty relative to his return to duty, plus the fact that information developed to date in the Liquor Case does not indicate that HAMILL could furnish any definite information, it is recommended that this office make no further effort to contact HAMILL. Unless advised to the contrary, no such efforts will be made.

*This may be called to attention
A.S.
G.D.*

G. I. R. - 8

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FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

WASHINGTON FIELD

FILE NO.

EMF

REPORT MADE AT NEW YORK	DATE WHEN MADE 10/8/52	PERIOD FOR WHICH MADE 10/2,3,6,7/52	REPORT MADE BY EUGENE W. VAHEY (A)
TITLE THOMAS C. CLARK; HERBERT AUGUSTUS BERGSON			CHARACTER OF CASE MISCONDUCT IN OFFICE

SYNOPSIS OF FACTS:

VICTOR KRAMER did not work on SCHINE case. ERNEST S. MEYERS was in charge of Consent Decree Section of Antitrust Division until 4/30/46 and recalls that no written decree was submitted to him. Neither KRAMER nor MEYERS knows of any irregularity in handling of SCHINE case. HAROLD LASSER has no knowledge of participation by IRVING KAUFMAN in SCHINE case other than having been told by PHILIP MARCUS that KAUFMAN represented SCHINE. HARRY B. SWERDLOW did not participate actively in any liquor investigation but recalls one in the Denver office which was practically complete by the time he arrived on 1/1/44. JOHN DRENN HILL, former Assistant Chief, NYATD, participated only in discussions relative to Antitrust action in New York State when a New York State statute relating to fixing of liquor prices was invalidated. SWERDLOW or HILL had no information as to any irregular activities in connection with liquor investigations by the Antitrust Division.

*100 ASD
100 Murray
Volans
10 10752
EWN*

*100 Williams 4718
100 ret to file by
Williams
12-4-52 from*

*per 2-1
1-1/2*

EXPEDITE PROCESSING

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DEPT OF JUSTICE
FBI

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APPROVED AND FORWARDED: <i>Kenneth V. Boardman</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES	
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OCT 29 1952

NY 46-2632

DETAILS:

~~S~~SCHINE CHAIN THEATERS, INC., ET AL

Interview of VICTOR ~~K~~KRAMER

VICTOR KRAMER, Chief, General Litigation Section, Antitrust Division, was interviewed by SA(A) ARNOLD J. BROWN and SA THOMAS J. RYAN at the United States Court House, New York, New York.

KRAMER advised that he entered the Antitrust Division on July 27, 1938 as an attorney and in March, 1946 was made Assistant Chief in the Trial Section. In August, 1950 he became Chief of the Trial Section and in January, 1951 was appointed to his present position.

Mr. KRAMER advised that he had no knowledge of the SCHINE antitrust matter other than that the case was handled in the Antitrust Division by PHILIP MARCUS and HERBERT BERGSON. KRAMER stated that he had no occasion to contact them or talk with them concerning this case.

According to KRAMER, he never heard of anything irregular in the handling of the SCHINE matter.

Interview of ERNEST S. ~~M~~MEYERS

ERNEST S. MEYERS was interviewed by SA(A) EDWARD C. PALMER and the writer at the offices of LaPorte and Meyers, 74 Trinity Place, New York, New York.

MEYERS advised that he was employed by the Antitrust Division at Washington, D. C. from September 16, 1938 to April 30, 1946 when he left to join the law firm of Isseks, LaPorte and Meyers.

Mr. MEYERS advised that he held various assignments in the Antitrust Division and about 1944 became Chief of the Consent Decree Section, a position which he held until his resignation from the Department of Justice.

NY 46-2632

Mr. MEYERS recalls that the SCHINE CHAIN THEATERS case was handled in the Department by ROBERT L. ~~WRIGHT~~, who was assisted by PHILIP MARCUS.

MEYERS advised that the only possible connection he could have had with the SCHINE case would have been in the preparation of a consent decree and he recalls clearly that no decree was prepared while he was in charge of the Consent Decree Section.

MEYERS stated that theoretically any consent decree entered into by the Antitrust Division would be accepted or rejected by the Consent Decree Section; however, he advised that as a practical matter his approval was not always obtained when a consent decree was accepted. He cited as an example a case which was being tried in the field and in which the attorney handling the case might accept a consent decree without first clearing this decree with MEYERS.

MEYERS does not recall that any decrees were accepted during his term as Chief of the Consent Decree Section which he felt were not good decrees. He does recall that he objected to some decrees which were presented to him and that, as a result of his objection, these decrees were not accepted by the Antitrust Division. He does not recall the specific cases on which the objectionable decrees were presented.

According to MEYERS, the only contact he had with anyone from outside the Department of Justice relative to the SCHINE case while he was employed in the Antitrust Division was a visit by a man named ROSENBAUM who represented SCHINE. MEYERS was told by ROBERT ~~WRIGHT~~ that ROSENBAUM was a banker and not a lawyer. MEYERS thinks that ROSENBAUM was brought to his office by WRIGHT but is not certain on this point.

He said that ROSENBAUM's visit was probably prior to the trial which took place about 1945 and, although he does not recall specifically the discussion which he had with ROSENBAUM, he believes that it was with respect to negotiating a settlement of the SCHINE case. He stated that he was a prolific memorandum writer when he was in the Department and any visits by persons representing outside interests were always made a matter of record by him and he is certain that the SCHINE file contains a memorandum reflecting the visit of ROSENBAUM.

NY 46-2632

Subsequent to the trial in the SCHINE case WRIGHT requested MEYERS' assistance in preparing a decree. MEYERS assigned the matter to LEWIS SCHWARTZ and advised that very little was done in connection with this decree prior to the time that MEYERS resigned from the Antitrust Division. He was succeeded as Chief of the Consent Decree Section by SCHWARTZ who also resigned from the Antitrust Division in September of 1946 to accept a position as a professor at the University of Pennsylvania Law School.

MEYERS advised that SCHWARTZ was succeeded as Chief of the Consent Decree Section by SIGMUND TIMBERG.

MEYERS stated that he had no contact with the SCHINE case after leaving the Antitrust Division except that SAMUEL ISSEKS, who was his law partner and is deceased, represented SCHINE for about one month after MEYERS joined ISSEKS' law firm.

He advised that he never discussed the merits of the SCHINE case with Mr. ISSEKS and the only discussion he can recall relative to the SCHINE case was that ISSEKS told him that SCHINE was a difficult client. According to MEYERS, SCHINE discharged ISSEKS as his counsel about one month after MEYERS joined the ISSEKS' firm.

Other than his discussion with ISSEK, MEYERS has never discussed the SCHINE case with anyone, either an employee of the Department of Justice or a representative of one of the defendants since leaving the Antitrust Division. He knows of no irregularities in connection with the handling of this case.

Interview of HAROLD LASSER

HAROLD LASSER, attorney, New York Antitrust Office, was interviewed by SA(A) JOHN M. DUNAY, JR. and the writer.

LASSER advised that on a visit to Washington about 1949 he was informed by PHILIP MARCUS that IRVING KAUFMAN had been retained by SCHINE in connection with the pending antitrust case. LASSER advised that this is the full extent of his knowledge of IRVING KAUFMAN's participation in the case. According to LASSER, he does not recall ever telling anyone that Judge KAUFMAN's confirmation was held up by the United States Senate because of his participation in the SCHINE matter and stated that, as a matter of fact, he never possessed this information.

NY 46-2632

LASSER advised that he vaguely remembers reading in the newspaper at the time of Judge KAUFMAN's confirmation that there was some delay by the Senate in confirming Judge KAUFMAN. He emphatically denied ever having known anything relative to a possible delay in Judge KAUFMAN's confirmation other than the information obtained from the newspaper. In closing, LASSER stated that he does not know Judge KAUFMAN personally and knows nothing relative to any political contributions made or raised by Judge KAUFMAN.

~~X~~ LIQUOR INDUSTRY

Interview of HARRY B. SWERDLOW

The following investigation was conducted by SA(A)s ROLAND M. SMITH and JOHN M. DUNAY, JR.

HARRY B. SWERDLOW, who was interviewed at the Plaza Hotel, 59th Street and Fifth Avenue, New York, New York, advised that he was employed by the New York Office of the Antitrust Division as a clerk and messenger from August, 1941 to November, 1942 after which he entered the United States Maritime Service where he remained until December, 1943. From January 1, 1944 to the end of 1945 he was employed as an attorney in the Denver Office of the Antitrust Division and in May, 1946 he was transferred to the Los Angeles Office where he remained until December, 1946.

He advised that he never did participate in any extensive liquor investigations by the Antitrust Division and the only connection he had with this type of case was upon his arrival in the Denver Office where an investigation into the activities of certain liquor dealers had been practically completed. He recalls that shortly after he arrived in Denver he had, at one time, delivered various papers in connection with this case to the attorney who was handling the case and on that particular day appearing in the District Court in Denver. SWERDLOW advised that he does not recall the name of the attorney who was handling the case at that time; that he (SWERDLOW) never conducted any investigation in this case nor did he ever prepare any briefs, letters or memoranda in connection therewith.

NY 46-2632

SWERDLOW advised that he has no knowledge of any irregular activities on the part of any Department of Justice employee in connection with the handling of the Denver liquor case, or any other liquor case, and that he knows of no instructions or arrangements which would have limited the pursuit of such an investigation to the benefit of any of the liquor interests.

Interview of JOHN DRENN HILL

JOHN DRENN HILL was interviewed at the offices of the Radio Corporation of America, 30 Rockefeller Plaza, New York, New York, and advised that from November, 1947 to May, 1948 he was employed by the Department of Justice at Washington, D. C. where he spent the first few months in the Criminal Division and was later transferred to the Antitrust Division. During this assignment in the Antitrust Division he did not handle any antitrust matters but was assigned to a committee composed of business and government representatives having to do with the voluntary allocation of scarce strategic materials. At that time he worked under the supervision of Assistant Attorney General JOHN F. SONNETT.

In May, 1948 he was appointed Executive Assistant in the New York Office of the Antitrust Division, where he remained until June 1, 1951.

He stated that the only recollection he has of participating in any liquor investigation had to do with a case which involved alleged price fixing activities on the part of various dealers in the New York area during the time when the New York State law covering such activities had been invalidated by the State courts. This state law, which regulated liquor prices, had been invalidated on a technicality and at that time it was fairly certain that when the New York State legislature reconvened a similar law was to be passed.

The question at that time was whether or not the liquor dealers were violating a federal antitrust law during the period that no state statute existed and, to the best of his recollection, various memoranda relating to this situation were sent to the Washington headquarters. HILL advised that no further action was taken in this matter because RODOLFO CORREA or EDWARD HODGES of the Washington Office had expressed the opinion that in view of the short period of time and the

NY 46-2632

inevitability of a new state law being enacted nothing further should be done. HILL stated that to the best of his recollection the New York State law referred to above was invalidated in February, 1950.

HILL advised that he never noticed any indication that liquor investigations would not be pursued with the same vigor as any other investigation in the Antitrust Division and also that he was not familiar with the 1944 liquor investigation or any other prior liquor investigations.

- P -

NY 46-2632

ADMINISTRATIVE

MISCELLANEOUS

A tentative appointment was made to interview JOHN F. SONNETT at his New York Office on October 7, 1952; however, on October 6, 1952 SONNETT's secretary advised that he would be in Washington, D. C. until Wednesday, October 8, when he would leave for Detroit and was not expected to return to New York until the week of October 13, 1952. She advised that SONNETT could be reached in Washington, care of Cahill, Gordon, Zachary and Reindel, 1000 Vermont Avenue, N.W. She also stated that SONNETT was staying at the Carlton Hotel in Washington. Q

The above information was furnished to the Washington Field Office by a special delivery letter on October 6, 1952 with a request that SONNETT be interviewed by that office.

No lead has been set forth for the Philadelphia Division to interview LEWIS SCHWARTZ at the University of Pennsylvania since this lead could already have been designated by the Washington Field Office.

LEAD

NEW YORK

At New York, New York

Will interview SIGMUND TIMBERG, care of United Nations, upon his return to New York City after October 15, 1952.

REFERENCE

Washington Field letters to Bureau 9/27/52 and 9/30/52.
Los Angeles teletype to New York 10/1/52.
Washington Field teletype to Bureau 10/2/52.

Mr. Winterrowd
Mr. Williams

The Attorney General

November 5, 1952

PERSONAL AND ~~CONFIDENTIAL~~

Director, FBI

PEYTON FORD, ET AL;
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP(S) *dictated*
DATE 11/8/83 *ef*

Reference is made to my memorandum of October 2, 1952 requesting advice as to whether a decision had been reached concerning information furnished by Mr. Curtis Shears of the Department.

Mr. Shears related that Mathias Orfield, Department attorney, believes former Attorney General Tom Clark played an important part in the merger of the United States Steel and Geneva Steel Companies.

To date no reply has been received. It would be appreciated if you would advise if a decision has been reached in this matter.

2 - Assistant Attorney General
Charles B. Murray (PERSONAL AND ~~CONFIDENTIAL~~)

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd
FROM : Mr. Rosen *for*
SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: November 3, 1952

Tolson ✓
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Belmont _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

This memorandum is a synopsis of information set forth in the attached summary memorandum.

Investigation requested by the Attorney General of allegations of improper handling of two Antitrust cases by Tom Clark and Herbert Bergson is completed with the exception of interviews of two former Department attorneys who are out of the country and one Department attorney who is ill.

The first case concerns the Liquor Industry. Ernest Branham, Department Attorney, reported that Alfonso Landa, counsel for Seagrams, stated Attorney General Clark gave assurances to Lewis Rosenstiel, President of Schenleys, there would be no action against the Liquor Industry, with inference Rosenstiel contributed \$100,000 to the Democratic Party in 1949. Department attorneys state the Liquor Industry was not investigated in 1949 because there was no evidence antitrust laws were violated. Landa denies making such statement or knowledge of political contributions by Rosenstiel. Rosenstiel denied any assurances ever given by Clark. Both admit hearing rumors to this effect from unrecalled sources.

The Chelf Committee has criticized the Department of Justice for not undertaking an exploratory investigation of the Liquor Industry in 1949 and points out that although the evidence is not conclusive there was an indication that political contributions by the Liquor Industry were connected to the tapering off of the Antitrust investigation of 1949.

The second case concerns the Schine Theater Circuit. Philip Marcus alleges a consent decree was entered wherein the divestiture provisions were less than the proposed Government judgment, which was considered in accord with the Supreme Court opinion and that contempt proceedings were not filed against Schine although there was evidence of contempt. Marcus alleges Schine employed a number of attorneys, some of whom were for the purpose of negotiating the consent decree. One such attorney, Irving Kaufman, contacted the Attorney General and Bergson over Marcus's head concerning the negotiations. Marcus related rumors that Schine contributed heavily to both parties in 1944 and Kaufman was a fund raiser in the 1948 Democratic campaign.

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EX-60 DATE 6-30-83 BY SP-8 BTJ/AD

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104

F

Memorandum to Mr. Ladd

Department attorneys state they have no knowledge of any influence or improper handling of the Schine Antitrust case, pointing out that the matter was extremely involved and that Schine employed delaying tactics to effect a more favorable settlement. They state divestiture proceedings would have been long and involved and evidence of criminal contempt doubtful. They state Attorney General Clark backed decisions when counsel for Schine protested.

The subjects have not been interviewed. In the Liquor matter the Democratic Party has not been contacted concerning contributions. In the Schine matter, officials and counsel for Schine have not been interviewed as case still pending in Department. Irving Kaufman, now Federal Judge, Southern District of New York, has not been interviewed. It is felt the Bureau needs the guidance of the Department in the determination of interviewing or not interviewing these persons because the Bureau is not in a position to decide whether the allegations as developed by the investigation are legally or morally right or wrong. Judge John Knight, in whose court the consent decree was filed has not been interviewed. It is felt inquiry into his judicial determination is a matter of high policy to be decided upon by the Department in light of facts developed in this matter.

ACTION:

The Attorney General and Murray, in the attached memorandum, are being advised that no interviews have been conducted with the subjects, counsel and officials of Schine or Federal Judge John Knight, and that the Democratic Party has not been contacted concerning political contributions. The Department is being requested to advise what further specific investigation is desired.

Best

GH

gms

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. LADD

FROM : A. ROSEN *AR*

SUBJECT: TOM C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

DATE: November 3, 1952

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Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
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PURPOSE:

To summarize results of investigation.

BACKGROUND:

In the course of the Peyton Ford, et al, law firm investigation, a number of collateral allegations were received. These allegations have all been called to the attention of the Attorney General. The Attorney General has requested investigation of allegations that Tom Clark and Herbert Bergson improperly handled two Antitrust cases; namely, the Liquor Industry Inquiry and the Schine Theater Circuit case. Investigation was requested in the Attorney General's memorandum of September 9, 1952. Investigation was ordered to the field on September 22, 1952.

SUMMARY

SUMMARY

1. Basic Allegation
Liquor Industry Inquiry

Ernest R. Branham, Department attorney, in a sworn signed statement alleged that in 1950 Alfons Landa, Washington counsel for Seagram's, told him that Lewis Rosenstiel, Chairman of the Board of Directors of Schenley Industries, was telling it around New York he had received assurances from then Attorney General Clark that there would never be any suit of any nature against the Liquor Industry and if there was, Branham would have nothing to do with it.

According to Branham, Landa also discussed his activities as a member of the Democratic National Finance Committee during the 1948 Presidential campaign. In this

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Memorandum to Mr. Ladd

connection, Landa recited the large contributions by various members of the Liquor Industry and advised that Rosenstiel pledged \$100,000 to the Democratic Committee.

Branham further alleged he had prepared a memorandum recommending limited investigation by the FBI of the Liquor Industry but that Bergson had stopped the investigation, took the case away from Branham and assigned it to Edward P. Hodges. Branham stated no investigation of the Liquor Industry has ever been conducted.

2. Basic Allegations
Schine Theater Circuit
Antitrust Case

Philip Marcus, Department attorney, in a sworn signed statement advised that the Supreme Court in 1948 upheld a lower court's decision that the Schine Theater Circuit had violated the Antitrust Statutes and ruled the lower court should provide for divestiture of the theaters. A proposed findings and a proposed judgment in accord with the Supreme Court's decision was filed in the lower court by the Department.

Marcus advised that in 1948 a contempt petition against Schine was recommended to the Attorney General to be filed with the District Court in Buffalo. In November, 1948, Willard S. McKay, counsel for Schine, advised Marcus the contempt petition would not be filed and Marcus believes McKay stated that Schine had been in to see the Attorney General. The contempt petition was never filed.

Marcus states there were a number of postponements of hearings concerning the Government's proposals. The postponements were requested by Irving Kaufman, who was hired by Schine to negotiate a settlement and who was reported to be

Memorandum to Mr. Ladd

close to Tom Clark. On one occasion, McKay advised Marcus in connection with a hearing scheduled in Buffalo in January, 1949, that Marcus would receive a telephone call from Bergson instructing him not to object to a request for postponement. Bergson did call Marcus and so instructed him. No hearing was held.

Marcus stated that contrary to customary procedure Bergson himself conducted the negotiations with Kaufman, without Marcus or other Department attorneys participating. Bergson gave Marcus the impression of working on orders from the Attorney General and one occasion, told Marcus he had to let Kaufman keep a foot in the door because he was close to the Attorney General.

Marcus stated the negotiations culminated in a consent decree wherein the divestiture provisions were considerably less than called for by the Supreme Court's opinion. He felt Bergson was aware that the facts assured a better judgment by trial court than that which was negotiated. He also pointed out that shortly after the judgment was entered, Kaufman was appointed a judge in the Southern District of New York.

In addition to his statement, Marcus pointed out that Tom Clark, when transferring from the Antitrust Division to the Criminal Division, took with him two Antitrust cases, namely, Paramount and the Schine case. Marcus said this was unprecedented in Departmental history and inferred the Antitrust Division had difficulty in getting these cases back.

SUMMARY OF RESULTS OF INVESTIGATION:

1. Liquor Industry Inquiry

Alfons B. Landa, Washington counsel for Seagram's,

Memorandum to Mr. Ladd

admitted in a sworn signed statement that he had discussed an antitrust inquiry into the Liquor Industry with Ernest Branham but had never discussed with him influence or pressure to have the investigation stopped. He also admitted his activities in raising funds for the Democratic Party during Presidential campaigns over a number of years.

Landa stated he does not know Lewis Rosenstiel personally and has never met him. He stated he has no personal knowledge of any authenticity to the rumor that Rosenstiel had been assured by Clark there would be no investigation of the Liquor Industry. Landa stated he did discuss with Branham this rumor and believes they both had heard it. Landa stated at this time his best recollection was that he had heard the rumor from two or three unrecalled sources. Landa denied that he ever made any statement as was attributed to him by Branham, and denied any knowledge of political contributions by Rosenstiel.

Lewis Rosenstiel, Chairman of the Board of Directors of Schenley's, denies that he received any assurance from any Department official on any matter pending before the Department concerning his company. He stated he had heard rumors to that effect but had no idea as to the source of these rumors.

Interviews with some thirty Department attorneys who are familiar with this matter and who handled or took some action in the Liquor Industry Inquiry reflects no information that there was pressure to have this investigation stopped. It was the opinion of all Department attorneys interviewed with the exception of the original complainant, Branham, that the preliminary inquiry into the Liquor Industry failed to reveal any violation of the Antitrust laws and therefore, it was their opinion there was no basis for an investigation.

The Department files reflect that in 1948 and 1949

Memorandum to Mr. Ladd

a survey of the Liquor Industry was made to determine if there had been any developments along Antitrust lines since a Grand Jury investigation in 1943 had concluded there was no evidence of common ownership or violations of the Antitrust laws. It was the Antitrust Division staff's conclusion that because of rationing and war-time restriction the Liquor Industry had been under close Government restriction from 1943 to 1949 and there was no change in the industry since the Grand Jury findings in 1943. The staff further concluded that in light of other matters more pressing and because it was felt such investigation was not warranted on the basis of facts developed, a memorandum to the FBI proposing a limited investigation should not be sent. It was pointed out there had been developed no information indicating a violation of the Antitrust Statutes.

In this phase of the investigation, two former Department attorneys cannot be interviewed because they are out of the country and one Department attorney cannot be interviewed because he is ill and his return to duty is unknown. The subjects have not been interviewed and no contact has been made with the Democratic National Committee concerning political contributions of the members of the Liquor Industry. It is believed the Bureau needs guidance from the Department as to whether the subjects should be interviewed and whether the Democratic National Party should be contacted, as the Bureau is in no position to determine the validity of the decision in not proceeding along the lines of the allegations by Branham, which allegations question whether the manner in which the Liquor Industry Inquiry was handled was legally or ethically right or wrong.

It should be noted the Chelf Committee in Part 4 of its report issued October 21, 1952, criticizes the Department for not instituting an exploratory investigation in 1949

Memorandum to Mr. Ladd

and noted that while the evidence was not conclusive, there was an inference that there was a connection between the contributions of the Liquor Companies and the tapering off of the Antitrust Investigation in 1949.

2. Schine Theater Circuit Antitrust Case.

Philip Marcus, original informant, in a supplemental statement advised the Trial Courts' opinion, October 8, 1945, held that Schine had violated the Sherman Act and entered a judgment in March, 1946 containing injunctive provisions, requiring Schine to divest itself of a number of theaters and requiring the appointment of a trustee. The Supreme Court in an opinion of May 3, 1948, affirmed the Trial Courts' holding that Schine had violated the Sherman Act, but held the Trial Court had not gone far enough in determining what divestiture was necessary. The Supreme Court ordered a number of findings of fact vacated and other findings substituted and added upon a further review by the court of the evidence in the case. The Government filed with the District Court in Buffalo, New York a proposed judgment and findings of fact to accord with what the Supreme Court had said should be done.

Marcus stated a consent judgment was entered against Schine on June 24, 1949, which was quite different from what was contained in the Supreme Courts opinion and the judgment proposed by the Government. Marcus summarized the differences by pointing out the provisions of the proposed judgment which were eliminated or lessened in the consent judgment as follows:

1. The consent decree was accompanied by no findings of fact.
2. It contains no references to the violation of the Sherman Act.
3. There was no recital of the violations by the defendants of the Sherman Act.
4. The recommended judgment proposed a five-year period of prohibition whereas the consent decree recommended three years and exempted certain of the prohibitions.

Memorandum to Mr. Ladd

5. There was no provision prohibiting Schine from licensing films in a town where competition did not exist.
6. There was no provision prohibiting Schine from including in its licenses a number of specified privileges.
7. There was no prohibition that whenever a clearance given Schine was attacked as not legal under the decree, the burden should be upon Schine to sustain its legality.
8. Schine was not required to conduct negotiations through the branch office serving the territory in which there was a Schine Theater.
9. The consent decree as entered left the circuit substantially intact and requested divestiture in almost every instance of distinctly inferior theaters.
10. The consent decree divestiture was in contravention to the Supreme Court's decision.
11. There was no provision requiring that unimproved lands available for theater purposes held by Schine in towns where it had theaters be divested.
12. There was no provision for the appointment of a trustee.
13. The provision in permitting acquisitions of theaters without court approval was much more lenient.
14. There was no provision that the Government would recover costs to which it was entitled as the prevailing party.

Memorandum to Mr. Ladd

Concerning contempt proceedings, Marcus advised there had been very flagrant contempts of prior judgments entered against Schine. There were attempts to mislead the court and the Government. It was disclosed that some purported sales of theaters Schine had been ordered to divest were not bona fide. Marcus, Allen Coker, and Harold Lasser drafted petitions for criminal and civil contempt. There was a question of statute of limitations in connection with the criminal contempts. In view of this, Holmes Baldrige felt only civil contempts should be filed. The recommendations and petition went to the office of Bergson in October, 1948. Marcus believes it was forwarded to Attorney General Clark. Marcus referred to his remark in his earlier statement concerning the remark by counsel for Schine that the contempt petition would not be filed and Marcus stated he did not believe the petition had been made public prior to McKays' remark.

Marcus advised that in a letter of February, 1949 the Department advised the court that the Government proposed to offer evidence of violation of the Sherman Act and judgments in the case since 1942. Further contempts brought to Marcus' attention were referred to Bergson and contempt proceedings were recommended. Marcus stated no contempt proceedings have ever been brought and the settling of the case by consent and the various postponements had the effect of the Government not ever presenting any evidence to the court in Buffalo as to the alleged violations.

Marcus stated that since the inception of the case Schine has had some twenty or twenty-five different sets of attorneys, some of whom have been litigating attorneys in the sense they appeared in court, and some have been solely negotiating attorneys in making contacts with the Department. He learned in 1948 Kaufman had been hired to attempt to negotiate a settlement. Marcus stated Kaufman claimed Marcus was prejudiced against Schine and McKay wrote a letter to the court

Memorandum to Mr. Ladd

highly critical of Marcus. Kaufman's allegation was made in Bergson's office. Bergson wrote the court that McKays' charges were unfounded.

Marcus stated he refused to present the consent judgment because over a long period of time he had built a relationship of respect and trust with Judge Knight and had filed with Judge Knight the proposed judgment which he had represented as being in accord with the Supreme Court opinion.

Marcus stated that after Kaufman was made a Federal Judge in New York, Schine hired Harold Horowitz, a close personal friend of Bergson and an officer in the E. Leitz Company, which had been vested by the Alien Property Custodian. During this period the Schine matter was handled under the supervision of Newell Clapp. Schine did not dispose of a number of theaters as required. Schine was given a number of postponements to comply. Marcus states he called the fact of publicity in Drew Pearsons column concerning Horowitz and the investigation of the Office of Alien Property to the attention of H. Graham Morison, who directed Clapp not to give Schine a further extension. Marcus withdrew from the case in May, 1952 and states at that time Schine had not disposed of theaters as required.

Marcus added that at the time of the trial, there was gossip that Schine had contributed substantial amounts to both political parties in 1944. The remark may have been made by McKay, but Marcus was not sure. He also heard that Kaufman had raised considerable sums for the Democratic political campaign of 1948.

Marcus stated he knew of nothing in connection with any other case in the Division which would give him cause to believe there was any wrong doing.

Memorandum to Mr. Ladd

Newell A. Clapp, Acting Assistant Attorney General, stated he has a vague recollection that contempt proceedings were contemplated against Schine at one time but could furnish no details. Clapp said Marcus was a capable attorney who has very definite ideas on the course of action he believes should be pursued with respect to movie cases and he stated Marcus could not always get the other members of the staff to agree with him.

Clapp stated that when he came into the picture, Schine was having a tough time disposing of its theaters in accordance with the consent decree. After conferences a supplemental order was prepared which he described as being tough. Clapp stated that an attorney by the name of Horowitz, representing Schine had attempted to get an extension of time in which to dispose of the theaters. Clapp stated he sat in on these conferences and Horowitz got nowhere in respect to his requests.

Clapp stated he understood that Irving Kaufman went to Attorney General Tom Clark and endeavored to get Clark to give Schine certain consideration. He stated Clark advised Kaufman he was wasting his time and told him to go "downstairs". Clapp stated he knew of no mishandling or improper influence in the Schine case by anyone in the Department.

Sigmund Timberg advised he was formerly Chief of the Judgment and Judgment Enforcement Section of the Antitrust Division. It was the function of this section to prepare or assist in decrees of settlement of Antitrust cases. In 1948 he was assigned to work with Philip Marcus in negotiating the injunctive provisions of the decree in the Schine case.

Timberg stated that Marcus and Bergson negotiated the divestiture provisions of the decree. He knew that Marcus was dissatisfied with the divestiture provisions. In this connection Timberg stated that divestiture is a very drastic solution to an antitrust case. In this particular case it would be a long involved process for the divesting of each theater would amount to a court trial.

Memorandum to Mr. Ladd

Timberg presented the consent decree to the court in Buffalo. He stated that Marcus declined to present the decree, claiming he would be embarrassed because he had insisted on stronger relief with respect to the divestiture although Marcus was satisfied with the injunctive provisions.

Timberg advised he was not hindered or limited in any way in the negotiation by Clark or Bergson and actually been upheld in several instances when Irving Kaufman had appealed some of his decisions to the Attorney General. Kaufman, counsel for Schine on several occasions went over his head to Attorney General Clark. On one of these occasions Timberg was in the Attorney General's office when Kaufman appealed one of Timberg's decisions. The Attorney General upheld Timberg.

Timberg stated that in connection with the contempt proceedings, he felt they were not too strong because the 1949 judgment was not on record at the time of the acts. He stated he did not consider it good policy to institute contempt proceedings while negotiations were in process. It might be considered a threat, and if contempts are strong enough the matter should not be settled by negotiation.

Timberg stated Marcus wanted a trustee appointed to handle the divestiture, however there was no precedent for this in the Theater Industry cases. Timberg stated it was his opinion that a trustee would have been to the advantage of the government if Schine delayed in any manner.

Wendell Berge, former Assistant Attorney General, advised that he has no knowledge of the Schine matter but remarked it was his opinion that Bergson did not appear to have as much zeal for enforcement of Anti-trust laws as did other officials in the Department. Berge advised that Bob Wright, former Department attorney who handled the Schine investigation, would not have permitted suppression or any improper handling and no information had ever come to Berge's attention indicating influence or pressure in the Schine matter.

Robert Wright, former Department attorney, advised he handled the Schine case in the U. S. District Court in Buffalo and the Supreme Court appeal in Washington. He stated he was principally assisted by John Claggett, Milton Kallis, Harold Shields and Philip Marcus.

Memorandum to Mr. Ladd

Wright advised that Schine stalled the case on several occasions by using various sequences of attorneys. He pointed out that Schine, apparently had two types of attorneys, those for litigation purposes and those who were politically inclined. He stated on one occasion an individual by the name of Rosenbaum who was not an attorney, wrote a letter on behalf of Schine to the Attorney General in which he attempted to discredit the work Wright had been doing on the Schine case, in an endeavor to have someone else placed in charge of the case.

Wright stated he knew of no mishandling or attempts to exert pressure or suppress action by the Department. He stated he knew that Marcus was unhappy with the final decree and he refused to discuss Marcus's reasons or the merit of Marcus's feelings stating this would have to come from Marcus.

Mr. John Clagett, Department attorney, advised he worked on the Schine case and it was his recollection it was a good case which was upheld by the Supreme Court.

He stated he has no knowledge of any influence or pressure and no knowledge of the contempt proceedings which were proposed in 1948. He continued that Marcus was in favor of pushing the case and was disgusted with the progress.

Clagett stated he could not understand why the Government had not been tough and had not required a real divestiture. The Government agreed to a lenient program of divestiture and actually allowed Schine to select the theaters to be disposed. He stated the Government had used a "powder puff" and dissipated its victory.

Clagett advised he had called this to the attention of Drew Pearson and the city editor of the Washington Daily News but no action was taken in this connection by Pearson or the Daily News.

Clagett advised he now represents two private theater owners who have been directly affected by the Schine group and that any civil suit he filed for them would be based upon the Government's proposals as approved by the Supreme Court and the trial court.

Memorandum to Mr. Ladd

Milton Kallis, Department attorney, advised he knew of no influence or pressure exerted by Clark or Bergson or any other official in the Department as regards this matter. He continued that he had had no official connection with the case since completing the trial in 1946.

Holmes Baldrige, Assistant Attorney General advised he supervised the early stages of the Schine Case but had no contact with the matter during the negotiation conferences. He advised he had no information indicating the case was improperly handled.

William A. Underhill, former Department attorney, advised that the Supreme Court decision was in favor of the Government but remanded the case back to the trial court to work out the divestiture provisions based upon a finding of fact being submitted to support each step of any such recommended divestiture. He stated he had no information indicating there was influence or pressure exerted in this matter.

Allen Coker, former associate of Marcus in the Department, advised that Marcus was extremely insistent upon both civil and criminal proceedings. Coker stated it was his opinion that civil proceedings were best. He further stated that Marcus had indicated to him that Herbert Bergson wanted to prosecute but had indicated "He had his orders." He continued that he believed the way in which the case was settled was a question of judgment and may actually have been more advantageous to the Government; however, he had not read the details of the consent decree and could not evaluate on this further.

Some twenty-three Department attorneys who had knowledge of the Schine matter have advised they knew of no pressure or influence. It was indicated that the main part of Marcus's

Memorandum to Mr. Ladd

disgust with the case was the way counsel for Schine was acting and the constant changing of counsel by Schine.

3. | Department Files Concerning
Schine Antitrust Case

The Department files contain a memorandum from Bergson to the Attorney General dated September 15, 1948, recommending civil and criminal contempt proceedings against Schine and setting forth the background of the case. The case at that time was noted to be on remand from the Supreme Court to the trial court for consideration of findings of fact and judgment provisions in addition to those approved by the Supreme Court. It was set forth that the judgment provisions had been violated by contempt and these provisions were among those expressly approved by the Supreme Court.

The memorandum outlined the background of this case as follows:

In 1942, a temporary consent order postponed trial for three years and ordered Schine to divest of some sixteen theaters. A trial was subsequently conducted in 1945 and 1946. A judgment was entered in 1946 finding Schine in violation of Antitrust Statutes and ordered Schine to discontinue certain practices. The trial court ordered both sides to submit plans for divestiture. The court accepted although modified the Government's plan and rejected the defendants' plan. The Supreme Court for the most part affirmed the judgment of the lower court, rejected the divestiture plan but approved prohibition against Schine acquiring additional theaters without court consent. The Supreme Court's opinion was generally that divestiture was the remedy provided a finding of facts was filed in which there was evidence supporting the abuses of the type alleged in the complaints.

Memorandum to Mr. Ladd

The memorandum sets out seven instances of contempt on the part of Schine. These contempts concern Schine's failure to dispose of theaters to the satisfaction of the Government. The Department files reflect that a consent decree was entered June 24, 1949, modifying the decree of 1942 and requiring the Schine Theater group to dispose of certain of its theaters or theater leases.

A memorandum, Marcus to Bergson, dated December 14, 1948, pointed out the Schine case as a "classic" case and outlined the minimum relief acceptable to the Department without "giving away the fruits of a long and arduous litigation, without being remiss in our obligation to the public and the independent exhibitors and to some extent our obligation to the Supreme Court to carry out its mandate." In this memorandum, Marcus recommended that settlement be made when Schine was prepared to make a satisfactory offer. However, he argued that it should be handled at the earliest date because the case would be a landmark on the question of divestiture relief. This memorandum sets forth that the proposed judgment was an attempt to translate the Supreme Court's opinion into provisions of this judgment. It was Marcus's further opinion that a litigated decree would be better than a consent decree in view of the knowledge that Schine had quite flagrantly violated past decrees and because of the apparent friendly attitude of the trial court.

In an intra-Departmental memorandum dated December 15, 1948, Holmes Baldrige stated he felt rather strongly in the Schine matter and concurred with Marcus's views as expressed in the memorandum of December 14, 1948.

An intra-Departmental memorandum dated February 3, 1949, to Bergson and prepared by Marcus refers to Bergson's instructing Marcus on February 2, 1949, not to object to a motion for a continuance on the part of Schine defendants.

The file reflects that the trial court was headed by U. S. Federal Judge John Knight, U. S. District Court, Buffalo, New York, and that there was correspondence between Judge Knight and the Department concerning postponement of various hearings pending the completion of settlement conferences. The consent decree was entered in District Court for the Western District of New York on June 24, 1949, before Judge John Knight.

Memorandum to Mr. Ladd

Concerning the allegations that Clark took the Schine and Paramount cases with him when he transferred from the Antitrust Division to the Criminal Division, a search of posting cards in the Department failed to record any such transfer of cases. John Clagett, former Department Attorney advised he recalls conferring with Clark about the Schine matter when Clark was head of the Criminal Division but does not recall why he saw Clark as the Schine matter was not a Criminal Division case. Mr. Shelby Fitze, former Department Attorney, advised that Clark took the Paramount case with him to the Criminal Division. He knew this because he transferred to the Criminal Division from the Antitrust Division and was familiar with the movie cases. He did not know if Clark took other movie cases with him. Fitze stated he knew of no improper handling or undue influence but did consider it unusual for the Criminal Division to handle an antitrust case.

In this phase the subjects have not been interviewed and no interviews have been conducted with Judge John Knight, officials of Schine Theater Circuit or with the various counsel* for Schine. In this connection it is felt the Bureau needs the guidance of the Department in the decision to interview or not to interview these persons in view of the fact the allegations and the information developed tends largely to indicate a dispute of legal judgment wherein the Bureau is in no position to decide whether the actions taken are legally or ethically right or wrong.

ACTION:

There is attached a memorandum to the Attorney General and Assistant Attorney General Murray advising the status of the investigation and advising that interviews will not be conducted with the subjects, officials and counsel of Schine Theater Circuits, and no contact will be had with the Democratic National Party. The Department is being requested to advise what specific additional investigation is desired.

ECN
*including Federal Judge Irving Kaufman
[Signature]

TABLE OF CONTENTS

	Page
I. INTERVIEW WITH NEWELL CLAPP.	3
II. INTERVIEW WITH ALBERT BOGGESS.	4
III. INTERVIEW WITH MARGARET BRASS.	5
IV. ATTEMPT TO LOCATE CHARLES TERREL.	6
V. REVIEW OF ANTITRUST DIVISION POSTING CARDS.	6
VI. INTERVIEW WITH JOHN SONNETT.	7
VII. REVIEW OF PHILIP MARCUS CORRESPONDENCE.	8

WFO 62-7197
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DETAILS: AT WASHINGTON, D. C.

INTERVIEW WITH NEWELL A. CLAPP

NEWELL A. CLAPP, Acting Assistant Attorney General of the Antitrust Division of the Department, was interviewed at the Department of Justice on October 6, 1952, by Special Agents LESLIE B. CHISHOLM, Jr., and CHARLES H. SCHAFFER.

Mr. CLAPP advised he has been with the Department of Justice for the past eleven years and was in the Claims Division until approximately April 1, 1951, having held the position of Acting Assistant Attorney General in charge of the Claims Division. CLAPP said he has been in the Antitrust Division since about April 1, 1951, and has held the position of Acting Assistant Attorney General in charge of the Antitrust Division since July 1, 1952.

CLAPP stated he has a vague recollection that at one time contempt proceedings in the Schine Case were contemplated but could furnish no specific details in respect to this aspect of the case. Mr. CLAPP related PHILIP MARCUS was generally in charge of motion picture matters and that MARCUS was relieved of handling motion picture industry cases at his (MARCUS') request. CLAPP stated MARCUS asked to be relieved because he was unsympathetic to the action which the Government had taken in the Crescent Case and felt that the Government should have taken further action in it. CLAPP said MARCUS was an excellent attorney, and the performance of his duties in handling motion picture industry matters had been very fine. Mr. CLAPP related "MARCUS is a fighter," who has very definite ideas on the course of action he believes should be pursued with respect to movie cases, and he stated that MARCUS could not always get the other members of the staff to agree with him.

Mr. CLAPP added that, when he came into the picture with respect to the Schine Case, SCHINE was either "dragging its feet" or was having "a tough time" disposing of its theaters in accordance with the consent decree. Mr. CLAPP said that many conferences were held to determine what should be done with SCHINE, and thereafter a supplemental order was prepared which CLAPP described as being "tough." According to CLAPP, this order required SCHINE to sell the theaters. CLAPP stated that SCHINE is in arrears with respect to the supplemental order and the problem now existing is what particular theaters should be sold. As CLAPP put it, the Schine Circuit had to dispose of one-third of its theaters by the

WFO: 62-7197
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Summer of 1952 and that consideration was now being given by the Department to have a trustee appointed to handle the disposition of the theaters. CLAPP added that no extension of time is being given to the Schine Circuit. CLAPP said an attorney representing SCHINE by the name of HOROWITZ came to the Department and endeavored to have the Department grant an extension of time to SCHINE in which to dispose of the theaters. CLAPP stated he sat in on these conferences and that HOROWITZ got nowhere in respect to his requests.

CLAPP related he understood IRVING KAUFMAN went to TOM CLARK, who was then Attorney General, and endeavored to get CLARK to give SCHINE certain consideration. He stated CLARK advised KAUFMAN he was "wasting his time" and that he would have to "go downstairs." According to CLAPP, CLARK never insinuated anyone should get special treatment and, when attempts were made, individuals seeking consideration got "nowhere fast."

CLAPP said he knew of no mishandling or improper influence in the Schine Case by anyone in the Department.

INTERVIEW WITH ALBERT BOGCESS

Mr. ALBERT BOGCESS, Assistant Chief, Transportation Litigation Section, Antitrust Division, was interviewed on October 7, 1952, by Special Agents LESLIE B. CHISHOLM, Jr., and CHARLES H. SCHAFER.

Mr. BOGCESS advised he entered the Antitrust Division of the Department on October 9, 1940, and has held his present position since February, 1944. Mr. BOGCESS stated he was assigned to the staff handling the Schine Case during his preparatory phases under Mr. ROBERT WRIGHT in 1942. He related the Schine trial, which was scheduled in 1942, was postponed until 1944 due to the fact that a shortage of personnel developed in the Antitrust Division as a result of the war. He said, at the time of the postponement of the trial, he resumed other duties unrelated to the Schine Case. According to BOGCESS, he was recalled to the Schine Case in the Spring of 1944 and worked on this case for a short period while ROBERT WRIGHT, who was in charge of the case, was engaged in trying a steel case in Pittsburgh.

Mr. BOGCESS related he has had no connection with the Schine Case since 1944, and he said he has no knowledge of any mishandling or improper influence in the Schine Case.

Mr. BOGCESS added he understands Mr. PHILIP MARCUS, whom he described as a capable, energetic, and vigorous attorney, took charge of the motion picture industry cases after ROBERT WRIGHT left the Department.

INTERVIEW WITH MARGARET H. BRASS

On October 6, 1952, Miss MARGARET H. BRASS, Attorney, Antitrust Division, U. S. Department of Justice, was interviewed in her office, Room 3412, Justice Building, by Special Agents WILLIAM F. FORSYTH and BERNARD E. BUSCHER.

Miss BRASS advised that she had been assigned to assist in the liquor investigation at the beginning of the case in 1943 and was connected with the case until it was nearly completed in 1944. She advised that a grand jury was called to hear the evidence in the case and also in order to obtain the right of subpoena so that records of the companies could be examined. Only one outside witness was called before this grand jury, a representative of the Schenley Distillers, and the grand jury was then recessed in order that the Departmental attorneys could study the records and material that had been subpoenaed. The grand jury was never recalled inasmuch as a study of the records and material collected failed to disclose any evidence of any conspiracy on the part of the liquor industry in violation of the antitrust laws. Miss BRASS stated that she did not believe there was any mishandling of the case but rather that the evidence was very meager, and there was "just no point in going ahead after the evidence was examined." She advised that members of the staff who were working on the case went to the various distillers and examined the company files. She further advised that the staff members were in accord that there was insufficient evidence for prosecution.

Miss BRASS advised that this case was under the supervision of Assistant Attorney General HOLMES D'ARLIDGE; and, to the best of her recollection, TOM CLARK had no connection with the case and had made no decisions or recommendations concerning the handling of the case.

Miss BRASS volunteered the information that she had testified before the "Chelf Committee" regarding the case and that she had informed that committee that ERNEST BRANHAM had been connected with the liquor case for only about three weeks in the very beginning of the case and had very little basis for any knowledge of the case. She further stated that she had a vague recollection, but could not be sure, that Mr. BRANHAM had left the case, because he was of the opinion that there was very little evidence of a violation and that the case did not warrant prosecution. Miss BRASS emphasized that this was just a vague recollection, and she was not positive of this.

WFO 62-7197
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MISS BRASS advised that she did not have anything to do with the case as it was handled in 1948 and 1949 and, therefore, could furnish no information concerning any decisions made at that time. In conclusion, she stated that she was not cognizant of any decisions made by TOM CLARK that were in any way irregular. She advised that she had no personal contact with CLARK and in her subordinate position would have no knowledge of any decisions made on a higher level in the Department.

REVIEW OF ANTI-TRUST DIVISION POSTING CARDS

LEREOY MC CAULEY, Administrative Assistant, Administrative Section, Anti-Trust Division, Department of Justice, made available to SA HARRY J. MORGAN the Anti-Trust Division posting cards concerning the ~~Schine Circuit case~~. These cards were reviewed by SA EUGENE D. THOMPSON on October 6, 1952.

The cards which were made available consisted of 236 cards with the exception of one card, numbered 112, which was missing. Card number 112 probably referred to correspondence or other matter which occurred in July, 1948, as cards number 111 and 113 referred to matters occurring in July, 1948.

These cards were reviewed in an effort to determine if TOM CLARK carried with him the Schine Circuit case when CLARK was transferred to the Criminal Division from the Anti-Trust Division. The cards failed to contain any information to this effect.

ATTEMPT TO LOCATE CHARLES TERREL

SAs GUSTAVE SARIDAKIS and ALPHONSE F. CALABRESE determined through interviews with MRS. JUNE GANGESHAN, Personnel Director, Mutual Security Agency, Washington, D. C., on October 7, 1952, that ~~CHARLES TERREL~~, former attorney, Anti-Trust Division, Department of Justice, is presently employed as Deputy Chief of Mutual Security Agency Mission to Formosa. MRS. GANGESHAN informed that TERREL is not expected to return to this country until October, 1953.

INTERVIEW WITH JOHN F. SONNETT

JOHN F. ~~SONNETT~~ was interviewed in his law office, 1002 Wire Building, on October 8, 1952, by Special Agents LESLIE B. CHISHOLM, JR. and WILLIAM E. FENIMORE. SONNETT advised he had served as Assistant Attorney General, in charge of the Antitrust Division, Department of Justice, for approximately one year prior to April, 1948. During this period, TOM C. CLARK was Attorney General. ②

With regard to the ~~"Liquor Case"~~, SONNETT advised he was aware the Department had an interest in this matter but was not cognizant as to whether the interest was active. He stated several months ago he had been contacted by STEVEN MITCHELL, then General Consul of the Chelf Committee, who advised him the Committee was looking into the Department's activity concerning the ~~Cooperage Industry~~. At that time MITCHELL told him that he was supposed to have had a conference with VICTOR ~~KRAMER~~ of the Department, in which he stated the Department should file action on the Cooperage Industry if there was a case. SONNETT advised he could not specifically recall this conversation but has the utmost confidence in KRAMER, and if KRAMER said the conversation took place, he is of the opinion it did. Other than this, SONNETT stated, he had no independent recollection of the Department's interest in the Liquor Industry.

Mr. SONNETT advised he knows no particulars or details concerning the Schine Case. He stated he was aware of the fact that the Department had a case against Schine, but that he does not recall whether he learned this fact while with the Department or as a result of some information he had obtained from an outside source. Mr. SONNETT stated he was familiar with the main motion picture industry case (Paramount), and that he and Mr. ROBERT WRIGHT jointly argued the divestiture provisions of this case before the Supreme Court.

Mr. SONNETT stated he has no knowledge which would indicate any improper pressure or influence was exerted on any matter pending before the Department. As a matter of fact, SONNETT related, he has been proud of his associations with the Department of Justice, and has always had the highest regard for the integrity of TOM C. CLARK. Mr. SONNETT added that during his associations with the Department, Mr. CLARK never told him or indicated to him that he should take action in any case, other than that which his own good judgment dictated.

WFO 62-7197
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The following matters from the personal file of PHILIP MARCUS, Attorney in the Antitrust Division of the Department of Justice, were made available to the Washington Field Office on October 6, 1952:

DJS-121 is a memorandum dated December 1, 1948, from PHILIP MARCUS to HOLMES ~~BALDRIDGE~~ which sets forth comments concerning the letter of Mr. KAUFMAN respecting the Schine settlement and draft of a letter dated December 2, 1948, from HERBERT A. BERGSON to IRVING R. ~~KAUFMAN~~ which acknowledges the receipt of the letter from Mr. KAUFMAN of November 4th wherein Mr. BERGSON stated that the Department shall continue to be receptive to proposals for settlement in the Schine case, but to merit serious consideration, such proposals must not ignore the opinions of the Supreme Court and the Trial Court as in the Department's opinion the proposal made by KAUFMAN did.

DJS-122 is a memorandum from PHILIP MARCUS to HERBERT A. BERGSON dated December 14, 1948, relating to the importance of the Schine case to the general work of the Antitrust Division. In this memorandum Mr. MARCUS stated "We have everything to lose and nothing to gain by delays" in the Schine case. Mr. MARCUS also stated that in the long history of the litigation there has been no time, even up to the present, when the Schine defendants have come forth with a proposed judgment which could be considered in good faith. He states the Schine case is not the classic one, but is as close to the classic case as the Antitrust Division is likely to get for a long time to come. In addition, Mr. MARCUS states that the Department has an opinion of the Supreme Court which is a definite landmark on the question of divestiture relief. This memorandum further states that in all likelihood on the basis of Judge KNIGHT's past actions, his past attitude, his familiarity with the record and his apparent sympathy with the Government's findings of fact, that the Government is likely to procure a judgment from him considerably more in line with the facts and equities in the case than one likely to be secured from Schine by negotiations.

DJS-123 is a memorandum from PHILIP MARCUS for the files dated March 24, 1949, which relates to a conference held in the Schine case in Mr. TIMBERG's office at which were present Messrs. TIMBERG and MARCUS for the Government and Messrs. KAUFMAN, MCKAY and ANTEVIL for the Schine defendants.

DJS-124 is a memorandum from PHILIP MARCUS to SIGMUND ~~TIMBERG~~ dated April 8, 1949, which relates to the matter of the proclivities of the defendants in the Schine case.

DJS-125 is a memorandum from IRVING R. KAUFMAN for the Attorney General dated May 18, 1949, wherein KAUFMAN called to the attention of the Attorney General reasons why the ~~Schine Chain Theatres~~ could not agree to a provision known as the Guarantee of Product provision.

WFO 62-7197

DJS-126 is a communication from PHILIP MARCUS to HERBERT BERGSON dated May 28, 1949, wherein MARCUS states he understands KAUFMAN has made a new proposal to the effect that Schine is willing to ruling guarantee that the theatres to be divested will continue to get the products they have been getting. MARCUS states he thinks the Government would be running into serious danger of being criticized not only by the Court, exhibitors, and the public but also by the legal profession if such an agreement was made.

DJS-127 is a memorandum from PHILIP MARCUS to HERBERT A. BERGSON dated June 4, 1949, relating to matters discussed at the Schine conferences held on the Friday previous to the date of the memorandum.

DJS-128 is a letter to HERBERT BERGSON from the Allied States Association of Motion Picture Exhibitors dated July 20, 1949, concerning the Schine consent decree.

DJS-129 is a memorandum from PHILIP MARCUS to NEWELL A. CLAPP dated September 4, 1951, relating to information furnished the Department by Schine and which states that based upon the facts in the memorandum MARCUS recommended that the Government refuse to consent to any further extension of time for Schine to dispose of its theatres.

WFO 62-7197
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ENCLOSURES

TO THE BUREAU

There are being forwarded herewith two photostatic copies of each of the Exhibits as previously designated in the report re Antitrust investigation of Schine Chain Theatres, Incorporated.

1. Exhibit DJS-121
Letter dated 12/2/48 from HERBERT A. BERGSON to IRVING R. KAUFMAN with attached letter of 12/1/48 from PHILIP MARCUS to HOLMES BALDRIDGE.
2. Exhibit DJS-122
Memo dated 12/14/48 from PHILIP MARCUS to HERBERT BERGSON.
3. Exhibit DJS-123
Memo from PHILIP MARCUS to The Files dated 3/24/49.
4. Exhibit DJS-124
Memo of 4/8/49 from PHILIP MARCUS to SIGMUND TIMBERG re Schine case.
5. Exhibit DJS-125
Memo of 5/18/49 from IRVING R. KAUFMAN to the Attorney General re Schine Chain Theatres, Inc.
6. Exhibit DJS-126
Memo dated 5/28/49 from PHILIP MARCUS to HERBERT BERGSON, Assistant Attorney General.
7. Exhibit DJS-127
Letter of 6/4/49 from PHILIP MARCUS to HERBERT A. BERGSON.
8. Exhibit DJS-128
Allied Press Release of 7/20/49 with enclosed envelope.
9. Exhibit DJS-129
Memo dated 9/4/51 from PHILIP MARCUS to NEWELL A. CLAPP re "Information Furnished Us By Schine."

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ADMINISTRATIVE PAGE

In the report of Special Agent EDWARD JOSEPH HAYES dated October 3, 1952, at Washington, D. C., it was stated PHILIP MARCUS advised that copies of certain correspondence and other documents were given by him to Investigators of the Chelf Committee and that these documents would be made available to the Washington Field Office. These documents were made available to the Washington Field Office and have been set forth in this report as Exhibits DJS-121 through DJS-129, inclusive.

WFO 62-7197

ADMINISTRATIVE PAGE

LEAD.

THE WASHINGTON FIELD OFFICE

AT WASHINGTON, D. C.

Will await coverage of leads by auxiliary offices.

REFERENCE: Report of Special Agent EDWARD JOSEPH HAYES dated October 3, 1952, at Washington, D. C.

Cincinnati letter to Director dated October 2, 1952.

Holmes Baldrige

December 1, 1948

Philip Marcus

60-6-30-33-10

Comments re Letter of Mr. Kaufman Respecting Schine Settlement

PMarcus:jg

In a letter of Nov. 24, 1948, Mr. Kaufman, who apparently represents Schine merely for settlement purposes (we have not been advised of any appearance by him in the case), suggested that on the analogy of the Crescent judgment and of the RKO settlement in the Paramount case, we should reconsider rejection of a previous proposal made by him on behalf of Schine for settlement. In that connection, he also offers to drive-in theatres he considers as competition in or near Schine towns. The proposals made by Mr. Kaufman on behalf of Schine would have transferred to Darnell Theatres, Inc. Schine's theatre holdings on the Eastern Shore of Maryland and in Delaware, Schine's interest in two pooled towns in Ohio, and its interest in one theatre in Kentucky.

1. This proposal would affect some 20 theatres, although the Schine circuit consists of approximately 170 theatres, including closed ones. It would leave the Schine defendants with the major part of their circuit, with all of their theatres in New York State, and almost all of their theatres in Ohio. The core of Schine's monopoly power lies largely in its theatre holdings in New York State. This proposal would not dissipate Schine's monopoly power.

2. Darnell Theatres, Inc. is a corporation of which a son of one of the defendants is the president. In the lower court, the Schine defendants proffered a break-up of Schine's circuit into several family corporations on a much wider scale than the present offer, and this offer was expressly rejected by the court, after objection. The defendants renewed their proposals before the Supreme Court and the Government again opposed them. To recommend to Judge Knight a similar and even less far-reaching proposal now would be to let him down badly, put us in a very bad light, and raise the very embarrassing risk of Judge Knight's refusing to enter such a consent decree.

3. The divestiture proposed is much less than that granted by the lower court initially, based merely upon a theory of dissipation of Schine's monopoly power. The Supreme Court's opinion in the Schine case expressly calls for consideration of divestiture of Schine's theatres which were illegally acquired, illegally used, and which were the fruits of the conspiracy, and after that is done, consideration of divestiture necessary to dissipate Schine's monopoly power. The proposal of Mr. Kaufman on behalf of Schine entirely

ignores any of the considerations mentioned by the Supreme Court in its opinion. It would be difficult to justify any settlement which entirely ignored the Supreme Court's opinion and mandate. Schine's proposal is so far removed from the proposed findings of fact and judgment we have filed with the court, as to raise the inference, if we present such settlement to the court, of bad faith on our part in making such proposals or in recommending such a settlement.

4. In most of the towns in which Schine proposes to dispose of its theatres to Darnoll, Schine has a monopoly of all of the theatre holdings, and one monopoly would be substituted by another. It would be difficult to justify such transfer of interest, without any attempt to determine whether in these towns different buyers could not be had for these theatres. In fact we have in our files comparatively recent letters from independents asking an opportunity to buy some of Schine's theatres which might be required to be divested.

5. With respect to the two pool situations in Ohio, a final order has been entered requiring Schine to get out of those pools, and we could hardly justify allowing Schine to substitute Darnoll in its place. We have consistently taken the position that pooling arrangements between theatre exhibitors in themselves violate the Sherman Act. The other partners in these pools are exhibitors, and of course Darnoll is also an exhibitor. In October of this year, we were advised by a Cleveland firm of attorneys that they had been hired to obtain the return of exclusive control of one of the pooled theatres to a pool partner. In reply to their asking for our advice, we referred them to the court's order and to our proposals filed with the court. We could hardly recommend that the pool continue with Darnoll in lieu of Schine as a partner.

6. With respect to Mr. Kaufman's reference to the judgment in the Crescent case, the defendants made the same argument with respect to that case before the lower court and before the Supreme Court. In both instances, the courts rejected the idea that the type of dissolution in the Crescent case should be had in lieu of divestiture in the Schine case. In both courts we had stated our preference to divestiture as against dissolution. Furthermore, the fact that in the Crescent case we may have gotten less relief than what the courts have said we are entitled to in this case is certainly no reason for going back to the Crescent type of relief.

7. It is not often the Antitrust Division has an opportunity to use a pending case for helpful precedent making purposes with respect to litigated relief. To do so, it is necessary to have an appealing record, a judge not out of sympathy with antitrust enforcement, and some persuasive rules of law. We have those factors in this case.

In the time the writer has been connected with the Antitrust Division, he has known of no litigated decree which has achieved divestiture of the sort we pressed for. And this absence of such decrees has been reflected in consent decrees where divestiture has been conspicuous by its absence. For the first time, in the Schine and Paramount cases, the Supreme Court has laid down broad rules of law with respect to divestiture. The chances of applying those rules in the Paramount or Griffith cases are slight. In the first case, our emphasis is upon divorcement, and we do not have the kind of record upon which to press for divestiture. In the Griffith case we have a hostile judge from whom divestiture relief cannot be expected. This leaves the Schine case as the vehicle for determining what divestiture relief is possible in a litigated decree. We have much to gain by a court determination and little to lose. (For what it is worth, Judge Knight has told the writer in chambers that he is inclined to go along with the Government in its proposed findings of fact.) If a decent settlement offer is made, I think we should accept it, but in view of the above considerations no insubstantial offers should merit our attention.

8. Mr. Kaufman makes much of the RKO consent decree as the type of judgment to be entered in the Schine case. The analogy does not exist. In the Paramount case, the major emphasis of the Government has been to divorce distribution from exhibition and that is the basis of the RKO decree. There is no problem of divorcement in the Schine case, but there is an acute problem of the existence of monopoly power through theatre holdings and the use of theatres in the active misuse of that power. The Schine case rests upon an entirely different record from that in the Paramount case. The Paramount case, perhaps largely because of the nature of the court before which it was tried, was tried on a statistical basis. To procure divestiture in the Paramount case on the basis of the theories of divestiture expressed by the Supreme Court in the Schine case and in the Paramount case would require a trial of considerable proportions and a record as large as the one already made. In the Schine case it is believed that we could rely upon the present record for the divestiture proposed by the Government in its proposal filed in the trial court. Again with respect to the RKO decree, it is believed that there is active competition in all the towns in which the RKO theatre holding company was allowed to retain theatres, and such is definitely not the case with respect to the Schine circuit. As to the list of drive-in theatres attached to Mr. Kaufman's letter, this may be said. It is recognized in the industry that these theatres almost uniformly get what is known as last run in the area. In the New York area in which Schine operates, the climate is such that for many of the best motion picture months of the year, drive-ins are not able to be open. They cannot and do not compete with Schine theatres with respect to the runs Schine theatres now enjoy. The RKO judgment also does divest the defendants of a considerable number of theatres.

9. It is the opinion of members of the staff familiar with the activities of Darnell and Schine that Darnell has actively aided the Schine defendants in committing contempts of the decree now entered against the Schine defendants. Donald Schine, the president of Darnell, has individually and as a member of several other organizations also actively aided Schine in violating the decree as entered. It is not believed that under such circumstances we could sanction disposal of Schine's theatres to Darnell.

FILES

MISS TUCKER

TIMBERG

LARSEN Herbert A. Bergson

Marcus:jg

Dec. 14, 1948

60-6-30-33-10

Philip Marcus

Importance of the Schine case to the General Work of This Division

In this Division, as I suppose in general practice, we never get the classic case, where we have such a strong set of facts, such sound basis of law, and so sympathetic a court as to insure us of a result equivalent to the full extent of what we desired in bringing suit. We do have, however, from time to time, cases which for good or bad go far in determining the extent to which we may go in enforcing the antitrust laws; the factors of strength of the facts, strength of the law, and the attitude of the court necessarily are persuasive factors in our determination when to try to use a case for a precedent. When we so decide, the precedent value of the case should be considered in determining how to treat negotiations for settlement.

The writer has at your request outlined what he considers the minimum relief the Division could accept without giving away the fruits of a long and arduous litigation, without being remiss in our obligation to the public and the independent exhibitors, and to some extent to our obligation to the Supreme Court to carry out its mandate in the Schine case.

The writer is still prepared to recommend such settlement if and when the Schine defendants would make such offer. However, because of the factors hereinafter stated, it is believed that the Division, even if such offer is made, should consider whether to accept it. At any rate, it is my earnest belief that we should not delay a determination of the court of what judgment should be entered because of pending negotiations with Schine.

We have everything to lose and nothing to gain by such delays. This is all the more so since in the long history of this litigation there has been no time, even up to the present, when the Schine defendants have come forward with a proposed judgment which could be considered made in good faith.

The Schine case is not the classic case but it is as close to the classic case as this Division is likely to get for a long time to come. In the case, we already have an opinion of the Supreme Court, which is a definite landmark on the question of divestiture relief. The full reach of that opinion will undoubtedly not be realized until further cases come to the Supreme Court in which we or the other parties ask to make use of the opinion with respect to the type of divestiture relief granted or denied by a lower court. We are now in the very process of finding out the reach of the Supreme Court's opinion by pending proceedings in the Schine case.

In the Sohine case, we do have a hard core of facts which are incontrovertible with respect to the extent and nature of the defendants' violation of the Sherman Act. We have proposed to the trial court a set of findings of fact which are as far-reaching and persuasive in support of our proposed judgment as is true of only a very few cases which the Division has been in a position to present to a court in the past, and this is likely to be true of only an occasional case in the future. For what it is worth, and without attempting any prophecy, the trial court has already indicated to the writer his inclination to go along with our proposed findings of fact.

Any judgment entered in this case will have far-reaching effects as a precedent in future divestiture cases, and a precedent which is created through the course of judicial decision is likely to be of much more value than a precedent created by the process of negotiation.

The judgment proposed in the Sohine case attempts to translate the Supreme Court's opinion in that case and in the Paramount case into provisions of a judgment, and this is true not only with respect to divestiture provisions, but with respect to injunctive provisions. We have a court which although not given to drastic measures is, on the whole, sympathetic to antitrust enforcement, and has never shown sympathy with the defendants when they have repeatedly charged the Government with persecution, unfairness, and confiscation. The trial court went so far towards adopting the Government's proposed judgment before the Supreme Court appeal, that the Government did not feel warranted to take an appeal from the judgment, despite the fact that it did not go so far as the Government proposed. We cannot predict what Judge Knight will do. We can say that in all likelihood, on the basis of his past actions, his past attitude, his familiarity with the record, and his apparent sympathy with the Government's findings of fact, we are likely to procure a judgment from him considerably more in line with the facts and equities in the case than one we are likely to secure from Sohine by negotiations. If we submit it to the court, a not inconsiderable factor to be taken into account is that we avoid the criticism that is otherwise bound to be made by the independent exhibitors who have suffered at Sohine's hands and who appeared in such great numbers at the trial of the case.

A litigated decree would undoubtedly include a provision for a trustee similar to that which Judge Knight originally decreed, and, for what it is worth, I think we - certainly the writer - would feel more at ease with a litigated decree than with a consent decree, in the light of our knowledge that Sohine has quite flagrantly violated past decrees.

As earlier stated, the writer is still willing to stand by the minimum divestiture proposals submitted to you as a basis for settlement along with the injunctive provisions of our proposed decree, but it is his belief that in considering settlement in this case we should keep in mind how much we stand to lose by not having a litigated judgment.

Marcus

60-6-70-33-10

PMarcus:jg

December 2, 1948

Irving R. Kaufman, Esq.
Heenan, Kaufman & Egan
148 Wall Street
New York 6, N. Y.

Re: U. S. v. Schine Chain
Theatres, Inc. et al.

Dear Mr. Kaufman:

I have your letter of November 4, in which you refer to certain factors you think should be considered with respect to possible settlement of the above entitled case, on the basis of the offer you presented for my consideration about a month ago. I have considered the points you have made in your letter. I feel, however, that they do not furnish a basis for reaching my opinion that the offer does not present a framework in which a settlement of the case would be possible.

The Government has consistently been of the opinion that the judgment in the Crescent case would not furnish adequate relief in the Schine case. It was and is our feeling that divestiture relief is necessary. The Crescent judgment was called to the attention of the court below and the Supreme Court by the Schine defendants. It was rejected by both courts as a merit by which relief in the Schine case should be measured.

With reference to the ~~the~~ settlement decree, you are undoubtedly aware that the primary aim of the Government in the Paramount case has been divestiture relief, and we feel that that has been effected with respect to RKO by the ~~the~~ decree. While we do not consider the Paramount case irrelevant to the question of relief in the Schine case, we do think that the judgment in the Schine case must be related to the record made in the Schine case and not to the record made in the Paramount case. We do not feel it ~~is~~ ~~to~~

The Files

March 24, 1919

Philip Marcus

Schine Conference

60-6-30-33-10

Conference was had in Mr. Timberg's office, at which were present Messrs. Timberg and Marcus, for the Government, and Messrs. Kaufman, McKay, and Artovil, for the Schine defendants. Mr. Timberg asked whether the defendants had anything definite in mind with respect to injunctive relief. Mr. McKay stated that the Schine defendants were satisfied with the judgment as it now stood, except that they desired the elimination of the provision prohibiting Schine from selling theatres without the order of the court. Mr. McKay took the position that that provision never should have been in and that it was inconsistent with the divestiture deal made with Mr. Borgson. Mr. Marcus stated that that provision had been continued by Judge Knight after considerable argument by counsel for the two parties. Mr. Timberg stated that there might be some use in the provision in the event that a sale of all the theatres in the town was contemplated to one operator, such as Paramount for instance, but he said he would take the matter under consideration.

Mr. McKay urged that Mr. May be dismissed from the suit on the ground that it was unfair for him ever to have been in the judgment and that he was 67 years of age. Mr. McKay stated that if Mr. May left Schine's employ, the decree might prevent him from engaging in other gainful activities. Mr. Timberg stated that in view of Mr. May's age, it was unlikely that he would leave Schine's employ.

Mr. McKay said that in view of the fact that in no other case was the Government asking costs, we should withdraw our application for costs. Mr. Timberg stated he did not know whether that matter was within his jurisdiction, but he would consider it further.

After some discussion, Mr. Timberg suggested that the defendants address themselves to the injunctive provisions suggested by the Government in the proposals filed with the court, that they state in writing their objection to the proposals, and the difficulties the Schine Circuit would have in operating under those provisions. Mr. Timberg said that he was not suggesting these injunctive provisions as the position of the Government with respect to injunctive relief at this time, but that they should serve as a basis for discussion. Mr. Kaufman stated that he was under the impression that on the basis of his conversations with Mr. Borgson, no greater injunctive relief was to be imposed upon Schine than upon the Paramount defendants. Mr. Timberg stated that he believed that any such understanding was confined to the divestiture provisions.

Mr. Timberg suggested that the defendants also state in writing their proposals for injunctive relief, and it was agreed that in such proposals the defendants would also draft the divestiture provisions. Some discussion was had with respect to particular injunctive provisions such as the injunction against clearance and putting the burden of proof of reasonableness on Sohino. The defendants took the position that the burden of proof in the Paramount case was on the distributors; it was wrong to impose a similar burden on Sohino. Mr. Timberg pointed out that this was a case against Sohino as an exhibitor and therefore did cover competitors obtained for those in the Paramount case. There was a brief discussion as to the need for injunctive relief in view of the injunctions in the Paramount case and the injunctions now obtaining in the Sohino case. Mr. Marcus stated that the defendants had continued to violate the judgments already entered and had made master agreements. Mr. McKay denied this. The question of investigatory provisions in the injunctive relief was raised and Messrs. Kaufman and McKay agreed to have such provisions in the injunction. Mr. Timberg suggested that if any additional matters occurred to him or to Mr. Marcus which he thought the defendants should consider, he would notify them. The meeting broke up on the understanding that the defendants' counsel submit in writing their objections respecting the injunctive relief proposed in the Government's proposals. A statement of the facts could not operate under these provisions.

into a further discussion of the RKO decree at this time, but there are many other important differences between the Schine case and the RKO situation which in my mind make the one no precedent for the other.

Rest assured that we shall continue to be receptive to proposals for settlement in the Schine case, but to merit our serious consideration, such proposals must not ignore the opinions of the Supreme Court and the trial court, as, in our opinion, your present proposal does.

Sincerely yours,

HERBERT A. BERGSON
Assistant Attorney General

Murray

ALLIED STATES ASSOCIATION OF MOTION PICTURE EXHIBITORS

**1131 Dupont Circle Building
Washington 6, D.C.**

July 20, 1949

SCHINE CONSENT DECREE

On June 24 the Government's long pending anti-trust suit against Schine Chain Theatres, Inc. and its principal officers and subsidiaries was terminated by the entry in the United States District Court for the Western District of New York of a so-called consent decree.

This decree is interesting as reflecting a possible softening of the Department of Justice's anti-trust policies and because of its importance as a precedent in future settlements with anti-trust violators.

Back in 1945 the Government won a smashing victory in this case in the District Court. That Court adjudged that the Schine companies "be dissolved, realigned, or reorganized in their ownership and control so that fair competition between them and other theatres may be restored and thereafter maintained." When it came to proposing a plan for carrying out this order the Government was modest. Its plan, which was embodied in the District Court's decree, did not provide for the dissolution of the Schine Circuit through separation of the several affiliated corporations. It merely required Schine to sell one theatre of its selection in each of 33 towns, all but two in each of four larger towns and two of four theatres in Rochester, N.Y. Schine's one-theatre towns were not affected.

On appeal the United States Supreme Court affirmed that decree in part and reversed it in part and remanded the case to the District Court for further proceedings in conformity with its opinion. The reversals were for the most part on minor issues and on technical grounds. The Supreme Court expressly upheld the District Court's findings that the Schine defendants had engaged in an unlawful conspiracy among themselves and that the negotiation by those defendants of certain master agreements brought the distributors into unlawful combinations with them. The Court set aside the findings and order in so far as they related to the theatres to be disposed of, not because they were too drastic, but because it felt the District Court had not fully explored all possibilities of divestiture under the Sherman Act.

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ANTITRUST DIVISION

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WHAT THE SUPREME COURT SAID

The Supreme Court criticized the lower court for approving the Government's milk and water plan because (1) it did not order the dissolution of the combination of the Schine corporations through separation of the theatres into geographical groupings under separate and unaffiliated ownerships; and (2) because the lower court made no inquiry to determine what theatres had been acquired by Schine through methods which violate the Act. This latter point was stressed in the opinion: "It (the lower court) did not determine what dividends Schine had obtained from the conspiracy . . . The upshot of the matter is that the findings do not reveal what the rewards of the conspiracy were." The Court added that the matter did not end there, "For it may be that even after appellants are deprived of the fruits of their conspiracy, the Schine Circuit might still constitute a monopoly power of the kind which the Act condemns . . . Monopoly power is not condemned by the Act only when it was unlawfully obtained. The mere existence of the power to monopolize, together with the purpose or intent to do so, constitutes an evil at which the Act is aimed."

BIG GUN, LITTLE POP

After the case had been remanded the Government filed in the District Court its proposed findings, conclusions, judgment (i.e. decree) and supporting briefs. This was a fighting document and indicated that the Department of Justice was determined fully to explore all the possibilities of more effective relief set forth in the Supreme Court's opinion. Under the Department's proposed draft of decree Schine would have been divested of virtually all of its theatres. Perhaps the Department took an extreme position in order to explore all the avenues opened by the Supreme Court. Certainly it was not unreasonable for the Department to claim that all theatres acquired by the Schines after they had begun their unlawful practices were dividends of the conspiracy and hence subject to divestiture.

But there the Department's aggressiveness ceased. Further court proceedings were postponed from time to time and the trade papers revealed that Schine was negotiating for a consent decree.

The consent decree just entered, in so far as it relates to divestiture, is substantially the same as the District Court's decree which the Supreme Court so roundly criticized. It requires the Schines to dispose of approximately 40 theatres within three years at the rate of one-third a year. The Schine organization is left intact, in full possession of its one-theatre towns, with its monopoly power only slightly reduced. There is no provision for trusteeing the theatres pending divestiture and if they are not sold within the time prescribed, then, upon a showing of due diligence, they may be leased.

Neither is there any limitation on the size of the theatres which may be built to replace theatres destroyed by fire. Thus, as has happened in at least one situation, Schine may replace a relatively small obsolete theatre with a very large ornate one against which independent theatres can scarcely compete.

On this feature the Department of Justice, having the whip hand, nevertheless has settled for less than the Supreme Court plainly indicated it was entitled to. Also the Department has set a precedent which will haunt it for years to come. Anti-trust defendants in reliance thereon will fight their cases through the Supreme Court; and if they lose, they will then apply to the Department for softer terms than the Court ordered. This decree may serve to revive congressional interest in the position taken by Allied's General Counsel before the House Small Business Committee last year that cases involving the public interest should be compromised, if at all, before there has been a trial and a decision. Compromises made after the courts have ruled in favor of the Government can only be at the expense of the public interest.

SOME INTERESTING INJUNCTIONS

One gets the impression that the Department sought to compensate for the lack of adequate divestiture by injunctions directed against certain monopolistic practices. These injunctions are interesting and if they are enforced may afford some relief, at least for a few years. Sec. II, Par. 2, of the decree provides, in substance, that for a period of three years from July 1, 1949 ^{1/} Schine defendants are enjoined from licensing (a) more than 60% ^{2/} of the feature films released by the eight major distributors for first run exhibition in any fiscal year and (b) more than 48 ^{3/} feature films among the eighty constituting the aggregate of the top allocation pictures of each major distributor in any fiscal year.

Provisions (a) and (b) do not apply to pictures "for which competitors who have had an opportunity to request licenses have not made an offer or have made an insubstantial offer." Herein lies the difficulty. The distributors were dropped from the case when they signed the 1940 consent decree of unhallowed memory. Those distributors, who

^{1/} In situations where Schine disposes of a theatre pursuant to the decree, the three year period runs from the date of the transfer of the theatre to the new owner.

^{2/} Two-thirds in towns where Schine has more than one theatre.

^{3/} Fifty-three in towns where Schine has more than one theatre.

are not parties to the present decree, will decide for themselves whether a Schine competitor has made a substantial or an insubstantial offer for a picture. It is not likely that a distributor will regard an offer by a competitor which is less than Schine's offer as substantial. Thus the effect of the decree may be to force bidding in all competitive situations. While Schine is required by Sec. II, Par. 7, to license pictures theatre by theatre, it is obvious that, with its theatre empire virtually intact, it can afford to outbid its rivals in competitive situations.

It is apparent that this provision will afford no protection to Schine's weaker competitors unless it is strictly enforced according to the declared intent. The Department having made this deal, and having declared that the decree will restore competition, is morally bound to police it to see that the maximum benefit is obtained. This may mean a minute supervision of Schine's film deals in competitive situations for a period of three years. But unless that is done, the Schine consent decree will be the greatest bust in the history of anti-trust litigation.

Another interesting injunction is contained in Sec. II, Par. 6. It would prevent Schine "from asking or knowingly receiving, in the licensing of feature films . . . discriminatory terms or conditions not available to competitors." If policed and enforced this might be of help in eliminating special favors to Schine in competitive spots, provided Schine licenses pictures theatre by theatre, in good faith. But Schine will continue to operate as a powerful circuit, no matter how it licenses films, and it still may be possible for it to secure special terms and conditions in its closed situations to compensate for parity of treatment in competitive situations, and the end result will be the same.

Here again it will be necessary for the Department to exercise to the fullest the powers granted it by Sec. VI for access to Schine's records for the purpose of checking compliance with the decree. The decree contains additional make-weight provisions which it is unnecessary to discuss at this time. Students of the anti-trust laws will observe the operations under the decree with the keenest interest. Despite current demands that heavier penalties be imposed for anti-trust violations, the Department of Justice appears to have abandoned the remedy of dissolution, long regarded as the Sherman Act's sharpest tooth.

WHO DOMINATES THE INDUSTRY?

We have long been of the opinion that the motion picture industry is dominated by the eight major film companies, five of which also operate large theatre chains. During the past few years we have been reinforced in that view by a number of court decisions. Imagine our

surprise, therefore, to read in a recent issue of LIFE the following statement by Joseph Mankiewicz, a producer who releases through 20th Century-Fox:

But isn't it true that a real-estate operator whose chief concern should be taking gum off carpets and checking adolescent love-making in the balcony -- isn't it true that this man is in control? Isn't it true that when he gives you 40% of what he takes in out of the picture you have made and keeps 60%, he thinks he is giving you a hell of a fine deal? These are the men, you see, who control the motion picture industry.

When we first read this our hackles rose because it appeared that Mankiewicz was referring to the exhibitors as a class. The crack could have no possible application to the independent exhibitors. While Mankiewicz took no pains to distinguish between the independent exhibitors and the huge affiliated chains, other participants in the conference were more discriminating. As a result, LIFE'S Round Table Editors deduced that "the worst thing about 'Hollywood' is not in Hollywood at all but in the present relationship between the 'makers of film' and the 'controllers of product,' which must -- and perhaps will -- be altered for the better."

Producer Hal Wallis, another producer, followed Mankiewicz's tirade with the following statement which puts the matter in proper perspective:

This is a situation I think history will very soon take care of. This is something that is already being accomplished: the divorcement of theatres.

Even with this explanation there is much in Mankiewicz's diatribe to alienate his exhibitor friends, if any. He seems to think that the exhibitor, the industry's only point of contact with the public, the man who has to listen to the complaints of the customers, should have no say as to the kind of pictures that are to be shown. Maybe so, but due to our beneficent anti-trust laws the exhibitor no longer has to buy blindly whatever pictures are offered to him. He will buy those pictures which experience tells him the public will patronize because he knows, as Mankiewicz apparently does not, that in the final analysis the PUBLIC controls the industry.

Since Mankiewicz is so clearly out of sympathy with the exhibitors' efforts to please their patrons, he should seek new outlets for his product. We hate to think of his having to continue business relations with those low-brow exhibitors. If he doesn't want his pictures shown in their "barnlike structures with seats in them" (his

words), then we suggest that he revive the old-fashioned tent shows. He can find complete freedom of expression in a tent, or a hall, provided he hires it himself.

MAKING THE CIRCUITS PAY

Had Mankiewicz confined his strictures to the affiliated circuits and refrained from abusive language, he could have made a point. The circuit film deals that have come to light in the various law suits indicate that the affiliated circuits have been paying proportionately less for film than the independent theatres. We have reason to believe that this is particularly true of the Fox West Coast chain. Since Fox Film is the parent company and Fox West Coast the subsidiary, Mankiewicz's complaint could have been handled, in part, in the family. We wonder if Mankiewicz ever complained to Spyros Skouras, president of Fox Film, that Charles Skouras, president of Fox West Coast, was not paying enough film rental?

It might seem that we are treating this subject too lightly, as it is a very important matter. Once the affiliated circuits are divorced from the parent film companies, and the latter have no investments therein, the circuits and the film companies will have to deal with each other at arm's length. There will be no incentive for the film companies to grant special terms or privileges to their former affiliates. The circuits which have been used to paying 25% or 30% for pictures for which the independent theatres have had to pay from 35% to 40%, will have to pay more for films -- or the rates charged the independent theatres will have to be reduced. The film companies can not assume the risks inherent in continued systematic discrimination in favor of theatres in which they no longer have a financial interest.

It would be a revealing experience for Mankiewicz to move over to the distribution branch of the Fox organization for the next few years. He would be just the man to tell the gay divorcees (with apologies to VARIETY) that they must cough up more dough. His efforts to raise the rates on Charles Skouras should be the battle of the century. We would like to view it -- from a safe distance.

NATIONAL EXHIBITORS FILM COMPANY

No one recognizes the importance of impending changes more than the divorced or about to be divorced circuit heads and the heads of the big so-called independent circuits whose buying power may be reduced by divestiture. During the past few years these men have been arranging to hold together for mutual protection and for the perpetuation of their special privileges. The first step was the formation

of American Theatres Association which was soon followed by the shot gun wedding between that organization and the old Motion Picture Theatre Owners of America which was followed immediately by the birth of the present Theatre Owners of America. The latest development is the announcement of the formation of National Exhibitors Film Company for the publicly announced purpose of producing motion pictures.

Conspicuous among the organizers of N. E. F. C. are such well-known circuit heads as Si Fabian, M. A. Lightman, Bob O'Donnell, Sam Pinanski, E. H. Rowley (Robb & Rowley), J. Myer Schine, George Skouras, K. C. Stengel (Crescent) and Frank Walker.

Taking these men at their word, that their purpose is merely to produce more pictures for release through existing agencies and without discrimination in favor of any class of theatres, the movement is in the public interest and should be welcomed. While the major companies controlled most of the big city first-run outlets, there was no incentive for them to produce more pictures than their own theatres could absorb on a "bleed 'em white" policy. This has resulted in a controlled market and a serious film shortage. No greater boon can be conferred on the industry as a whole, and the theatres in particular, than the creation of additional sources of product.

To be legal and hence to succeed the enterprise must be conducted strictly in accordance with the public declarations. Exhibitors may engage in production on an investment basis only; the minute they seek to control distribution of the products, or to appropriate the products to their own exclusive use, or to discriminate against other exhibitors, they will be in hot water. If any circuit head entering into this plan thinks this will be another First National Company, that it can grant exclusive franchises or any other form of preferential treatment to its organizers or stockholders, then he should include some recent court decisions in his summer reading.

The trade papers indicate that the syndicate has consulted Robert L. Wright on the legal phases and, if they follow his advice, they cannot go wrong. And if they are sincere in their protestations that no strings will be tied to their products, they will write the necessary protective provisions into their organic papers. If the company charter withholds the power to engage in distribution, then we will know that the scheme is on the up-and-up; at least so far as any favoritism in the licensing of products is concerned. If the company is granted the means whereby it can discriminate, then the Government and exhibitors generally will have to be on the alert to see that discrimination is not practiced.

WILL THEY REALLY MAKE PICTURES?

There is no present reason to suppose that the organizers of N. E. F. C. will not go through with their plan. Nevertheless there is skepticism in some quarters and the reasons therefor are worth considering. It is barely possible that the circuit heads are throwing a colossal bluff to impress or even intimidate the major companies. The latter, as we have seen, are almost certain to demand that the circuits yield them a larger share of the boxoffice dollars. It may be that they have already done so. If the film companies should back down on those demands and agree sub rosa to continue granting the circuits preferential treatment, then the circuit heads might drop their plan to produce pictures.

The situation brings to mind a story. During the early 20's W. E. Woodward wrote a book called BUNK. In it he related how a battery company threatened to raise the price of batteries to an automobile manufacturer. A bright young man connected with the latter outlined to the president a plan for building a plant to manufacture their own batteries. The president said it was a great idea, told b.y.m. to go ahead with the plans and say to it that the matter was given wide publicity. When the b.y.m. finally presented his plans to the president, he was fired, because, as his boss pointed out, he should have had brains enough to know that the company did not really want to make batteries. The b.y.m. then learned that, in the meantime, the publicity had brought the battery company into line and a new contract had been made at the old rate.

For the time being we are taking the circuit heads at their word and we think it is a wonderful idea. At the same time we note that at the forthcoming T.O.A. Convention in Los Angeles the producers are going to entertain the exhibitors at a dinner "at which exhibits will be given an opportunity to present and discuss problems and at the same time, secure first-hand information on problems faced by studios in making and selling films." (FILM DAILY, July 18.) If N. E. F. C. survives this meeting then there will be no just ground for skepticism by anybody, anywhere.

PRODUCTION IS INCREASING

For many years Allied harped on the theme that a product shortage can persist only in a controlled industry; that in a competitive industry the supply will always meet the demand. Allied's theories now are being put to the test and thus far they appear to be working well. The first break came when Metro announced that it was going to release pictures at the rate of 52 a year. Now there are indications that the other film companies are waking up to the need for increased production. THE WALL STREET JOURNAL for June 24 carries a Hollywood

story bearing the caption "U. S. Movie Production Reaches Highest Point in Nearly Two Years." The story asserts that the Hollywood studios then had 48 films before the cameras and predicts that the number will hit 50 in July.

The number of pictures completed this year is lagging slightly behind the 1948 output, but at the present production rate that lag soon should be wiped out.

More pictures in production means that more talents are being utilized and more ideas will reach the screens. That is the doctor's order for sagging boxoffice receipts. No one should be dismayed by the dwindling grosses. They merely present another challenge to the resourcefulness of the industry. No other entertainment medium is built on so secure a foundation. Despite the already vast movie audience, we are far from saturation. If the producers will supply fresh, quality product and the exhibitors will roll up their sleeves, two new customers can be found for every one that is lost. But the theatres must have an abundant supply of fresh, clean pictures that will afford relaxation in a troubled world.

CLEAN MOVIES

We may agree or disagree with the Legion of Decency's rating of pictures, or we may condemn the entire procedure as did the unidentified Hollywoodian in LIFE's Round Table Conference; but we cannot ignore the fact that a considerable number of theatre-goers are affected thereby. And with theatre attendance on the decline it is sheer folly recklessly to ignore the Legion's standards in motion picture production. It is no answer to say that a picture which was given a "B" or "C" rating has been successful. If given an "A" rating it might have been even more so. At a time like this the industry cannot afford needlessly to flout public opinion or antagonize any organized group.

The foregoing is occasioned by the Legion ratings contained in a recent issue of one of the diocesan journals. We were startled by the number of boxoffice pictures that had been given "B" ratings. Included in the list are many high-allocation pictures. An exhibitor located in the diocese tells us that a few years ago only one hit picture was listed in that category. In any event, here are 17 pictures culled from the list that should attract maximum attendance. No one of them should be handicapped by the unnecessary inclusion of scenes or dialog that deny it an "A" rating.

Champion
Adventures of Don Juan
Big Cat
El Paso
Girl From Jones Beach
The Great Dan Patch
That Wonderful Urge
Wake of the Red Witch
You Got to Stay Happy

The Great Gatsby
Lust for Gold
Neptune's Daughter
The Paleface
A Song Was Born
South of St. Louis
Three Musketeers
We Were Strangers

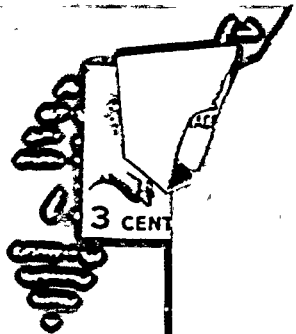
It will be noted that we have underscored the words "recklessly," "needlessly" and "unnecessary." We do not intend to become involved in the controversy whether religious, racial or other groups should censor or boycott pictures. We are dealing with a condition, not with theories. Therefore, we deem it is pertinent to inquire whether the scenes or dialogs in the foregoing pictures which caused them to be put in the "B" bracket were essential to the story, the characterizations or the entertainment value of the films? Putting it another way, could those scenes or dialogs have been omitted without detracting from the story, force, or entertainment value of the pictures?

The organized producers have not made public acknowledgment to their responsibility or given public assurance of their purpose to keep the movies clean since the big explosion in 1934 when the Legion was formed and the Production Code Administration was created. We therefore suggest that, as a first step in the movement toward better public relations, the producers analyze the pictures with "B" ratings, ascertain just what caused them to be so rated, and determine whether the objectionable parts could have been omitted without violence to the story, message or entertainment value of the pictures.

A little research along these lines would enable the producers to exercise greater care in the future and to launch their pictures without unnecessary handicaps. Censorship of ideas is not to be tolerated but the movie makers must have "a decent respect to the opinions of mankind." This great industry can never afford to be on the wrong side of any moral issue. Therefore, without yielding the freedom of the screen -- which must be preserved at all costs -- the organized industry can and should put itself squarely in opposition to vice, degradation and debauchery as unwarranted constituents of motion pictures. Creative talent is not hampered by the limitations of decency.

The situation that has arisen cannot be improved merely by having the industry to pat itself on the back in public. Too many in the industry think of public relations merely in terms of motion picture advertising and exploitation. The public, and especially organized groups such as the Legion of Decency, are not going to be impressed

by institutional advertising, go-to-the-movies weeks or other forms of ballyhoo unless they are accompanied by serious pledges of reform. A publicly announced undertaking to weed out offensive material and to discipline the erring stars who reflect discredit on the industry through scandalous conduct, are conditions precedent to any public preening. The industry's good will must be built on the solid rocks of public confidence, not on the shifting sands of hoopla.



Hon. Herbert Bergson
Assistant Attorney General
Department of Justice
Washington, D.C.

copy

29-2 Allison Street
Mt. Rainier, Maryland

June 4, 1919

To: Mr. Herbert A. Bergson
From: Philip Marcus

At the Schine conferences last Friday the question came up of the product limitation on the better grossing pictures for three years in competitive towns. From Kauffman came the rather time-worn statement that this was a breaking point. Sig checked with you and I understand you stated we would consider dropping that item if the cost of the proposed decree could be agreed upon.

As you know, the product limitation proposals are the most important of the proposed injunctive provisions. The limitation on monopolization of the better pictures is complementary to the limitation on monopolization in terms of numbers. Competition in the sense we want to bring into the Schine areas is not possible if we abandon one half of our proposals.

At the trial of the case Schine's evidence and its cross examination was designed to show that only in a few instances did exhibitors have to close because they did not have any product. We had no difficulty with Judge Knight to show through witnesses and argument that an opportunity to get pictures rejected by Schine and Dracula from PR was too slender a reed to make competition possible.

In Amsterdam, Schine's competitor was offered rejected pictures and refused to take them. We finally had to sell out to Schine.

In Auburn, Wallace was offered nothing but Schine's rejected pictures except from Columbia.

In Corbin, the only diet of pictures available to Schine's competitor was Schine's rejects and very old pictures. He had to sell out to Schine.

This happened in Geneva, Lockport and other Schine towns.

This past week, on the basis we have in our possession, Sig had some of his men make a study of the recent playing status of theatres in towns where Schine has agreed to divestiture. In almost every instance this study shows that the better pictures played at the theatre or theatres Schine is retaining. The significant thing about this study is that apparently no difficulty was had in determining what commer-

In this industry, now, as in the past, with the exception of an occasional "sleeper" or unexpected "flop", the better grossing pictures are well known before they have had their play-off. Some companies still initially classify pictures as "A", "B", etc. pictures. Others do the same by fixing higher prices for some than for other pictures. As far as we are concerned, the workable test would be the distributors' initial determination - a determination which is made for the nation as a whole.

We cannot afford, against the exhibitors' wishes, to let a theatre purportedly in competition with Schine become established in the minds of the community as to be known as the B theatre or the theatre playing the poorer pictures. Throughout the settlement negotiations at which I have been present, no bones have been made by Antevil that Schine's method of operation is to have an "A" theatre and a "B" theatre in a town. Schine made similar statements in a memorandum it filed with the court.

Apparently, our present proposals do not restrict Schine with respect to Republic pictures which in a number of Schine towns are an important factor in successful motion picture operation. As the Narrative shows, Schine has continued to make master agreements for Republic pictures as well as for particular pictures from all of the distributors, and this fact makes even more important a better picture restriction.

These negotiations indicate the colossal bluff Schine (or Kauffman) has been pulling. At the divestiture stage, you were sure they would break off and not consider proposals which I thought were too weak. In the negotiations I've sat in on I have often heard the words "breaking point". They have not broken, and I do not think they will break on the better picture restriction. If they do break on that point, I think we would all have quieter minds and less to worry about than if we abandoned our proposal.

I have written this out and asked my wife to type and sign it for me.

/s/ Phil Marcus

Am.

copy to:

Mr. Baldrige
Mr. Timberg

Sigmund Timberg

April 8, 1949

Philip Harous

Sohine case

60-6-70-33-10

Herewith is submitted a memorandum on the matter of the proclivities of the defendants.

In 1942, a temporary consent order was entered into, postponing trial for three years. Under this order, the Sohine defendants were required to divest themselves of their interest in 16 motion picture theatres they had acquired after commencement of the suit. Sohine, according to reports which defendants filed in court, purported to dispose of three of the theatres of which it was required to divest itself by the 1942 order. The Government filed a motion to compel Sohine to divest itself of the other theatres and to have a trustee appointed for that purpose. The Court, although it denied the Government's motion, required the defendants to make further efforts to sell these theatres, on pain of a trustee's being appointed for that purpose. To avoid carrying out the decrees of the court, Sohine has not been loath to resort to any means available. Sohine reported to the court that six of the theatres it was required to sell had been optioned to one Schaeffer, who, after some time, had declined to take any of them. Schaeffer, as we have learned, has been a very close associate of Sohine's and has been in Sohine's employ.

During the course of the trial in 1944, an independent exhibitor who had been forced out of business by Sohine sought to re-acquire 3 of the theatres Sohine was required to sell under the consent judgment of May, 1942. Thereupon, Sohine announced that it had a better offer from one Charles Hayman. The Department had some reason to believe that the relationship between Mr. Hayman and Mr. Sohine was rather close and suspected the bona fides of this proposed sale. A hearing was had before Judge Knight at which the counsel for Sohine assured the court that there was no connection between Sohine and Hayman and that the transaction was bona fide. The Government made no independent investigation of its own at that time, and upon that assurance a purported sale was made to Hayman of Sohine's interest in theatres in Appalachia, Va., Corbin and Pikeville, Ky. In 1947, we received a letter from an independent exhibitor, who had been a witness at the trial, complaining that Sohine had violated and was continuing to violate the judgment of the court and to flout our efforts to create a competitive situation. He referred to a number of towns in which he

alleged violations were occurring. An FBI investigation was thereupon initiated. In brief, the following facts were disclosed by the FBI investigation.

Despite the purported sale to Hayman, Schine continued to buy and book pictures for these theatres and a Schine employee managed them. Upon Hayman's death, the theatres were sold to the Hildemart Corporation, which the son of the deceased Charles Hayman stated to an FBI agent he assumed was a Schine corporation. The president of that corporation is the wife of Myer Schine and the vice-president is an executive in the Schine organization. Subsequently, there appears to have been a transfer of these theatres to Darnell Theatres, Inc., the president of which is a son of Louis Schine, one of the defendants. Willard McKay, a director and officer of various Schine corporations, as well as general counsel, is also director of Darnell. In three of the corporations created by Hayman before his death, through which the theatres derived from Schine were held, the wife of Louis Schine and the son of Louis Schine are officers. These corporations still appear to carry on certain activities with respect to these theatres.

The Memorial Theatre in Mt. Vernon, Ohio was one of the theatres required to be sold under the 1942 judgment. Schine has the other theatres in this town. During the course of the trial and subsequently, Schine's counsel told the court that its lease on the theatre was shortly to expire. When an independent exhibited an interest in acquiring the lease of the Memorial, the manager of Schine's other two theatres in Mt. Vernon acquired the lease on the theatre and continued to hold it while still acting as Schine's manager. Subsequently, the lease appears to have been acquired by the Union Theatre Company, the principal officers of which were the attorney representing Schine's interests in Ohio, Sol Schaeffer, a Schine associate; Donald Schine, son of a defendant; one of the Schine wives; and an executive of one of the Schine corporations. The theatre was managed for a considerable time by a person who told the FBI agent that he took his orders from a Schine supervisor. Recently, control of the theatre appears to have been placed in the hands of the Darnell Theatre Company, with the result that there is no chance of competition in Mt. Vernon. Schine has continued to buy and book pictures for the Memorial Theatre and has sought to have motion picture distributors help conceal Schine's interest in this theatre.

In Scotia, New York, Schine reported to the court that it had disposed of its interests in the Edsol Corporation. Our investigation reveals that the theatre interest was first conveyed to Sol Schaeffer and then by him to the Edsol Corporation, which was controlled by Sol Schaeffer and Schine's attorney in Syracuse, New York. The theatre was managed thereafter by an employee of the B & F Confectionery Company, which has its main offices in the same building as the Schines have their office, has the same phone number, and is composed of members of the Schine family. In July of this year, that theatre was dis-

In Cumberland, Maryland, Schine acquired two of the first run theatres after the commencement of the suit. This year, Darnell Theatres, Inc., with the assistance of Schine's general counsel, Willard McKay, secured the other first run theatre in Cumberland, thus effectively eliminating competition between first run theatres in Cumberland.

The trial court's and the Government's knowledge of Schine's theatre holdings rests upon answers to interrogatories filed by the defendants and offered in evidence. The defendants did not reveal their interest in theatres in three Kentucky towns, Benham, Cumberland, and Whitesburg, although they entered into contracts to control the operations of theatres in these towns at least once before filing the answers, and at least once prior to the time they were offered in evidence. In frequent proceedings in 1945 and 1946 (and even in briefs to the Supreme Court) had with respect to findings of fact and divestiture plans, Schine continued to conceal its interest in these theatres. The trial court's findings of fact and its judgment does not reflect Schine's interest in theatres in these towns. In 1947, Congressman Nease of Kentucky complained to us that an application to the Housing Expeditor for construction of a theatre in Whitesburg, under the name of one Leases, was actually being filed for Schine. An FBI investigation revealed the above stated facts, and also that within the past two years control over theatres in these towns has been acquired by Hildemart Corporation and Darnell Theatres, Inc.

The judgment of the trial court, as affirmed by the Supreme Court, prohibits the Schine defendants from conditioning the licensing of films in competitive situations upon licensing of films in any other situation. We have in our possession numerous Schine deals made in 1946, 1947, and 1948, which violate this section of the judgment.

Herbert Bergson, Assistant Attorney General

May 28, 1949

Philip Marcus

Dear Herb:

I understand Kauffman has made a new proposal to the effect that Schine is willing to ruling guarantee that the theaters to be divested would continue to get the products they have been getting. I believe Sig Timberg had this idea sometime ago. I think there are few members of the division who have a better mind than Sig has. I do not regard myself as one of those few. Nevertheless that idea seems to me to be utterly off-base. Some how or other the more one has to do with Schine report, the more likely one is to begin to suffer from "occupational or battle fatigue"

We have been involved in 4 movie cases and have been spending about 10 years of time charging the defendants with agreeing to fix the positions of theaters in this country with respect to runs and clearances, and I don't see how the government could be a party to an agreement to fix the position of particular theaters in particular towns. I think we would run into a serious danger of being criticized not only by the Court, exhibitors, and the public but also by the legal profession if we made such an agreement.

In some towns where there is now competition and Schine is required to divest the theaters the effect of this proposal would be to confront the competitor with a mutual interest of Schine and any other new exhibitor to preserve their respective positions as against him. A substantial number of the theaters Schine has listed as being willing to divest itself of, are theaters in name only and not comparable to Schine's other theaters. Nevertheless some of them are so centrally located that they have a definite value as motion picture property and someone might well buy such property to tear it down and put up a modern theater. That is hardly likely to happen if such would-be competitor were to be confronted with a situation where Schine and the government had agreed that he was to get B pictures or second-run pictures, or pictures from Warroner and Loro and not from Columbia and United Artist. Suppose Schine comes up and shows that in a certain theater Lora, Fox and United Artist pictures have played, what business is it of ours to assure a would-be exhibitor that he can get pictures from these companies when he may not want to deal with these companies. Fox recently announced that it was determined to get higher prices for its pictures. That announcement has generated a wave of protest by exhibitors. In the face of such a situation are we to tell a would-be buyer of a divested theater "don't worry you can get Fox pictures".

I am sending a copy of this letter to Sig Timberg.

Unfortunately despite the fact that I am 3,000 miles away from Washington the sun continues to "shine" on me even here.

copy

May 18, 1919

Memorandum for the Attorney General

From: Irving R. Kaufman

Re: Schine Chain Theaters, Inc.

Negotiations over the consent decree seem to have broken over one provision which was never contemplated on our part. It is a provision known as the Guarantee of Product provision, by which the Government seeks to guarantee to competitors and prospective purchasers that they will have a guarantee of feature films at the expense of Schine. It is impossible for us to agree to this provision because Schine would be forced out of operation completely in view of the fact that there is a shortage of product for which he has no responsibility. Furthermore, I call to your attention the following reasons why we cannot agree to any guarantee of product provision:

1. No such provision is contained in either the Paramount or RKO decreed which we believed, for good reasons, would be followed in our case.
2. There would not have been an agreement on divestiture if we had been lead to believe that in addition to being forced to sell our theatres, we would have to give up our product in the remaining theatres.
3. I am informed that the Government asked for a guarantee of product provision in the District Court and that Judge Knight refused to grant such provision.
4. There is now a provision in the proposed decree that we can only buy on a theater by theater, picture by picture basis. Also we may not combine open and closed towns in buying pictures for theatres. The latter was the evil complained of in the lower court.

We have agreed upon practically all the other provisions with the exception of language to be employed.

Furthermore, in the Government decree with the distributors they are prohibited from licensing pictures except on a theater by theater town by town basis. Thus, there is and will be truly competitive bidding for all pictures. This is the case today. However, the Government wants more. In addition, they believe we should agree not to take more than a certain percentage of pictures even though on the basis of honest competition we have outbid competitors.

We have agreed upon practically all the other provisions with the exception of language to be employed. However, there is no room for agreement whatsoever on this provision. We so advised Timberg from the very moment that discussions commenced on the guarantee of product provision and I honestly believed that he would abandon this provision so that negotiations might continue and be successfully concluded. However, for some reason unknown to me, it is being pressed in this case whereas the Government saw fit not to press it in the Paramount and RKO cases. The only answer that I have received to the latter argument is that in the Paramount and RKO cases the Government was primarily concerned with divorcement. However, they do admit they were also concerned with divestiture of theatres and that the decree provided for same.

[The following written in ink]

Many thanks for your time. Never thought I'd be annoying you again on this. However, it would be a shame to see all our good work go out the window over a provision which was never anticipated and could not under any circumstances be accepted.

Respectfully,

Irving K

Nowell A. Clap

September 4, 1951

Philip Marcus

File: 60-6-30-33-10

Information Furnished Us By Schine

Based upon the facts stated in this memorandum I recommend that we refuse to consent to any further extension of time for Schine to dispose of its theatres. At the end of this memorandum I shall try to spell out in some detail what I think should be done in this situation.

The information given us by Schine does not include the cost data requested in our letter of June 11 and in a previous letter. There is also no statement as to the details regarding the efforts made by the Schine defendants to dispose of the theatres. There is indication in the letters themselves that all the correspondence had with respect to these theatres has not been included in the copies submitted to us. I do not think we should consider any extension of time until and unless the Schine defendants give us the information requested.

In July of this year, pursuant to the same sort of visitatorial provision in the United Paramount decree as in the Schine judgment — which is cited in our letter of June 11 to the Schine defendants — we set up an FBI investigation with respect to the theatre situation of United Paramount in several cities. We asked for detailed information, including the value on the books of United Paramount for certain theatres over a considerable period of years. Recently we received a letter from the General Counsel of United Paramount in which he stated that although he did not agree that we had a right to procure this information and reserved all rights to object to any use by us of such information, United Paramount was permitting the FBI to procure this information. I do not believe we can afford to have one rule for United Paramount and another for Schine.

Schine has been anything but cooperative in our procuring information from them, despite the assurances I received from Mr. Horowitz on that score. We would have had an FBI investigation on certain complaints against Schine completed by now if it were not for the fact that the FBI was denied access by Mr. J. Myer Schine to the Schine records. This occurred in July. Since that time we have had to resort to the visitatorial provision in our judgment, with unknown results.

I have placed at the information they have given us. I believe that the prices asked for the theatres in question are outrageously

as reasonable, or difference in reduction of spread of profit between it and other Schine theatres.

(2) Schine may lease 50 per cent of its owned theatres which it is required to sell under terms provided for in judgments against other defendants and may sublease leased theatres under similar terms.

(3) Schine shall agree that in the event it does not dispose of one theatre a month it shall consent to the appointment of a trustee under terms to be determined at the time the application for a trustee is made.

If Schine is unwilling to take these conditions, we should move to punish Schine for contempt for refusing to give us the information requested and for a trustee.

(1)

ADDENDUM

Where Schine has more than two theatres and disposes of one to an operator desiring to play first run, Schine, if he uses more than one theatre on first run, must dispose of that theatre or take a product limitation with the qualifications specified in the Fox and Warner judgments.

(1)

(1)

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1452745-0

Total Deleted Page(s) = 5
Page 31 ~ Referral/Direct;
Page 32 ~ Referral/Direct;
Page 33 ~ Referral/Direct;
Page 34 ~ Referral/Direct;
Page 35 ~ Referral/Direct;

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SAC, Washington Field

November 21, 1952

Director, FBI (62-97557)

AIRTEL
BY SPECIAL MESSENGER

THOMAS G. CLARK, ET AL
MISCONDUCT IN OFFICE

Reurlet November 19.

The necessity of covering leads noted in relet
being presented to Department.

Reurlet October 23. Ascertain if Chalmers Hamill
has returned to active duty and if not when his return is
expected.

Tolson _____
 Ladd _____
 Nichols _____
 Belmont _____
 Clegg _____
 Glavin _____
 Harbo _____
 Rosen _____
 Tracy _____
 Laughlin _____
 Mohr _____
 Tele. Rm. _____

ECW:DEJ

EX-107

62-97557-76

NOV 23 1952

NOV 27 1952

NOV 28 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/RLS

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: November 24, 1952

FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK: ^①
HERBERT AUGUSTUS BERGSON ^①
MISCONDUCT IN OFFICE

Reurairtel 11/21/52. *see 76*

Through contact with the office of Mr. LEROY McCAULEY, Administrative Section, Anti Trust Division, Department of Justice, it was determined that CHALMERS HAMILL, Attorney in charge of the Small Business Unit, Anti Trust Division, has not returned to duty as yet.

It was determined that HAMILL is still confined to St. Mary's Hospital, Rochester, Minnesota, and it is not known when he will return to work.

EJH:MOO

*Recpt Adm - memo ASG, ASD, Bureau
11-24-52
ECW*

RECORDED-42 62-97557-77

EX-115 NOV 26 1952

6-200

ALL INFORMATION CONTAINED
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DATE 7/1/83 BY SP-8 BTR/RUS

copy:nem

MR. LADD

November 3, 1952

A. ROSEN

PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

It is to be recalled that during the investigation of the captioned case, collateral allegations were forthcoming from various Departmental attorneys who were interviewed. These varied from alleged misconduct to allegations of improper administrative handling of matters. There were some 23 sets of allegations, all of which were referred to the Attorney General and to Assistant Attorney General Murray.

In 4 of the allegations the Attorney General has requested that investigation be conducted. Two of the allegations concern Tom Clark and Herbert Bergson, one allegation concerns Peyton Ford and Federal Judge Edward Armstrong Towse. The fourth allegation which the Attorney General has requested be investigated concerns allegations of influence in the Claims Division. All of these requests are going forward and are being followed closely to insure they will be completed at the earliest possible date.

We have followed on the above allegations by specific memoranda to the Attorney General with copies to Murray. In this regard, Miss Ethel Braswell advised Winterrowd on November 1, 1952, that Murray had asked her to call and outline what action they had taken concerning these collateral requests in the Criminal Division. It appears that an over-all memorandum has been written and sent to Deputy Attorney General Malone's Office which, according to Miss Braswell, recommends that no further action be taken with respect to the allegations. Miss Braswell does not know whether this memorandum will be approved by Malone.

When and if we receive a reply of the nature described by Miss Braswell, we will carefully analyze the reply in connection with the set of each allegation in order to make certain that none have been overlooked. In the meantime, we will continue to send follow-ups.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 9/11/83 BY SP-8 BTJ/AV

/rh

RECORDED
7 1952

ORIGINAL FILED IN

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

October 13, 1952

Tom Collier

Mr. Robert Collier came by Mr. Holloman's office this afternoon and furnished the following information concerning Allen Bernard, the freelance writer who appeared at an Executive Hearing of the Chelf Committee on Friday, October 10.

Bernard read into the record a statement, a copy of which is attached. Thereafter he refused to answer any questions, saying only that he would "stand on his statement." This was done by him upon advice of his counsel. The Committee then moved that the matter of his attitude before the Committee should be taken up by the whole Committee at which time a decision would be reached as to whether he would be cited for contempt. Mr. Collier stated that this concluded the Executive Hearing.

After this the Committee talked to Bernard at length, off the record, at which time he advised that he still desired to cooperate and indicated that he would be able to supply some information within approximately 30 days from his "sources." He denied that he would furnish any information to the FBI, and there was, therefore, no need to use any Bureau Agents.

Mr. Collier stated that Bernard was advised by the Committee that he had two ways to purge himself of contempt; one way being to furnish the Committee with all the information, including the information he received from his sources, and the other to be that he furnish the Committee with all information in his possession and the identities of all his sources so that the Committee could then conduct the necessary investigation. He was extremely upset by the Hearing and left the Committee indicating that he fully realized the import of his refusal to answer questions before the Committee.

Mr. Collier stated that they will follow closely with Bernard during the next 30 days and it is the purpose of the Committee to either get the information from him or cite him for contempt.

Attachment

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 11/1/83 BY SP-8 BTJ/ELB

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I do hereby leave to incorporate the following statement in the record as a portion of my testimony.

I reside at 413 East 12nd Street, in the Borough of Manhattan, City, County and State of New York.

I was on the 6th day of October, 1970, served with a subpoena to appear before the Subcommittee to Investigate the Department of Justice, of the Judiciary, on Friday, October 20th, 1972, at 10 A. M., at Washington, D. C.

For a period of twenty-five years I have been engaged as a member of the working press as a reporter, researcher and news writer, and I am presently a freelance writer.

In the course of writing an article on law enforcement agencies of the United States I encountered certain leads which seemed to me to be worthy of examination. Statements have been made to me, but I have not yet been able to corroborate those statements, nor to obtain matter which would have the weight of judicial authority. Accordingly, I have been unwilling to publish, or cause to be published, any articles, fearing that the publishers thereof would be subjected to suit which could not be successfully defended in the absence of proof having the weight of legal evidence. My knowledge of the contents of this data is entirely accurate.

I have stated fully and fairly to counsel the present state of my research. I have been advised by him that unless I am prepared to furnish which would be relevant and material that I cannot be compelled to disclose the sources of my information. For their protection, as well as the protection of persons in public office whose reputations could be needlessly destroyed by hearsay as yet unsubstantiated, I must therefore respectfully decline to reveal the sources of that information. I believe that in so doing I am best serving the public interest because I do not believe in the wisdom or propriety of stating scandalous gossip with regard to men highly placed in our government.

Allen Bernard.

The Attorney General

November 26, 1952

Director, FBI (62-97557)

~~PERSONAL AND CONFIDENTIAL~~

⁰
TOM C. GLAVIN
HERBERT A. BRIGGS
MISCONDUCT IN OFFICE

Reference is made to my memorandum dated November 3, 1952, setting forth that interviews remained with one former Department attorney who was ill and two former Department attorneys who were out of the country. Those persons are further identified in the following paragraphs:

1. Mr. Chalmers Hamill, attorney in charge of the Small Business Unit of the Antitrust Division, has been confined to St. Mary's Hospital, Rochester, Minnesota, and his return to duty is indefinite as of this date. Mr. Hamill was the immediate supervisor of Mr. Ernest Cranham, Department attorney, who was the original complainant in the liquor industry matter.

2. Mr. Charles Terrel, former Department attorney, is now employed by the Mutual Security Agency as Deputy Chief of that agency's mission in Lormosa. He is not expected to return to this country until October, 1953. Terrel is reported to have had routine assignments in connection with the Schine Theater Circuit case.

3. Mr. W. Wallace Kirkpatrick, former Department attorney, is now employed with the State Department in Germany and is not expected to return to this country until February, 1953. Mr. Kirkpatrick was assigned to phases of both the liquor industry matter and the Schine Theater case.

Your advice is requested as to whether further action is desired in connection with the interviews of Mr. Hamill, Mr. Terrel and Mr. Kirkpatrick.

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY SLIP(S) OF
DATE 11/23/52

- Tolson _____
- Ladd _____
- Nichols _____
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- Clegg _____
- Glavin _____
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The Attorney General

My memorandum of reference also pointed out that the subjects of this case have not been interviewed. In the Liquor Industry matter, there has been no investigation at the Democratic National Committee to determine the details of political contributions by various liquor companies. In the Schine Theater Circuit case, the various counsel and officials of Schine have not been interviewed inasmuch as this matter is still pending in the Department. Federal Judge John Voight, Buffalo, New York, before whom the Schine consent decree was filed, and Federal Judge Irving Kaufman, former counsel for Schine, have not been interviewed.

It would be appreciated if you would advise if a decision has been reached as to whether further investigation is desired in this matter.

cc: (2) Assistant Attorney General
Charles E. Hurrey (Personal and ~~Confidential~~)

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (62-97557)

DATE: November 19, 1952

FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK;
HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

rev 23
Remylets October 7 and October 28, 1952.

It is requested that the Bureau advise if it is proceeding to effect arrangements for the interview of W. WALLACE KIRKPATRICK, former Departmental Attorney, now employed in Germany by the State Department. It was recommended that efforts be made to have him interviewed abroad since he will not return until February, 1953.

It is also requested that the Bureau advise its decision relative to an interview with CHARLES TERREL, former Departmental Attorney, who is currently in Formosa. It was recommended that no attempt be made to interview him.

Except for the above possible leads, no investigation is currently outstanding in this case.

RBH:MCP

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INDEXED - 79

62-97557-79
Nov 21 1952
8 Murray
11/26/52
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ALL INFORMATION CONTAINED
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APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY SLIP (S) OF DATE 11/12/52

The Attorney General

November 3, 1952

Director, FBI

Personal and Confidential

E. J. Connelley
Assistant Attorney General
Miss G. M. ...

I am attaching to this memorandum and to the copies designated for Mr. Murray a copy of the report of Special Agent ... dated October 21, 1952. Also the transmission of this report the investigation is completed with the exception of interviews with two former department attorneys who are out of the country and one department attorney who is ill.

There is attached to the copies of this memorandum designated for Mr. Murray a copy of part of the report of the ... Committee released October 21, 1952. This report deals with testimony before the Committee concerning the liquor industry.

I want to call to your attention the fact that the subjects in this case have not been interviewed. In the liquor industry matter, the Democratic National Committee has not been contacted to determine the details of the political contribution of the various liquor companies. In the Schine Theatre Circuit case the bar was closed and officials of Schine have not been interviewed in view of the fact that this matter is still pending in the department. Federal Judge John Knight, Buffalo, New York, before whom the Schine consent decree was filed, and Federal Judge Irving Kaufman, former counsel for Schine, have not been interviewed.

Since you have caused a review of the information set forth in the various investigative reports which have been furnished to you and Mr. Murray, I would appreciate if you would advise what further specific investigation is desired in this matter.

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cc: 2 - Assistant Attorney General
Charles D. Murray

(Personal and Confidential)
with attachments

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- Gandy

NOV 12 1952

100 Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: 12-24-52

W FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK
HERBERT AUGUSTUS BERGSON
MISCONDUCT IN OFFICE

Remylet 11/19/52. *ser 79*

Except for possible leads outstanding outside the country to interview W. WALLACE KIRKPATRICK former departmental attorney now in Germany and CHARLES TERREL former departmental attorney now in Formosa all investigation has been completed in this case.

By letter dated 11/21/52 *ser 76* the Bureau advised that the necessity for covering the above leads was being presented to the department. It is requested that the Bureau advise the present status of this case.

EJH:DEB

~~EXPERIMENTAL PROCESSTING~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/RD

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12/15/52
Memo 1/6/53 WFO

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H. J. ...
6-8-53

56 JAN 14 1953

Assistant Attorney General
Charles B. Murray

December 12, 1952

Director, FBI (62-97558)

PERSONAL AND ~~CONFIDENTIAL~~

FLOYD FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

TOM C. CLARK, HENRY BERGSON
MISCONDUCT IN OFFICE

FLOYD FORD, EDWARD ARMSTRONG TOLSON
MISCONDUCT IN OFFICE

This will confirm the conference on December 9, 1952, between you, members of your staff, and representatives of the Bureau regarding the questions in captioned matters on which the Bureau has sought the advice of the Department.

Pursuant to your request, there is attached a memorandum setting forth the various questions now awaiting your consideration. Three copies of this memorandum were given to Mr. A. F. Gehmann of your office on December 11, 1952.

It will be appreciated if you will advise the Bureau whether any further investigation is desired regarding the various questions, after a review has been made of the pertinent background material concerning each item.

Attachment

✓ CC: 62-97557
62-98103

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APPROPRIATE AGENCIES
AND FIELD OFFICES
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SLIP (S) OF 7/18/83
DATE 7/18/83

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ON 7/18/83

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December 11, 1952

MEMORANDUM

QUESTIONS REMAINING TO BE ANSWERED BY THE
DEPARTMENT OF JUSTICE IN FOLLOWING CASES:

PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

TOM C. CLARK, HERBERT BERGSON
MISCONDUCT IN OFFICE

PEYTON FORD, EDWARD ARMSTRONG TOWSE
MISCONDUCT IN OFFICE

COLLATERAL ALLEGATIONS DEVELOPED IN BASIC
INVESTIGATION RE: PEYTON FORD, ET AL

1. Peyton Ford, et al
Fraud Against the Government
Misconduct in Office

(This investigation involves allegations that the Ford, Bergson, Borkland, Adams, law firm may have obtained clients prior to the time that its principals left the Department of Justice. The basic allegation appears on Pages 2 and 3 of a Bureau memorandum to the Attorney General, July 8, 1952, captioned "Chelf Committee Investigations." A copy of this memorandum was not designated for Assistant Attorney General Murray. Additional information in the matter was furnished to the Attorney General by Bureau memorandum dated July 14, 1952, captioned "Chelf Committee Investigations, Herbert Bergson, Peyton Ford, Herbert Borkland, Albert F. Adams." A copy of this memorandum was designated for Mr. Murray. (Bureau memorandum dated November 11, 1952, to the Attorney General and Mr. Murray advised of the completion of all investigation requested by the Department.

(Questions regarding possible additional investigation are:

- (a) Is it desired that the principals be interviewed?
- (b) Is any additional information desired?

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 7/1/83 BY SP-8 BTJ/20

ENCLOSURE

62-97537-4

2. Tom C. Clark
Herbert A. Bergson
Misconduct in Office

The first of two phases of an allegation involving captioned individuals concerns the possible fact that the Liquor Industry was not subject to Antitrust laws as a result of alleged heavy political contributions. Bureau memorandum dated August 16, 1952, to the Attorney General with a copy to Mr. Murray, under the caption, "Peyton Ford, et al, Fraud Against the Government, Misconduct in Office" called attention to information set out on pages 135 and 136 of the report of SA Thomas J. Jenkins dated August 16, 1952, at Washington, D. C., in the Ford investigation. In Bureau memorandum dated November 26, 1952, it was pointed out to the Attorney General and Mr. Murray that Chalmers Hamill, of the Antitrust Division, had not been interviewed because he was confined to a hospital. Hamill was the immediate supervisor of Ernest Branham, Department Attorney, who made the original complaint in this instance. The questions remaining are:

- (a) Is it desired that the principals be interviewed?
- (b) Is it desired that the Democratic National Committee be questioned regarding campaign contributions by the Liquor Industry?
- (c) Should further efforts be made to interview Chalmers Hamill?
- (d) Is any additional investigation desired in this matter?

3. Tom C. Clark
Herbert Bergson
Misconduct in Office

The second phase of the inquiries regarding captioned individuals pertain to allegations that a consent decree against the Uchine Theatre Circuit was considerably less severe than a Supreme Court decision permitted and that contempt charges were not filed against the defendants despite evidence of contempt.

The matter was first brought to the attention of the Attorney General and Mr. Murray by a Bureau memorandum dated August 15, 1952, captioned, "Peyton Ford et al, Fraud Against the Government, Misconduct in Office." Bureau memorandum to the Attorney General and Mr. Murray dated November 11, 1952, bearing the caption at the head of this section pointed out that certain interviews had not been conducted. This is the same memorandum mentioned in the preceding section concerning the Liquor Industry campaign contribution matter. Questions remaining for the Department are:

- (a) Is it desired that the principals be interviewed?
- (b) Should efforts be made to have Charles Terrel and W. Wallace Kirkpatrick, former Department Attorneys now abroad, interviewed?
- (c) Should the counsel for the Schine Theatres be interviewed? It is understood that this case is still pending in the Antitrust Division.
- (d) Should Federal Judge John Knight, before whom the consent decree was filed, be interviewed?
- (e) Should Federal Judge Irving Kaufman, former counsel for Schine, be interviewed?
- (f) Is any further investigation desired in this matter?

4. Peyton Ford
Edward Armstrong Towse
Misconduct in Office

It was alleged that Judge Towse received an appointment as Chief Justice of the Supreme Court, Territory of Hawaii, by paying Peyton Ford. Investigation was based on Bureau letter to the Attorney General, copy to Mr. Murray, dated September 8, 1952, captioned "Peyton Ford et al, Fraud Against the Government, Misconduct in Office." Investigation was initiated pursuant to a request from the Attorney General dated September 9, 1952. Bureau memorandum to the Attorney General, with a copy to Mr. Murray, dated November 5, 1952, under the caption appearing at the head of this section pointed out the extent of the investigation conducted. The questions remaining for the Department are:

- (a) Is it desired that the principals be interviewed?

- (b) Is any investigation desired concerning the political backing of Towse?
- (c) Is it desired that efforts be made to locate and examine the bank accounts of Peyton Ford?

5. Collateral Allegations arising during Investigation of Peyton Ford, et al, Fraud against the Government Misconduct in Office

Set out below are individual paragraphs concerning various collateral allegations that arose during the investigation concerning Peyton Ford, et al. A brief statement concerning the nature of the allegation is made and the date of the initial communication to the Department follows such statement. In all these instances, the Department has been asked if any investigation in the matter is desired.

- (a) Unknown subject; Inquiry by Secretary of a Congressman.

Judson E. Bowles, Department Attorney advised he received a call from a secretary of a Congressman requesting that a particular case against two men be dropped. Bowles did not identify the case or the Congressman pending specific authority from the Attorney General. August 26, 1952.

- (b) John Sonnett, Former Assistant Attorney General.

Curtis Shears, Department Attorney, alleged that Sonnett was reluctant to recommend Antitrust action in an anti-racketeering case since he felt such action would hurt his chance of becoming a Federal Judge. August 29, 1952.

- (c) Merger of United States Steel and Geneva Steel.

Curtis Shears stated he believed Mathias Orfield was transferred from the Antitrust Division because he protested the merger of these two companies. September 2, 1952.

- (d) Gillette Committee Investigating A. S. P. Telephone Call by one Bergson. Gordon Grant, Department Attorney, advised that

Paul Hadlick, while serving as counsel for the Gillette Committee investigating the A. & P. case, received a telephone call from a person who identified himself as "Bergson". The call requested exhibits and statistics prepared by the Committee. Hadlick thought the call was from Herbert Bergson whereas it actually was made by Bergson's brother, who was understood to represent the A. & P. interests. August 29, 1952.

- (e) T. Lamar Caudle-Tobacco Interests in North Carolina.

Curtis Shears advised that Caudle had inquired concerning Antitrust interest, involving Tobacco companies and suggested that if no action had been taken in these cases, Caudle may have been responsible. August 29, 1952.

- (f) Milk Industry

Kenneth R. Lindsay, Department Attorney, suggested that failure to bring Antitrust action against the Borden and National Dairy Products firms might have been caused by outside influence. September 3, 1952.

- (g) Milk Case in St. Louis.

Kenneth R. Lindsay alleged that John Skiles had been told by the Federal Judge handling the Antitrust suit in St. Louis that he could not indict certain people. Skiles was later taken off the case. September 3, 1952.

- (h) Pitney-Bowes, Incorporated.

Kenneth R. Lindsay suggested that Victor Kramer, head of the Antitrust section handling a case against Pitney-Bowes, may have been responsible for the case having been dropped, since Kramer owns stock in the company. September 3, 1952.

- (i) Alleged Influence in Case Involving Empire Ordnance Corporation.

Thomas F. McGovern, Department Attorney, stated that he heard there were indications of pressure in the Empire Ordnance case. September 17, 1952.

- (j) **Antonio Gazda, Gerlikon Machine Works.**
Influence by Former Attorney General J. Howard McGrath.

Thomas F. McGovern advised he had heard there was pressure or influence in three patent infringement cases handled by the Department involving Bofors and Gerlikon, Swiss and Swedish companies owned by Gazda. Gazda was stated to be close to former Attorney General McGrath. September 11, 1952.

- (k) **Tom Clark. Allegations that Railroad Cases Were Stifled.**

Frank L. Barton former Department Attorney alleged that inquiries concerning transportation charges to the Government by railroad companies was stifled by former Attorney General Clark. September 19, 1952.

- (l) **Peyton Ford, Jess Larson; Surplus Republic Steel Plant.**

Gordon Grant, Department Attorney, stated that Ford and Larson stopped a bid by Preston Tucker on a surplus plant owned by Republic Steel Company in Cleveland, Ohio. September 23, 1952.

- (m) **Judge Samuel Kaufman, Purchase of Judgeship.**

T. Lamar Caudle stated under oath that Larry Knohl told him Judge Kaufman paid \$100,000 for his appointment. September 26, and October 30, 1952.

- (n) **Interlocking Directorates Case, Antitrust Matter.**

Allen A. Dobey, Department Attorney, advised Herbert Bergson would not authorize filing a complaint in this matter. After Bergson left the Department, a complaint was authorized. October 6, 1952.

SAC, Washington Field (62-7197)

JANUARY 6, 1953

Director, FBI (62-97557)

①
THOMAS C. CLARK,
HON. T. P. BRADY,
LEGATION OFFICE

Bourlet 12/24/52

The question of further investigation in captioned matter has been presented to the Department and to date there has been no request for further investigation. This matter is being followed with the Department and you will be immediately advised if such a request is received.

Pending further instructions from the Bureau, this matter may be placed in a pending, inactive status in your Office.

cc: 1 - Mr. Winterrowd
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DATE 7-1-83 BY se-8 BTJ/w

PAGING TOM CLARK

PUBLISHED today (on Page 2) is the latest report of the Clegg committee investigating the Department of Justice.

Chief subject in this extraordinary chapter of "the mess in Washington" is T. Lamar Caudle, and the web in which he found himself—or put himself.

This largely is Caudle's story, from which a majority of the Clegg committee draws the conclusion that he was an "honorably motivated" scapegoat but too naive, despite his position as Assistant Attorney General, for the "corrupting sophistication of Washington."

There is one appropriate dissent from this charitable judgment.

Congressman Byron G. Rogers, Denver Democrat, wrote in the committee report that Caudle knew the difference between right and wrong and that the laudable judgment of his fellow committeemen will not promote good government.

But the newest Clegg report is much more than a recitation of cocktail party influence and meddlers with justice who operated from Congress and even the White House, all reflecting the "decay" within the Truman Justice Department.

The meat of this report concerns what the committee gingerly calls the "unusual expedients" of former Attorney General Tom C. Clark and his fair-haired boy Peyton Ford, who became second in command.

The committee describes how Mr. Clark personally took over the files of hot criminal cases, including the Amerasia white wash, and displaced the attorneys who had been handling them. It describes how Mr. Ford followed a similar policy, excluding subordinates from such politically dangerous cases as the Kansas City vote frauds.

This kind of procedure, the committee holds, was "unjustified and improper" and has not been "adequately explained" by the officials involved—meaning Mr. Clark and Mr. Ford.

Handwritten signature: J. Cunningham
Handwritten initials: JWC

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Next month, Congress will be urged to continue the Clegg committee, this time under Republican direction.

In the face of this latest report, a continued investigation is both logical and essential. And the first witness should be Mr. Justice Clark, who should volunteer to testify. If he doesn't, he should be handed a subpoena.

The fact that the former Attorney General now is a Supreme Court justice should impose no restraint on the investigation. That fact makes the inquiry all the more urgent.

Prime Minister Churchill will sail for the United States Dec. 31, with some Happy New Year plans for England.

Handwritten initials: JWC

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- Wash. Star _____
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78 JAN 14 1953

Date: DEC 27 1953

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Ladd

FROM : Mr. Rosen *f*

SUBJECT: CONVERSATION WITH MR. OLNEY
RE TOM CLARK

DATE: February 10, 1953

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It is recalled that while talking with Mr. Olney on February 6, 1953, he mentioned that he wanted to follow the Tom Clark matter. Upon my return to the office, it was ascertained that a memorandum had been sent to former Assistant Attorney General Murray under date of December 12, 1952. There was attached to this memorandum a number of questions pending consideration. This memorandum was dated December 11, 1952, and three copies had been handed to Mr. A. F. Oehmann who was then in Mr. Murray's office.

ACTION TAKEN:

This memorandum indicated the Bureau's position and as we had not received any reply from the Department as yet, Mr. Olney was advised of the existence of this memorandum in order that he could follow Mr. Clark. He stated he appreciated being advised.

A tickler should be set up to follow this matter within ten days.

Oehmann

AR:ush

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DATE 7/1/83 BY SP-8 BTJ/RL

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50 FEB 24 1953

Mr. Ladd

January 26, 1953

Mr. Rosen

Tom C. Clark

PEYTON FORD, ET AL
FRAUD AGAINST THE GOVERNMENT
MISCONDUCT IN OFFICE

There are attached four envelopes containing Photostats of various documents furnished to Bureau by the Chelf Committee at the outset of captioned investigation. Appropriate copies of all of this material has been furnished to the Attorney General and copies of the documents deemed necessary have also been furnished to the Washington Field Office, which is Office of origin in captioned case.

The documents in each of the attached envelopes are being described as follows:

ENVELOPE I

Two Photostats of tax returns as follows:

- (a) Neil House Company, 1946, 1947, 1949
- (b) Hotel U. S. Grant, 1946, 1947
- (c) Frankland Hotel, 1947 thru 1949
- (d) ~~Hawthorn~~ Hotel, 1948, 1949
- (e) ~~Deshler~~ Wallick Hotel, 1946 thru 1949
- (f) Lake Shore Management, 1947, 1948

ENVELOPE II

Two Photostats of tax returns as follows:

- (a) Pritzker Foundation, 1947 thru 1950
- (b) Jay A. Pritzker, 1946 thru 1950
- (c) Paul Ziffren, 1943, 1946 thru 1950
- (d) ~~Anna~~ K. Pritzker, 1946 thru 1950

ENVELOPE III

Two Photostats of income tax returns as follows:

- (a) Paul Ziffren and Dave Bazelon, 1948, 1949
- (b) Paul Ziffren and M. K. Bazelon, partnership, 1949

*Enclosure
filed with
original*

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Attachments
Bureau File 62-97558
cc: 1 - 62-97557 ✓
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56 JAN 29 1953

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DATE 7-1-83 BY 88-8 oob/w

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- (c) David L. Bazelon, 1946 thru 1950
- (d) Alex Greenberg and Paul Ziffren, 1947, 1948
- (e) Deggler Wallick Hotel, Internal Revenue case notes
- (f) Warehouse Properties, 1949 examiner's notes

Two Photostats of a petition filed in Franklin, Ohio, dated July 25, 1950, by Fifty West Broad, Inc.

ENVELOPE IV

Two Photostats of income tax returns as follows:

- (a) Harold E. Horowitz, 1945 thru 1950
- (b) Albert E. Adams, 1946 thru 1950
- (c) Herbert A. Bergyson, 1946, 1950
- (d) Herbert Borkland, 1946 thru 1950
- (e) Peyton Ford, 1951

Two Photostats of Chelf Committee memoranda captioned and dated as follows:

- (f) David L. Bazelon, undated
- (g) Tom Clark, 7-10-52
- (h) Gordon Bazelon, 7-10-52
- (i) Peyton Ford, 7-9-52
- (j) Albert Adams, 7-9-52
- (k) Herbert Borkland, 7-9-52
- (l) Herbert Bergyson, 7-9-52
- (m) Chicago Parole cases, 7-16-52

A folder with extra Photostats and carbon copies of above.

NOTING:

None. This is for record purposes only.

Tolson _____
 Ladd _____
 Nichols _____
 Belmont _____
 Clegg _____
 Glavin _____
 Harbo _____
 Rosen _____
 Tracy _____
 Laughlin _____
 Mohr _____
 Tele. Rm. _____
 Holloman _____
 Gandy _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Rosen *Rz*

FROM : Mr. Evans *Evans*

SUBJECT: *D* TOM C. CLARK, et al,
FRAUD AGAINST THE GOVERNMENT -
BRIBERY

DATE: June 10, 1954

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Mohr _____
- Trotter _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Miss Gandy _____

On the afternoon of June 9, 1954, Department Attorney Arthur M. Presmont advised SA E. C. Williams that he had made a preliminary review of some 40 or 45 sections of the file concerning a number of allegations against Clark. He continued that he had recommended to the Criminal Division that in view of the Statute of Limitations barring prosecution in all of the allegations, these matters be closed and no further action be taken. Presmont advised that the Criminal Division had concurred in this recommendation. He did not state whether any advice in this regard would be furnished to the Bureau.

Presmont did not identify all of the matters concerning Clark but did mention the "Campagna matter", the "liquor industry allegations" and the "Schine matter."

It is believed the "Campagna matter" refers to allegations investigated in the matter, "Louis Campagna, was., et al, Bribery, Parole Matter." In this, five Capone hoodlums sentenced in an Anti-Racketeering matter were paroled after serving one-third of sentence. It was alleged there was bribery in connection with this parole. Extensive investigation which has been completed developed no evidence. In the "liquor industry matter", it is believed this refers to allegations that Tom Clark, Attorney General in early 1949, assured Lewis Rosenstiel, Schenley Industries Incorporated, there would be no Antitrust action taken against the liquor industry in view of a large contribution to the Democratic Party. The reference to the "Schine matter" is believed to be allegations that Tom Clark and Herbert Bergson acted improperly in January, 1949, in connection with contempt proceedings against the Schine Theater circuit then involved in Antitrust litigation. Investigation of these matters as regards Clark have been completed and there is no action remaining for the Bureau.

The above is submitted for your information and for record purposes.

Handwritten initials
cc: 1 - 58-2000

62-97557

ECW:rem

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 7/1/83 BY SP-8 BTJ/OW

RECORDED - 84

EX-112

13 JUN 11 1954

UNRECORDED COPY FILED IN

16

Handwritten initials

DIRECTOR, FBI

February 16, 1954

SAC, WFO

MOTION TO QUASH SUBPOENA
DUCELS TECUM
MISCELLANEOUS

Recently the trial of HERBERT P. BERGSON, former Assistant Attorney General, was held in the U.S. District Court for the District of Columbia. During that trial the defense served a subpoena duces tecum on the U.S. Attorney. A great deal of research was conducted by the Attorney and a motion to quash was filed, together with a brief. Motion was granted and the subpoena quashed.

There are enclosed herewith to the Bureau, four copies of motion and brief. It is believed that this material would be helpful to the Bureau in any case where a subpoena duces tecum is served on the Bureau. At least the authorities cited and the results of research conducted by the U.S. Attorney could be called to the attention of the appropriate U.S. Attorney who might file such motion on behalf of the Bureau.

TJJ:CAS
Encls - 4

4 ENCL.

1 - 175-7- ✓
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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/ML

50 APR 2 1954

~~CONFIDENTIAL~~

Memorandum for Mr. Tolson from L. B. Nichols

connection, Morris told me last night that he was pressing the Department for dissemination data on Glasser, Coe, Perlo and Solomon Adler to be used in a hearing on Monday.

We probably should have the dissemination data readily available for our own use. As pointed out in my memorandum yesterday, we will probably have to furnish the Department with the dissemination data unless this has previously been done.

✓

~~CONFIDENTIAL~~

CRIMINAL DIVISION

Date 11/11

FROM Mr. Yearh

TO: Mr. Nichols

Lou - attached are some photostats you indicated an interest in. The blurred stamp in date on Mr. Foley's note is April 7, 1948. We do not find that these were used.

JWY

COPY

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Tolson ✓

DATE: November 14, 1953

FROM : L. B. Nichols

SUBJECT: HARRY DEXTER WHITE

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Gandy _____
- Mohr _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Sims _____
- Miss Gandy _____

For record purposes, Mr. Warren Olney requested copies of the Director's memorandum of February 21, 1946, the Director's memorandum of February 25, 1946, and referred to a memorandum dated February 1, 1949, addressed to the Bureau by Tom C. Clark acknowledging the Bureau memorandum of January 17, 1949. Mr. Olney requested a copy of each of these memoranda. Copies have been furnished to Mr. Olney also requested advice as to whether Tom Clark's memorandum of January 1, 1949, had been acknowledged. He was advised that this memorandum was not acknowledged.

Copies of the memoranda which were furnished to Mr. Olney are attached.

cc: Mr. Ladd
 Mr. Belmont

LBN:MP

162-111
 NOT RECORDED
 REC. DEC. 3 1953

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/1/83 BY SP-8 BTJ/RW

DEC 11 1953

MR. LADD

5-1-53
April 30, 1953

M. ROSEN

THOMAS FORD, et al;
FEDERAL BUREAU OF INVESTIGATION
ADMINISTRATIVE INQUIRY

Tom C. Clark, Herbert Bergson;
ADMINISTRATIVE INQUIRY

Peyton Ford, Edward Armstrong Towse;
ADMINISTRATIVE INQUIRY

asa

Extensive investigation requested by the Department in captioned matters has been completed. Investigation was based on information developed by the Chelf (now Keating) Committee investigating the Department of Justice, alleging that Ford, Bergson, et al, used their positions with the Department to obtain clients for a future law practice. In the course of the investigation allegations were received that Tom Clark and Herbert Bergson improperly handled two Antitrust cases, that Edward Towse paid Peyton Ford for his appointment as Chief Justice in Hawaii and in some 14 collateral matters.

The investigation developed no specific overt acts of misfeasance or malfeasance on the part of the subjects. There was considerable difference of opinion as to legal conclusions. Any determination therefrom is the administrative responsibility of the Department. In view of the nature of the investigation and the results thereof and because the results were being furnished to the Chelf Committee, we have taken the stand the Department should issue specific instructions that the subjects be interviewed and further investigation conducted.

We have posed the question of interviewing the subjects as well as further investigation to the Criminal Division in memoranda and by conference and oral follow-ups. The Criminal Division did reply by memoranda dated February 16, 1953, requesting investigation in six collateral matters and advising no investigation was necessary in the remaining eight. This last requested investigation has all been completed.

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
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- Gearity _____
- Mohr _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Sizoo _____
- Miss Gandy _____

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

Attachment DATE 7/7/83 BY SP-8 [signature]
Bufile 62-97557
Bufile 62-98103

62-97557-
NOT RECORDED
146 MAY 7 1953

INITIALS ON ORIGINAL

ORIGINAL FILED IN 62-97557-8

Memorandum to Mr. Ladd

We have similarly followed the Criminal Division in the Judge David Bazelon matter, which is also an outgrowth of the Chelf Committee, and received a memorandum dated April 15, 1953, advising the reports had been reviewed and no further investigation is warranted. While it is believed the other phases as set forth above are being reviewed in the Department for the benefit of Mr. Olney, nevertheless it is felt we should forward the attached memorandum so we can be on record in view of the lapse of time. It is recalled former Attorney General McGranery raised a question as to the necessity of follow-ups we were sending. Inasmuch as the new Mr. Olney has been in office for approximately three months, it is felt this memorandum is warranted.

RECOMMENDATION:

If you approve, there is attached a memorandum to Assistant Attorney General Warren Olney III summarizing the questions which have been posed to the Criminal Division and advising these matters are being closed by the Bureau, subject to being reopened upon a receipt of a request for further specific investigation.

Assistant Attorney General
Warren Olney III

5-1-53
~~April 30, 1953~~

Director, FBI

PEYTON FORD, ET AL;
FRAUD AGAINST THE GOVERNMENT;
ADMINISTRATIVE INQUIRY

TOM C. CLARK, HERBERT BERGSON;
ADMINISTRATIVE INQUIRY

PEYTON FORD, EDWARD ARMSTRONG TOWSE;
ADMINISTRATIVE INQUIRY

Reference is made to my memorandum dated December 12, 1952, which enclosed a memorandum dated December 11, 1952, setting forth the various questions pending your consideration in connection with the three captioned investigations, and the collateral allegations developed in the course of these investigations.

The questions presented in referenced memorandum of December 11, 1952, were briefly as follows:

1. Peyton Ford, et al;
Fraud against the Government;
Administrative Inquiry
(Formerly Misconduct in Office)

This investigation involves allegations that the Ford, Bergson, et al law firm may have obtained clients prior to the time that its principals left the Department of Justice. The basic allegations were furnished by the Chelf Committee and the Attorney General was advised of these allegations by memorandum dated July 8, 1952. Bureau memorandum dated November 11, 1952, to the Attorney General and former Assistant Attorney General Charles B. Murray advised of the completion of all investigation requested by the Department.

The questions regarding possible additional investigation which have been called to your attention for advice are whether the principals of this investigation should be interviewed and whether any additional information is desired.

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
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- Harbo _____
- Aluen _____
- Belmont _____
- Laughlin _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____

62-97558
cc: 62-97557 ✓
cc: 62-98103

COMM - FBI
MAY 4 1953
MAILED

DUPLICATE YELLOW

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146 MAY 7 1953

5 ECW: dwl/rm
MAY 13 1953

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/1/83 BY [signature]

ORIGINAL FILED IN 62-97558-501

Assistant Attorney General
Warren Olney III

2. Tom C. Clark, Herbert Bergson;
Administrative Inquiry
(Formerly Misconduct in Office)

This investigation concerned allegations in connection with two antitrust matters. In the first, it was alleged the Liqueur Industry was not subject to Antitrust Laws as a result of heavy political contributions. In the second, it was alleged that a consent decree against the Schine Theatre Circuit was considerably less severe than a Supreme Court decision permitted and that contempt charges were not filed against the defendants despite evidence of contempt.

By memorandum dated November 26, 1952, it was pointed out to the Attorney General and former Assistant Attorney General Murray that Chalmers Hamill of the Antitrust Division had not been interviewed because he was confined to a hospital. The Criminal Division's advice was sought as to whether it was desired that the principals be interviewed, whether the Democratic National Committee should be questioned regarding campaign contributions by the Liqueur Industry, whether further efforts should be made to interview Mr. Hamill and whether additional investigation was desired.

In connection with the Schine matter, our memorandum of November 26, 1952, captioned as above, pointed out that certain interviews had not been conducted. The Criminal Division's advice was sought as to whether the principals should be interviewed, whether efforts should be made to have Mr. Charles Terrel and Mr. W. Wallace Kirkpatrick, former Department attorneys, now on assignment in foreign countries, interviewed, whether counsel for Schine should be interviewed in view of the pending Antitrust matter, whether Federal Judge John Knight, before whom the consent decree was filed, should be interviewed, whether Federal Judge Irving Kaufman, former counsel for Schine, should be interviewed and whether further investigation was desired in this matter.

Assistant Attorney General
Warren Olney III

3. Peyton Ford, Edward Armstrong Towse;
Administrative Inquiry (Formerly
Misconduct in Office)

In this matter, it was alleged that Judge Towse received an appointment as Chief Justice of the Supreme Court, Territory of Hawaii, by paying Peyton Ford. The Bureau, by memorandum dated November 5, 1952, to the Attorney General with copies for former Assistant Attorney General Charles B. Murray, pointed out the extent of the investigation that had been conducted and sought the advice of the Criminal Division on three questions. Advice was sought as to whether the principals should be interviewed, whether investigation was desired concerning the political backing of Towse and whether it was desired that efforts be made to locate and examine the bank accounts of Peyton Ford.

The Bureau, by memorandum dated December 4, 1952, to the Attorney General and Mr. Murray, had pointed out the extent of the investigation and the pending questions and advised that the matter was being closed in the Bureau subject to being reopened at the request of the Criminal Division for further specific investigation.

4. Collateral Allegations developed during
Investigation of Peyton Ford, et al Matter.

By memoranda dated February 16, 1953, the Criminal Division requested investigation in six collateral matters and advised that no investigation was necessary in the remaining eight collateral matters. The matters investigated are set forth below under individual captions and the date of our memorandum advising the requested investigation had been completed is noted.

- a. Miss LUCY W. LONERGAN, Secretary Office of
Congressman WAYNE L. HAYS of Ohio
Misconduct in Office-Miscellaneous

Memorandum dated March 11, 1953.

- b. PITNEY-BOWES, INC.
Miscellaneous-Information Concerning

Memorandum dated March 13, 1953.

Assistant Attorney General
Warren Olney III

- c. ANTOINE GAZDA
OERLIKON MACHINE WORKS
Miscellaneous-Information Concerning
Memorandum dated March 23, 1953.
- d. SAMUEL KAUFMAN, Federal Judge
Southern District of New York
Miscellaneous-Information Concerning
Memorandum dated March 11, 1953.
- e. INTERLOCKING DIRECTORATES CASE
SEARG ROEBUCK COMPANY
SIDNEY J. WEINBERG
Miscellaneous-Information Concerning
Memorandum dated March 13, 1953.
- f. MILK CASE IN CINCINNATI
Miscellaneous-Information Concerning
Memorandum dated April 13, 1953.

Our memorandum of December 12, 1952, sets forth a brief statement concerning the nature of each of the collateral matters.

* * * * *

Inasmuch as no request for further investigation has been requested in connection with the matters set forth above, the first, Peyton Ford, et al and the second, Tom C. Clark, Herbert Bergson matter, are being closed in the Bureau's files as was the Peyton Ford, Edward Armstrong Towse matter. The collateral matters are also being closed in the Bureau. However, these matters are subject to being reopened immediately upon the receipt of advice from you that further specific investigation is desired.

TO: Mr. Ladd
FROM: Mr. Rosen

June 17, 1953

SUBJECT: REQUEST OF KEATING COMMITTEE REGARDING
TOM C. CLARK, FORMER ATTORNEY GENERAL

SYNOPSIS:

By memorandum dated May 27, 1953, Deputy Attorney General William P. Rogers requested advice as to whether the FBI has ever furnished the Department with any information relative to five allegations concerning Clark furnished by Congressman Keating that Clark was in disrepute in Texas for dealings in hot oil cases, received payoffs to influence prosecutions, passed "back" checks, had questionable associates and visited Benny Binion in Las Vegas and Willie Heeney in Florida.

The numerous references have been reviewed and results thereof are being furnished to Rogers. In addition to reports and memoranda mentioned in Rogers' memorandum, the file check located two memoranda and two investigative reports which appear pertinent to Rogers request. The two memoranda dated February 7, 1947, and August 3, 1949, to the Attorney General appear to concern the allegation that Clark was in disrepute in Texas by virtue of dealings in hot oil cases. In March, 1948, confidential informant Moe Sedway advised Tom Clark visited the home of Benny Binion in Las Vegas. No investigation conducted and information not furnished Department at that time. The two investigative reports, both dated June 3, 1953, concern the Bureau's investigation of allegation that Clark visited Willie Heeney in Florida. The investigation to date has failed to either prove or disprove this allegation. Additional leads are being expeditiously covered to run out this allegation. These reports have been furnished to Olney in connection with the investigation captioned "Louis Campagna, was., et al, Bribery; Parole Matter; Falsely Claiming Citizenship; Perjury."

RECOMMENDATION:

There is attached a memorandum dated June 18, 1953, to Deputy Attorney General Rogers advising the results of our file check and advising Rogers of information alleging Clark visited Benny Binion in March, 1948.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 6/1/83 BY SP-8 BTJ/RW

162-97557-
NOT RECORDED
146 JUN 28 1953

Attachment
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INITIALS ON ORIGINAL

JUL 1 1953

62-97557-
ORIGINAL FILED IN

DETAILS:

By memorandum dated May 27, 1953, Deputy Attorney General Rogers requested in connection with a request of the Keating Committee advice as to whether the FBI has ever furnished the Department with any information relative to the following allegations concerning Tom C. Clark, which are set out verbatim as furnished by Congressman Keating, and set forth in Rogers' memorandum.

1. Allegations indicate Clark in disrepute in Texas by virtue of dealings in hot oil cases.
2. Alleged he received pay-offs from oil companies to persuade his partner, Bill McGraw, not to prosecute when McGraw State Attorney General.
3. Alleged Clark passed back checks.
4. Alleged Clark known to have had questionable associates.
5. Alleged Clark, while Attorney General, associated with notorious Benny Benion in Las Vegas, Nevada, and Willie Heeney in Florida."

Mr. Rogers advised the only information from the FBI in Mr. Clark's personnel file which appears relative to the above allegations is that furnished by the Bureau as a result of the pre-employment investigation of Mr. Clark. This information relates only to allegations 1 and 2 and is found in the copies of the newspaper items which were transmitted with our memoranda of December 9, 1936, and December 21, 1936, and in FBI reports dated 12-10-36 by T.E. Rowe at San Antonio, Texas, 12-4-36 by J.O. Jenkins at Dallas, Texas, and 11-27-36 by H.T. Arterberry at Dallas Texas. *

Rogers noted that there was a memorandum from the Bureau dated August 6, 1941, to the Assistant to the Attorney General, enclosing two copies of an anonymous communication, addressed to Mr. Stephen J. Early, relative to Mr. Clark, but there was no indication whether the writer of the anonymous communication was referring to a matter which was related to any of the above allegations.

By memorandum dated June 3, 1953, Mr. Rogers was advised the appropriate review of the numerous references in our files was being immediately conducted and he would be advised of the results thereof as soon as possible.

(* 1936 investigation of Clark entirely favorable with exception of allegation of lobbying activities in Texas. 77-8766)

RESULTS OF FILE CHECK:

The numerous references have been checked and the information appearing to be pertinent to Rogers' request is set out below in relation to the five quoted allegations.

ALLEGATION 1 AND 2

1. Allegations indicate Clark in disrepute in Texas by virtue of dealings in hot oil cases.
2. Alleged he received pay-offs from oil companies to persuade his partner, Bill McGraw, not to prosecute when McGraw State Attorney General.

Rogers referred to our memorandum to the Assistant to the Attorney General dated August 6, 1941, enclosing two copies of an anonymous communication addressed to Mr. Stephen J. Farly relative to Mr. Clark and point out there is no indication whether the writer of the anonymous communication was referring to a matter related to any of the cited allegations. There is no information in our files to further identify this matter with any of the cited allegations. However, it is noted the anonymous communication is captioned "In Re: Texas Hot Oil" and alleged Clark was receiving money from a number of people in Texas for guaranteeing protection from Federal interference.

The following two memoranda refer generally to allegations 1 and 2 and Mr. Rogers is being advised inasmuch as these are not mentioned in his memorandum:

(1) By memorandum to the Attorney General dated February 7, 1947, captioned "Unknown Subject, George W. Wilburne - Victim, Extortion" additional information which appears applicable to allegations 1 and 2 was furnished to the Department. The information refers to Clark as "Hot Oil Tom" and alludes to Clark's association with "Hon. Bill McGraw."

(2) By confidential memorandum dated August 3, 1949, to the Attorney General captioned "Domestic Administrative Issues, Internal Security - C," information concerning inquiries being made by the Communist Party into the Texas Senate Investigating Committee, which in 1937 investigated Clark's law partner, was furnished to the Department and enclosed a Photostat of a news article from the "Daily Worker" of August 3, 1949, captioned "Witchhunter Clark was Stooze for Oil Firms." The article points out that Clark was a \$12,000 a year representative of the oil interests in Texas.

ALLEGATIONS 3 AND 4

3. Alleged Clark passed back checks.
4. Alleged Clark known to have had questionable associates.

Bureau files do not reflect any information concerning above allegations.

ALLEGATION 5

5. Alleged Clark, while Attorney General, associated with notorious Penny Binion in Las Vegas, Nevada, and Willie Heeney in Florida.

In connection with the allegation that Clark visited Benny Binion in Las Vegas, Nevada, we received information to this effect. Salt Lake City by memorandum dated March 16, 1948, marked Personal and Confidential, set forth information furnished by [redacted] Confidential Informant [redacted] that between 12:01 a.m. and 5:00 a.m. on March 9, 1948, Attorney General Clark visited the home of Benny Binion in Las Vegas. Binion was described as the former Dallas, Texas, hoodlum who then owned the Las Vegas Club in Las Vegas. There is no indication this information was furnished to the Department at that time. Mr. Rogers is being furnished this information with the advice that no investigation was conducted inasmuch as no violation was alleged.

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In connection with the allegation that Clark, while Attorney General, associated with Willie Heeney in Florida, the Bureau is presently conducting an investigation into allegations that Clark visited Heeney in Florida. This investigation is captioned "Louis Camrugen, was, et al, Bribery, Parole Matter, Falsely Claiming Citizenship, Perjury," and copies of reports in this matter have been furnished to the Department. Concerning Clark's alleged visit with Heeney in Florida, the reports of Special Agents John R. Philips dated June 3, 1953, Chicago, Illinois, and Charles J. Mathews dated June 3, 1953, have been furnished to Assistant Attorney General Olney. The investigation to date has failed to either prove or disprove this allegation. Additional leads are being expeditiously covered to run out this allegation.

TO: Mr. Tolson

June 17, 1953

FROM: L.P. Nichols

SUBJECT:

200
 Mike Horan of the Department stopped by my office advising Mr. McGuire today that Mr. Rogers had sent a memorandum to the Director on May 27, 1953, regarding certain question the Keating Committee proposed in regard to former Attorney General Tom C. Clark, and that the Director, under date of June 3, 1953, replied to Mr. Rogers to the effect that a review was being made of the material in the Bureau and that the results would be transmitted to Rogers as soon as possible. Horan advised that Bob Collier, Counsel for the Keating Committee, would be in the Department this afternoon and Mr. Rogers had inquired as to whether we had any idea when the review might be completed.

Mr McGuire checked with Mr. Malley in the Investigative Division who stated the review had been completed and was in the typing process this afternoon and was being sent through for approval late this afternoon. Accordingly, Horan was informed that the Bureau review was in the finishing stages and would probably be over to Mr. Rogers in the next day or so.

Horan stated this was fine as they did not know whether to tell Collier it would be another week or ten days, but they would, accordingly, tell Collier they will have the answers the Keating Committee requested within the next few days.

cc: Mr. Ladd
 Mr. Rosen

J.M:arm

162-97557- ✓
 NOT RECORDED
 146 JUN 26 1953

62-97557-
 ORIGINAL FILED IN

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 7/1/83 BY SP-8 BTJ/W

INITIALS ON ORIGINAL

56 JUL 7 1953

June 18, 1953

Mr. William P. Rogers
Deputy Attorney General
Director, FBI

REPORT OF THE KEATING COMMITTEE
U. S. SENATE, HOUSE REPORT NO. 1000

Reference is made to your memorandum of May 27, 1953, advising that in connection with a request of the Keating Committee you desire to know whether the FBI has ever furnished the Department with any information relative to five allegations concerning Tom C. Clark which were set out verbatim as furnished by Congressman Keating. A check of our files for the five matters outlined in your memorandum has been completed and the results thereof are being set out below in relation to each of the five allegations.

ALLEGATIONS 1 AND 2

"1. Allegations indicate Clark in disrepute in Texas by virtue of dealings in hot oil cases.

"2. Alleged he received pay-offs from oil companies to persuade his partner, Bill McGraw, not to prosecute when McGraw State Attorney General."

62-97557-
NOT RECORDED
146 JUN 24 1953

You refer to my memorandum to the Assistant to the Attorney General dated August 6, 1941, enclosing two copies of an anonymous communication addressed to Mr. Stephen J. Early relative to Mr. Clark and point out there is no indication whether the writer of the anonymous communication was referring to a matter related to any of the cited allegations. There is no information in our files to further identify this matter with any of the cited allegations. (62-50723)

In addition to the memorandum of August 6, 1941, the following two memoranda to the Attorney General appear to concern the above allegations:

- (1) Memorandum to the Attorney General dated February 7, 1947, captioned "Unknown Subject, George W. Wilburno - Victim, Extortion." (62-914-?)
- (2) Confidential memorandum dated August 3, 1949, to the Attorney General captioned "Domestic Administration Issues, Internal Security - C" and attached photostat of the newspaper article in the "Daily Worker" at August 3, 1949, referred to therein.

MAILED 6
JUN 18 1953
COMM-FBI

JUN 30 1953

INITIALS ON ORIGINAL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9/1/83 BY SP-8 BTJ/RLS

- Tolson
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- Belmont
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- Mohr
- Winterrowd
- Tele. Room
- Holloman
- Siroo
- Miss Gandy

ORIGINAL FILED IN 62-97556-107

Mr. William J. Rogers
Deputy Attorney General

ALL CONTENTS 3 AND 4

"3. Alleged Clark passed buck checks.

"4. Alleged Clark known to have had questionable associates."

Bureau files do not contain any information concerning the above allegations.

ALLEGATION 5

"5. Alleged Clark, while Attorney General, associated with notorious Benny Binion in Las Vegas, Nevada, and Willie Heeney in Florida."

In connection with the allegation that Clark, while Attorney General, associated with Willie Heeney in Florida, the Bureau is presently conducting an investigation into allegations that Clark visited Heeney in Florida. This investigation is captioned "Louis Campagna, was., et al, Bribery, Harboring Matter, Falsely Claiming Citizenship, Perjury," and copies of reports in this matter have been furnished to the Department. Concerning Clark's alleged visit with Heeney in Florida, the reports of Special Agents Joan R. Phillips dated June 2, 1953, Chicago, Illinois, and Charles J. Matthews dated June 3, 1953, Miami, Florida, have been furnished to Assistant Attorney General Olney. The investigation to date has developed no information to prove or disprove this allegation. The remaining investigation concerning this allegation is being expeditiously handled and the results thereof will be forwarded to Mr. Olney. It is further noted that in the investigation concerning Louis Campagna, was., et al, referred to above, Tom C. Clark's name has been mentioned. However, none of the information or allegations, with the exception of that concerning Willie Heeney, appear to have any relation to the allegations cited by Representative Keating. As noted above, copies of reports in the Campagna matter have been furnished to the Department.

(58-2000)

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 Sizoo _____
Miss Gandy _____

There is no record of the Bureau having specifically furnished any information alleging that Clark, while Attorney General, associated with Benny Binion in Las Vegas, Nevada. However, in March of 1948, a confidential informant of known reliability advised that on March 9, 1948, between the hours of 12:01 a.m. and 5:00 a.m., Tom Clark visited the home of Benny

Mr. William C. Rogers
Deputy Attorney General

Simon in Las Vegas. This information was not furnished to the Department and no investigation was conducted by this Bureau inasmuch as no violation was alleged. now decons. ^{b2}_{b7D}

In the absence of further instructions from you, it is not contemplated that any additional action will be taken by the Bureau in this matter.

Tolson _____
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Nichols _____
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Tele. Room _____
Holloman _____
 Sizoo _____
Miss Gandy _____

Director, FBI

June 18, 1953

SAC, WFO (62-7101)

KEATING COMMITTEE

On this date, Special Agent W. WADE BROMWELL, who is on loan to the Keating Committee, made available the following enclosures, which are being furnished the Bureau herewith:

1. Copy of letter from Chairman KEATING to Justice TOM C. CLARK, inviting him to testify before the Committee
2. Copy of letter dated June 17, 1953, from Justice TOM C. CLARK to Chairman KEATING
3. Attachment accompanying letter of Justice CLARK of June 17, 1953
4. Copy of press release issued by the Committee on the Judiciary, Subcommittee to Investigate the Department of Justice, released at 6:30 P.M., June 17, 1953.

62-97557- ✓

NOT RECORDED
146 JUN 25 1953

EBH:MCP
Enclosures (4)

INITIALS IN ORIGINAL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/AV

56 JUN 30 1953

ORIGINAL FILED IN 62-97556-

4:36

June 17, 1953

MEMORANDUM FOR MR. TOLSON
MR. LADD
MR. BELMONT
MR. NICHOLS

I called the Attorney General to let him know that former Attorney General Clark has refused to appear before the Committee. He was most appreciative of receiving this information.

Very truly yours,

John Edgar Hoover
Director

Tim 10/1. k

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/RW

102-27557-1
NOT RECORDED
145 JUN 18 1953

ORIGINAL COPY FILED IN

36 JUN 23 1953

Memorandum for Mr. Ladd

He stated that he knew our investigation was continuing with reference to the parolees but he was particularly concerned about Tom Clark.

(Tom Clark was interviewed by SAC Hood and denied that he received any funds in connection with any of the paroles.)

What is our leadline on this investigation.

Memo to Ladd
2-10-53
W.H.H.

AIRTEL

OCTOBER 6, 1954

SAC, WASHINGTON FIELD (62-7197) (BCS)

THOMAS G. CLARK, ET AL, MISCONDUCT IN OFFICE. REBUCLAT 9/29/54.
CAPTIONED MATTER MAY BE CLOSED IN YOUR OFFICE, SUBJECT TO BEING
REOPENED IN THE EVENT FURTHER INVESTIGATION IS REQUESTED BY THE
DEPARTMENT.

HOOVER

RECORDED - 5

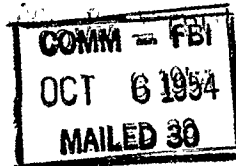
62-97557 - 85

ECW:dem *dem*

EX - 107

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/aw

Tolson _____
Boardman _____
Nichols _____
Belmont _____
Glavin _____
Harbo _____
Rosen _____
Tamm _____
Tracy _____
Mohr _____
Winterrowd _____
Tele. Room _____
Holloman _____
Miss Gandy _____



Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: September 29, 1954

FROM : SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

dot

This case has been carried in a pending inactive status in accord with Bureau instructions contained in Bulet January 6, 1953. *per 81*

Bureau authority to close this case, subject to being reopened in the event additional investigation should become necessary, is respectfully requested.

La

HBF:VIM

RECORDED - 113

62-97557-85

17 SEP 30 1954

*Original to
10/15
10-2-54
ECW/ham*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7-7-83 BY SP-8 BTJ/ML

[Signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (62-97557)

DATE: 9/16/55

FROM: SAC, WFO (62-7197)

SUBJECT: THOMAS C. CLARK
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

WFO

ReBuairtel 10/6/54. *new 85*

The Bureau is requested to advise WFO if the bulky exhibits presently being maintained may be destroyed or otherwise disposed of.

These exhibits are Photostats of documents as listed on pages 164 thru 167 of report of SA EDWARD J. HAYES, dated 10/3/52, at Washington, D. C.

EJA:dct
(3)

RECORDED - 88

62-97557-86

SEP 20 1955

EX - 113

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BTJ/MD

9/20/55
Trans to WFO
7/21

SAC, Washington Field (62-7197)

September 26, 1955

RECORDED-37

Director, FBI (62-97557) - 86

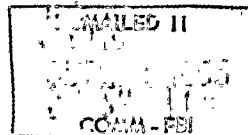
THOMAS ¹²¹ CLARK;
HERBERT A. BERGSON
MISCONDUCT IN OFFICE

Reurmemo 9/16/55.

A copy of the enclosures forwarded to the Bureau with the report of SA Edward J. Hayes, dated 10/3/52, at Washington, D. C., are being retained by the Bureau. Accordingly, it will not be necessary for your office to retain Photostats of the exhibits.

RGK:dls
(4) *dls*

Tolson _____
Boardman _____
Nichols _____
Belmont _____
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Winterrowd _____
Tele. Room _____
Holloman _____
Gandy _____



ALL INFORMATION CONTAINED
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62-97557-87, 88, 89

CHANGED TO

62-72944-398X, 440X, 449X

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY SP-8 BJA/AL

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UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. Tavel

DATE: 7-31-69

FROM :

SUBJECT: THOMAS C. CLARK; et al
MISCONDUCT IN OFFICE

7742

b6
b7c

Bulky Exhibit File Number: 62-97557-55

We are in the process of reviewing all bulky exhibits in order that we may dispose of those which serve no further purpose. Inasmuch as many of the bulky exhibits pertain to inactive cases and are occupying badly needed space, it is requested that the appropriate substantive supervisor review the above-listed bulky exhibit and render a decision as to its retention or disposition. A notation as to the decision reached may be placed on this memorandum. The memorandum should be returned to the Filing Unit of the Records Branch, Room 1116, Identification Building, for filing in the case file.

RECOMMENDATION:

That captioned bulky exhibit be reviewed and a decision rendered as to the retention or disposition of the material.

OTB:csa
 Retain Destroy Other Disposition _____

Reason for Decision *Exhibits consist of Photostats of documents from Antitrust Division file. Not sent to Department with copy of report. Statute of limitations ran on all allegations. Case closed June 54*

Signature of Reviewing Supervisor

Destroyed 8/8/69

62-97557-

NOT RECORDED
186 AUG 8 1969

4-43

7 8 AUG 8 1969
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/1/83 BY 88-8 BTJ/aw

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. J. Edgar Hoover, Director
 Federal Bureau of Investigation
 Attention: Mr. Alex Rosen

FROM : David L. Bazelon, Assistant Attorney General
 DLB Director, Office of Alien Property

SUBJECT:

MAIL ROOM (9-21-1174)
 DATE: August 29, 1947

George J. Yamataka v. Tom C. Clark, Attorney General, as successor to the Alien Property Custodian and ... M. J. Lian as Treasurer of the United States (Request No. 6)

This investigation is being requested for the purpose of ascertaining facts upon which the defense of this action may be predicated.

This suit was filed in the Southern Division of the United States Court for the Northern District of California on April 23, 1945. The plaintiff alleges that he is a native born citizen of the United States and that he is not an enemy or an ally of an enemy, and that the suit is brought under the provisions of Section 9(a) of the Trading with the Enemy Act, as amended. He alleges that on July 25, 1941, he became the owner of the seed business conducted by him under the fictitious name and style of Hollister Seed Company. The assets of the business consisted of (1) personal property of the value of \$5,000; (2) goodwill of the value of \$1,000; and (3) four bank accounts in the Bank of America designated as follows: (a) a commercial account of \$1,235.49; (b) a savings account, No. 4196, of \$16,905.11; (c) a savings account, No. 4934, of \$8,036.42; and (d) another commercial account in the amount of \$998.90.

The Alien Property Custodian vested this business by issuing Vesting Order No. 3179, dated February 16, 1944, and recorded in 9 Federal Register 6268 on June 9, 1944. The Vesting Order was predicated upon the claim and finding by the Custodian that the seized property was owned by Joe G. Yamataka, a national of Japan. The plaintiff, on the other hand, alleges that he purchased the seized property from his father, Joe G. Yamataka, on July 25, 1941.

The defendants in their answer set up three special defenses.

1. The plaintiff failed to state a claim against the defendants upon which relief may be granted.
2. (a) The alleged transfer from Joe G. Yamataka on July 25, 1941, to the plaintiff was to "cloak and conceal" the fact that Joe G. Yamataka was and is the beneficial owner of the Hollister Seed Company and its assets. (b) The purported transfer of title was effected by the plaintiff and others in a conspiracy to defraud the United States by concealing the true beneficial ownership of the Hollister Seed Company and its assets and thereby prevent seizure in the event of war.

*Wm San Juan
 9/13/47
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SE 114-101-1
 EX-431
 11-21

was a " sham" and did not transfer ownership of the Hollister Seed Company and its assets to the plaintiff. (c) Between July 25, 1941, when title to the Hollister Seed Company and its assets were allegedly transferred to the plaintiff, and February 16, 1944, when the property was vested by the Justician, the real and beneficial ownership of Hollister Seed Company and its assets continued to be in Joe G. Yamataka, a national of a designated enemy country (Japan) within the purview of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended. (d) The sums at all times deposited in savings account No. 4934 and the commercial account opened by the plaintiff in his own name in the Bank of America, Hollister Branch on January 17, 1942 and April 29, 1944, respectively, represented funds belonging to the Hollister Seed Company and have constituted part of its assets.

3. At all times since the purported transfer of title to Hollister Seed Company and its assets to the plaintiff on July 25, 1941, the plaintiff, with respect to this business and its assets, including the sums at all times deposited in the savings and commercial accounts opened by the plaintiff in his own name, has been controlled by or acting for or in behalf of and has been a cloak for Joe G. Yamataka, a citizen and subject of Japan residing within that country since before December 5, 1941. The plaintiff is therefore a national of a foreign and of a designated enemy country (Japan) within the meaning of the Trading with the Enemy Act, as amended, Executive Order No. 8389, as amended, and Executive Order No. 9095, as amended, and has no standing to institute or maintain this action and fails to state a claim upon which relief may be granted.

Statement of Facts

The plaintiff, George J. Yamataka, is a citizen of the United States and of the State of California and was born on October 9, 1922 in Hollister, San Benito County, California. He lived in Japan from 1934 to January 31, 1935, and from September 10, 1936 to June 12, 1941. His father, Joe G. Yamataka, his mother, Mikuyo, two sisters, Mary and Flora, and his brother, Thomas (the latter three having been born in Hollister, California) are all residents of Hiroshima, Japan. Joe G. Yamataka was born in Hiroshima, Japan, on October 20, 1888, and entered the United States through the port of San Francisco July 19, 1905. He worked at farming and eventually established the business of growing and selling vegetable seeds at Hollister, California. On December 11, 1935, he filed a certificate with the Clerk of San Benito County stating that he was doing business under the firm name and style of Hollister Seed Company. During the period 1934 to 1941 Joe G. Yamataka lived in Japan 51 out of 83 months and has been a resident of Japan from August 3, 1941 to date. Upon his return to the United States on June 12, 1941,

he was accompanied by the plaintiff, who was then eighteen years of age.

Five weeks later on July 19, 1941, Joe G. Yamanaka filed an application for a reentry permit. In this application he stated in answer to questions in the application for reentry permit that he was a seed and garlic grower and merchant with a place of business at Hollister, California, and that he was employed by himself. He also stated that his reason for going abroad was to "See my ill wife; business" and that he "would like to receive the permit as soon as possible. If my wife becomes too ill, I wish to sail on the vessel leaving August 8". He was granted Reentry Permit No. 1356160 on July 24, 1941. According to the regulations of the Immigration Department the applicant was required to call for it in person at 107 Customs House, San Francisco, California.

On July 25, 1941, the plaintiff and Joe G. Yamanaka went to the office of Saburo Kido, an attorney, 1623 Webster Street, San Francisco. A bill of sale was prepared which recites that Joe G. Yamanaka sold to George J. Yamanaka (the plaintiff) the business conducted under the name of Hollister Seed Company, together with all of the furniture, fixtures, stock, etc., for the sum of \$10.00, the receipt of which was acknowledged in the bill of sale. An affidavit dated January 8, 1942, filed with the Federal Reserve Bank, San Francisco, by the plaintiff contains the following statement "Affiant feels that it was a gift from his father to him as he only paid \$10.00 for said business." However, Helen Matsuura, the sister of the plaintiff, in connection with an investigation of the occupation of land by Japanese was asked "Did your father turn the business over to you folks and what sort of transaction did you have?" to which she answered "We had a bill of sale. It was more of a gift as there was no consideration given." She also stated "In July of 1941, my father turned over the Hollister farm to my brother George J. Yamanaka, and he left for Japan on August 9, 1941."

On the same date, July 25, 1941, the plaintiff and his father, Joe G. Yamanaka, called at the bank of America, Hollister Branch, and advised Harry Elohn, Chief Clerk, that he was transferring part of his account and the business of the Hollister Seed Company to his son. The account was carried in the name of Joe G. Yamanaka as sole owner, but authorization to sign checks was extended to his daughter, L. H. Yamanaka (Matsuura). Joe G. Yamanaka made a check payable to the plaintiff in the amount of \$3,300, who immediately opened a new commercial account in the name of the Hollister Seed Company. Joe G. Yamanaka, L. H. Yamanaka and the plaintiff were authorized to make withdrawals and to sign checks. In other words, after the change was made the only difference in the account was that it now purported to be owned by the plaintiff, although his father and sister could still withdraw funds.

There were three motor vehicles registered in the name of Joe G. Yamanaka, and he signed the pink title slips which would permit the transfer of ownership of these vehicles to the plaintiff. The

bill of sale was not recorded, but there was published in the Free Lance, a newspaper of general circulation published in Hollister, California, a certificate in which the plaintiff stated that he was the owner of the seed business and would continue to do business under the firm name and style of Hollister Seed Company. Joe G. Yamanaka sailed for Japan on August 3, 1941. There was no change in the operation of the business. It was operated after July 25, 1941 as before by the son-in-law, Edwin T. Matsuura and M. K. Matsuura, the daughter of Joe G. Yamanaka. The plaintiff, in the meantime, continued his studies at the Hollister High School.

The Bank of America, Hollister, California, filed a report Form TFR-300, Series J, with the Federal Reserve Bank at San Francisco on December 26, 1941, in which it reported the account of the plaintiff doing business as Hollister Seed Company, and under part D 1 appears the following: "See publication of ownership attached (Free Lance, Hollister, California, July 26, 1941) also copy of signature card placed in our files at opening of present acct. on 7/25/41. Geo. J. Yamanaka and M. K. Yamanaka are brother and sister and U.S. citizens. Joe G. Yamanaka is father and left for Japan about 7/25/41. Husband of daughter and Manager of the Co. was picked up on Dec. 8 '41 by F.B.I. but released 12/10/41. His name Edwin Takashi Matsuura." Paragraph 2 under part D directed the bank to describe any adverse or other claims, etc. Under this heading the bank wrote "Please refer to letter sent J. H. Callarte, Asst. Cashier, International Banking Dept., Bank of America, N.T.S.A., Head Offices, San Francisco, Calif. dated Dec. 12, 1941, a copy of which he was requested to turn over to your office." A telegram from the San Francisco office of the Alien Property Custodian to the Custodian dated May 25, 1945 reads as follows:

" * * * We are advised by Mr. Sherman of Foreign Funds that the subject accounts of Hollister Seed Co. were not blocked pursuant to specific instruction of Department but that bank originated blocking action for the reason that Joe G. Yamanaka had authority to draw on such accounts and on the theory that Joe G. Yamanaka had an interest in such accounts and was subject to blocking under Executive Order No. 6389. Apparently because of such blocking, applications were made for Treasury operating licenses which were granted."

After the funds were blocked it was necessary to secure licenses to operate the business. Sixteen applications were filed. The applicant was described as George J. Yamanaka, doing business as Hollister Seed Company, but the signature of the application read Hollister Seed Company by George J. Yamanaka. The first three applications are the most significant. The application reads "(3) The applicant is and has been a citizen of" and "(4) The nationality of the applicant is". In every application the answer to (3) is "Hollister, California". The answer to number (4) is not uniform. In application SF 16544, dated December 31, 1941, the answer to (4) is "Japanese". Application SF 17222, dated January 8, 1942, the answer to (4) is "Japanese (American Citizen)". In Application SF 17223, dated January 8, 1942, the answer to (4) is

"Japanese (American Citizen)". In the next four applications the answer to (4) is "American Citizen (Japanese Ancestry)", followed by the next application in which the answer to (4) is "(U.S. Citizen) Japanese descent", followed by seven applications in which (4) is answered "American Citizen (Japanese Descent)", and finally an application for a personal license by George J. Yamataka in which the answer to (4) is "American of Japanese Ancestry". The business was operated under these licenses until May 21, 1942 and was vested by the Alien Property Custodian on February 16, 1944.

The following facts of a general nature throw some light on the transfer from Joe G. Yamataka to the plaintiff. An income tax return was filed on behalf of Joe G. Yamataka, doing business as the Hollister Seed Company for the period January 1, 1941 to July 25, 1941. George J. Yamataka, doing business as the Hollister Seed Company filed an income tax return for the period July 25, 1941 to December 31, 1941. Although the plaintiff reported net income for the period of \$2,257.21, Joe G. Yamataka took a deduction of \$233.31 for the plaintiff as a dependant. One explanation that the plaintiff gave for the transfer of the business to him is contained in an affidavit which he filed with the Custodian in December 1944, reading as follows:

"It was understood at that time [apparently when his father returned to Japan in 1936 to take up residence with his family] that as soon as I, George J. Yamataka, was able my father Joe G. Yamataka would give me the Hollister Seed Company and all its assets. My father was sick, had diabetes and intended to return to Japan."

Despite the alleged sale on July 25, 1941, the three motor vehicles were registered for the year 1942 in the name of Joe G. Yamataka. Since George J. Yamataka was unable to secure insurance he applied for a Treasury license and subsequently transferred title from Joe G. Yamataka to himself. On February 4, 1942, Joan T. Lewis, Esquire, the district attorney of San Benito County, and apparently the attorney for the plaintiff, wrote a letter to the Federal Reserve Bank at San Francisco, California, as follows:

"Do you feel that we should make a return on the gift tax and pay our tax, or do you feel that it is a subterfuge. The boy is only holding it as a trustee, and do you further feel that the boy will be entitled to continue doing business under the temporary license."

Subsequently, he was asked to make an explanation of this statement, and Mr. Lewis said that he was asking a question and not making a statement, and that it now appeared to him that the misinterpretation came from improper punctuation and that there should have been no period after the word "subterfuge" and that it should have been followed by the word "and". He also stated that he probably was not counsel for the plaintiff when he wrote this letter. The books of the plaintiff show payments to him of \$12.50 on December 31, 1941, \$12.50 January 2, 1942, and \$20.00 on

April 3, 1942. The Federal Reserve Bank answered this letter on February 5, 1942, and is quoted in part as follows:

" * * * It would appear that if the father of George J. Yamanaka transferred the title of his business interest in the Hollister Seed Company to George Yamanaka last July or August, such transfer would have been permissible at that time under General License No. 68, provided however that the father was qualified as a generally licensed national under General License No. 68. Any further transaction with respect to this property should be consummated under special license since the boy George Yamanaka appears to be a minor, and that being so there still remains an interest in the business for the father."

Returning again to July 25, 1941, the day on which the alleged transfer took place, certain things happened on that day which might have caused the transfer. The San Francisco News is an afternoon newspaper published in San Francisco and available on the news stands in San Francisco at 11:00 A.M., and in the neighboring communities, such as Hollister, at 3:00 P.M. The following headlines appeared in the issue of that day: "F.R. SEIZES ASSETS AGAINST JAPANESE. FREEZING OF ASSETS IN U.S. BY TOKYO. July 25, 1941, Hyde Park." Then followed the story. The San Francisco Chronicle is a morning newspaper published in San Francisco and is available at the news stands in San Francisco at 6:30 P.M., and in Hollister at 9:00 P.M. on the evening of the day preceding its date. On July 25, 1941, the Chronicle published a story dated July 26, 1941. The story was carried as follows: "F.R. SEIZES UP JAPANESE ASSETS. WASHINGTON, D.C. July 25, 1941" followed by the detailed story announcing the freezing of Japanese assets. It also appears that Mr. Lorrill, Foreign Funds Control had as a result of telephone conversations with Washington arranged for placing supervisors in Japanese banks in San Francisco on July 25, 1941. Mr. Jacks, of the Office of the Chief of National Bank Examiners, stated that supervisors were placed in Japanese banks about 4:00 P.M. on July 25, 1941. Mr. Wilson, Liquidator of the Yokohama Specie Bank, stated that his records show that supervisors were placed in that bank at 4:00 P.M. on July 25, 1941.

All of this is important in relation to the reasons why Joe G. Yamanaka made the transfer to the plaintiff. The plaintiff has stated in an affidavit that neither he nor his father had any information of the President's contemplated action. As pointed out above, as recently as July 19, 1941, Joe G. Yamanaka had filed an application for a reentry permit which was granted on July 24, 1941, and which he was required to call for in person. If therefore, he was in San Francisco on July 25, 1941, it is extremely unlikely that he failed to know either through the newspapers or banking connections that the President was to issue

an executive order that day freezing all Japanese assets in the United States.

An examination of such of the books as have been made available throw very little light on the question of whether the transaction was a sham bank check. Although the plaintiff opened a new account in the same name, Hollister Seed Company, he nevertheless continued to use the old printed checkbook of Hollister Seed Company. The checks read "Hollister Seed Company, Joe G. Yamanaka, Prop." The plaintiff by using a rubber stamp blocked out the name of Joe G. Yamanaka and substituted his own as proprietor. In one book at the top of a new page is a heading "1941 Geo. J. Yamanaka". The first entry was July 26, 1941, but the six was made over into the figure five. There was a deposit in the account of Hollister Seed Company on July 26, 1941, in the amount of \$650.00 which came from Joe G. Yamanaka. There were several entries in the cash book which indicated that the plaintiff continued to pay the debts of Joe G. Yamanaka. On October 25, 1941, there is an item of \$202.00, a check to the Bank of America, with a notation (J.Y. followed by Japanese characters), and another on November 17, 1941, for \$176.75, also to the Bank of America with an entry "(JY)". On November 8, 1941, there was a check drawn on the Bank of America in the sum of \$500.00 payable to the Hollister Seed Company and signed Joe G. Yamanaka by H. G. Yamanaka and bearing a rubber stamp endorsement of Hollister Seed Company. The check was returned to the Hollister Seed Company with the notation "Account Blocked - we charge your account and return herewith". On page 45 of the book recording collections the collections for July 25 and 26, 1941, were entered in the book. They were then lined out and again entered on page 47 under the heading of George J. Yamanaka.

Investigation Requested

1. Joe G. Yamanaka filed an application for a reentry permit on July 19, 1941. Permit no. 1356160 was issued on July 24, 1941. The applicant was required to call for it in person at the office of Immigration and Naturalization, 107 Customs House, San Francisco, California. Examine the records of that office to determine the exact time and date that Joe G. Yamanaka received his permit and whether he was accompanied by the plaintiff, George J. Yamanaka. Photostat all records which would place Joe G. Yamanaka in San Francisco on July 25, 1941.
2. Examine the files of the San Francisco News and secure either an original or a photostat of the issue of July 25, 1941, which appeared on the streets of San Francisco at 11:00 A.M. on that date carrying the story that Japanese assets would be frozen. Also secure a statement from a reliable official as to the time that this particular issue was sold on the streets of San Francisco and also in Hollister.
3. Examine the files of the San Francisco Chronicle and secure either an original or a photostat of the issue dated July 26, 1941, carrying the story that Japanese assets in America had been frozen and

also secure a statement from a reliable official as to the time that this particular issue was sold on the streets of San Francisco and also in Hollister.

4. Interview Saburo Kido, an attorney, whose last known address was 1623 Webster Street, San Francisco, California. He drafted the bill of sale from Joe G. Yamanaka to George J. Yamanaka and also prepared the certificate that George J. Yamanaka was doing business under the firm name and style of Hollister Seed Company. The statement should cover all the circumstances surrounding the visit of the Yamanakas and the drafting of these documents. Ascertain the exact time of day on July 25, 1941, that the Yamanakas arrived at his office, how long they remained, who was present and the time they left, the substance of their conversations and particularly the reason for the transfer of the business. Determine what discussion, if any, was had of the fact that George J. Yamanaka was a minor 18 years of age and what steps had to be taken in order for him as a minor to operate the business. Was the consideration of \$10.00 actually paid and how was this amount arrived at? Was there any discussion of whether the transfer was a gift and if so whether a gift tax return should be filed? Did he personally witness the signature of Joe G. Yamanaka on the pink transfer slips authorizing the transfer of title to three motor vehicles to George J. Yamanaka? Secure copies of all files, diary notes or day book, also a copy of his bill for services. Ascertain whether Kido or the Yamanakas had any knowledge at that time of the prospective freezing order. Examine Kido as to whether the property was to be held for Joe G. Yamanaka and obtain all information relative to the Government's defense that the entire transaction was a sham and a cloak for the purpose of defrauding the United States and preventing seizure of the property in the event of war.

5. Interview the officials of the Bank of America, Hollister Branch, Hollister, California. Ascertain the exact time on July 25, 1941, that Joe G. Yamanaka and George J. Yamanaka went to the bank and arranged for the transfer of \$3,300 from the account of Joe G. Yamanaka to George J. Yamanaka. Determine whether the bank had any rules with respect to commercial accounts being opened by minors and what if any discussion was had at the time the account was opened by the plaintiff, who was then 18 years of age. What if anything was said with respect to whether the transfer of the business was a gift or a sale and whether the bank has any information that the plaintiff was holding the business for his father, Joe G. Yamanaka. Photostats should be obtained of all signature cards of all accounts at the bank from 1935 to date in which Joe G. Yamanaka or George J. Yamanaka had any interest. Photostat a letter dated December 12, 1941, from the Hollister Branch of the Bank of America to J. H. Gallarte, Assistant Cashier, International Banking Department, Bank of America. Interview L. Blohm, Chief Clerk, Bank of America, Hollister Branch, with respect to the conversations had with the Yamanakas on July 25, 1941. It will be necessary to account for the activities of the Yamanakas every hour of the day of July 25 and 26, 1941, so for that purpose great care should be exercised in determining the time and place and termination of all conferences. What reason, if any, was given for the transfer from Joe G. Yamanaka to George J. Yamanaka?

What arrangements were made with the bank for permitting the plaintiff to use the printed checks formerly used by Hollister Seed Company when it was owned by Joe G. Yamanaka? What arrangements were made to pay checks which were outstanding on the account of Joe G. Yamanaka? Were they charged to a balance in the account of Joe G. Yamanaka, or were they charged to the account of Hollister Seed Company, George J. Yamanaka? Secure an explanation of the following transactions:

- (a) A deposit in the Hollister Seed Company account on July 26, 1941, by Joe G. Yamanaka.
- (b) A payment to the Bank of America on October 29, 1941, for \$202.00.
- (c) A payment to the Bank of America on October 29, 1941, for \$101.00.
- (d) A payment to the Bank of America on October 23, 1941, for \$200.00.
- (e) A deposit in the Bank of America on August 2, 1941, of two coupons - \$70.00.
- (f) A deposit in the Bank of America of coupons in the amount of \$70.00 on August 11, 1941.
- (g) A payment to the Bank of America on November 17, 1941, of \$176.75.
- (h) Did the Bank of America refuse a deposit to the plaintiff's account on December 8, 1941, and if so, why?
- (i) A charge of \$1.05 for the return of a check of Joe G. Yamanaka.
- (j) A check to the Yokohama Specie Bank, dated August 13, 1941.

Ascertain whether the Yamanakas made any mention of having knowledge of the prospective freezing order at the time the account was transferred. Obtain a photostat of a letter from Joe G. Yamanaka to the Bank of America, dated August 2, 1941, authorizing delivery of 140 shares of Bank of America stock and 700 shares of Transamerica stock. Examine the entire file of the bank with respect to the accounts of Joe G. Yamanaka and George J. Yamanaka and make photostats of all relevant documents.

6. Examine the records of the telephone company for calls from San Francisco to the Yamanakas on July 25, 1941. The telephone numbers of Hollister Seed Company were Hollister 15 F 12 and 15 F 13. Check also the telephone records of Saburo Kido, as he may have telephoned the information about the freezing order to the Yamanakas.

7. Obtain a copy of the record of attendance by George J. Yamanaka at Hollister High School from June, 1941 until the time he was evacuated in 1942.

8. Examine the records of the Free Lance, a newspaper published in Hollister, California, for July 26, 1941. Obtain an original or a

photostat of that issue containing the notice that George J. Yamanaka was the owner of and doing business under the firm name and style of Hollister Seed Company. Interview the publisher and determine the time the notice was delivered to him for publication and any conversation he had relative thereto with Joe G. Yamanaka or George J. Yamanaka.

9. Examine the records of the Division of Motor Vehicles for the State of California and obtain certified copies of records of registration of three motor vehicles (1) a 1939 Ford-8 Pickup, (2) a 1940 Chevrolet Six, Engine No. 3437604, and (3) a 1938 Chevrolet Six, Engine No. 1498974, which were registered in 1941 and again in 1942 in the name of Joe G. Yamanaka and transferred later in 1942 to George J. Yamanaka. Obtain photostats of the pink slips transferring the title, together with all correspondence relative thereto.

10. According to an affidavit filed by the plaintiff, his father, Joe G. Yamanaka, was sick with diabetes and that was one of the reasons he was returning to Japan. Check the local doctors in Hollister to see if he had ever been treated and also whether any of the people at the bank knew he was a sick man.

11. Examine the records of Selective Service to determine why George J. Yamanaka was refused for service. Obtain photostats of any pertinent documents. It is understood that the plaintiff will testify that he volunteered for service. Ascertain from the records whether this statement is true.

12. Interview Miss Kate Dooling at Hollister, California, who owned the ranch on which the Hollister Seed Company was operated. The lease originally was from Kate Dooling to the daughter of Joe G. Yamanaka, whose name was M. N. Yamanaka Natsuura. Ascertain whether Kate Dooling transferred the lease to George J. Yamanaka when he became the owner of the Hollister Seed Company, and what if any conferences were had with the Yamanakas relative to the transfer of the business and the reasons therefor.

13. Examine the records of A. J. Holbrook & Company, Hollister, California. They are the insurance agents for the Hollister Seed Company. Find out whether the insurable interest in all of their fire, theft and automobile policies was transferred from Joe G. Yamanaka to George J. Yamanaka on July 25, 1941, or subsequent to that date.

14. Interview the Clerk of San Benito County, California, who is located at Hollister, and obtain a certified copy of the certificate filed by Joe G. Yamanaka on December 11, 1935, that he was doing business under the firm name and style of Hollister Seed Company, and also a certified copy of the certificate filed by George J. Yamanaka on July 26, 1941, that he was doing business as the Hollister Seed Company. The Clerk has advised that the certificate of George J. Yamanaka was filed on July 26, 1941, but she was unable to give the exact time of

filing. Interview her and any others in the office with a view to determining the exact time the certificate was filed, as well as any conferences or correspondence relative thereto. Also obtain a certificate that the records do not contain a copy of the bill of sale dated July 25, 1941 from Joe C. Yamanaka to George J. Yamanaka.

15. Examine the files of the Federal Reserve Bank in San Francisco and obtain photostats of all correspondence had with the Hollister Seed Company, George J. Yamanaka, or John T. Lewis. Photostats of a letter from John T. Lewis to the bank, dated February 4, 1942, in which he intimated that the plaintiff was holding the property for his father, and the reply of the bank to Lewis, dated February 5, 1942, should be obtained. Interview the officials of the bank to secure an explanation of why the Bank of America blocked the account of the Hollister Seed Company without being directed to do so.

16. Some time after George J. Yamanaka was evacuated all the books and records, correspondence files, etc., of the Hollister Seed Company were shipped to him. The books of account are in our possession, but the checkbooks, bank statements, correspondence files, etc., from which we may be able to determine whether any change was made in the operation of the business after the alleged transfer, are apparently in possession of George J. Yamanaka. These records should be examined, if possible, to determine what, if any, changes were made in the operation of the business. Does the correspondence to the customers reflect the change in ownership? Were all the invoices and letterheads changed from Joe C. Yamanaka, Proprietor to George J. Yamanaka, Proprietor? Do all the cancelled checks show that the plaintiff was the new owner?

Conclusion

This case will be on the trial list late in September or early in October and your report will be necessary at that time. Michael L. Looney, Litigation Branch, Justice, Extension 267, is directly responsible for the case. Please reply to the attention of Mr. Henry G. Hilken, Chief, Operations Branch.

SAC, San Francisco

September 13, 1947

Director, FBI

GEORGE J. YAMANAKA v. TOM C. CLARK
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

There is enclosed a copy of a memo received from the Dept. dated 8/29/47, outlining the investigation desired in this case by the Director, Office of Alien Property.

You will note that the case is scheduled for trial in late September or early October 1947, and accordingly it is requested that you make every effort to complete the investigation at an early date.

Enclosure

COMMUNICATIONS SECTION

KEC:rwjs

MAILED 10

★ SEP 13 1947 P.M.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

Mr. Tolson _____
Mr. E. A. Tamm _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Egan _____
Mr. Gurnea _____
Mr. Harbo _____
Mr. Mohr _____
Mr. Pennington _____
Mr. Quinn Tamm _____
Tele. Room _____
Mr. Nease _____
Miss Gandy _____

51 OCT 18 1947

Handwritten initials

Office Memorandum • UNITED STATES GOVERNMENT

NS

HMK
TSC

TO : DIRECTOR, FBI

FROM : SAC, SAN FRANCISCO

SUBJECT: GEORGE J. YAMANAKA v. TOM C. CLARK,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

DATE: September 23, 1947

[Handwritten signature]

A photostatic copy of a memorandum from the Department to the Bureau requesting certain investigations concerning the above matter is being forwarded to the Salt Lake City Division, with a copy of this letter. On page eight of this request, the Department desired certain information from one SABURU KIDO. His last address, according to the files of this office, was 415 Beacon Building, Salt Lake City.

It is requested that Salt Lake City conduct the investigation requested concerning KIDO, and if KIDO is not in Salt Lake, it is desired that if possible, his present whereabouts be determined.

It will be noted that this case is scheduled for trial in late September or early October, and the Bureau has requested that the investigation be expedited.

[Handwritten signature]

RIJ/jo
114-2
2 cc Salt Lake (Airmail)(Encl.)

114

(6-112)

G.I.R.-2

RECORDED
&
INDEXED

114-101-2
OCT 1 1947

127

EX-41

OCT 7 1947 289

Federal Bureau of Investigation
United States Department of Justice
301 Continental Bank Building
Salt Lake City 1, Utah
September 29, 1947

Mr. Tolson	.....
Mr. L. A. Tamm	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Ladd	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Mohr	.....
Mr. Pennington	.....
Mr. Quinn	.....
Mr. Nease	.....
Miss Gandy	.....

Director, FBI

Re: GEORGE J. YAMANAKA vs. TOM C. CLARK,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Dear Sir:

For the information of the Los Angeles Office, the San Francisco Office forwarded a letter to Salt Lake City, dated September 23, 1947, as follows:

A photostatic copy of a memorandum from the Department to the Bureau requesting certain investigations concerning the above matter is being forwarded to the Salt Lake City Division, with a copy of this letter. On Page 8 of this request, the Department desired certain information from one SABURA KIDO. His last address, according to the files of this office, was 415 Beacon Building, Salt Lake City.

It is requested that Salt Lake City conduct the investigation requested concerning KIDO, and if KIDO is not in Salt Lake City, it is desired that, if possible, his recent whereabouts be determined.

It will be noted that this case is scheduled for trial in late September or early October, and the Bureau has requested that the investigation be expedited.

SABURA KIDO is now permanently residing in Los Angeles, California, having an office at 257 South Spring Street.

Los Angeles is requested to locate and interview KIDO in accordance with the photostatic copy of a memorandum from the Department, which is enclosed.

In view of the fact that there is no further investigation to be conducted by the Salt Lake City Division, this case is being referred upon completion to the office of origin.

RECORDED 114-1-3
INDEXED

Jay C. Newman
JAY C. NEWMAN
Special Agent in Charge



AMSD
cc: Los Angeles (Encl.) (AMSD)
cc: San Francisco
DLL:FS
114-1

EX-115

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : *HAK* SAC, San Francisco

DATE: October 11, 1947

SUBJECT: *HAK* GEORGE J. YAMANAKA v. TOM G. CLARK
ATTORNEY-GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

GEORGE J. YAMANAKA is suing the government for the return of property that was seized by the government during the war. The department contends that the property was transferred to GEORGE J. YAMANAKA from his father, JOE G. YAMANAKA, an alien, so that the property could not be seized.

Certain investigation was requested by the department, including the following: Examine the records of Selective Service to determine why GEORGE J. YAMANAKA was refused for service; obtain photostats of any pertinent documents, it is understood that the plaintiff will testify that he volunteered for service; ascertain from the records whether this statement is true.

YAMANAKA was reportedly interned at the Poston, Arizona, Camp at the time he was required to register for Selective Service.

GEORGE YAMANAKA was born October 9, 1922, at Hollister, California; his father is JOE G. YAMANAKA, and his mother is KIKUYO YAMANAKA.

Phoenix is requested to conduct investigation above outlined.

114-2
RIJ:jpm
cc: Phoenix

RECORDED

EX-32

G.I.R.-10

114-1014
18
HAK

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : *ELK*
ELK SAC, San Francisco

SUBJECT: ^① GEORGE J. YAMANAKA vs. TOM C. CLARK,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

DATE: October 8, 1947

Reference is made to your letter dated September 13, 1947.

Mr. WAYNE COLLINS, Plaintiff's Attorney, has agreed to make available all records presently in the possession of the Plaintiff sometime during the week of October 12, 1947. Mr. COLLINS also advised that he would not consent to a trial of the matter until Plaintiff's father ~~JOE YAMANAKA~~ could be returned from Japan as a witness for the Plaintiff. He expected that the trial would not be held for several months.

It is anticipated that a report in this matter should be forwarded to the Bureau by approximately October 20, 1947.

RLJ:rt
100-2

OCT 10 1947

R-366

RECORDED
INDEXED

132

EX-25

114-101-5

OCT 13 1947

K. No.

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **SAN FRANCISCO**

FILE NO. **114-1**

REPORT MADE AT LOS ANGELES	DATE WHEN MADE 10-9-47	PERIOD FOR WHICH MADE 10-3,6-47	REPORT MADE BY CHESTER C. ORTON
TITLE GEORGE J. YAMANAKA vs. TOM C. CLARK, ATTORNEY GENERAL			CHARACTER OF CASE ALIEN PROPERTY CUSTODIAN MATTER

SYNOPSIS OF FACTS:

SABURO KIDO's recollection is poor on meeting with JOE G. YAMANAKA on 7-25-41. Believes JOE called on him alone at his San Francisco offices in afternoon. JOE said he was returning to Japan and wanted to put his business in order and make a gift of the Hollister Seed Co. to his son, GEORGE J. YAMANAKA. KIDO prepared bill of sale after JOE left office and JOE executed bill of sale at KIDO's house in Berkeley that night. KIDO was only witness. Consideration of \$10 was not paid. KIDO recalls no conversation about gift taxes or transfer of "pink slips" to three automobiles. KIDO destroyed all his records at time of evacuation. KIDO unable to recall conversation with JOE re Presidential Order freezing Japanese funds. Property was not to be held for JOE but was considered outright permanent gift to GEORGE as JOE did not intend to return to USA.

RUC.

REFERENCE:

Letter from Bureau to San Francisco, September 13, 1947.
Letter from Salt Lake City to Bureau, September 29, 1947.

DETAILS:

AT LOS ANGELES, CALIFORNIA

Mr. SABURO KIDO presently maintains his offices in Room 416, Douglas Building, 257 South Spring Street, Los Angeles, telephone Michigan 9708. He is a member of the firm of WIRIN, OKRIND and KIDO. KIDO resides at 2674 South Vermont Avenue, Los Angeles, and has no phone.

APPROVED AND FORWARDED: <i>R. M. Hagedorn</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES <div style="font-size: 2em; font-weight: bold; text-align: center;">114-1016</div>	
COPIES OF THIS REPORT 3 Bureau 3 San Francisco (AMSD) (1 USA San Francisco) 2 Los Angeles	RECORDED INDEXED	

COPY IN FILE

KIDO advised that in 1941 he maintained offices at 1623 Webster Street, San Francisco, and at that time resided at 1804 Stewart Street, Berkeley, California. Some time before 1941, possibly a couple of years, KIDO had a probate matter which concerned an individual who was a teacher of a Japanese language school, the same being located on the ranch which was rented by JOE YAMANAKA, and in working on this matter he visited Hollister, California and became acquainted with the YAMANAKA family.

Thereafter, JOE YAMANAKA sent an account in to KIDO for collection. This was the extent of KIDO's association with the YAMANAKA family prior to July 25, 1941. He had never represented YAMANAKA on any prior occasion other than mentioned and he did not consider himself YAMANAKA's attorney.

KIDO stated that it was extremely difficult to recall particular instances which occurred on a particular afternoon of six years ago. However, the following is the information concerning instant matter, to the best of his recollection, inasmuch as he does not have any diary, office records, bills or files to refresh his memory in connection with this matter as all of these papers and documents were destroyed by him at the time of the evacuation and prior to his leaving California in 1942.

On the afternoon of July 25, 1941, JOE G. YAMANAKA, who hereinafter will be referred to as JOE, called in person at KIDO's office. KIDO remembers particularly that it was after lunch and believes that it was approximately in the middle of the afternoon. To the best of KIDO's recollection JOE was alone and was not accompanied by his son, GEORGE J. YAMANAKA, who hereinafter will be referred to as GEORGE.

The conversation opened with a statement by JOE that he was returning to Japan and either had made or had secured the necessary papers for his departure, and added that it was his, JOE's, intention to put his business in order prior to his leaving. KIDO does not remember but it is his recollection that some statement was made by JOE to the effect that it was not his, JOE's, intention to return to the United States but to remain permanently in Japan with his wife.

JOE told KIDO that he was the owner of the Hollister Seed Co. and that he wanted to make a gift of the company to his son, GEORGE. KIDO prior to that time was always of the opinion that the Hollister Seed Co. was a corporation and it was not until this particular conversation with JOE that he found out it was individually owned.

KIDO told JOE that the best way that this could be done was for him to prepare a bill of sale from JOE to GEORGE transferring JOE's interest in the Seed Company to his son. JOE was in somewhat of a hurry

inasmuch as he was sailing in a few days and he did not want to make any other trips to San Francisco. KIDO promised to have the bill of sale drawn up and told JOE that he would have it ready for his signature that night (July 25, 1941) at his home, which was 1804 Stewart Street, Berkeley.

KIDO said that in all transactions of this kind which were gifts that a nominal sum was always inserted for the consideration, and as a matter of practice he had always inserted the sum of \$10 as a consideration. To the best of KIDO's recollection, the sum of \$10 was not paid, he himself did not receive it, and it was his belief that it was JOE's intention not to receive any money for this transaction.

During the conversation in the office, which lasted approximately one hour, JOE made mention of the fact that his oldest daughter was M. HELEN and that she was married to EDWIN T. MATSUURA, and that they had been operating the Hollister Seed Co. for a number of years while both JOE and GEORGE had been in Japan and also because GEORGE was in school and had not as yet reached his majority. At this point KIDO ascertained from JOE that GEORGE was then only seventeen years of age but would soon be eighteen, and believed that in view of the fact that he would soon be eighteen it would be proper to make the conveyance in the manner proposed.

KIDO believes there was some conversation in which JOE said that it was his intention for his oldest son to own the company and it was a Japanese custom for the oldest male child to receive the principal inheritance. KIDO recalls JOE several times during the conversation making the statement that it was a gift, that it was complete, and that inasmuch as GEORGE would ultimately receive it he was going to give him the business at that time. However, it was JOE's intention that until GEORGE reached the proper age and until he had completed his education, it was his, JOE's, intention that the business continue to be operated by HELEN and EDWIN MATSUURA.

KIDO was questioned extensively as to who was present in the office at the time of the first conversation and who was present at home at the time the bill of sale was signed. He consistently stated that to the very best of his recollection JOE was alone at the office and at home Mrs. KIDO was in the house but was not present in the room at the time of the signing of the bill of sale.

With regard to a bill, KIDO said that in instances of this kind where there was only one instrument to be drawn up and there was no further work to be done, that most of his clients asked him when the thing was completed how much the bill would be, that he told them, and that they would pay the money on the spot, and the only record that KIDO would have was his deposits in the bank and a record on the stubs of his check books.

KIDO said that the preparation of a bill of sale in this type of transaction would be \$15 to \$25, depending upon the amount of property involved, and to the best of his knowledge JOE paid him cash that night after signing the bill of sale.

KIDO advised that practically all of his bills, used check book stubs, office notes, files, etc., were destroyed by him prior to his evacuation from San Francisco on May 10, 1942. However, a few are still maintained in his home at 413 South Fourth East Street, Salt Lake City, telephone Salt Lake 4-1776. KIDO communicated with his wife and was told that upon a search of his papers no information regarding instant case is presently available.

In connection with the preparation of a certificate that GEORGE was doing business under the firm name and style of Hollister Seed Co., he stated that he did have a conversation with JOE on this matter and believed that he advised him to go to the newspaper in Hollister and that there JOE could obtain the regular forms used by the paper in the publication of notices of persons doing business under a fictitious name. He does not recall that he himself prepared any such certificate.

With relation to the transfer of the property as a gift and the preparation of gift tax returns, KIDO reaffirmed the many statements on the part of JOE that it was an outright gift. He does not recall any conversation with regard to the preparation of a gift tax and does not believe that there was any discussion on the part of either himself or JOE concerning gift taxes. He believed that the matter would be handled by JOE himself.

With relation to the pink ownership certificates for the three motor vehicles from JOE to GEORGE, KIDO is unable to recollect any conversation concerning not only the pink slips but even the trucks themselves. He does not recall that JOE mentioned the cars and he does not think that he made any reference to them because, first of all, he was not apprized that there were three trucks, and, secondly, he thought that the matter would undoubtedly be taken care of by JOE through the Department of Motor Vehicles in the event that it was JOE's desire to transfer the trucks to GEORGE along with the business. He assumed that the same thing would be true in connection with bank accounts and that if he desired these changed JOE would probably handle the matter himself directly with the bank.

In connection with the Executive Order issued by the President of the U. S. freezing the assets of Japanese nationals in the United States as of July 26, 1941, KIDO is unable to recall any circumstance surrounding the freezing order. He does recollect that he had read the newspapers and heard something about it in the news broadcasts over the radio. He is of the impression that when the subject was first brought out in the news it

was very abstract and he thinks there was some confusion as to what kind of property was to be frozen and the manner in which it was to be accomplished, and it was some days or weeks later that he became apprized of the full significance and extent of the Executive Freezing Order.

KIDO does not recall reading or hearing of the Order prior to the time that JOE came to his office and, too, he does not recall that JOE made any mention of this fact to him during his conversation at the office. He is fairly positive of this opinion. However, he believes that during the evening when JOE came to his house in Berkeley that there may have been a conversation about this matter; however, he does not recollect it.

KIDO belittled the idea that JOE could have read or heard about the Order while in Hollister, jumped into a car and driven madly to San Francisco because it is a trip of some sixty-five miles and it is one that is normally planned in advance.

KIDO stated that some time ago, he can not recollect when, he was contacted by Mr. WAYNE M. COLLINS, an attorney in San Francisco, and asked by him if he was the attorney who prepared the bill of sale for JOE which dealt with the transfer of the Hollister Seed Co. to GEORGE. KIDO told COLLINS "Yes" and does not recollect that there was any further conversation on the matter. KIDO stated that COLLINS is the attorney for the Northern California American Civil Liberties Union and occupies the same position there in San Francisco as his associate, Mr. A. L. WIRIN, does in Los Angeles, as the firm of WIRIN, OKRIND and KIDO are attorneys for Civil Liberties in this city.

KIDO was intensively questioned regarding his recollection of any conversation regarding the true purpose and character of this transaction. He reiterated again that JOE told him that he was going to Japan, that he was not going to return, that if he died he would bequeath the company to his son, and in view of all these circumstances he was going to give it to him now rather than later. KIDO denied that there was any conversation at all which dealt with the Freezing Order; he denied that there was any conversation that the property was to be conveyed to GEORGE because he was a citizen and JOE was not so that the Freezing Order could be circumvented.

With regard to the meeting at night in his home, KIDO recalls that it was approximately one hour in length and that JOE got there between 6:30 and 7:30 and had to leave early because it was approximately a two-hour drive from Berkeley to Hollister.

- REFERRED UPON COMPLETION TO THE OFFICE OF ORIGIN -

SAC, Washington Field

October 10, 1947

Director, FBI

EX-41

7
GEORGE J. YAMANAKA VS. TOM C. CLARK,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

02
7-1-47

Reference San Francisco memorandum to the Bureau dated September 24, 1947, a copy of which was furnished to your office.

There is enclosed herewith a photostatic copy of a memorandum dated August 29, 1947, received at the Bureau from Mr. David L. Barclay, Assistant Attorney General, Director, Office of Alien Property, which sets forth the background of this case and the nature of the investigation desired.

Your office should immediately institute an investigation in this matter and submit a report as soon as possible, noting that the case may come to trial at an early date. Los Angeles is office of origin in this case.

Enclosure

KEC:dhr

COMMUNICATIONS SECTION	
MAILED 11	
OCT 10 1947 P.M.	
Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

21-1-47

File

Mr. Tolson
 Mr. E. A. Tamm
 Mr. Clegg
 Mr. Glavin
 Mr. Ladd
 Mr. Nichols
 Mr. Rosen
 Mr. Tracy
 Mr. Egan
 Mr. Gurnea
 Mr. Harbo
 Mr. Mohr
 Mr. Pennington
 Mr. Quinn Tamm
 Mr. Nease
 Miss Gandy

Federal Bureau of Investigation
United States Department of Justice
 Room 422, Federal Office Building
 Civic Center, San Francisco, California
 September 24, 1947

Director, FBI

AIR MAIL

RE: GEORGE J. YAMANAKA VS
 TOM C. CLARK, Attorney General
 ALIEN PROPERTY CUSTODIAN MATTER

Dear Sir:

Reference is made to letter from the Director to San Francisco dated September 13, 1947 and the enclosures to that letter which requested certain investigations.

Mr. G. D. PARKER, Manager of the Credit Department, Federal Reserve Bank of San Francisco advised that all records of their Foreign Funds Department were transferred to the Treasury Department, Foreign Funds Control, 734 - 15th Street, Northwest Washington 25, D. C., in January 1947.

It is requested that you furnish Washington Field a copy of the enclosure to referenced letter so that they may conduct investigation requested on Page 11 of the enclosure.

Very truly yours,

Harry M. Kimball

HARRY M. KIMBALL
 Special Agent in Charge

RIJ/fnm
 114-2

cc: Washington Field

RECORDED
 &
 INDEXED

70

EX-41

114-101

SEP 27 1947

(Handwritten initials)

SAC, San Francisco

November 3, 1947

Director, FBI

GEORGE J. YAMANAKA VS. T. G. CLAY
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Reference is made to a memorandum from the Phoenix Office to the Bureau dated October 17, 1947, requesting the Washington Field Office to locate the War Relocation Authority file of George J. Yamanaka to determine the home address furnished by him at the time of his registration under the Selective Training and Service Act in order that the Selective Service file might be located.

It would appear that a more satisfactory method to obtain the desired information concerning the address given by Yamanaka, at the time of his original registration under the Selective Service, would be for the San Francisco Office to determine the necessary facts through interview with him. Accordingly, the Washington Field Office should hold this lead in abeyance pending advice to the contrary from the San Francisco Office.

The attention of the San Francisco Office is also directed to the fact that copies of reports in these matters are furnished to the Director of the Office of Alien Property and leads to auxiliary offices should request the submission of the desired information in report form.

RECORDED

114-101 - 8

cc - Washington Field

KEG:MS

COMMUNICATIONS SECTION
MAILED 10
NOV - 3 1947 P.M.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

292

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, Phoenix

SUBJECT: GEORGE J. YAMANAKA v. TOM C. CLARK
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

DATE: October 17, 1947

Reference San Francisco letter to the Bureau dated October 11, 1947.

Commander W. V. KETCHAM, Director, Office of Selective Service Records, Phoenix, Arizona, advised that a search of the files in his office failed to reflect a registration for Selective Service by GEORGE J. YAMANAKA. He explained that undoubtedly YAMANAKA was registered at the time he was interned at the War Relocation Camp for Japanese at Poston, Arizona, but that his record of registration would have been sent to the place the registrant showed as his home address or legal residence.

For the information of the Washington Field Office, GEORGE J. YAMANAKA is suing the Government for the return of property that was seized by the Government during the war. Certain investigation was requested by the department, including the following: Examine the records of Selective Service to determine why GEORGE J. YAMANAKA was refused for service; obtain photostats of any pertinent documents, as it is understood that the plaintiff will testify that he volunteered for service; ascertain from the records whether this statement is true. GEORGE J. YAMANAKA was born October 9, 1922, at Hollister, California; his father is JOE G. YAMANAKA, and his mother is KIKUYO YAMANAKA.

The Washington Field Office, at the Archives, Washington, D. C., will review the file of YAMANAKA maintained by the War Relocation Authority in an effort to determine what he claimed for his legal residence or address and set out an appropriate lead for the office covering such place to check the Selective Service records for the purpose of securing the information desired by the department.

In view of the information secured from the director of the Office of Selective Service Records at Phoenix, it is suggested that the San Francisco Office endeavor to locate YAMANAKA's Selective Service registration record from the State Director of Selective Service records in California, if the home address or legal residence of YAMANAKA at the time he was required to register for Selective Service is available to the San Francisco Office.

- R U C -

WTB:elb
114-1

RECORDED : 114-101-8
& F B I
INDEXED 31 OCT 21 1947

cc - Washington Field (2)
San Francisco (2) (114-2047)

WFO
c. wfo
REC 11/3/47

EX-135

G 1 1 1

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. E. A. Tamm

DATE: 10-27-47

FROM : A. Rosen

Call: 10:00 AM

SUBJECT: GEORGE YAMANAKA.
vs Tom C. Clark
ALIEN PROPERTY CUSTODIAN MATTER

Mr. Tolson	_____
Mr. E. A. Tamm	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Harbo	_____
Mr. Hendon	_____
Mr. Pennington	_____
Mr. Quinn Tamm	_____
Tele. Room	_____
Mr. Nease	_____
Miss Holmes	_____
Miss Gandy	_____

George J. Yamanaka

SAC Hottel of Washington Field called at the above time and advised they had received a lead from the San Francisco Division to search the files of the Federal Reserve Bank and obtain photostatic copies of letters and correspondence concerning the above matter. Mr. Hottel advised that the Treasury Department is liquidating the Foreign Funds Control Unit and 12 boxes of files have just arrived from San Francisco which are believed to contain the information requested from the San Francisco Division. Mr. Hottel advised that Treasury has informed the Washington Division that they do not have the personnel to open and review these files and that it may be a year before they can handle this material. He further advised that Treasury informed them that Agents of the Washington Field could open these boxes and search the files.

I advised Mr. Hottel that this procedure would not be desirable and unless advised to the contrary no further action should be taken at the present time.

31
RECORDED

EX-129

114-101-9
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34 OCT 29 1947

AR:FE

Mr. Commons

10

Assistant Attorney General David L. Pazelon
Director, Office of Real Property
Attention: Mr. E. H. Hilken
Director,

November 15, 1947

GEORGE S. ... S. TOM C. CLAY,
ATTORNEY GENERAL
Alien ... Custodian Matter

Three envelopes enclosed herewith one copy of the report of Special Agent
Irvin ... dated October 26, 1947 at San Francisco, California, together
with two protective ... each of the fifty-four items mentioned therein as
enclosures.

Investigation is still pending concerning the Selective Service
status of Yamagata and reports reflecting the results of this investigation will
be furnished you upon their receipt at the Bureau.

RES

KEG:DFP

- Tolson
- E. A. Tamm
- Clegg
- Glavin
- Ladd
- Nichols
- Rosen
- Tracy
- Egan
- Gurnea
- Harbo
- Mohr
- Pennington
- Quinn Tamm
- Nease
- Gandy

COMMUNICATIONS SECTION
MAILED 4
NOV 15 1947 P.M.
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

PAH RUPP

3 NOV 26 1947

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT BUREAU SAN FRANCISCO

FILE NO. 114-2

REPORT MADE AT SAN FRANCISCO	DATE WHEN MADE 10/28/47	PERIOD FOR WHICH MADE 9/23-26, 30; 10/7, 8, 15, 17, 27/47	REPORT MADE BY RAYMOND IRVIN JOHNSON hmk
TITLE GEORGE J. YAMANAKA vs. TOM C. CLARK, ATTORNEY GENERAL			CHARACTER OF CASE ALIEN PROPERTY - CUSTODIAN MATTER

SYNOPSIS OF FACTS: Bank of America official remembers that Plaintiff, Father, ~~JOE YAMANAKA~~, and sister, H. M. ~~YAMANAKA~~, were in the Hollister Bank shortly before closing time (3:00 p.m.) 7/25/41, to arrange for transferring a account from JOE to Plaintiff. Bank records reflect entrance was made to safe deposit box in same bank prior to 10:45 a.m., 7/25/41. San Francisco News containing news of freezing order appeared on streets of SF approximately 10:45 a.m. 7/25/41. San Francisco Chronicle containing story of freezing order appeared on streets of SF at approximately 7:15 p.m. 7/25/41. Photostatic copies of various pertinent documents are enclosed.

-P-

REFERENCE: Letter from Bureau to San Francisco dated 9/13/47.
Letters from San Francisco to Bureau dated 9/24/47 & 10/8/47.

DETAILS: The following investigation was conducted by SA PAUL J. MALONE:
AT SACRAMENTO, CALIFORNIA

Sgt. COY LONG, California Highway Patrol, advised that all California Department of Motor Vehicle records prior to January 1, 1943, have been destroyed.

MES. FRIEDA DALTON, Clerk, Selective Service Records, State of California, checked the files of Local Draft Board No. 122, Hollister, California, and could find no record for YAMANAKA. Local Draft Boards 120, Salinas, California, and 119, Monterey, California, were likewise checked with negative results. It should be noted that Local Board 122 is the only board in San Benito County, and there is no alphabetical list of registrants for California.

APPROVED AND FORWARDED: <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT		<div style="font-size: 2em; font-weight: bold;">114-10-11</div> <div style="font-weight: bold; border: 1px solid black; padding: 2px;">RECORDED INDEXED</div>
3 - BUREAU (Enclosures) (Reg. Mail)		
2 - SAN FRANCISCO		

The following investigation was conducted by SA [REDACTED].

SUMMARY:

AT HOLLISTER, CALIFORNIA

For clarity purposes results of the agent's investigation are being set forth as the requests for each item appear in reference Memorandum from the Department, following the page and paragraph numbers.

PAGE 8 (Paragraph 5)

MR. HENRY R. BLOHM, formerly connected with the Bank of America, Hollister, California, now Cashier of The Hollister National Bank, furnished the following information regarding his dealings with the YAMAMAKAs.

(a) MR. BLOHM stated that to the best of his recollection JOE G. YAMAMAKA, his son, GEORGE J. YAMAMAKA, and daughter, H. H. YAMAMAKA, were at the Bank of America shortly before closing time (3:00 p.m.) on July 25, 1941, to arrange for the transfer of \$3,300.00 from the account of JOE G. YAMAMAKA to GEORGE J. YAMAMAKA.

(b) MR. BLOHM stated that the bank had no rules as to minors holding commercial accounts as long as they were competent.

(c) MR. BLOHM advised that to the best of his recollection nothing was said as respect the transfer being a gift or a sale. The bank had no information that GEORGE J. YAMAMAKA was holding the business for his father.

(d) Photostats were obtained of all signature cards of all accounts at the bank from 1935 to date in which JOE G. YAMAMAKA or GEORGE J. YAMAMAKA had any interest and are transmitted herewith (EXHIBIT #1).

(e) Photostat of letter dated 12/12/41, from the Hollister Branch of the Bank of America to J. H. GALLARTE, Assistant Cashier, International Banking Department, Bank of America, and is transmitted herewith (EXHIBIT #2).

(f) MR. BLOHM advised that as stated in paragraph (a), the YAMAMAKAs came in the bank shortly before closing time (3:00 p.m.), July 25, 1941, to the best of his recollection. JOE G. YAMAMAKA gave as his reason for transferring his account to GEORGE J. YAMAMAKA the fact that he was going back to Japan and wanted to put the money in his son's name in case anything happened to him.

(g) MR. BLOHM stated he could not recall any arrangements having been made permitting GEORGE J. YAMAMAKA to use the printed checks formerly used by the Hollister Seed Company when it was owned by JOE G. YAMAMAKA.

(b) L. ALLEN stated that JOE G. YAMANE purposely left enough money in the account in his name to take care of any outstanding checks, and the outstanding checks were consequently charged to his account.

PAGE 9 (Paragraph 5 cont'd.)

Explanation of the following transactions:

(a). A deposit in the Hollister Seed Company account on July 26, 1941, by JOE G. YAMANE.

This deposit is apparently one dated July 25, 1941, to the account of \$552.27 (EXHIBIT #3), as it is noted that the name of "JOE G. YAMANE" was originally shown as the depositor, but his name is crossed out and the name of the Hollister Seed Company substituted. This deposit, together with the deposit of \$3,300.00 dated July 2, 1941 (EXHIBIT #4), were used to open the new account in the name of the Hollister Seed Company on July 25, 1941. It is noted that the ledger sheet (EXHIBIT #5) does not reflect a deposit on July 26, 1941. The ledger sheet of JOE G. YAMANE for the month of July 1941 (EXHIBIT #6) reflects the withdrawal of \$3,300.00 on July 25, 1941 and it also reflects a deposit of \$650.00 on the same date. This deposit was a withdrawal from the account of the Hollister Seed Company (GEORGE J. YAMANE) as reflected by deposit slip dated July 25, 1941 (EXHIBIT #7).

(b). A payment to the Bank of America on October 29, 1941, for \$202.00.

This represents a withdrawal from the commercial account of the Hollister Seed Co., as reflected by ledger sheet for the month of October 1941 (EXHIBIT #8). In tracing this withdrawal it was determined that a draft #127677, in the amount of \$202.00 was made payable to the Yokohama Specie Bank (EXHIBIT #9), on application signed by one E. J. MATSUURA (EXHIBIT #10).

(c). A payment to the Bank of America on October 29, 1941, for \$101.00.

It was determined that this was also a withdrawal from the commercial account of the Hollister Seed Co., as reflected by ledger sheet for the month of October 1941 (EXHIBIT #8). In tracing this withdrawal it was determined that a draft #127676 in the amount of \$101.00 was made payable to the Yokohama Specie Bank (EXHIBIT #11), on the same application of E. J. MATSUURA, mentioned in paragraph (b).

(d). A payment to the Bank of America on October 23, 1941, for \$200.00.

The ledger sheet for the commercial account of the Hollister Seed Co. for the month of October 1941 (EXHIBIT #8) does not reflect this transaction. However, the ledger sheet for August 1941 (EXHIBIT #12) reflects a payment to the Bank of America of \$200.00 on August 23, 1941. In tracing this withdrawal it was determined that a draft #127308 in the amount of \$200.00 was made payable to the Yokohama Specie Bank, (EXHIBIT #13), on application signed by E. J. MATSUURA, (EXHIBIT #14).

(e). A deposit in the Bank of America on August 2, 1941, of two coupons, \$70.00.

It was determined that these coupons in the amount of \$70.00 were added to the bottom of deposit slip for the Hollister Seed Co., dated August 2, 1941 (EXHIBIT #15). It was noted that these were evidently New York coupons, and were returned under date of August 11, 1941 as reflected by ledger sheet for August 1941, returned under date of August 11, 1941 as reflected by ledger sheet for August 1941 (EXHIBIT #12). "Charge Slip" #358601, dated August 11, 1941, stated reason for charge as follows, "Coupons deposited by JOE G. YAMAHARA returned as a letter of transmittal is required." (EXHIBIT #16).

(f). A deposit in the Bank of America of Coupons in the amount of \$70.00 on August 11, 1941.

The ledger sheet for August 1941 (EXHIBIT #12) does not reflect a deposit of \$70.00 on August 11, 1941, however, it shows a charge of \$70.00 on August 11, 1941, which is covered in above paragraph (e).

(g). A payment to the Bank of America on November 17, 1941, of \$176.75.

The ledger sheet for the commercial account of the Hollister Seed Co. for the month of November 1941 (EXHIBIT #17) reflects a withdrawal of \$176.75, on November 17, 1941. In tracing this item it was determined that draft #127776 in the amount of \$176.75 was made payable to the Yokohama Specie Bank (EXHIBIT #18) on Application signed by H. MATSUDA (an employee of GEORGE YAMAHARA), P. O. BOX 741, Hollister, California (EXHIBIT #19). It is noted that this is the address of the Hollister Seed Co. at the time it was operated by the YAMAHARAS.

(h). Did the Bank of America refuse a deposit to GEORGE J. YAMAHARA's account on December 8, 1941.

Reference to ledger sheet of the Hollister Seed Company for December 1941, reflects no deposits having been made on December 8, 1941. Mr. BLOHM advised that he recalled that GEORGE YAMAHARA came into the Bank on December 8, 1941 to make a deposit in his account. Mr. BLOHM stated he told him the account was "BLOHMED" and the bank could not accept a deposit.

(i). A charge of \$1.05 for the return of a check of JOE G. YAMAMURA.

The agent was unable to locate any record in the bank reflecting a charge of \$1.05 for the return of a check of JOE G. YAMAMURA. However, it was noted that on the ledger sheet for the Commercial Account of the Hollister Seed Company, for the month of December 1941 (EXHIBIT #20), under the date of December 18, 1941, that there was a withdrawal of \$1.05 against the account which is marked "Chg bank." The officials at the bank advise that the amount of \$1.05 does not sound like a charge for the return of a check. Upon further checking it was determined that this \$1.05 charge on December 18, 1941, was a check issued by an unknown party on bank #33-330-6, which is the bank number of the Miami Beach 1st National Bank, Miami Beach, Florida. This is reflected on deposit slip dated December 2, 1941 (EXHIBIT #21). It was further noted that on the bank's "List of Rejected checks for November 8, 1941" there is carried a check for \$500.00, drawer - JOE G. YAMAMURA, reason for rejection given "Account Blocked". (EXHIBIT #22). Officials at the bank advise that in transactions of this kind where checks were returned because accounts were blocked, it was not their practice to charge a fee for the return of a check.

(j). A check to the Yokohama Specie Bank, dated August 13, 1941.

A search of all checks issued by the Bank of America to the Yokohama Specie Bank from July 25, 1941 to December 8, 1941 was made, but there was no record of any being issued on August 13, 1941. However, one was found to have been issued on December 6, 1941, #127887, in the sum of \$180.00, (EXHIBIT #23), which was based on an application dated December 6, 1941, signed by E. J. MATSUURA, (EXHIBIT #24). It was further learned that this was charged against the Commercial Account of the Hollister Seed Co., on December 6, 1941, as per ledger sheet (EXHIBIT #20). Further, that this check was "BLOCKED" by the Yokohama Specie Bank in San Francisco, California, and the Hollister Seed Co. account was reimbursed later in the above amount. Correspondence covering this transaction is carried as (EXHIBITS #25, #26 and #27).

MR. BLOHM, who handled the transfer of the account from JOE G. YAMAMURA to GEORGE J. YAMAMURA on July 25, 1941, stated he could not recall them mentioning anything about having knowledge of the freezing order at the time the account was transferred. He advised that in his opinion they did not, because if they had, he may have been dubious about making the transfer. Mr. BLOHM stated he had no personal knowledge himself of the prospective freezing order going into effect.

A photostat of the letter from JOE G. YAMAMURA to the Bank of America dated August 2, 1941, authorizing delivery of 140 shares of Bank of America Stock and 700 shares of Transamerica stock was obtained as reflected by (EXHIBIT #28). Also obtained was receipt form #431181 covering the 700 shares (EXHIBIT #29), and form #431182 covering the 140 shares (EXHIBIT #30).

It was noted that under date of September 1, 1936 Safety Deposit Box #B1425 was rented by JOE G. YAMAMAKA and KIKUYO YAMAMAKA at the Hollister Branch of the Bank of America. Under date of July 25, 1941 this Box was transferred to GEORGE J. YAMAMAKA, HELLEN M. MATSUURA, and SUCCHIE S. NISHIMURA. HELLEN M. MATSUURA married ED T. MATSUURA on January 7, 1934 and SUCCHIE S. NISHIMURA married SOJURA NISHIMURA on November 1, 1935. It was noted that this transfer was witnessed by V. STEPHENSON. It was determined that V. STEPHENSON is now married and her name is VERA HURST, however, she still is employed in the Safety Deposit department of the bank. MRS. HURST was unable to recall the exact time the YAMAMAKAs were in the bank to make the above transfer, but advised the entrance ticket, which an individual is required to sign before entering the vault, should show the exact time. The entrance ticket signed by JOE G. YAMAMAKA on July 25, 1941 was obtained, but the time-stamp was so dim the exact time of entrance to the vault was not readable, however, entrance was made in the "AM". MRS. HURST also advised that this particular ticket was the first one for the date of July 25, 1941, and upon referring to the second ticket issued noticed that the time on it was readable and it read 10:45 a.m., July 25, 1941. It was therefore the opinion of MRS. HURST that JOE G. YAMAMAKA being the first to enter the vault on July 25, 1941, probably entered between the time the bank opens (10:00 a.m.) and 10:45 a.m., which was the time the second party to utilize the vault entered on July 25, 1941. Photostatic copy of entrance ticket dated July 25, 1941 signed by JOE G. YAMAMAKA is transmitted herewith (EXHIBIT #31).

The entire file of the bank with respect to the accounts of JOE G. YAMAMAKA and GEORGE J. YAMAMAKA, and the HOLLISTER SEED CO. was examined and the following documents believed to be relevant were selected:

- (1). Affidavit furnished by GEORGE J. YAMAMAKA, dated at Hollister December 20, 1941. (EXHIBIT #32).
- (2). Letter dated at Hollister, California, March 22, 1944, from Bank of America to A. L. STONER, Office of Alien Property Custodian, San Francisco, California (EXHIBIT #33).
- (3). Ledger Card of Savings Account #4190 in name of GEORGE J. YAMAMAKA, showing original deposit of \$11,600.00 (EXHIBIT #34).
 - (a). Signature Card of GEORGE J. YAMAMAKA dated May 18, 1942 (EXHIBIT #35).
 - (b). Deposit Slip for \$11,600.00, dated May 18, 1942 in name of Hollister Seed Co. account #4190 (EXHIBIT #36).

(4). Ledger Card of Savings account #4934 in name of GEORGE J. YAMENAKA, showing original deposit of \$382.00 (EXHIBIT #37).

(a). Signature Card of GEORGE J. YAMENAKA, dated 1/17/42 (EXHIBIT #39).

(b). Deposit Slip for \$382.00, dated 1/17/42 in the name of GEORGE J. YAMENAKA, account #4934 (EXHIBIT #38).

(5). Ledger sheet for month of August 1941 for Commercial account of JOE S. YAMENAKA showing final balance of \$672.43. This is the amount which was later blocked. (EXHIBIT #40.)

(6). Ledger sheet for month of September 1941 for Commercial account of the Hollister Seed Co., (EXHIBIT #41).

PAGE 8 (PARAGRAPH 6)

It was determined at the Hollister Branch of the Pacific Telephone and Telegraph Company that records covering toll-charges are kept for only approximately nine months and are then destroyed. It was therefore not possible to determine whether any calls had been made by the YAMENAKAs to or from San Francisco, California on July 2, 1941.

PAGE 9 (PARAGRAPH 7)

A record of attendance by GEORGE J. YAMENAKA at Hollister High School from September 8, 1941 to the time he was evacuated was obtained. (EXHIBIT #42). It was noted he was absent three days and the last day he attended was April 16, 1942. A supplemental record reflected that GEORGE YAMENAKA was born October 9, 1922 and his parents name was listed as HELLEN MATSUURA (sister). Last school attended was "Middle School" Japan. Employment was given as Hollister Seed Co. "Clerk", after school.

PAGE 9 (PARAGRAPH 8)

Through MR. MILLARD F. HOYLE, Publisher of the Hollister Free Lance, a photographic copy of page 1 and page 6 of the Free Lance for July 26, 1941 was obtained and is transmitted herewith (EXHIBIT #43). It is noted that on page #3 of this issue is the notice that GEORGE J. YAMENAKA was the owner of and doing business under the firm name and the style of Hollister Seed Co.

MR. HOYLE stated that due to the lapse of time he could not recall anything regarding the probably time any of the YAMENAKAs were in the office to have the above notice published. MR. HOYLE checked his correspondence records and records covering applications filed for publication notices, but stated he could find no information regarding instant transaction. He advised due to the time which has transpired any record that old probably has been destroyed.

See (Paragraph 14) which sets forth additional information regarding the time and manner of filing certificate dated July 26, 1941.

PAGE 10 (PARAGRAPH 10)

In an effort to ascertain whether or not JOE G. YAMANEKA was sick with diabetes several people who were well acquainted with him were contacted. They are, with their comments, as follows:

(a). MR. HOWARD O'BRIEN, Postmaster, Hollister, California, advised that JOE G. YAMANEKA had leased the ranch of his aunt, Miss KATE DOOLING, for about 20 years. Mr. O'BRIEN stated that JOE YAMANEKA was always a husky man and worked hard on the ranch. He further stated that he saw JOE YAMANEKA at least once a week when he was in the United States and never knew him to be ill or suffering from diabetes.

(b). MR. FRED WALDO ROBERT, Route 2, Box 435, Hollister, California, advised he took over the Hollister Seed Co. at the time the YAMANEKAs were evacuated. He stated that prior to that time he had been well acquainted with JOE G. YAMANEKA and did business with him. Mr. ROBERT stated he had never heard him complain about being sick or suffering from diabetes.

(c). MRS. IRENE H. REGAN, c/o E. E. HOLBROOK & CO., Hollister, California, advised she had been well acquainted with the YAMANEKA family, who had resided on her sister's ranch, and she had also handled their insurance for them. She stated she had never heard JOE G. YAMANEKA complain to her about suffering from diabetes.

(d). MR. EDWARD E. HOLBROOK, c/o E. E. HOLBROOK & CO., Hollister, California, described JOE G. YAMANEKA as a "wild old coyote". He stated he was one of the hardest working men he knew and had never heard JOE YAMANEKA say he was ever ill or suffering from diabetes.

(e). MR. HENRY R. BLOHM, Cashier, Hollister National Bank, Hollister, California, advised that at the time JOE G. YAMANEKA was in the bank on July 2, 1941 he appeared in good health, and made no mention that he was suffering from diabetes.

(f). MR. A. L. BROWN, Mgr., Bank of America, Hollister, California, stated he could furnish no information as to JOE G. YAMANEKA being ill or suffering from diabetes. He stated he had always appeared to be in good health.

PAGE 10 (PARAGRAPH 12)

It was determined from MR. HOWARD O'BRIEN, Postmaster, Hollister, California, that Miss KATE DOOLING was his aunt, but that she had passed away on June 4, 1947. It is noted that the YAMANEs leased the land on which they operated from Miss DOOLING. Mr. O'BRIEN stated he was the heir of the Estate of Miss DOOLING, however, that his aunt had been a very poor business woman and upon settling the estate he could find no lease between the YAMANEs, or the HOLLISTER SEED CO. and his aunt. However, Mr. O'BRIEN advised that at the time GEORGE J. YAMANE and his sister, HELEN MATSUURA, had been evacuated they had made an assignment of lease to FRED WALDO ROEHBERT, who had taken over the land and growing crops and seeds of the HOLLISTER SEED CO. It was the opinion of MR. O'BRIEN that the assignment of lease would show to whom the original lease was made.

MR. FRED WALDO ROEHBERT, Route 2, Box 435, Hollister, California, advised that his company had taken over the land and crops and seeds of the HOLLISTER SEED CO. He made available to the writer the documents he had in his possession regarding this transaction. Photostats of these documents were made and are enclosed herewith. They are as follows:

(EXHIBIT #44) Assignment of Lease, dated 4/2/42, between HELEN MATSUURA, party of the 1st part, KATE DOOLING, party of the 2nd part, and WALDO ROEHBERT CO. called 3rd party. (It is noted that this assignment of lease makes reference to the fact that HELEN MATSUURA was the holder of a certain lease dated 10/25/40 by and between KATE DOOLING, called the lessor, and HELEN MATSUURA, called the lessee. This would apparently indicate that the original lease was never transferred from HELEN MATSUURA to GEORGE J. YAMANE.

(EXHIBIT #45) Power of Attorney dated 4/3/42 from GEORGE J. YAMANE to FRED ROEHBERT.

(EXHIBIT #46) Quitclaim dated 4/3/42 from HELEN MATSUURA to WALDO ROEHBERT CO.

(EXHIBIT #47) Agreement dated 4/2/42 between HELEN MATSUURA, party of the 1st part, and WALDO ROEHBERT CO., party of the 2nd part.

PAGE 10 (PARAGRAPH 13)

The records of the E. E. HOLBROOK & CO., Hollister, California, insurance agents for the HOLLISTER SEED COMPANY, were checked to ascertain whether the insurable interest in the policies was transferred from JOE G. YAMANE to GEORGE J. YAMANE on July 25, 1941, or subsequent to that date.

MRS. WREN E. DEAT, of the S. I. Wolbrook Co., advised that their records indicated that Policy #221518, for Fire Insurance in the amount of \$4,000.00, in the Springfield Fire and Marine Insurance Co., was issued for one year (8/11/41 to 8/11/42) for Garden Seeds, to the HOLLISTER SEED CO. This was cancelled 12/26/41.

Policy #221520, in the Springfield Fire & Marine Insurance Co., was issued in the amount of \$700.00 for canvas shoots to the HOLLISTER SEED CO. for three years (10/6/41 to 10/6/44). The application on this policy showed the Policy to be in the name of HOLLISTER SEED CO., Land Owner, KATE DOOLING, renter, JOE YAMAHARA.

Policy #221759 for Fire Insurance (\$1000 on Seed Warehouse, and \$350 on Office Furniture and Fixtures) for three years (10/2/41 to 10/2/44), running to HOLLISTER SEED CO.

It is noted that the above policies were all issued after the transfer of interests took place, and due to the lapse of time involved there was no available information as to whether or not insurable interests in the previous policies had ever taken place. However, information was developed to the fact that Springfield Policy #224795 for Fire Insurance on Dwelling and contents, which was a renewal of an old policy in the name of JOE G. YAMAHARA, was changed to name of GEORGE J. YAMAHARA on September 10, 1942. This was a renewal of an old policy in the name of JOE G. YAMAHARA, and the new policy was made up of an old policy in the name of JOE G. YAMAHARA, and the new policy was made up based on information in the old policy, which would indicate that the interests were never changed from JOE G. YAMAHARA to GEORGE J. YAMAHARA in the old policy.

PAGE 10 (PARAGRAPH 14)

From MR. RALPH G. TOWLE, County Clerk, San Benito County, Hollister, California, the following documents were obtained and are transmitted herewith.

(EXHIBIT #48). Certified copy of the Certificate filed by JOE G. YAMAHARA on December 11, 1935, that he was doing business under the firm name and style of HOLLISTER SEED COMPANY.

(EXHIBIT #49). Certified copy of the Certificate filed by GEORGE J. YAMAHARA on July 26, 1941 that he was doing business as the HOLLISTER SEED COMPANY.

(EXHIBIT #50). Certificate from the County Clerk that his records do not contain a copy of the Bill of Sale dated July 25, 1941 from JOE G. YAMAHARA to GEORGE J. YAMAHARA.

It should be noted (EXHIBIT 149), above, Certificate filed by GEORGE J. YAMAMOTO on July 26, 1941, reflects on the second page the following information as to time of filing which has been "k'd" out. "Recorded at the request of M. F. HOYLE, JR. July 26, 1941 at 1 min. past 11 AM in Vol ___ of Official Records page ___ San Benito, County." It should be further noted that M. F. HOYLE is the publisher of the Hollister Free Lance.

Regarding the above, RALEPH G. TOWNE, County Clerk, advised that the instrument had been by mistake taken to the County Recorder's Office, where they had stamped the time and had started to record it, but evidently later found it should have been recorded in the County Clerk's Office. Mr. TOWNE or Miss EUNICE BICHTEL, who filed instant instrument could not recall any additional information relative to the circumstances surrounding the filing of same.

Mr. WILLARD F. HOYLE, JR., Publisher of the Hollister Free Lance, was shown the above instrument in an effort to refresh his memory. However, he stated he could not place the transaction, but in his opinion it was a safe bet that the instrument had been mailed to him by the attorney for publishing and recording. He stated it was the usual practice of out of town attorneys to have him record the instruments for them, and that was what probably happened in this case. He advised that if the instrument had been brought in by any of the YAMAMOTOS, it would have been the common practice for one of them to have recorded it.

PAGE 11 (PARAGRAPH 16)

It was determined that GEORGE J. YAMAMOTO and his sisters HELEN M. MATSUURA and SUSUMIE S. NISHIMURA are presently residing on the Freitas Ranch, Route 1, Box 46, San Juan Baptista, California. GEORGE YAMAMOTO advised the writer that most of his correspondence, stationery, invoices and letter-heads from the HOLLISTER SEED CO. had evidently been destroyed at the time the Alien Property Custodian had auctioned off the office files and equipment and furniture. He stated that he had some of the old check stubs, bank statements and cancelled checks in his possession, and some correspondence, but before allowing agent to look through them, he would like to have the written consent of his attorney. He stated his attorney was MR. MARNE M. COLLINS, with offices in the Mills Tower, San Francisco, California.

The following investigation was conducted by writer:

AT SAN FRANCISCO, CALIFORNIA

MR. MARNE COLLINS, Plaintiff's attorney, Mills Tower Building, San Francisco, furnished what he advised to be all records still in the possession of plaintiff for the writer's scrutiny.

There were bank statements from August 1941 through 1943 and check stubs from about 1940 through 1943. The check stubs showed merely Payee, Date, Check Number and Amount. The cancelled checks for August and September 1941 revealed that on the end of each check there was printed:

"HOLLISTER SEED CO.
GARDEN SEED GROWERS
JOE G. YAMAHAKA, Proprietor".

In all except one of the checks examined, the printed "JOE G. YAMAHAKA" was crossed out and "GEORGE J. YAMAHAKA" was inserted. Some of the insertions were made in ink and others with a rubber stamp.

Mr. COLLINS advised at this time that he did not intend to consent to a trial on this matter until Plaintiff's father, JOE YAMAHAKA, could be brought from Japan to San Francisco to testify for the Plaintiff. He stated that was the only way a true story of the transfer could be presented to the Court.

MR. FREDERICK F. FORBES, City Circulation Manager, San Francisco Chronicle, furnished a copy of the Chronicle containing its first story of the order freezing Japanese credits in this country. This paper is dated Saturday, July 26, 1941, but appeared on the streets the previous evening, as described in the following statement furnished by Mr. FORBES:

"September 23, 1947

"TO WHOM IT MAY CONCERN:

"I, Frederick F. Forbes, voluntarily furnished the following statements to Ray I. Johnson, who has identified himself as being a Special Agent of the F.B.I.

"I know these statements may be used in the Court of Law.

"I was City Circulation Manager during 1941 and am now City Circulation Manager.

"I have identified a copy of the San Francisco Chronicle dated Saturday, July 26, 1941. This paper containing the headlines "U S Ties Up All Japanese Assets". This issue of the paper usually appeared on the newsstands of the Streets of San Francisco at approximately 7:15 p.m. the day prior to date on paper.

"In July 1941 there was an agreement between the San Francisco Examiner and the Chronicle not to release until this time.

"The first edition containing the information concerning the Japanese Assets being frozen would be the "CCCC" edition leaving San Francisco at midnight and arriving in Hollister between four and five a.m."

/s/ FREDERICK F. FORBES
Frederick F. Forbes
City Circulation Manager

"Witness
RAY I. JOHNSON
Special Agent, F.B.I.
San Francisco"

A copy of the paper is enclosed as EXHIBIT 51 and the signed statement enclosed as EXHIBIT #53.

MR. H. J. DEBENHAM, Assistant Circulation Manager, San Francisco News, made available from the paper's library a volume containing all editions published on July 25, 1941. Photostatic copies were made of the first two editions containing the order freezing Japanese assets. These photostatic copies are being enclosed as EXHIBIT #52.

MR. DEBENHAM furnished the following statement reflecting the time these issues appeared on the streets of San Francisco and Hollister:

"San Francisco, Calif.
Sept. 24, 1947

"I, H. J. DEBENHAM, make the following voluntary statement to RAYMOND I. JOHNSON, who has identified himself as being a Special Agent of the F.B.I. I know this statement may be used in a court of law.

"I have been assistant circulation manager of the San Francisco News since 1932. As such, I can say that to the best of my knowledge the "A" edition of the "News" is printed for out of town sale at about 10:00 A.M. each day and is sent to Hollister, Calif. by Greyhound bus to arrive there about 4:15 P.M. each day. The "B" edition is the first edition to appear on the streets of San Francisco each day, and it appears at about 10:45 A.M. each day. Therefore the "A" issue of July 25, 1941 would appear on the streets of Hollister soon after 4:15 P.M. that same day, and the "B" issue would appear on streets of San Francisco at about 10:45 A.M. July 25, 1941.

"I have read the above statement and it is true to the best of my knowledge and belief.

"/s/ HERBERT J. DEBENHAM"

"Witness
"RAYMOND I. JOHNSON
Special Agent, F.B.I., San Francisco"

Mr. T. D. PARKER, Manager of the Credit Department, Federal Reserve Bank in San Francisco, advised that his department was formerly the Foreign Funds Department. As reflected in the reference letter, he advised that all records from the Foreign Funds Department had been forwarded to Washington in January 1947.

Mr. PARKER also advised that individual banks throughout the country had authority to block Japanese alien accounts in their banks if they believed that the accounts were covered by the order. He stated that they usually notified the Federal Reserve Bank before they blocked them, however in several instances they did not.

Mr. JESSE B. FLENNER of the office of Immigration and Naturalization Service, San Francisco, advised that he had been in charge of handling all re-entry permits for over 15 years. He stated that pursuant to instructions from I. & N.S. Headquarters, he had destroyed his records on deliveries of re-entry permits issued prior to June 30, 1944. Mr. FLENNER and Mr. HERBERT H. RICHEY searched all records pertaining to JOE YAMAWAKA and the ship he sailed on on August 4, 1941 and could find no information concerning the time the permit was picked up by JOE. They advised that their main office in Philadelphia had copies of applications for their permits, but the only place that the actual time the permit was obtained by the applicant was on the delivery cards that had been destroyed.

ENCLOSURES: TO THE BUREAU:

EXHIBIT #

DESCRIPTION

- | | |
|-----|--|
| #1. | 2 photostatic copies each of the following:
Commercial Signature Card, Joe G. YAMAWAKA, dated 7/18/41.
Authorization to mail Card, JOE G. YAMAWAKA, dated 7/18/41.
Commercial Signature Card, JOE G. YAMAWAKA, dated 3/6/22.
Authorization to mail, JOE G. YAMAWAKA, dated 12/31/31.
Authorization to return uncollected checks, JOE G. YAMAWAKA
dated 3/17/31.
Commercial Signature card, HOLLISTER SEED CO. dated 7/25/41.
Commercial signature card, GEORGE J. YAMAWAKA, dated 12/26/41.
Commercial signature card, GEORGE J. YAMAWAKA, dated 4/29/44. |
| #2. | 2 photostatic copies of:
Copy of letter dated 12/12/41, addressed to MR. J. H. GALLARTE,
Assistant Cashier, International Banking Dept., San Francisco
Headquarters, written by Harlow B. Ford. |

EXHIBITDESCRIPTION

Two photostatic copies each of the following:

- #3 Commercial deposit slip, HOLLISTER SEED CO., dated 7/25/41, \$532.27.
Commercial deposit slip, HOLLISTER SEED CO., dated 12/2/41, \$390.35.
Commercial deposit slip, HOLLISTER SEED CO., dated 12/4/41, \$544.79.
- #4 Commercial deposit slip, HOLLISTER SEED CO., dated 7/25/41, \$3300.00.
- #5 Commercial account statement, HOLLISTER SEED CO.
from July 25, 1941 to July 30, 1941.
- #6 Commercial account statement, JOE F. YAMAMOTO,
from June 30, 1941 to July 30, 1941.
- #7 Commercial deposit slip, JOE G. YAMAMOTO, dated 7/25/41, \$650.00.
- #8 Commercial account statement, HOLLISTER SEED CO.
from September 30, 1941 to October 31, 1941.
- #9 S.F. Draft #127677 payable to Yokohama Specie Bank,
\$202.00, dated October 29, 1941.
- #10 Application for drafts dated October 29, 1941 for
\$101.00 and \$202.00 purchased by L. J. MATSURA.
- #11 S.F. Draft #127676 payable to Yokohama Specie Bank,
\$101.00, dated October 29, 1941.
- #12 Commercial account statement, HOLLISTER SEED CO.,
from July 31, 1941 to August 30, 1941.
- #13 S.F. Draft #127308 payable to the Yokohama Specie Bank, Ltd.,
\$200.00, dated August 23, 1941.
- #14 Application for draft dated August 23, 1941, for \$200.00
purchased by M. F. MATSURA.
- #15- Commercial deposit slip of August 2, 1941,
HOLLISTER SEED CO., \$1010.98.
- #16 Misc. C--Advice of Charge (copies) #358599 thru #358601.
- #17 Commercial account statement, HOLLISTER SEED CO.,
from October 31, 1941 to November 28, 1941.
- #18 SF Draft #127776 payable to Yokohama Specie Bank,
\$176.75, dated November 17, 1941.

EXHIBITDESCRIPTION

Two photostatic copies each of the following:

- #19 Application for draft dated November 17, 1941 for \$176.75 purchased by S. J. MAZZARI.
- #20 Commercial account statement, HOLLISTER SEED CO., from November 29, 1941 to December 30, 1941.
- #21 Deposit ticket dated 12/2/41 in amount of \$386.35 for account of HOLLISTER SEED CO.
- #22 Rejected check list for 11/8/41.
- #23 C.F. Draft #127887 payable to Yokohama Specie Bank, \$180.00, dated December 6, 1941.
- #24 Application for draft dated Dec. 6, 1941, for \$180.00 purchased by E. T. MATSURRA.
- #25 Letter dated January 23, 1942, from The Yokohama Specie Bank, Ltd. returning check for \$180.00 remitted by MIYUKI MATSURRA.
- #26 Copy of letter dated January 23, 1942 to Mr. GEORGE J. ENO, The Yokohama Specie Bank, San Francisco, California, written by HAROLD B. FORD.
- #27 Copy of letter written by GEORGE J. ENO, Superintendent of Banks & Conservator of the Yokohama Specie Bank, Ltd., San Francisco, to Mr. MIYUKI MATSURRA, dated January 22, 1942.
- #28 Letter dated August 2, 1941, signed by JOE G. YAMANE, addressed to Bank of America, N.T. & S.A., Hollister, California, authorizing that bank to deliver to GEORGE J. YAMANE the 140 shares Capital Stock of Bank of America, N.T. & S.A., and 700 shares capital stock of Transamerica Corporation.
- #29 Form TA-50, Stock Receipt, of JOE G. YAMANE, No. 431191, dated July 25, 1941, covering 700 shares Transamerica Corporation Stock.
- #30 Form TA-50 #431192, Stock Receipt of JOE G. YAMANE, dated July 25, 1941, covering 140 shares Bank of America Stock.
- #31 Deposit Box Entrance ticket dated July 25, 1941, signed JOE G. YAMANE.

EXHIBIT #DESCRIPTION

Two photostatic copies each of the following:

- #32 3 pages, duplicate copy of Transfer Record of the HOLLISTER SEED CO. from JOE G. YAMAMOTO to GEORGE J. YAMAMOTO, dated December 20, 1941.
- #33 Copy of letter dated March 22, 1944, to A. E. STONER, Acting Manager, Office of Alien Property Custodian, 417 Montgomery St., San Francisco, California.
- #34 Savings Ledger Card, Account #4190, HOLLISTER SEED CO.
- #35 Savings Account #4190 signature card, HOLLISTER SEED CO. dated May 18, 1942.
- #36 Savings deposit slip, Account #4190, HOLLISTER SEED CO. \$11600.00.
- #37 Savings Ledger Card, Account #4934, GEORGE J. YAMAMOTO.
- #38 Savings deposit slip, GEORGE J. YAMAMOTO, #4934, dated January 17, 1942.
- #39 Savings Account #4934 signature card, dated January 17, 1942.
- #40 Commercial account statement, JOE G. YAMAMOTO, from July 31, 1941 to August 12, 1941.
- #41 Commercial account statement, HOLLISTER SEED CO., from August 30, 1941 to September 30, 1941.
- #42 Record of Attendance at San Benito County High School by GEORGE YAMAMOTO.
- #43 Photographic copy of pages 1 & 6 of the HOLLISTER FRED LANCE for 7/26/41.
- #44 Assignment of Lease, dated April 2, 1942, given by HELEN MATSUURA.
- #45 Power of Attorney signed by GEORGE YAMAMOTO, April 3, 1942.
- #46 Quitclaim, dated April 3, 1942, signed by HELEN MATSUURA.
- #47 Agreement, dated April 2, 1942, signed by HELEN MATSUURA and FRED WALDO ROHMERT.

EXHIBIT #

DESCRIPTION

- #48 Two photostatic copies of:
Certified copy of Certificate signed by JOE WILLIAMS,
dated November 7, 1935, recorded November 7, 1935.
- #49 Two photostatic copies of:
Certified copy of Certificate signed by R. W. ...
dated July 25, 1941, recorded July 26, 1941.
- #50 Two photostatic copies of:
Certificate signed by RALPH E. TOWLE dated Sept. 24, 1947.
- #51 The CC* edition of the San Francisco Chronicle dated
Saturday, July 26, 1941.
- #52 Photostatic copy of A and B editions of San Francisco News
Friday, July 25, 1941.
- #53 Original signed statement of FRANK F. FOPPES.
- #54 Original signed statement of H. B. DEBBENHAM.

- C L O S E D -

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: November 8, 1947

FROM: SAC, Los Angeles

SUBJECT: GEORGE J. YAMANAKA vs TOM C. CLARK
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Reference is made to a memorandum from Washington Field to the Bureau dated October 31, 1947, a copy of which was furnished Los Angeles Office with sixteen enclosures.

Inasmuch as Los Angeles has no interest in these enclosures they are being forwarded with a copy of this letter to San Francisco Office. RUC.

CCO:FMH

114-1

cc: Washington Field (114-3)
San Francisco (ENCLOSURES 16)

RECORDED

EX-93

NOV 18 1947

2
see serial 12

SAC, San Francisco

November 20, 1947

Director, FBI

GEORGE J. YAMANAKA vs. TOM C. CLARK
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Reference your memorandum to the Bureau dated November 7, 1947, concerning the enclosures furnished you by the Washington Field Office with its memorandum of October 31, 1947. Reference is further made to Los Angeles memorandum to the Bureau dated November 8, 1947, advising that its copies of the same enclosures were being forwarded to your office.

Copies of these enclosures have been furnished to the Director, Office of Alien Property, by the Bureau and the Bureau has no objection to the destruction of the copies in your office at such time as you consider them of no further value to the investigation.

RECORDED

114-101

KEC:DMG

12

EX-109

COMMUNICATIONS SECTION
MAILED 10
★ NOV 21 1947 P.M.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Carson _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Hendon _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Mr. Nease _____
- Miss Gandy _____

FBI
RECORDED
NOV 21 1947

Handwritten initials

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA vs. TOM C. CLARK
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

DATE: November 7, 1947

Reference is made to letter from Washington Field to the Director dated October 31, 1947.

Reference letter listed several enclosures which were sent to Los Angeles, the Director, and this office. There appears to be no reason to keep these enclosures in this office. It is requested that you advise whether you desire that they be maintained here, and, if not, what disposition should be made of them.

RIJ:lg
114-2

RECORDED

114-101-102
F B I

EX-93

37 NOV 18 1947

[Handwritten signature]

*HMK
UP*

[Handwritten initials]

[Handwritten marks]

*114-2-10 to SAC, San Francisco
11-20-47
REC: VJG*

SAC, Washington Field

November 15, 1947

Director, FBI

GEORGE J. YAMAMOTO VS. TOU G. CLARK,
ADMIRAL GENERAL
Alien Property Custodian Matter

Re Bureau memo 10/10/47, which indicated Los Angeles as office of origin in this case.

The records of your office should be changed to reflect that San Francisco is properly office of origin in this matter.

114-101

No copy to office of origin since inadvertently failed to supply copy of referenced memo.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg DRF
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

COMMUNICATIONS SECTION
 MAILED 4
 ★ NOV 15 1947 P.M.
 FEDERAL BUREAU OF INVESTIGATION
 U. S. DEPARTMENT OF JUSTICE

RECORDED

114-101-13

EX-27

DRF REEPS

17 6 87

Me

RECORDED

14

November 13, 1947

Mr. David L. Bazelon
Assistant Attorney General
Director, Office of Alien Property
Attention: Mr. Henry G. Hilken

GEORGE J. YAMANAKA
vs. TOM C. CLARK, ATTORNEY GENERAL
Alien Property Custodian Matter

Reference is made to your memorandum of August 29, 1947 in the above-entitled matter.

On page eleven of your memorandum a request was set forth to examine certain files of the Federal Reserve Bank of San Francisco. Inquiry at San Francisco has determined that all records of the Foreign Funds Department were transferred in January of 1947 to the Treasury Department, Foreign Funds Control, at Washington, D.C.

Such records as were available at Washington were made available by Mr. Walter F. White, Acting Chief, Office Services, Foreign Funds Control, Treasury Department, and there are enclosed herewith a photostatic copy of each of the following pertinent documents:

Application to engage in a foreign exchange, etc., #16554, dated December 31, 1941, signed by George J. Yamanaka and jurat executed by John T. Lewis, Notary Public.

Letter dated March 16, 1942, from Assistant Cashier, Federal Reserve Bank, San Francisco, California, to George J. Yamanaka, re application dated December 31, 1941, assigned application number SF-16554

Application to engage in a foreign exchange, etc., #22016, dated March 9, 1942, signed by George J. Yamanaka and jurat executed by John T. Lewis, Notary Public.

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

KFC:DRF
114-101

COMMUNICATIONS SECTION
MAILED 10
★ NOV 14 1947 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

Handwritten notes and signatures on the right side of the page, including a large signature and the date 4 15 1947.

Letter dated March 12, 1942, from the Federal Reserve Bank, San Francisco, California to George J. Yamanaka, d.b.a. Hollister Seed Company, re application dated March 9, 1942, assigned application number SF-22016.

Application to engage in a foreign exchange transaction 40881, dated March 7, 1944, signed by George J. Yamanaka
Not approved.

Letter dated March 21, 1944, from R. H. Morrill, Assistant Cashier, Federal Reserve Bank, San Francisco, California, to George J. Yamanaka, re application dated March 7, 1944, assigned application number SF-40881.

Letter dated March 16, 1944, signed George J. Yamanaka, to Federal Reserve Bank, San Francisco, California, re application number 40881.

Letter dated March 10, 1944, signed R. H. Morrill, Assistant Cashier, to George J. Yamanaka, re application dated March 7, 1944, assigned application number SF-40881.

Letter dated June 7, 1944, signed "For the Alien Property Custodian, Lloyd L. Shaulis, Secretary to the Executive Committee", addressed to "The Honorable, The Secretary of the Treasury, Washington, D.C.", re Hollister Seed Company, as described in Vesting Order #3179.

Memorandum dated June 5, 1945, signed H. R. Pollak, re George J. Yamanaka, vs Alien Property Custodian and the Treasurer of the United States.

Memorandum dated May 23, 1945 from H. R. Pollak to Mr. Moskovitz re George J. Yamanaka, Hollister Seed Company.

Telegram dated San Francisco, May 21, 1945, signed "Sherman" to Foreign Funds Control, attention Mr. McHugh, re stipulation whereby liquidation of personal property of Hollister Seed Company would proceed.

Telegram dated San Francisco, May 21, 1945, signed "Sherman" to Foreign Funds Control, attention Mr. McHugh, re Hollister Seed Company account at Bank of America, N.T.S.A. Hollister was blocked in Fall, 1941, because of possible interest of Joe G. Yamanaka, then living in Japan.

Letter dated April 26, 1945, signed Merritt Sherman, Assistant Cashier, Federal Reserve Bank, San Francisco, California, to Foreign Funds Control, Treasury Department, Washington, D.C., attention Mr. H. W. Glenn, re George J. Yamanaka vs James E. Markham, Alien Property Custodian, and W. A. Julian, Treasurer

of the United States — District Court of the United States
for the Northern District of California, Southern Division —
Civil Action #247168. (2 pages)

Confidential report dated February 11, 1942, of Lyford M.
Morris, Treasury Agent, Investigative Section, San Francisco,
California, re George J. Yamanaka, d.b.a. Hollister Seed
Company, Post Office Box 741, Fallon Road, Hollister, Cali-
fornia, application number SF-17223, covering subjects of
ownership, nature of business, assets, correspondence files,
etc. (9 pages)

Copy of memorandum dated June 1, 1942, re Hollister Seed
Company, Fallon Road, Hollister, California, covering type
of business, owners of record, nature and extent of enemy
interest, etc. This memorandum does not show the author
thereof. (2 pages)

Letter dated February 2, 1942, signed by R. E. Emerson,
Assistant Cashier, Federal Reserve Bank, San Francisco,
to Mr. John W. Pehle, Assistant to the Secretary, Foreign
Funds Control, Treasury Department, Washington, D.C.,
enclosing in duplicate affidavit TFBE-1, #SF-467, executed
by George J. Yamanaka, owner, Hollister Seed Company, Hollister,
California, signed by George J. Yamanaka, and sworn to on
January 8, 1942, before John T. Lewis, Notary Public. (5 pages)

Mr. White advised that the records received from the Federal
Reserve Bank at San Francisco are contained in a shipment consisting of
twelve large wooden boxes which have not been opened, since his office is
operating with only a skeleton force and sufficient personnel for this
work has not been available. He explained that the Foreign Funds Control
Division is in the process of liquidation and it is indefinite as to when
these records might be available.

Inasmuch as the complete files of Foreign Funds Control relating
to this case are inaccessible, no further action is contemplated with respect
to their examination. Reports reflecting the results of the other investigation
requested will be furnished you upon their receipt at the Bureau.

Enclosures

KEC:DRF
114-101

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: October 31, 1947

FROM : SAC GUY HOTTEL, Washington, D. C.

SUBJECT: GEORGE J. YAMANAKA vs TOM C. CLARK,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Reference is made to your memorandum dated October 10, 1947, with enclosures, wherein it is mentioned that all records of the Foreign Funds Department of the Federal Reserve Bank of San Francisco were sent to the Treasury Department, Foreign Funds Control, 734 15th Street, N. W., Washington, D. C., in January, 1947. On page 11 of the photostatic enclosure dated August 29, 1947, addressed to the Bureau from Mr. DAVID L. BAZELON, Assistant Attorney General, Director, Office of Alien Property, the following lead in paragraph 15 of Mr. BAZELON's memorandum is set out for coverage by this office.

"Examine the files of the Federal Reserve Bank of San Francisco and obtain photostats of all correspondence had with the Hollister Seed Company, GEORGE J. YAMANAKA, or JOHN T. LEWIS. Photostats of a letter from JOHN T. LEWIS to the bank, dated February 4, 1942, in which he indicated that the plaintiff was holding the property for his father, and the reply of the bank to LEWIS, dated February 5, 1942, should be obtained. Interview the officials of the bank to secure an explanation of why the Bank of America blocked the account of the Hollister Seed Company without being directed to do so."

DEFERRED INFORMATION *Woe*

On October 17, 1947, Special Agent (A) JOSEPH A. GENAU of this office contacted Mr. WALTER F. WHITE, Acting Chief, Office Services, Foreign Funds Control, Treasury Department, 734 15th Street, N. W., who advised that twelve large wooden boxes containing records were received from the Federal Reserve Bank, San Francisco, California, and that these boxes are now in storage in the General Electric Building, 1320 New York Avenue, N. W., Washington, D. C. Mr. WHITE stated that these boxes have never been opened for the reason that the Foreign Funds Control Division is now in the process of liquidation and operating with a skeleton force. However, Mr. WHITE did make available to Special Agent GENAU the files of the Washington headquarters office of the Foreign Funds Control containing correspondence and applications for a license to engage in foreign exchange transactions.

*memo to aag
Barlow - in J.C.A.P.
with photostats as
dated on 11-17-47*

RECORDED
&
INDEXEDEX-109-101
114-101114-101-14
F B I

31 NOV 21 1947

(6-1762)

114-3

A review of these files disclosed that the two specific letters and other correspondence desired in this case by the Office of Alien Property, Department of Justice, were not contained therein.

In these files there was found a confidential report dated February 11, 1942, prepared by LYFORD M. MORRIS, Treasury Agent, Investigative Section, San Francisco, California, and on page three in the second paragraph of this report, under the heading "Assets", the following is shown:

"The bank account of the Hollister Seed Company, Hollister Branch of the Bank of America, was in the name of JOE G. YAMANAKA and with the transfer of business to GEORGE J. YAMANAKA in July, 1941, it was placed under the name of the Hollister Seed Company with the authorized signatures of son GEORGE J. YAMANAKA, daughters HELEN M. MATSUURA and SUZANNE WASHIMURA, and father JOE G. YAMANAKA. It was due to the father's authorized signature that the account was blocked."

Photostats of certain pertinent papers found in the files of the Foreign Funds Control, Washington, D. C., were photostated and they are herewith listed and made a part of this letter as enclosures to the Bureau, Los Angeles and San Francisco Division:

//
Application to engage in a foreign exchange, etc., #16554, dated December 31, 1941, signed by GEORGE J. YAMANAKA and jurat executed by JOHN T. LEWIS, Notary Public.

Letter dated March 16, 1942, from Assistant Cashier, Federal Reserve Bank, San Francisco, California, to GEORGE J. YAMANAKA, re application dated December 31, 1941, assigned application number SF-16554.

Application to engage in a foreign exchange, etc., #22016, dated March 9, 1942, signed by GEORGE J. YAMANAKA and jurat executed by JOHN T. LEWIS, Notary Public.

Letter dated March 12, 1942, from the Federal Reserve Bank, San Francisco, California to GEORGE J. YAMANAKA, d.b.a. Hollister Seed Company, re application dated March 9, 1942, assigned application number SF-22016.

Application to engage in a foreign exchange transaction #40881, dated March 7, 1944, signed by GEORGE J. YAMANAKA. Not approved.

Letter dated March 21, 1944, from R. H. MORRILL, Assistant Cashier, Federal Reserve Bank, San Francisco, California, to GEORGE J. YAMANAKA, re application dated March 7, 1944, assigned application number SF-40881.

Letter dated March 16, 1944, signed GEORGE J. YAMANAKA, to Federal Reserve Bank, San Francisco, California, re application number 40881.

Letter dated March 10, 1944, signed R. H. MORRILL, Assistant Cashier, to GEORGE J. YAMANAKA, re application dated March 7, 1944, assigned application number SF-40881.

Letter dated June 7, 1944, signed "For the Alien Property Custodian, LLOYD L. SHAULIS, Secretary to the Executive Committee", addressed to "The Honorable, The Secretary of the Treasury, Washington, D. C.", re Hollister Seed Company, as described in Vesting Order #3179.

Memorandum dated June 5, 1945, signed H. R. POLIAK, re GEORGE J. YAMANAKA, vs Alien Property Custodian and the Treasurer of the United States.

Memorandum dated May 23, 1945 from H. R. POLIAK to Mr. MOSKOVITZ re GEORGE J. YAMANAKA, Hollister Seed Company.

Telegram dated San Francisco, May 21, 1945, signed "SHERMAN" to Foreign Funds Control, attention Mr. McHUGH, re stipulation whereby liquidation of personal property of Hollister Seed Company would proceed.

Telegram dated San Francisco, May 21, 1945, signed "SHERMAN" to Foreign Funds Control, attention Mr. McHUGH, re Hollister Seed Company account at Bank of America, N.T.S.A. Hollister was blocked in Fall, 1941, because of possible interest of JOE G. YAMANAKA, then living in Japan.

Letter dated April 26, 1945, signed MERRITT SHERMAN, Assistant Cashier, Federal Reserve Bank, San Francisco, California, to Foreign Funds Control, Treasury Department, Washington, D. C., attention Mr. H. W. GLENN, re GEORGE J. YAMANAKA vs JAMES E. MARKHAM, Alien Property Custodian, and W. A. JULIAN, Treasurer of the United States — District Court of the United States for the Northern District of California, Southern Division — Civil Action #24716S. (2 pages)

Confidential report dated February 11, 1942, of LYFORD M. MORRIS, Treasury Agent, Investigative Section, San Francisco, California, re GEORGE J. YAMANAKA, d.b.a. Hollister Seed Company, Post Office Box 741, Fallon Road, Hollister, California, application number SF-17223, covering subjects of ownership, nature of business, assets, correspondence files, etc. (9 pages)

Copy of memorandum dated June 1, 1942, re Hollister Seed Company, Fallon Road, Hollister, California, covering type of business, owners of record, nature and extent of enemy interest, etc. This memorandum does not show the author thereof. (2 pages)

Letter dated February 2, 1942, signed R. E. EMERSON, Assistant Cashier, Federal Reserve Bank, San Francisco, to Mr. JOHN W. PEHLE, Assistant to the Secretary, Foreign Funds Control, Treasury Department, Washington, D. C., enclosing in duplicate affidavit TFBE-1, #SF-467, executed by GEORGE J. YAMANAKA, owner, Hollister Seed Company, Hollister, California, signed by GEORGE J. YAMANAKA, and sworn to on January 8, 1942, before JOHN T. LEWIS, Notary Public. (5 pages) //

On October 23, 1947, Mr. WALTER F. WHITE, Acting Chief, Office Services, Foreign Funds Control, Treasury Department, Washington, D. C., addressed the following letter to the Washington Field Office:

"Reference is made to your letter of October 20, 1947, requesting photostats of certain material in our files be made available to Special Agent GENAU of your office.

"Such material as was readily available was shown to Agent GENAU. However, we regret that the correspondence files shipped to us by the Federal Reserve Bank of San Francisco are in storage, in twelve large wooden packing cases.

"Foreign Funds Control is in process of liquidation and operating with a skeleton force. Unfortunately, we are unable at this time to supply the personnel and labor required to open these crates and examine their contents.

"I have discussed the situation thoroughly with Agent GENAU and informed him that if your office could furnish the necessary personnel, (one laborer with crow-bar and one clerk to search the files) this office would be pleased to make the files available, at your convenience."

114-3

The opening and examination of the contents of the twelve wooden cases mentioned above, will not be undertaken by this office unless otherwise instructed by the Bureau.

The lead for this office contained in the Phoenix Division letter to the Bureau, dated October 18, 1947, will be covered and the results of investigation will be forwarded to the office of origin.

cc - SAC Los Angeles (Encl)(Air Mail)
SAC San Francisco (Encl) (Air Mail)

Enclosures

JAG:IPB
114-3

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **San Francisco**

FILE NO. **114-2**

REPORT MADE AT San Francisco	DATE WHEN MADE 1/21/48	PERIOD FOR WHICH MADE 12/12/47; 1/12/48	REPORT MADE BY RAY I. JOHNSON - blw
TITLE GEORGE J. YAMANAKA vs. TOM C. CLARK, Attorney General			CHARACTER OF CASE ALIEN PROPERTY CUSTODIAN MATTER

SYNOPSIS OF FACTS:

Subject registered for Selective Service 6/26/42. Classified 1-A on 7/2/46 and on 9/18/46, classified 4-F (H), physical unfitness due to "persistent hypertension". Selective Service files fail to reflect that subject had ever volunteered for service.

- P* -

REFERENCE: Bureau letters dated 9/13/47 and 11/3/47

DETAILS: The Selective Service file of the subject was reviewed at the California State Selective Service Headquarters, 730 - 24th Street, Sacramento, by SA EDWIN P. PARK. The entire file was photographed and is being enclosed herewith to the Bureau.

The review reflected that subject registered for Selective Service on June 26, 1942; was classified 1-A on July 2, 1946, and 4-F (H) on September 18, 1946. He was rejected as being physically unfit due to "persistent hypertension". The review failed to reflect that the subject ever volunteered for service in the U.S. Armed Forces.

ENCLOSURE: To the Bureau, subject's Selective Service file described below:

1. Cover of Selective Service Folder
2. DSS Form 1 (front)
3. DSS Form 1 (back)
4. DSS Form 40- page 1
5. DSS Form 40- page 2
6. " " " 3
7. " " " 4

APPROVED AND FORWARDED: <i>[Signature]</i>	SPECIAL AGENT IN CHARGE <i>[Signature]</i>	DO NOT WRITE IN THESE SPACES 1-15
COPIES OF THIS REPORT 3 - Bureau (enc. reg. mail) 2 - San Francisco COPY IN FILE <i>COPIED by [Signature] with encls. 2.9.48</i>		RECORDED

RIJ:BNW
114-2

8. DSS Form 40, page 5
9. " " " 6
10. " " " 7
11. " " " 8
12. DSS Form 221 dated 11/6/46, page 1
13. DSS Form 221, dated 11/6/46, page 2
14. DSS Form 221, dated 11/6/46, page 3
15. DSS Form 221, dated 11/6/46, page 4
16. Laboratory report, tests taken 9/11/46, front
17. Laboratory Report, tests taken 9/11/46, reverse
18. DSS Form 219
19. DSS Form dated 3/29/46
20. Form AF-5 (Change of Address) dated 7/12/45
21. Letter from War Department to Sel. Ser. Hdqts. 1/1/44
22. Letter from subject to LDB 120 dated 10/21/42
23. " " " " " " " "

- P E N D I N G -

April 30, 1948

543, San Francisco

Director, FBI

THOMAS J. YAMNICK, vs. U.S. CLERK,
Attorney General
WILSON & WORTHINGTON, SAN FRANCISCO

Reurlet 4-15-48. The Bureau desires that this case be retained in a pending inactive status in your office in order that a periodic check may be made of the court records in the Southern Division of the U. S. Court for the Northern District of California, to ascertain the disposition of the suit pending in this matter.

A closing report should be submitted upon the disposition of the suit of this case.

114-101 -16

RECORDED 12
EX-137
WAN:agb

COMMUNICATIONS SECTION
MAILED 11
★ APR 30 1948 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

- Mr. Tolson _____
- Mr. E. A. Tamm _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

Office Memorandum • UNITED STATES GOVERNMENT

*FB
R
JMK*

TO : DIRECTOR, FBI

DATE: April 15, 1948

FROM : SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA, vs. TOM C. CLARK,
Attorney General
ALIEN PROPERTY CUSTODIAN MATTER

Inasmuch as there is no additional investigation to be conducted in this matter this case is being considered closed unless advised to the contrary.

RIJ:as
114-2

*7 R
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col*

G. I. R. -9

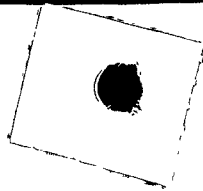
*mem - San Francisco
44-30-48
WPH
D*

RECORDED

25 (c)

101-11
19 APR 19 1948

5/1



SAC, San Francisco

November 16, 1948

Director, FBI

GEORGE J. YAMAMKA, VS. TOM C. CLAY
Attorney General
ALIEN PROPERTY CONTROL ACT
San Francisco File 114-2

Reference Bureau memorandum 4-30-48. The Bureau desires to be informed as to the status of this case in the U. S. District Court for the Southern Division of the Northern District of California.

114-101

WAH:MS

COMMUNICATIONS SECTION
MAILED 13
★ NOV 16 1948 P.M.
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

Handwritten notes and scribbles

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Miss Gandy _____

RECORDED - 30

414-117
F B I
45 NOV 19 1948

63 DEC 3 1948

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

g
HMK
WR

TO : Director, FBI

FROM : SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA vs TOM C. CLARK,
Attorney General
ALIEN PROPERTY CUSTODIAN MATTER
Bureau File 114-101

DATE: 12/6/48

ReBulet 11/16/48.

Assistant U. S. Attorney ARTHUR J. DE LORIMIER advised that this matter has not been set for trial and that he will notify this office when he receives any information as to when the trial will be held.

RIJ:mah
114-2

RECORDED - 57 / 114-101-18
F B I
23 DEC 10 1948

EX-49

6 : DFC 15 1949

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6/15/49
WAT

Office Memorandum • UNITED STATES GOVERNMENT

*HMK
SPUR
L*

TO : Director, FBI .

DATE: July 12, 1949

FROM : SAC, San Francisco

SUBJECT: GEORGE J. ^OYAMANAKA vs. TOM C. CLARK,
Attorney General
ALIEN PROPERTY CUSTODIAN MATTER
Bureau File 114-101

ReBulet 6/15/49.

W.

Assistant U. S. Attorney E. HUGH HENES advised that the trial of this matter has not been scheduled, he has no information as to when it might be scheduled and that there is a notation in the file that this office will be notified whenever a trial is set.

RIJ:mah
114-2

*Follow up 11-16-49
S.F. WMB*

RECORDED - 130

114-101-19
37 JUL 18 1949

EX-31

EX-59

SP

R-571
58 JUL 22 1949

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, SAN FRANCISCO

SUBJECT: GEORGE J. YAMMARA vs. TOM C. CLONE
 Attorney General
 REEL PROPERTY SPECIAL MATTER
 Bureau File 114-101

DATE: 11/25/48

This is to advise that Assistant United States Attorney E. HUGH HENES, San Francisco, advised that the trial of this matter has not been scheduled. He advised that there is a notation in the file that this office is to be notified when the trial is scheduled.

RIJ:hak
 114-2

RECORDED - 63

NOV 26 1948
 RECORDED - 128

114-101-20
 FBI

OK Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : *HMK* SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA vs. McGRATH, ET AL
 (formerly Yamanaka vs. TOM C. CLARK)
 ALIEN PROPERTY CUSTODIAN MATTER
 Bufile 114-101

DATE: 12-28-49

FRANK J. HENNESSY, U. S. Attorney, San Francisco, advised that the above case has been set for trial on 3-9-50.

RIJ:mah
 114-2

RECORDED - 16

EX - 51

114-101-21
 JAN 3 1950
 12

[Handwritten signature]

297
 JAN 9 1950

SAC, San Francisco

AIR MAIL

January 11, 1950

Director, FBI

GEORGE J. LINDNER v. J. DONALD McBRATH,
Attorney General
ALIEN PROPERTY CUSTODIAN MATTER
(Your file 114-2)

Re your letter dated December 28, 1949 and Washington Field Office letter dated October 31, 1947.

There are forwarded to you herewith and to the Washington Field Office two copies of a memorandum from Acting Director Harold I. Baynton, Office of Alien Property, dated January 6, 1950, outlining additional investigation desired in this case.

The Washington Field Office is instructed to have an experienced accountant contact Mr. Myron C. Baum, Attorney, Litigation Branch, Office of Alien Property, Room 234, HOLC Building, for the purpose of examining the books and records of Hollister Seed Company.

Acting Director Baynton refers to a report of Special Agent Raymond Irvin Johnson, dated October 8, 1947, which no doubt should be October 28, 1947.

If the policies and applications or photostats thereof referred to in Mr. Baynton's letter are not available at E. E. Holbrook and Company, Hollister, California, appropriate leads should be set out promptly to obtain same.

All investigation pertaining to this matter is to be in report form. This investigation is to be given expeditious, preferred and continuous attention and three copies of all reports, including reports covering leads, are to reach the Bureau by February 13, 1950.

114-101 - 22

EX-97c - Washington Field (By Special Messenger)
(Your file 114-3)

Enclosures

MJB:JHK

- Robison _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harbo _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____

R

OFFICE OF ALIEN PROPERTY
DEPARTMENT OF JUSTICE
WASHINGTON 25, D. C.

JDH:MCB:pjg

January 6, 1950

MEMORANDUM

To: J. Edgar Hoover, Director
Federal Bureau of Investigation

Attention: Mr. Alex Rosen

From: *HMB* Harold T. Baynton, Acting Director
Office of Alien Property

Subject: Yamanaka v. McGrath
9-21-1174

[Handwritten signature]

12-2

The above-entitled action is now pending against the Attorney General of the United States in the United States District Court for the Northern District of California to recover certain property vested by the Alien Property Custodian. The case has been set for trial in San Francisco for March 9, 1950. The suit has been brought by George J. Yamanaka, an American citizen who claims that on July 25, 1941 his father, Joe G. Yamanaka, a Japanese citizen, who was about to return to Japan, made a gift to the plaintiff of all of the assets of Hollister Seed Company, Hollister, California, a sole proprietorship owned by said Joe G. Yamanaka. This alleged gift was made on July 25, 1941, which was the day preceding the date on which all Japanese assets in the United States were blocked by Executive Order of the President. It is the position of this Office that this gift was made for the sole purpose of evading the freezing controls instituted by the President's Executive Order, and for the purpose of preventing seizure of the property in the event of war between Japan and the United States. We, therefore contend that the gift was not bona fide, and was a sham, and that the beneficial ownership of the property involved remained in the father, Joe G. Yamanaka.

Br

It is unnecessary for present purposes to re-state the facts in this case in detail. Your Bureau was requested to undertake an investigation in this matter by memorandum from this Office dated August 29, 1947, which sets forth the facts in considerable detail. The investigation requested was promptly completed and received by this Office. It is the purpose of the present memorandum to request additional investigation as follows:

J

*Letter SF
rec - WFO
1/11/50
7/1/48*

RECORDED - 32

INDEXED: 92

EX-97

114-101-22

JAN 18 1950

[Handwritten initials]

(1) This Office is now in possession of the account books of the Hollister Seed Company, the subject of the alleged gift, and it would appear therefrom that certain payments may have been made to the father, Joe G. Yamanaka, after the alleged transfer in July 1941. If we can establish such payments it would be of great assistance to us in proving that no bona fide gift was, in fact, made. In addition, certain admissions as to the father's interest in this property have been made by an attorney named John T. Lewis, who now denies that he was acting as attorney for George J. Yamanaka at the time. We would also like to ascertain whether the books of account show any payments to said attorney for services rendered from the time of the alleged gift until the business ceased operation in the spring of 1942. In addition, we should like to ascertain whether the books show any payments received for the benefit of the father during this period. It is, therefore, requested that you assign an agent who is an accountant to examine these books in order to assist us in determining whether said books contain information which may be useful in maintaining this action. The books of this account are now in the possession of Mr. Myron C. Baum, an attorney in the Litigation Branch of this Office, who is located in Room 234 of the H.O.L.C. Building.

WFO

(2) Pursuant to a previous request for investigation you forwarded to us a report made at San Francisco on October 8, 1947 by Agent Raymond Irvin Johnson. On page 10 of this report Agent Johnson referred to the fact that he had contacted a representative of E. E. Holbrook and Co., insurance agents in Hollister, California, concerning insurance policies which had been issued on certain assets of the Hollister Seed Company. The report refers to three policies, Nos. 221316, 221320, and 221759, issued on various dates in September and October 1941 to the Hollister Seed Company. As to the second of these policies the report states that the application apparently in October 1941 was in the name of Joe Yamanaka, the alleged donor. We would like to obtain, if possible, the original applications for these insurance policies or at least photostatic copies thereof for possible use as evidence in the trial. We should also like to obtain, if available, the insurance policies themselves which were issued on the basis of these applications.

Page Three

If you have any further questions with respect to this matter, Mr. Baum is available to supply any needed information. His telephone extension is 274.

Your prompt cooperation in this matter will be appreciated.

114-3-6

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **SAN FRANCISCO**

WFO FILE NO. **114-3**

REPORT MADE AT WASHINGTON, D. C.	DATE WHEN MADE 2/13/50	PERIOD FOR WHICH MADE 1/25-27,30,31; 2/3,6,8,10/50	REPORT MADE BY CHARLES G. HAYNES (A)	JIF
TITLE GEORGE J. YAMANAKA v. J. HOWARD McGRATH, Attorney General			CHARACTER OF CASE ALIEN PROPERTY CUSTODIAN MATTER	

SYNOPSIS OF FACTS:

ACCOUNTING REPORT

Examination of books of account of Hollister Seed Company reflects that five checks totaling \$859.75 were drawn to purchase drafts payable to Yokahama Specie Bank during period July 25, 1941 to December 6, 1941. These checks apparently for purpose of sending money to **JOE G. YAMANAKA**. This compares with net income per tax return, before salary to son-in-law, of \$2,767.71. Son-in-law paid salary of \$750.00 and daughter paid \$650.00 during same period. No other record that monies received by business were received for benefit of **JOE G. YAMANAKA**. Payments totaling \$51.00 made to **JOHN T. LEWIS** from December 31, 1941 to May 15, 1942. Of total deposits of \$8,824.07 made to Savings Account 4934, six deposits totaling \$2,370.65 traced to company funds. Statement of Income and Expense set out.

1-3-50 H. H. W.
3-2-50
P. H. C.
3-2-50
2-17-50

- RUC -

REFERENCE:

Bureau File No. 114-101
Bureau letter to San Francisco dated January 11, 1950

APPROVED AND FORWARDED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT		114-3-11-123
3 - Bureau		INDEXED - 25
2 - San Francisco <i>[Signature]</i>		RECORDED
2 - Washington Field		

WFO No. 114-3

DETAILS: AT WASHINGTON, D. C.

SCOPE OF INVESTIGATION

Reference Bureau letter enclosed a memorandum dated January 6, 1950 from HAROLD J. BAYNTON, Acting Director, Office of Alien Property, advising that that office was in possession of the account books of the Hollister Seed Company. The memorandum requested, in part, that the books be examined for the purpose of establishing payments to the father of the Plaintiff, JOE G. YAMANAKA, after July 25, 1941, the date the father allegedly gave the business to his son GEORGE. It was also requested that it be determined what payments were made to JOHN T. LEWIS, an attorney, during the period July 25, 1941 to the time the business terminated in the Spring of 1942. It was also requested that it be determined if any monies were received for the benefit of the father during that period.

Mr. MYRON C. BAUM, Attorney, Office of Alien Property, made available the books of account. The case was discussed with him and he requested, in addition to the above, that an attempt be made to prove from the books that the monies deposited in Savings Account No. 4934, Bank of America, in the name of the Plaintiff be traced to company operations. He also requested that a summary of income and expense for the period July 25, 1941 to the Spring of 1942 be prepared.

Nine books of account were made available for examination. Of these, six contained transactions during the pertinent period. They are described as follows:

1. A bank register covering the period May 1, 1941 to May 18, 1942, which lists checks drawn, deposits made and balance in bank. No check numbers are shown and no attempt is made to classify checks drawn.
2. Cash Payment Book covering the period December 3, 1940 to May 15, 1942. This book records check and cash disbursements and classifies the disbursements into various types of expense. About one-half of the checks listed in the bank register are entered in the Cash Payment Book.
3. Cash Collection Book for the period October 17, 1940 to August 15, 1942. This book lists collections in the form of stamps, cash, money orders and checks.

4. Sales Record for the period January 2, to May 16, 1942.
5. Day Book from 1910 to April, 1942, crudely kept, appearing to record petty cash expenditures.
6. Accounts Receivable Ledger from 1928 to 1941.

In addition to above, there were made available certified copies of the personal Federal income tax returns of JOE G. and GEORGE YAMANAKA for 1939, 1940, 1941 and 1942.

The above-described records were poorly kept and much difficulty was encountered attempting to reconcile the entries in the records with bank records and tax returns. There were no general ledger nor inventory records.

The records were examined to determine to what extent the information requested by Mr. BAUM was available and the results of the examination are set out in the following sections of this report.

PAYMENTS TO JOE G. YAMANAKA

July 25, 1941 to Spring of 1942

The only record indicating payments to JOE G. YAMANAKA during the above period is the bank register. It records the following checks drawn:

<u>Date</u>	<u>Payee</u>	<u>Remarks</u>	<u>Amount</u>
8-23-41	Bank of America		\$200.00
10-29-41	Bank of America	(J.Y. for the purpose of sending money)	202.00
10-29-41	Bank of America		101.00
11-17-41	Bank of America	(J. Y.)	176.75
12-6-41	Bank of America		180.00
		TOTAL	<u>\$859.75</u>

Investigation concerning these checks was conducted by Special Agent (A) RAYMOND IRVEN JOHNSON as reported by him at San Francisco October 28, 1947. Pages three through five of that report reflect each of the above checks were used to purchase drafts payable to the Yokohama Specie Bank. The

WFO No. 114-3

draft in the amount of \$180.00, drawn on December 6, 1941, was blocked because of the war, declared on December 8, 1941, and the draft was returned to the Bank of America, which credited the proceeds back to the Hollister Seed Company account on January 31, 1942. The remarks listed above are those appearing in the bank register. The notation "for the purpose of sending money" under date of October 29, 1941, is a translation of Japanese characters entered in the book, the translation being made by JOSEPH H. STIMPSON, Translation Unit of the FBI. All of the above checks were drawn on the Hollister Seed Company account at the Hollister Branch, Bank of America.

It will be seen from the above that there was sent to Japan, apparently for JOE YAMANAKA, \$679.75 and an attempt was made to send him an additional \$180.00 for a total of \$859.75 for the period July 25, 1941 to December 6, 1941.

In comparing this amount with payments to other members of his family during the same period, the following was noted:

Net Income from business from July 25, to December 31, 1941 per Federal income tax return filed by GEORGE Y. YAMANAKA, before salary paid to E. T. MATSUURA	<u>\$2,767.71</u>
Salary paid to E. T. MATSUURA, son-in-law (\$150 a month)	<u>\$ 750.00</u>
Monies paid to S. NISHIMURA, daughter (\$130.00 a month)	<u>\$ 650.00</u>
Drafts payable to Yokohama Specie Bank (as above)	<u>\$ 859.75</u>

No similar checks were recorded payable to GEORGE J. YAMANAKA during this period. The salary paid E. T. MATSUURA was claimed as a business expense, whereas the monies paid S. NISHIMURA and for the purchase of drafts could not be traced into the tax return. In addition to the above amounts, the bank register lists some checks which appear to be in payment of personal bills such as doctor fees, gifts, etc. It is not clear on whose behalf they were issued and some of the items cannot be definitely identified between

WFO No. 114-3

personal or business expenditures. However, from the above tabulation, it might be argued that after the alleged transfer took place, the father continued to receive a major portion of profits. Attention is also brought to the periodic nature of the payments to the father.

In addition to the above listed checks which purchased drafts payable to the Yokahama Specie Bank, the following entries were recorded in the Bank Register.

On July 25, 1941, the date of the alleged transfer, there was drawn on the checking account of JOE G. YAMANAKA a check in the amount of \$500 payable to the Sumitorno Bank. Of the money remaining in the account after this check, a net of \$2,650 was transferred to a new account in the name of the Hollister Seed Company. The balance of \$504.29 remaining in JOE's account was recorded on page 152 of the bank register as a liability to him. On July 29, 1941, the check, payable to the Sumitorno Bank was returned unpaid and the liability to JOE was increased to \$1,004.27. On July 31, 1941, a check in the amount of \$500.00 was drawn on the account of JOE G. YAMANAKA payable to GEORGE J. YAMANAKA and the liability to JOE was reduced back to \$504.27, at which amount it still remains. From these entries, it appears that the \$500 check to GEORGE on July 31, 1941 was for the benefit of his father, but since it arose from transactions occurring before the alleged transfer, it was not included in the above tabulation.

On August 8, 1941, a check in the amount of \$100.00 was made out to the Sumitorno Bank for J. Y. but was not used.

On August 13, 1941 a check in the amount of \$100.00 was made payable to the Yokahama Specie Bank but was returned unused on August 16, 1941.

Inasmuch as the funds of these latter two checks did not reach JOE they were not included in the above tabulation.

PAYMENTS TO JOHN T. LEWIS

There is recorded in the Cash Payment Book the following amounts TO JOHN T. LEWIS during the period July 26, 1941 to May 18, 1942:

WFO No. 114-3

<u>Date</u>	<u>Remarks</u>	<u>Amount</u>
12-31-41	Notarizing, etc., affidavit	\$12.50
1-8-42	Notary Public Affidavit	12.50
1-24-42	Notary Public	1.00
2-17-42	Attorney	1.00
2-24-42	Notary Public	.50
3-3-42	-----	2.50
3-9-42	Notarize	.50
5-1-42	-----	20.00
5-15-42	Notarize	.50
	Total Recorded Payments	<u>\$51.00</u>

All of the above amounts were listed in the column "General Expense."

Monies Received for the Benefit of JOE G. YAMANAKA

There were no entries in the available records indicating any portion of the receipts after July 25, 1941 were received for the benefit of JOE G. YAMANAKA, other than the items discussed earlier in this report.

Savings Account No. 4934 in Name of GEORGE J. YAMANAKA

Savings Account No. 4934 was opened in the name of GEORGE J. YAMANAKA at the Hollister Branch, Bank of America on January 17, 1942 with an initial deposit of \$382.00. From that date until December 27, 1943, twenty deposits were made to the account totaling \$8,824.07.

Of the twenty deposits only the following could be identified from the books of account as coming from the Hollister Seed Company funds:

<u>Date</u>	<u>Source</u>	<u>Amount</u>
1/17/42	Checking a/c of G. J. YAMANAKA	\$ 382.00
2/24/42	" " " "	30.06
3/3/42	" " " Hollister Seed Co.	50.00
4/27/42	S. Kase, Beryl, Utah	150.00
6/12/42	Ferry Morse Seed Co.	364.84
8/31/42	Salinas Valley Veg. Exch.	<u>1,393.75</u>
	TOTAL	<u>\$2,370.65</u>

WFO No. 114-3

The first two deposits are recorded in the Bank Register as transfers of funds. The remaining four are identified by similarity of amount.

SUMMARY OF INCOME AND EXPENSE

July 25, 1941 to May, 1942

The following summary of income and expense was obtained by combining the two Federal Income Tax Returns filed by GEORGE J. YAMANAKA for the periods July 25, 1941 to December 31, 1941 and January 1 to May, 1942. The extent to which the figures are supported by the books of account is commented upon following the statement.

WFO No. 114-3

Total Receipts

\$45,739.44

Cost of Goods Sold

Beginning Inventory	\$ 4,444.37
Merch bought for sale	9,020.28
Labor	3,762.80
Materials and Supplies	476.81
Other Costs	
Freight and Express	186.34
Telephone & Telegraph	173.53
Printed Matter	1,479.54
Postage	<u>1,439.45</u>
Total	\$20,983.12
Less Ending Inventory	<u>- 0 -</u>
Cost of Goods Sold	

20,983.12

Gross Profit

\$24,756.32

Other Business Deductions

Salaries	\$ 1,781.00
Bad Debts	7,963.72
Depreciation	1,156.97
General Expense	253.84
Advertising	260.35
Gas & Oil	486.57
Electricity	61.64
Commission & Refund	1,129.72
Auto Expense	260.80
Insurance	325.24
Hawaii Check Exchange	8.00
Rent	1,200.00
Repairs	27.13
Feed	10.42
Electricity for irrigation	185.86
Fertilizer	576.15
Seed for crops	312.38
Equipment	2,671.82
General Field Expense	<u>310.68</u>

Total

18,982.29

Net Income for Period

\$ 5,774.03

WFO No. 114-3

The net income reported for each period was as follows:

July 25 to December 31, 1941	\$2,017.71
January 1 to May, 1942	3,656.32
Understatement of 1942 income due to error in addition on return	<u>100.00</u>
Total	<u>\$5,774.03</u>

Attempts were made to reconcile the entries in the books of account with the income tax returns. Among the difficulties encountered were the following:

The reported figure of total receipts apparently represents sales and not collections, as bad debt losses are claimed in the return. Inasmuch as the available sales records are incomplete, the total of \$45,739.44 reported in the returns could not be verified. This figure compared with recorded collections of \$42,577.60.

No inventory records were available.

Equipment and Depreciation schedules were not available. In this connection, it appears that in 1941, a tractor costing \$2,328.44 and a disc costing \$323.52 were purchased. These costs apparently are included in the item "Equipment", thereby effecting a deduction in their entirety for 1941 and they are also set up in the depreciation schedule and depreciated thereby causing an understatement of profit in 1941 of \$2,651.96. Because of the incomplete records, it cannot be definitely stated that such is the case.

The remaining expense items are for the most part supported by entries in the books, however, they were not sufficiently complete to support the items of Labor, Postage and several of the small items.

On February 10, 1950, the matters dealt with in this report were discussed with Messrs. MYRON C. BAUM and PERCY BARSHAY, Office of Alien Property, at which time they advised that Mr. BARSHAY was moving to California and would handle the trial of this case. No further investigation was requested by them.

- REFERRED UPON COMPLETION TO THE OFFICE OF ORIGIN -

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

FEB 13 1950

u
TELETYPE

Mr. Tolson	
Mr. Ladd	
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tracy	<input checked="" type="checkbox"/>
Mr. Harbo	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

R
WASH S-7 FROM SAN FRAN

2-13-50

1-23-50

1
MLP

DIRECTOR

U R G E N T

GEORGE J. YAMANAKA V. J. HOWARD MC GRATH, AG, APCH, BUFILE ONE FOUR-
4 - 1 0 1 TEEN DASH ONE NAUGHT ONE. REP BEING SUBMITTED AMSD FEBRUARY FOUR-
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KIMBALL

END

ACK PLS

SF R 7, MA

DISCONT PLS

RECORDED - 71
EX-3
MB

114-101-24

FEB 15 1950

157

PERSONAL AND CONFIDENTIAL

BY SPECIAL MESSENGER

February 21, 1950

Mr. Harold I. Baynton
Acting Director
Office of Alien Property
Room 654
101 Indiana Avenue, N. W.
Washington, D. C.

25

GEORGE J. YAMANAKA vs. J. HOWARD McGRATH,
ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

Reference is made to your memorandum dated January 6, 1950, your reference JHM:KCB:pjg, 9-21-1174.

There are forwarded herewith the following described records obtained by our San Francisco Office from Mrs. Irene H. Regan of the E. F. Hollbrook and Company, Hollister, California:

- (1) Farm Policy Form for Springfield Fire & Marine Insurance Company Policy #221316 dated September 11, 1941.
- (2) Farm Application and Farm Policy Form covering Springfield Fire & Marine Insurance Company Policy #221520 dated October 6, 1941.
- (3) Farm Application and Farm Policy Form covering Insurance Policy #221759 of the Springfield Fire & Marine Insurance Company dated October 9, 1941 in the name of the Hollister Seed Company.
- (4) Farm Application Form \$750 and Farm Application Form for \$1,250, both dated September 10, 1942 in the name of Joe G. Yamanaka and Farm Policy Form for Policy #224793 issued by the Springfield Fire & Marine Insurance Company. It is noted that this policy has attached to it an endorsement blank dated October 5, 1942, endorsing this policy over to George Yamanaka.

Mrs. Regan advised that the above documents were the only documents in their possession covering insurance issued to the Hollister Seed Company or to Joe Yamanaka, and any other documents they may have had have been destroyed due to a lapse of time. She advised that the Yamanakas had never

Tolson _____
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

Enclosure

MJB:nhl

114-101

[Handwritten signatures and initials]

Mr. Harold I. Daynton

signed any insurance applications over the past several years they have had insurance with them, and it was the policy that they would come into the insurance company and advise her what insurance they wanted and she would type out an application form and send it to the home office where a policy would be made up and mailed back to the E. E. Hollbrook & Company. Mrs. Regan said that the policies would then be either mailed to the Yamanakas or delivered to them in person, and that they would have possession of any policies. She stated that the above application forms were copies of the ones requesting insurance of the insurance company.

It is requested that as soon as the above documents have served their purpose, that they be returned to this Bureau so that they may be returned to the E. E. Hollbrook and Company.

Tolson _____
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
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Tele. room _____
Nease _____
Gandy _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, SAN FRANCISCO

DATE: Feb. 14, 1950

AIR MAIL - REGISTERED

SUBJECT: GEORGE J. YAMANAKA v. J. HOWARD McGRATH
Attorney General
ALIEN PROPERTY CUSTODIAN MATTER
(Bureau File 114-101)

Reference is made to Bureau letter dated Jan. 11, 1950.

Mrs. IRENE H. REGAN of the E. E. Hollbrook & Company, Hollister, California, furnished to Special Agent MILLARD E. SHAEFFER of this office the following documents which were available covering insurance issued by her company to the Hollister Seed Company and JOE YAMANAKA:

- (1) Farm Policy Form for Springfield Fire & Marine Insurance Company Policy #221316 dated Sept. 11, 1941.
- (2) Farm Application and Farm Policy Form covering Springfield Fire & Marine Insurance Company Policy #221520 dated Oct. 6, 1941.
- (3) Farm Application and Farm Policy Form covering Insurance Policy #221759 of the Springfield Fire & Marine Insurance Company dated Oct. 9, 1941 in the name of the Hollister Seed Company.
- (4) Farm Application Form \$750 and Farm Application Form for \$1,250, both dated Sept. 10, 1942 in the name of JOE G. YAMANAKA and Farm Policy Form for Policy #224793 issued by the Springfield Fire & Marine Insurance Company. It is noted that this policy has attached to it an endorsement blank dated Oct. 5, 1942, endorsing this policy over to GEORGE YAMANAKA.

Mrs. REGAN advised that the above documents were the only documents in their possession covering insurance issued to the Hollister Seed Company or to JOE YAMANAKA, and any other documents they may have had have been destroyed due to a lapse of time. She advised that the YAMANAKAS had never signed any insurance applications over the past several years they have had insurance with them, and it was the policy that they would come into the insurance company and advise her what insurance they wanted and she would type out an application form and send it to the home office where a policy would be made up and mailed back to the E. E. Hollbrook & Company.

MES:ams
114-2
Encls.

114-101-207
FEB 28 1950
31

Mrs. DEWINE said that the policies would then be either mailed to the YAMNINS or delivered to them in person, and that they would have possession of any policies. She stated that the above application forms were copies of the ones requesting insurance of the insurance company.

It is noted that the books and records of the Hollister Seed Company are in possession of the Office of Alien Property, Room 234, HOIC Building, Washington, D. C., and that these records may contain some of the old insurance policies of the YAMNINS.

It is requested that as soon as the above documents obtained from the E. E. Hollbrook & Company, Hollister, California have served their purpose that they be transmitted to this office so that they may be returned to the E. E. Hollbrook & Company.

Mr. Harold T. Hayton, Acting Director
Office of Alien Property
Director, FBI

February 23, 1950

PREPARED BY
BY ORIGINAL RESEARCHER

CHARLES J. ... vs.
J. ...
...

RECORDED - 69 114-101-26

Reference is made to your memorandum dated February 21, 1950, your
reference ... 9-21-1174, wherein you requested authority be granted
Special Agent Charles C. ... of our Washington Field Office to travel to
San Francisco for the purpose of testifying in this case.

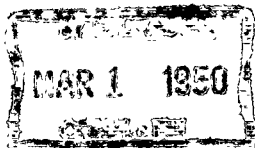
The Bureau has reviewed the report of Agent ... dated at Washington
February 13, 1950, and it is believed that an Agent assigned to our San Francisco
Office could testify to the same facts after reviewing the books and records and
income tax returns in connection with Agent ... report. The work does not
appear to be voluminous nor difficult and with the background information now
available to Agent ... of our San Francisco Office should have no difficulty in
making the review in a relatively short period of time.

It is suggested that, if you have no objection to an Accountant assigned
to our San Francisco Office testifying in this case, you may wish to immediately
forward the records to your San Francisco Office where they may be available for
review. If this works with your approval, immediate action is requested so that
our San Francisco Office may be instructed to obtain the necessary records and
make such investigation as is required prior to the expected trial date.

cc - San Francisco (Your File 114-2)

114-101

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harbo _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____



MJB:MG

[Handwritten initials and scribbles]

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. ROSEN
 FROM : R. D. SCOTT
 SUBJECT: GEORGE J. YAMANAKA vs.
 J. HOWARD McGRATH, ATTORNEY GENERAL
 ALIEN PROPERTY CUSTODIAN MATTER

DATE: February 27, 1950

Tolson _____
 Ladd _____
 Clegg _____
 Glavin _____
 Nichols _____
 Rosen _____
 Tracy _____
 Harbo _____
 Mohr _____
 Tele. Room _____
 Nease _____
 Gandy _____

PURPOSE

To advise you of the request of Acting Director Harold I. Baynton, Office of Alien Property, to have SAA Charles G. Haynes of the WFO testify on March 9, 1950, at San Francisco, California.

BACKGROUND

Joe G. Yamanaka, a Japanese National, is reported to have given his son, George J. Yamanaka, his business, the Hollister Seed Company, just prior to the freezing order on July 25, 1941. The Office of Alien Property vested all assets (approximately \$33,000) by vesting order number 3179 on February 16, 1944. George J. Yamanaka is suing the government for return of the property claiming same is his and not that of his father, a Japanese National. Trial is set for March 9, 1950, at San Francisco. Government's contention is that plaintiff's father, the alleged donor, continued to receive income from the business after he had supposedly given it away and that this income was transmitted to him in Japan after he had left the United States and, therefore, the assets of the company were those of the father and come within the Trading with the Enemy Act.

OBSERVATIONS

The Office of Alien Property requested the examination of the books and records to:

1. Establish payments to Joe G. Yamanaka after July 25, 1941.
2. Ascertain payments to John T. Lewis, attorney for the plaintiff.
3. Trace moneys received for the benefit of Joe G. Yamanaka.
4. Trace moneys deposited in savings account number 4934, Bank of America in the name of George J. Yamanaka from company operations.
5. Summary of income and expense.

The report of SAA Charles G. Haynes dated at Washington February 13, 1950, is a nine page accounting report. It has been reviewed and it is noted that schedules in most instances were prepared from the books of accounts and tax returns. It does not appear that the books of accounts and tax returns were voluminous and the schedules prepared appear relatively simple and contain only a few items. Due to the analysis work already made and reported in this case, it is believed that an accountant assigned to the San Francisco Division could review the records in a relatively short period of time and testify to

Attachment
 114-101
 MJB:MG

RECORDED - 59

114-101-26
MAR 1 1950

Memorandum to Mr. Rosen

the facts in this case, thereby making it unnecessary for Agent Haynes to travel to San Francisco.

RECOMMENDATION

Attached hereto is a letter to Acting Director Harold I. Baynton, Office of Alien Property, recommending that the books and records be forwarded to their San Francisco Office to be reviewed by an Agent Accountant of our San Francisco Office for the purpose of testifying in this case.

[Handwritten signature]

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

CC-150

10

To: COMMUNICATIONS SECTION.

MARCH 1, 1950 (URGENT)

Transmit the following message to:

SAC, SAN FRANCISCO

GEORGE J. YAMANAKA VS J. HOWARD MCGRATH, ATTORNEY GENERAL, APCH. REFURFILE
ONE ONE FOUR DASH TWO. REFERRING MEMORANDUM TO OAP DATED FEBRUARY TWENTY EIGHT,
COPY FURNISHED YOUR OFFICE. HAVE ACCOUNTANT IMMEDIATELY CONTACT ATTORNEY
PERCY BARSHAY, OAP, SECURE RECORDS, CONDUCT NECESSARY EXAMINATION AND BE
PREPARED TO REVIEW CASE WITH ATTORNEYS MARCH EIGHT AND TESTIFY FOLLOWING DAY.

HOOVER

114-101

MJB:klh

Attorney M. C. Baum, OAP, telephonically advised 3:15 p.m., 3/1/50, he is agreeable to accountant our San Francisco Office testifying in case providing he can prepare necessary data prior to trial.

RECEIVED 114-27

DEPT OF JUSTICE
[Handwritten signature]

- Mr. Tolson _____
- Mr. Clegg _____
- Mr. Glavin _____
- Mr. Ladd _____
- Mr. Nichols _____
- Mr. Rosen _____
- Mr. Tracy _____
- Mr. Egan _____
- Mr. Gurnea _____
- Mr. Harbo _____
- Mr. Mohr _____
- Mr. Pennington _____
- Mr. Quinn Tamm _____
- Tele. Room _____
- Mr. Nease _____
- Misc Gandy _____

SENT VIA _____

_____ M

Per _____

100 - 1030

K
TELETYPE

✓
SAN FRANCISCO 10 FROM WASH DC

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8-31 PM

SAC

U R G E N T

GEORGE J. YAMANAKA VS J. HOWARD MCGRATH, ATTORNEY GENERAL, APCM.
REURFILE ONE ONE FOUR DASH TWO. REFERENCE MEMORANDUM TO OAP DATED
FEBRUARY TWENTYEIGHT, COPY FURNISHED YOUR OFFICE. HAVE ACCOUNTANT
IMMEDIATELY CONTACT ATTORNEY PERCY BARSHAY, OAP, SECURE RECORDS,
CONDUCT NECESSARY EXAMINATION AND BE PREPARED TO REVIEW CASE WITH ATT-
ORNEYS MARCH EIGHT AND TESTIFY FOLLOWING DAY.

HOOVER

HOLD PLS.....

Office Memorandum • UNITED STATES GOVERNMENT

TO : J. Edgar Hoover, Director
 Federal Bureau of Investigation
 Attention: Alex Rosen

FROM : Harold I. Baynton, Acting Director
 Office of Alien Property

SUBJECT: Yamanaka v. McGrath
 9-21-1174

DATE: February 21, 1950

114-101-22

[Handwritten signatures and initials]
 Paul [unclear]

Reference is made to my memorandum of January 6, 1950, in which I requested some additional investigation in California, and in which I also requested that an accountant be assigned to examine and analyze the books of account of the Hollister Seed Company, the business enterprise which is the subject of the above-entitled action, in order to assist us in the defense of this action. Pursuant to this request you assigned Special Agent Charles G. Haynes, of the Washington Field Office, to examine the books of account referred to. Agent Haynes made an examination of these books extending over a period of approximately ten days, and rendered a report thereon dated February 13, 1950 (WFO File No. 114-3). This report is very useful to this Office, since it discloses a breakdown of the income of this business enterprise for the second half of the year 1941, which shows that the several members of the Yamanaka family, including the father, whom we claim to be the real owner, all shared in that income. This tends to refute the contention of the plaintiff that the property was transferred to him as a gift by his father in 1941, and that he was the sole owner. Furthermore, this report discloses numerous entries in the books which reveal that attempts were made to transfer a total of \$859.75 to the alleged donor in Japan within a six-month period, again refuting the contention that the son became the real owner of this property.

As I have previously advised you the trial of this action is scheduled to take place on March 9, 1950 in the United States District Court for the Northern District of California. As part of our defense upon this trial we intend to rely heavily upon the fact that the plaintiff's father, the alleged donor, continued to receive income from the business after he had supposedly given it away, and that this income was transmitted to him in Japan after he had left the United States. The only way in which we can with certainty prove these facts is by the testimony of a qualified accountant who, with the books before him, can testify in court as to what the books reveal. In view of the fact that Agent Haynes has made an extensive analysis of these books he appears to be the only witness available at this time who can qualify as an accountant familiar with the books.

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 3-2-55
 3-2-55

58
 64

RECORDED - 82

INDEXED - 82

114-101-28

1-55
[Handwritten signature]

PEERS
 1-1-55

[Handwritten notes]
 1-1-55

Page Two

On the basis of the foregoing, therefore, it is respectfully requested that authority be granted to Agent Haynes to travel to San Francisco for the purpose of testifying as witness on behalf of the Government in the above-entitled action on March 9, 1950. It is anticipated that the trial will take not more than two days. In order that Agent Haynes' testimony may properly be prepared in advance of trial, it is further requested that he be instructed to report to the San Francisco Office, Office of Alien Property, 208 Federal Building, San Francisco, on March 8, 1950, to consult with Messrs. Myron C. Baum and Percy Barshay, attorneys who will be responsible for the trial of this action.

Your prompt attention to this matter will be appreciated.

Office Memorandum • UNITED STATES GOVERNMENT

JDH:MCB:136

TO : J. Edgar Hoover, Director
Federal Bureau of Investigation
Attention: Alex Rosen

FROM : Harold A. Baynton, Acting Director
Office of Alien Property

SUBJECT: Yamanaka v. McGrath
9-21-1174

DATE: March 1, 1950

Reference is made to your memorandum of February 28, 1950, in which you advise that it is not necessary to send Agent Haynes to San Francisco to testify in this action, as previously requested, but that you will arrange to have an agent in the San Francisco Office inspect the books and records and be available to testify if so requested. Such agent must, of course, be an accountant.

This will confirm a telephone conversation between Mr. Myron G. Baum of this Office and Agent Marshall Bell of your Bureau, wherein Mr. Baum requested that an agent in San Francisco be immediately assigned to examine the books and records in this matter in order that he may be prepared to testify to the facts stated in the report of Agent Haynes. These books and records are now in the possession of Mr. Percy Barshay, of our San Francisco Office, and Mr. Baum will be in San Francisco on March 7, 1950 prepared to confer with the agent assigned in this matter as to the nature of the testimony he may be able to give.

Mr. Bell stated that immediate authority would be transmitted to the agent in San Francisco to handle this matter in the manner suggested. We would appreciate your advice when this has been accomplished.

~~DELETED~~
Telephone call advised
instructions issued
3-1-50 WMB 3-3-50.

RECORDED - 38

114-101-29

MAR 7 1950

34

EX-68

GMB

MAR 22 1950

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: 3-13-50

FROM : SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA vs
J. HOWARD McGRATH, ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

ar 12-1

Mr. PERCY BARSHAY, Office of Alien Property, San Francisco, advised that this case has been postponed until 10-3-50. He stated he would contact this office when he desired an accountant to consult with him.

RIJ:mah
114-2

RECORDED - 76

114-101-30

MAR 27 1950

37

MAR 24 1950

9-21-1174

PB:IE

OFFICE OF ALIEN PROPERTY
DEPARTMENT OF JUSTICE
SAN FRANCISCO 2
214 Federal Office Bldg.

March 23, 1950

Mr. J. Edgar Hoover, Director
Federal Bureau of Investigation
Department of Justice
Washington, D. C.

Re: George J. Yamanaka vs. J. Howard McGrath,
Attorney General
Alien Property Custodian Matter

Dear Sir:

Reference is made to your memorandum of February 21, 1950, to
Harold I. Baynton, Acting Director, Office of Alien Property,
Washington, D. C., with which you transmitted the following documents:

- (1) Farm Policy Form for Springfield Fire & Marine
Insurance Company Policy #221316 dated September 11, 1941.
- (2) Farm Application and Farm Policy Form covering Springfield
Fire & Marine Insurance Company Policy #221520 dated
October 6, 1941.
- (3) Farm Application and Farm Policy Form covering Insurance
Policy #221759 of the Springfield Fire & Marine Insurance
Company dated October 9, 1941 in the name of the Hollister
Seed Company.
- (4) Farm Application Form #750 and Farm Application Form for
\$1,250, both dated September 10, 1942 in the name of Joe
G. Yamanaka and Farm Policy Form for Policy #224793 issued
by the Springfield Fire & Marine Insurance Company. It is
noted that this policy has attached to it an endorsement
blank dated October 5, 1942, endorsing this policy over to
George Yamanaka.

You stated that these documents had been obtained by your
San Francisco office from Mrs. Irene H. Regan of E. E. Hollbrook and
Company, Hollister, California, and requested that they be returned
to you for transmittal to that company.

ENCL

2/3 C

129

RECORDED
EX-6

1114-101-31

MAR 23 1950
31

SIX/MB

Our Washington office has forwarded the documents to us for our use in preparing the above action for trial. In order to avoid unnecessary handling, we have today delivered them to your San Francisco office with a covering letter, a copy of which is enclosed.

Yours very truly,

Harold I. Baynton
Acting Director
Office of Alien Property

BY Valentine C. Hammack
Valentine C. Hammack, Manager
San Francisco Office *B*

9-29-1174

PB:IE

DEPARTMENT OF JUSTICE
OFFICE OF ALIEN PROPERTY
SAN FRANCISCO 2

214 Federal Office Bldg.

March 23, 1950

Federal Bureau of Investigation
Room 422, Federal Office Building
San Francisco, California

Attention: Mr. Elledge, Special Agent

Re: George J. Yamanaka vs. J. Howard McGrath
Attorney General
Your File No. 114-2

Gentlemen:

Reference is made to a memorandum dated February 21, 1950, from J. Edgar Hoover, Director, Federal Bureau of Investigation to Harold I. Baynton, Acting Director, Office of Alien Property, Washington, D. C. Therewith were transmitted the documents enumerated below obtained by your office from Mrs. Irene H. Regan of E. E. Hollbrook and Company of Hollister, California:

- (1) Farm Policy Form for Springfield Fire & Marine Insurance Company Policy #221316 dated September 11, 1941.
- (2) Farm Application and Farm Policy Form covering Springfield Fire & Marine Insurance Company Policy #221520 dated October 6, 1941.
- (3) Farm Application and Farm Policy Form covering Insurance Policy #221759 of the Springfield Fire & Marine Insurance Company dated October 9, 1941 in the name of the Hollister Seed Company.
- (4) Farm Application Form #750 and Farm Application Form for \$1,250, both dated September 10, 1942 in the name of Joe G. Yamanaka and Farm Policy Form for Policy #224793 issued by the Springfield Fire & Marine Insurance Company. It is noted that this policy has attached to it an endorsement blank dated October 5, 1942, endorsing this policy over to George Yamanaka.

Mr. Hoover's memorandum requested that the documents be sent back to his office, in order that they might be returned to E. E. Hollbrook and Company.

114-101-31

ENCLOSURE

- 2 -

Our Washington office has transmitted the documents to us for our use in preparing the above action for trial. In order to avoid unnecessary handling, we are herewith delivering the documents to you direct instead of forwarding them to your Washington office. A copy of this letter is being sent to your Washington office in order to acquaint it with the disposition of the documents.

Yours very truly,

Harold I. Raynton
Acting Director
Office of Alien Property

BY

Valentine C. Hammack, Manager
San Francisco Office

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: September 18, 1950

FROM : SAC, San Francisco

SUBJECT: GEORGE J. YAMANAKA vs
J. HOWARD McGRATH, ATTORNEY GENERAL
ALIEN PROPERTY CUSTODIAN MATTER

B11-1

Mr. PERCY BARSHAY, Office of Alien Property, Federal Office Building, San Francisco, advised that as far as he can ascertain this case will be tried during the latter part of October this year. He also stated that inasmuch as the Office of Alien Property now has a staff of accountants in San Francisco it probably won't be necessary for the FBI to do any additional work. Mr. BARSHAY stated that he will advise this office if any additional work is desired and also the outcome of the case.

114-2
RIJ:asg

F U - S F
11/13/50 - jhr
Ans. 11/25 - Verdicty trial
reported 11/23/50 &
report forthcoming

RECORDED - 60

114-101-32
SEP 25 1950

52 OCT 5 1950

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **SAN FRANCISCO**

FILE NO. **114-2**

REPORT MADE AT SAN FRANCISCO	DATE WHEN MADE 12/19/50	PERIOD FOR WHICH MADE 12/14/50	REPORT MADE BY RAYMOND I. JOHNSON
TITLE GEORGE J. YAMAMOTO vs. J. EDWARD MC GRATH, ATTORNEY GENERAL			CHARACTER OF CASE ALIEN PROPERTY CUSTODIAN MASTER

SYNOPSIS OF FACTS:

Records of Clerk, U. S. District Court, San Francisco, reflect in Civil action Number 24716, U. S. District Judge **HERBERT W. ERSKINE** ordered a judgment for the Plaintiff on December 7, 1950.

- C -

DETAILS:

AT SAN FRANCISCO, CALIFORNIA

Records of the Clerk, U. S. District Court, San Francisco, reflect in Civil Action Number 24716, U. S. District Judge **HERBERT W. ERSKINE** ordered a judgment for the plaintiff on December 7, 1950.

- C L O S E D -

Henry W. Kimball

APPROVED AND FORWARDED:	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
<p>COPIES OF THIS REPORT</p> <p>3 - Bureau (114-10)</p> <p>2 - San Francisco</p>		<p>114-101-33</p> <p>DEC 20 1950</p>

PROPERTY OF FBI—THIS CONFIDENTIAL REPORT AND ITS CONTENTS ARE LOANED TO YOU BY THE FBI AND ARE NOT TO BE DISTRIBUTED OUTSIDE OF AGENCY TO WHICH LOANED.