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Description of document: **Federal Bureau of Investigation (FBI) file number 66-HQ-19016 (section 1): Defense Plans –Presidential Emergency Action Documents, 1958 - 1979**

Released date: 30-November-2010

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Source of document: Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843
Fax: (540) 868-4995/4996/4997
E-mail: foiparequest@ic.fbi.gov

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Federal Bureau of Investigation

Washington, D.C. 20535
November 30, 2010

Subject: FILE NUMBER 66-HQ-19016

FOIPA No. 1144410- 000

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Form OPCA-16a:

Table with 3 columns: Section 552, Section 552a, and Section 552a. It lists various exemption codes such as (b)(1), (b)(2), (b)(3), (b)(4), (b)(5), (b)(6), (b)(7)(A-F), (b)(8), (b)(9), (d)(5), (j)(2), (k)(1-7).

275 page(s) were reviewed and 82 page(s) are being released.

- Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:
- referred to the OGA for review and direct response to you.
- referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

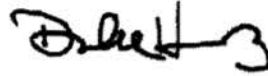
You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy, U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Number assigned to your request so that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown, when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s).

If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

See additional information which follows.

Sincerely yours,



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

Enclosure(s)

In response to your Freedom of Information/Privacy Act (FOIPA) request submitted to Winchester, VA, enclosed is a processed copy of the FBI Headquarters file 66-HQ-19016.

Upon receipt of the enclosed CD-ROM, please make a check or money order payable to the Federal Bureau of Investigation in the amount of \$15.00 and remit payment to the Work Process Unit, Record Information/Dissemination Section, Records Management Division, Federal Bureau of Investigation, 170 Marcel Drive, Winchester, VA 22602. Please include the FOIPA Request Number(s) with your payment. Failure to pay for this release will close any pending FBI FOIPA requests from you. Nonpayment will also cause an automatic denial of any future FOIPA requests.

~~TOP SECRET~~

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 05-23-2010

- 1 - Mr. Boardman
 - 1 - Mr. Belmont
 - 1 - Liaison Section
 - 1 - Mr. Bland
 - 1 - Mr. Minnich
 - 1 - [Redacted]
- May 29, 1958

b6
b7c

Assistant Attorney General
Internal Security Division

Director, FBI

~~Downgraded to Secret~~
per 60324 OC BAW SAB/ML
4/9/2010

~~DEFENSE PLANS~~
~~PRESIDENTIAL EMERGENCY ACTION DOCUMENTS~~

This Bureau is in receipt of a memorandum for heads of departments and agencies, captioned "Presidential Emergency Action Documents," prepared by the Office of Defense Mobilization (ODM), which outlines plans of ODM for the reproduction, distribution and control of Presidential Emergency Action Documents that are approved by the President for inclusion in his emergency file.

It appears that ODM proposes to disseminate photo-offset copies of finally approved documents to each "action and information addressee" for inclusion in the emergency file of the agency head. From the contents of the memorandum referred to above, it is not apparent as to how widespread such dissemination would be as the "action and information addressees" are not set forth. However, certain documents now appearing in the Attorney General's Portfolio are, by their nature, unsuitable for widespread dissemination throughout the executive branch of the Government. For example, the documents dealing with the Department's plans for apprehension and detention of persons considered potentially dangerous to the national defense and public safety of the United States in the event of an emergency and the plans for interning enemy diplomatic personnel in the event of hostilities. It is requested that steps be taken by the Department to insure that such documents are released by ODM only to those departments directly concerned with the execution of the programs outlined therein.

EXHIBIT 10

U.S. DEPARTMENT OF JUSTICE
MAY 29 1958

COMM - FBI
MAILED

In addition, it is requested that I be furnished copies of all documents when disseminated by ODM that might have a bearing on this Bureau's investigative and administrative operations.

66-19016-2

NOTE: Classified "Top Secret" because of references to programs so classified by Department. Enclosure to memo to Boardman from Belmont, same caption, dated 5/28/58, DR/pjm.

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

52 JUN 18 1958

R

Jm

REC-95

10 JUN 16 1958

~~TOP SECRET~~

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. L. V. Boardman *W. G. 6/17/58*

DATE: June 13, 1958

FROM : A. R. Belmont *ARB*

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

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

James [unclear]

Memorandum Belmont to Boardman 5-28-58 advised of a plan set out in Office of Defense Mobilization (ODM) memorandum dated 5-22-58 to pre-position Presidential Emergency Action Documents at relocation sites of appropriate agencies. In connection therewith, the action documents, upon approval for inclusion in the President's Emergency File, are to be distributed to each "action and information addressee," together with a code word identifying the document. We analyzed ODM memorandum and on the basis thereof directed a letter to the Internal Security Division of the Department under date 5-29-58 requesting that steps be taken to insure that certain documents now in the Attorney General's portfolio, particularly the documents dealing with the Department's plans for apprehension and detention of persons considered potentially dangerous to the national defense and public safety of the United States in the event of an emergency, be released only to those Departments directly concerned with the execution of the programs. Additionally, we requested we be furnished copies of all documents which might have a bearing on our investigative and administrative operations.

Letter dated 6-12-58 from Gordon Gray, director, ODM, advises copies of Presidential Emergency Action Documents approved by the President for inclusion in his Emergency File should be obtained at ODM 6-13-58 and these documents are for our personal "emergency kit." The top secret emergency code list for the documents is to be obtained from ODM 6-16-58. Letter points out additional copies will be provided for pre-positioning at our relocation site upon verification that our site provides secure storage facilities and our personnel are cleared for top secret data and upon receipt of a written request therefor. Request for additional copies is to be received by ODM by 6-20-58.

OBSERVATIONS:

We will not be aware of the nature of these documents until they are picked up and analyzed; however, it is possible some

- 1 - Mr. Boardman
- 1 - Mr. Belmont
- 1 - Mr. Bland
- 1 - [redacted]
- 1 - Liaison Section
- 1 - [redacted]
- 1 - Mr. Minnich

W. G.

JUN 20 1958

66-19016-4

REC-8

JUN 18 1958

JTM:nck (8) Enclosure sent 6-16-58

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~~SECRET~~

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 06-15-2010

- 1-original
- 1-yellow
- 1-Mr. Boardman
- 1-Mr. Belmont
- 1-Mr. Bland
- 1-[redacted]
- 1-Liaison Section
- 1-[redacted]
- 1-Mr. Minnich

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b7c

REC-83

66-19016-E
~~66-17387-550~~

June 16, 1958

BY COURIER SERVICE

Honorable Gordon Gray
Director
Office of Defense Mobilization
Executive Office Building
Washington 25, D. C.

My dear Mr. Gray:

Your letter dated June 12, 1958, relating to Presidential Emergency Action Documents has been received.

The storage facilities at this Bureau's relocation site are secure and personnel at our site or having access thereto are cleared for top secret data. Therefore, I will anticipate receipt of one additional copy of each document.

Sincerely yours,

J. Edgar Hoover

Jm ✓ *MB*

JTM:nck (9)

NOTE: Classified ~~Secret~~ as it refers to matters discussed in letter from ODM attached, which are so classified by ODM.

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

RE: DEFENSE PLANS & PRESIDENTIAL EMERGENCY DOCUMENTS, JTM:nck
6-13-58
RECEIVED JUN 12 11 20 AM '58

JUN 16 12 11 PM '58
REC'D-READING ROOM
FBI

BY COURIER SVC.
10 JUN 17
COMM-FBI

~~SECRET~~

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. L. V. Boardman *7-1-58*

DATE: June 19, 1958

FROM : A. H. Belmont *AB 5/8*

McDonough
Rosen
Tamm
Trotter
Nease
Tele. Room
Holloman
Gandy

SUBJECT: DEFENSE PLANS - PRESIDENTIAL EMERGENCY ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

W. C. Sullivan

Memorandum Belmont to Boardman 6-13-58 advised letter dated 6-12-58 from Gordon Gray, director, Office of Defense Mobilization (ODM), in connection with the pre-positioning of Presidential Emergency Action documents at relocation sites, set forth initial documents approved by the President were available for inclusion in our personal "Emergency Kit." Also, that additional copies for pre-positioning at our site would be provided upon verification of secure storage facilities at site and that personnel at site are cleared for top secret data. Letter dated 6-16-58 to Gray gave this assurance and requested additional copies of documents for our site. Memorandum denoted copies of documents would be picked up and analyzed; further, that you would be advised of our program for maintenance of the documents and corresponding code list for document identification in the event of an emergency. Participation in this program is mandatory and documents must be pre-positioned at Seat of Government and our relocation site.

Analysis of Six Documents Obtained
Via Liaison From ODM on 6-13-58

Document A 1-7, "Proclamation for Control of Alien Enemies."

The signing of this proclamation by the President would be authority for apprehension and detention of those dangerous alien enemies presently included in our Security Index. Additionally, it would be the authority for the registration and otherwise control of all alien enemies, an Immigration and Naturalization Service program. The Attorney General's Portfolio presently contains an identical copy of this proclamation.

Document A 1-8, A Proclamation "Suspending the Privilege of the Writ of Habeas Corpus and Authorizing the Apprehension and Detention of Certain Persons, the Search of Persons and Premises, and the Seizure of Property."

The signing of this document by the President would constitute authority for institution of our Emergency Detention Program, which encompasses the arrest of all individuals included in the Security Index, the search of persons and premises, and the seizure of contraband. An identical document is presently contained in the Attorney General's Portfolio.

66-19016-6

- 1 - Mr. Boardman
- 1 - Mr. Belmont
- 1 - Mr. Bland
- 1 - Mr. Branigan
- 1 - Mr. Baumgardner

- 1 - [Redacted] JUL 1 1958
- 1 - Liaison Section
- 1 - [Redacted]
- 1 - Mr. Minnich

J. J. Sullivan
Reilly
LIASON

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JTM:nck (10) 309
58 JUL 10 1958

Memorandum Belmont to Boardman
RE: DEFENSE PLANS - PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

Document A 1-53, A Proclamation "Proclaiming the Existence of an Unlimited National Emergency and a Civil Defense Emergency."
This document recognizes that an unprovoked armed attack has been launched against the United States by foreign military forces and that as a result thereof proclaims existence of an unlimited national emergency and state of civil defense emergency.

Document A 1-57, An Executive Order "Authorizing Additional Departments and Agencies of the Executive Branch to Classify Information and Material Pursuant to Executive Order 10501 of 11-5-53." This merely extends to all departments and agencies of the Executive Branch authority to classify defense information and material in the interest of national security.

Document A 1-59, An Executive Order "Suspending Publication of the Federal Register and Establishing an Alternate System for Filing and Publishing Executive Agency Documents." Title of this document is self-explanatory and would have no bearing on functions of the Bureau.

Document E-2, An Executive Order "Providing for the Utilization of the Personnel, Materials, Facilities, and Services of Federal Agencies During the Civil Defense Emergency." This would authorize the Federal Civil Defense Administrator, during a civil defense emergency, to direct any Federal department or agency to provide its personnel, materials, facilities, and services for civil defense purposes. However, it specifies that the Federal Civil Defense Administrator, in exercising this authority, shall to the maximum extent practicable be governed by the plans of such departments and agencies for maintaining the continuity of such of their functions, both at the Seat of Government and elsewhere, as are essential to the national security. We are, of course, on record with the Department to the effect that all Bureau personnel will be engaged in operations essential to the national security and the Department has recognized this fact. A copy of this Executive Order is presently contained in Part IV of the Attorney General's Portfolio.

Security Instructions Regarding
Maintenance of Documents and Code Lists

ODM instructions are: (1) no document may be reproduced in full or in part until execution thereof by the President in an emergency; (2) documents must be held under strict accountability with periodic reports to ODM required; (3) code word lists in sealed envelopes should not be opened except upon receipt of message to effect President has signed certain documents signified by code words; and (4) separate storage facilities must be provided for the documents and code word lists and they must not be stored in the same safe or container.

Memorandum Belmont to Boardman
RE: DEFENSE PLANS - PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

Maintenance of Copies at Bureau

The documents and the code lists will be maintained in separate places in Mr. Belmont's Office. All extra-duty Supervisors will be made aware of their location so that in the event of an emergency and execution of these documents by the President, prior to the evacuation of Bureau officials and key employees to our relocation site, they will be immediately available for our use. Additionally, an analysis of each document will be attached thereto showing the effect execution of the document will have on the FBI and what action we should take upon signature of the document by the President.

Maintenance of Copies at Our Relocation Site

Additional copies of the documents and code lists, upon receipt, will be maintained at our relocation site in separate cabinets in the Confidential File Room at Quantico where they will be immediately available for our use in the event of an emergency. Copies of the analyses of the documents will also be attached to the documents at our relocation site.

RECOMMENDATION:

That the documents and code lists be maintained as described herein and details of the pre-positioning program will be included in our "Highlights of Seat of Government Defense Plans for Chain of Command" document and the Brief of Evacuation and Relocation Plan, which is for the Director's use.

[Handwritten signatures and initials]

~~SECRET~~

- 1 - C. G.
- 1 - Yellow
- 1 - Mr. Boardman
- 1 - Mr. Belmont
- 1 - Mr. Bland (Attention [redacted])

- 1 - [redacted]
- 1 - Liaison Section
- 1 - Mr. Minnich

b6
b7c

June 26, 1958

VIA LIAISON

BWO p
MCF

66-19016-8

g.1

Honorable Gordon Gray
Director
Office of Defense Mobilization
Executive Office Building
Washington 25, D. C.

My dear Mr. Gray:

Your letter dated June 23, 1958, relating to the Emergency Code Word List regarding the Pre-Positioning Program for Presidential Emergency Documents has been received.

The Emergency Code Word List now in possession of the FBI will, in accordance with your request, be returned unopened, and the new List will be obtained.

You may be assured that all FBI officials and employees required to have a knowledge of the documents or List are familiar with the contents of your memorandum of May 22, 1958, and appropriate instructions were previously issued in this regard.

Sincerely yours,

JTM:jyl (8)

NOTE: Classified ~~Secret~~ as it refers to matters discussed in letter from ODM attached, which are so classified by ODM.

Cover memo Belmont to Boardman, 6/25/58,
Re: DEFENSE PLANS - PRESIDENTIAL
EMERGENCY DOCUMENTS, JTM:jyl

6/27/58
Kerr
attest
JTB

- 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 _____

MAIL ROOM

~~SECRET~~

JTB

JTB

~~SECRET~~

- 1-original
- 1-yellc
- 1-Mr. Boardman
- 1-Mr. Tamm (Attention: Mr. Sloan)
- 1-Mr. Belmont
- 1-Mr. Bland (Attention: [redacted])

- 1-Liaison Section [redacted]
- 1-[redacted]
- 1-Mr. Minnich

June 25, 1958

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VIA LIAISON

8-1

66-19016-7

Honorable Gordon Gray
 Director
 Office of Defense Mobilization
 Executive Office Building
 Washington 25, D. C.

My dear Mr. Gray:

Your letter dated June 20, 1958, relating to the Pre-Positioning Program for Presidential Emergency Documents has been received.

Alan H. Belmont, Assistant Director, Room 1742, Federal Bureau of Investigation, has primary responsibility for pre-positioning of the documents and for their storage and emergency implementation. The documents and corresponding code lists at our headquarters are filed in separate containers in his office and he is also considered the FBI employee immediately responsible for their custody.

Additional copies of the documents for pre-positioning at our relocation site upon receipt will be stored in separate containers in the Confidential File Room at our site, the FBI Academy Building, Quantico, Virginia. The employee responsible for their custody at our site will be Henry L. Sloan, Special Agent in Charge of the FBI Academy.

In Mr. Belmont's absence from the city on June 26, 1958, we have designated Special Agent Ralph R. Roach to sit for Mr. Belmont at the meeting scheduled for 3:00 p.m.

Cover memo Belmont to Boardman dated 6-24-58, RE: DEFENSE PLANS - PRESIDENTIAL EMERGENCY ACTION DOCUMENTS (PRE-POSITIONING PROGRAM). JTM:nck

Classified ~~Secret~~ inasmuch as it refers to a program which is so classified by ODM.

JUN 11 1958
 MAIL ROOM

~~SECRET~~

JUN 24 5 22 PM '58
 REC'D-READING ROOM
 FBI

25/58
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 JTB

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 em _____
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 2. Sullivan _____

JTB
 [Handwritten signatures]

~~SECRET~~

Honorable Gordon Gra

June 26, 1958. Mr. ph will be accompanied by Special Agent John T. Minnick the chief mobilization planning officer of the FBI.

You may be assured that documents received by the FBI in connection with its program will be thoroughly analyzed and utilized as an integral part of our defense planning.

Sincerely yours,

~~SECRET~~

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. L. V. Boardman

DATE: June 24, 1958

FROM : A. H. Belmont

SUBJECT: DEFENSE PLANS - PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

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

Memorandum Belmont to Boardman 6-19-58 advised that we had received six initial documents approved by the President for inclusion in our personal "Emergency Kit." Also, that participation in the Pre-Positioning Program is mandatory and we had requested additional copies of approved documents and corresponding code lists for pre-positioning at our relocation site. Memorandum set forth analyses of documents received and programs for maintenance of documents and code lists in Mr. Belmont's Office at the Seat of Government and in the Confidential File Room at Quantico, our relocation site. The Director approved maintenance of documents and code lists as described.

Letter 6-20-58 from Gordon Gray, director, Office of Defense Mobilization (ODM) reviews the Pre-Positioning Program and points out the program was reviewed by the Cabinet on 6-13-58 and emphasis placed on responsibility of agencies to prepare for emergency implementation of these documents through development and review of agencies' plans and readiness. Additionally, letter states that officials at all levels responsible for implementation of documents in an emergency be fully aware of content and matters relative to their execution in an emergency; that an "assistant secretary" or corresponding official should have primary responsibility for pre-positioning, storage, and emergency implementation of the documents; and that Gray's office is to be notified of name, title, and address of designated official as well as storage location of documents and code lists and name and title of employee immediately responsible for their custody. Further, that the designee, together with the "chief mobilization planning officer," attend a meeting regarding the documents in Treaty Room, Room 474, Executive Office Building, at 3:00 p.m., 6-26-58 (Thursday).

In addition to Gray's letter, we received a Cabinet paper dated 6-23-58, a record of Cabinet actions on 6-13-58 relative to points stressed by Gray. Only additional items of interest not covered in Gray's letter are (1) agencies are to give increased attention and cooperation to speeding up approval of the Emergency Action papers still

- 1 - Mr. Boardman
- 1 - Mr. Tamm (Attention: Mr. Sloan)
- 1 - Mr. Belmont
- 1 - Mr. Bland (Attention: [redacted])
- 1 - Liaison Section
- 1 - [redacted]

Handwritten: 66-19016-9

Handwritten: JUL 17 1958

Handwritten: LIASON

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1 - Mr. Minnich
JTM:ncb (8) Enclosure rec'd 6-25-58

Memorandum Belmont to Boardman
RE: DEFENSE PLANS - PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

under development and (2) agency officers should be informed about the papers, only on a need-to-know basis.

OBSERVATIONS:

We consistently review all documents and prepare analyses of same showing effect upon FBI and action to be taken. Our planning is in complete accord with the points covered in Gray's letter and in the Cabinet paper. Mr. Belmont is responsible for all defense planning and, as approved by the Director, documents and code lists will be stored in his office; therefore, he should be designated as responsible official and so notified to Gray's office. Additionally, he should be considered as the employee immediately responsible for documents' custody at the Bureau and SAC Sloan designated as responsible for their custody at Quantico. Supervisor Minnich, Defense Plans Desk, Liaison Section, is considered to fit the category as "chief mobilization planning officer." Mr. Belmont is out of town until 7-7-58 and in his absence Liaison Section Chief Roach, sitting for Mr. Belmont, and Supervisor Minnich should attend the scheduled meeting.

RECOMMENDATIONS:

Attached letter be sent to Gordon Gray.

Section Chief Roach, sitting for Mr. Belmont, and Supervisor Minnich, as "chief mobilization planning officer," attend scheduled meeting at 3:00 p.m., 6-26-58.

[Handwritten signatures and initials]
Jm
K
Jm
7.0.
H
J

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. A. H. BELMONT *AB* DATE: June 25, 1958 *file*

FROM : MR. F. J. BAUMGARDNER *FJB*

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

SUBJECT: ¹ DEFENSE PLANS - ² PRESIDENTIAL EMERGENCY ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

By reference from the Director's Office on June 25, 1958, I took a telephone call from [redacted] secretary to John S. Grady, Plans and Readiness Area, Office of Defense Mobilization, Winder Building, Washington, D. C.

[redacted] referred to a letter to the Bureau from Gordon Gray, Director, Office of Defense Mobilization, dated June 20, 1958, and requested the names of FBI representatives to attend a meeting scheduled for 3:00 PM, June 26, 1958. [redacted] stated that she would like to have the names of the Bureau representatives in order that she could furnish to Mr. Gray today a complete agenda of the program together with the names of the representatives from the various agencies participating. I told [redacted] I would have to call her back.

After checking with the Liaison Section and obtaining the telephone number of Mr. Grady's office, I called back and asked to speak with [redacted]. I then furnished her with the names of Bureau personnel who will attend the June 26 meeting. I told her that Special Agent Ralph R. Roach will sit for Assistant Director Alan H. Belmont and that Special Agent John T. Minnich will be present as the chief mobilization planning officer of the FBI. I also told [redacted] that a letter replying to the questions raised in Mr. Gray's letter of June 20 will be delivered to Mr. Gray's office by liaison later today (6-25).

[redacted] was most appreciative of being furnished the names of our people who will be present at the meeting.

ACTION:

This memorandum is for record purposes and information.

FJB:mn
cc -

- Mr. Holloman
- Mr. Belmont
- Mr. Roach
- Mr. Minnich

66-19016-10
15 JUN 27 1958
Minnich

(5)

309
58 JUN 26 1958

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 09-23-2010 BY 60324 uc bow/sab/rs

00-6.

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

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

10:45AM June 25, 1958

Secretary in the office of Mr. Gordon Gray, Office of Defense Mobilization, telephoned and stated Mr. Gray had addressed a letter to the Director on June 20 asking that two members of the Bureau be delegated to attend a meeting which will be held at the Office of Defense Mobilization tomorrow. She was calling to inquire about the reply. Arrangements were made for her to speak to Mr. Baumgardner in Mr. Belmont's office.

Mr. Baumgardner has advised that the reply will be delivered by liaison to Mr. Gray's office today. The meeting referred to is one in which representatives of the various agencies participating in Operation Alert will discuss plans for Operation Alert.

jwd

RECEIVED
JUN 25 1958
F B I

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. L. V. Boardman *JW 6-27-58*

DATE: June 25, 1958

FROM : A. H. Belmont *AB*

*3-1
2-1*

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY DOCUMENTS
(PRE-POSITIONING PROGRAM)

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

W.C. Sullivan

Memo Belmont to Boardman 6/13/58 advised of pre-positioning program of Presidential Emergency Documents, and that Liaison would pick up documents and corresponding code lists. Memo Belmont to Boardman 6/19/58 advised we had picked up documents and code lists; set forth analysis of documents and program for maintenance of them. The Director approved the program.

Letter dated 6/23/58 from Gordon Gray, Director, Office of Defense Mobilization (ODM), in regard to the program, advises an official of one agency opened the top secret envelope containing the code lists, thereby compromising them. Letter requests return of lists, unopened, to ODM and pick up of new lists between 9:00 a.m. and 12:00 noon at Room 18, Executive Office Building, 6/26/58. Letter requests all persons responsible for documents and lists be familiar with security regulations regarding them, and that instructions be issued to this effect.

OBSERVATIONS:

We will return the unopened envelope containing old code lists and pick up new code lists. Our previous memoranda concerning this program set forth the required security regulations. Additionally, synopsis version of the program and security regulations which will be placed into our "Highlights of Seat of Government Defense Plans for Chain of Command," the Director's brief of evacuation and relocation, and Domestic Intelligence Division extra duty Supervisor's manual will meet the request contained in Gray's letter.

RECOMMENDATION:

That enclosed letter be sent to Gordon Gray.

- Enclosure *sent 6-26-58*
- 1 - Mr. Boardman (with enclosure)
 - 1 - Mr. Belmont (with enclosure)
 - 1 - Mr. Bland (Attention Mr. Rushing) (with enclosure)
 - 1 - [redacted] (with enclosure)
 - 1 - Liaison Section (with enclosure)
 - 1 - Mr. Minnich (with enclosure)

V. Jm *R*

REC-166-19016-11

JUN 30 1958

LIASON

b6
b7c

JTH:jul (7) 309
50 JUL 19 1958

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: July 23, 1958

FROM : R. R. Roach *RR*

SUBJECT: DEFENSE PLANS - PRESIDENTIAL
EMERGENCY ACTION DOCUMENTS

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

By letter dated June 16, 1958, to Honorable Gordon Gray, then Director, Office of Defense Mobilization, the Director advised Mr. Gray the storage facilities at the FBI's relocation site are secure, personnel at our site are cleared for top secret and receipt of one additional copy of each Presidential Emergency Action Document would be anticipated. To date, copies of the documents have not been received.

Roach
Minnich

RECOMMENDATION:

That Mr. Bartlett check with Office of Defense and Civilian Mobilization to ascertain when we may anticipate receipt of additional copies of the pertinent Presidential Emergency Action Documents for pre-positioning at our site.

- 1 - Mr. Belmont
- 1 - [Redacted]
- 1 - Liaison Section
- 1 - Mr. Minnich

JM
Booth
at

JFM:jyl
(5)

b6
b7c

7/25/58 John Grady, ODCM, said they will check into matter and send over the extra copies.

EX 105

REC-6 66-19016-14

JUL 28 1958

55 AUG 1 1958

LIP

EX-124
REC-60

Mr. J. Walter Yeagley
Acting Assistant Attorney General
Internal Security Division
Director, FBI

July 30, 1958

66-19016-15

PROPOSED EXECUTIVE ORDER ENTITLED
"ADJUSTING THE FEDERAL CIVILIAN PERSONNEL
SYSTEM FOR OPERATIONS IN A NATIONAL
EMERGENCY AND OTHER RELATED MATTERS"

Reference is made to your letter of July 15, 1958,
transmitting a copy of the captioned proposed order for the
comments of this Bureau.

An analysis of this has been made in relation to
the operations of the FBI. It is concluded that this
Bureau will defer to action on the part of the Department
as regards this proposed order.

LLD:pah/mle (7)

1 - Mr. Edwards, 1 - Mr. L. J. Gauthier, 1 - Mr. J. T. Minnich

Note: The classification of "~~confidential~~" has been given this
communication since that was the classification placed by the
Department on the incoming and is the classification normally
used by the Bureau in connection with such matters related to
Buplans.

Based on memo H. L. Edwards to Mr. Mohr 7/29/58; LLD:pah/mle

REC'D-READING ROOM
JUL 30 12 36 PM '58
FBI

MAILED 10
JUL 31 1958
COMM-FBI

JUL 30 8 11 AM '58
RECEIVED - INM
JUL 30 8 14 AM '58

REC'D-READING ROOM
JUL 30 12 36 PM '58
FBI

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

AUG 18 1958

FBI
REC'D MAIL ROOM

JUL 30 11 28 AM '58
FBI - JUSTICE
REC'D BELMONT

one

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. R. R. ROACH

DATE: September 8, 1958

FROM : [Redacted]

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

SUBJECT: PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS

*Defense Proc. Pres. Emergency
Action Documents*

[Redacted] in [Redacted] office, Office of *Boyle* Civilian and Defense Mobilization (OCDM), telephonically advised that the additional copies of captioned documents and the related Code Word Lists which were previously requested by us are now available and can be picked up on Wednesday, September 10, 1958, in room 117, Security Office, OCDM, Winder Building, 17th and F Street, N. W.

[Redacted] stated that the documents must be picked up at a separate time from the Code Word List. The reason for the separate pickup times is to satisfy the prescribed security which must be afforded the documents. [Redacted] was advised that the documents and Code Word Lists would be picked up per instruction.

ACTION:

That [Redacted] Supervisor, Liaison Section, obtain the above documents and Code Word Lists in the prescribed manner on September 10, 1958.

- RLH:jaw
- (5) jaw
- 1- [Redacted]
- 1-Mr. Minnich
- 1-Liaison Section
- 1- [Redacted]

*Documents obtained
9/16/58
OSB*

REC- 65

66-19016-

EX - 139

SEP 17 1958

55 SEP 22 1958

[Handwritten signature]

~~SECRET~~

- 1 - Mr. Belmont
- 1 - E ionage Section b6
- 1 - Liaison Section b7c
- 1 - Mr. Bland
- 1 -

Assistant Attorney General
Internal Security Division

September 22, 1958

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 06-15-2010

EX-136
REC-8

Director, FBI
66 19416-17

DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

Reference is made to Department memorandum dated September 17, 1958, enclosing three proposed proclamations designated as Emergency Action Document A1-42 REV 7/58, Emergency Action Document A1-69, and Emergency Action Document A1-70. This Bureau's comments were requested with respect to these documents.

In connection with the above-mentioned documents, this Bureau's concern, as has been stated in previous communications dealing with the subject of martial law or substitutes therefor, is to insure that there will be no interruption in essential functions of this Bureau in time of emergency and that there be no subjugation of this Bureau's personnel or responsibilities should such proclamations be issued. In this connection, it is noted that the Department has taken cognizance of this and has so indicated in its letter of March 17, 1958, directed to the Administrator, Federal Civil Defense Administration, dealing with the subject of a national civil defense plan (working draft) dated February 10, 1958.

MAILED 30
SEP 23 1958
COMM-FBI

Other than the above, this Bureau has no comments to offer concerning the proposed proclamations.

REC'D READING ROOM
FBI
SEP 23 3 36 PM '58

NOTE: Classified "~~Secret~~" as so classified by Department. Enclosure to memo to Mr. Belmont from Mr. Bland dated 9/19/58, same caption, TDR/pmt

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

TDR/pmt
(80) pmt

59
SEP 29 1958

MAIL ROOM

W. C. Sullivan

~~SECRET~~

Handwritten signatures and stamps, including a large '9' and 'J' and a circular stamp with 'SEP 23 1958' and 'FBI'.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *ahb*

DATE: September 19, 1958

FROM : Mr. J. F. Bland *JFB*

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

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

DEFENSE PLANS

Department letter of 9/17/58 forwarded three proposed presidential emergency action documents presently under study and requested any comments the Bureau may care to make with respect to these documents. Each is discussed separately herein. *JFB*

Emergency Action Document A1-42 REV. 7/58 - Proclamation Regarding the Establishment of Military Areas and Other Emergency Measures

This proposed proclamation recognizes initially that the U.S. has been subjected to armed attack which has caused millions of deaths and injuries and the destruction or paralysis of many state and local governments and other essential activities.

It confers upon the Secretary of Defense powers in designated areas for the maintenance of public order, insurance of public safety, and enforcement of such Federal, state and local laws, regulations and directives as are not inconsistent with military necessity. It provides that the Secretary shall not interfere with any functioning civilian courts except to the extent that such functioning materially interferes with military necessity. It directs the Secretary to pattern the size and form of any interim government so far as practicable to the size and form of the state or local government that formerly existed in that area and to restore the civil functions of the former civil government as soon as possible or at the direction of the President.

It impowers the Secretary of Defense, whenever he considers it necessary for military purposes, to establish military areas from which persons may be excluded and with respect to which the privilege of any person to enter, remain in or leave will be subject to whatever restrictions the Secretary may impose. To enforce compliance with instructions applicable to military areas, the Secretary is authorized to use Federal troops and assistance from state and local agencies or other Federal agencies.

Enclosure

EX-136

- 1 - Mr. Belmont
- 1 - Espionage Section (Attention: Mr. Whitson)
- 1 - Liaison Section (Attention: Mr. Minnich)
- 1 - Mr. Bland
- 1 -

REC-14 *M. Minnich*

66-17016-18 *JFB*

SEP 25 1958

b6
b7c

TDR/pmt
(6) *JFB*
55 SEP 20 1958

Memorandum for Mr. Belmont
Re: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

It provides that the privilege of the writ of habeas corpus be suspended in the areas in which the Secretary acts under either of the above situations with respect to persons who may be apprehended or detained under this proclamation.

Emergency Action Document A1-69 - Proclamation Providing for Continuity of Local Civil Governments, Military Assistance to Civil Governments, and Other Emergency Measures

This proclamation recognizes initially that an unprovoked armed attack has been launched against the U.S. by foreign military forces and the territory of this country is being invaded by persons seeking to destroy the Government by force and violence. It confers upon the Director of the Office of Civil and Defense Mobilization (OCDM) the right to assume and exercise all necessary Government functions vital to the maintenance of law and order in those areas in which the civil government of a state or political subdivision thereof is unable or unwilling to perform such functions. It instructs that in exercising such authority the Director of OCDM must determine the magnitude of the area over which the exercise of such authority is essential and to limit the exercise of such authority to the smallest geographical area practicable under the then existing circumstances. It provides that control of local civil government would be returned to local authorities at the earliest practicable date. It further provides for the suspension of the privilege of the writ of habeas corpus in those areas in which jurisdiction is assumed with respect to persons who may be apprehended or detained under authority of the proclamation.

It provides for military assistance (personnel and material) by the Armed Forces of the U.S. in carrying out the functions of OCDM to the extent that such are not required for military operations.

This document is an alternate document for use in the event Document A-1-42 discussed initially herein is not used.

Emergency Action Document A1-70 - Proclamation Providing for the Establishment of Military Areas

This document would complement A1-69 discussed immediately above should A1-69 be utilized. It provides, as does A-1-42, for the establishment of military areas by the Secretary of Defense.

Memorandum for Mr. Belmont

Re: DEFENSE PLANS

PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

OBSERVATIONS:

Documents of somewhat similar nature have previously been reviewed by the Bureau and our comments furnished the Department. We have in the past made no observations concerning the contents of such proclamations except to point out to the Department that there should be no interruption in this Bureau's discharge of its emergency functions in the event of an emergency should martial law or a substitute therefor be declared. We have in the past requested that the Department take appropriate steps also to insure that there is no subjugation of this Bureau's personnel or responsibilities. The Department has taken cognizance of this and in a letter to the Administrator, Federal Civil Defense Administration, on 3/17/58, the Department pointed out that there should be no subjugation of FBI personnel or responsibilities to the control of Federal Civil Defense Administration in situations such as that encompassed by the proclamations previously discussed herein.

RECOMMENDATION:

That we direct a letter to the Department reiterating our observations along these lines. If you approve, there is attached a proposed letter.

PP
Jim
J
G
V
G.H.K.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *ah*

DATE: October 1, 1958

FROM : E. R. Roach *ER*

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

SUBJECT: DEFENSE PLANS *DOCUMENTS*
PRESIDENTIAL EMERGENCY ACTION PAPERS
(PRE-POSITIONING PROGRAM)

Roach
Minnich

Memorandum Roach to Belmont 9-22-58 in connection with above-captioned program advised that four documents for pre-positioning at our relocation site had been received and that two of the documents would be furnished by Office of Civil and Defense Mobilization (OCDM) at a later date. Memorandum contained recommendations that Liaison Section follow up to assure receipt of the two remaining documents.

On 9-23-58 Liaison Agent Bartlett obtained the two remaining documents, so that all six of the documents to be pre-positioned at our site are now available for the Training and Inspection representative who will deliver them to the site.

ACTION:

None. For information.

sal
JTH:sal (6)

- 1-Mr. Belmont
- 1-Mr. Tamm (Attention Mr. Sloan)
- 1-Mr. Bartlett
- 1-Liaison Section
- 1-Mr. Minnich

JTH *Sloan*
P

AS
59
59 OCT 7 1958

REC-8 66-19016 19
OCT 2 1958

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *AB*

DATE: September 22, 1958

FROM : R. R. Roach *RR*

SUBJECT: DEFENSE PLANS - PRESIDENTIAL
EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

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

Memorandum Belmont to Boardman 6-19-58 advised of initial receipt of six documents*and corresponding code word list ~~in~~ captioned program; that the documents and analysis of each attached thereto together with the code word list would be pre-positioned in Mr. Belmont's office. Further, that we were requesting Office of Civil and Defense Mobilization (OCDM) for additional copies to be pre-positioned at Quantico, our relocation site. It was pointed out that upon receipt of copies for our relocation site, they would be sent to Quantico for maintenance in separate cabinets in the confidential file room where they will be immediately available for our use in the event of an emergency. Copies of the analysis of the documents will also be attached to the documents at our relocation site.

On September 16, 1958, Liaison Section obtained from OCDM four documents*and a corresponding code word list for pre-positioning at our site. Two of the documents were not available at this time and they are to be furnished by OCDM at a later date.

OBSERVATIONS:

Due to strict security requirements regarding the documents and code word list, they should not be transmitted to Quantico together in the same vehicle and upon arrival at Quantico, they should be maintained in separate cabinets in the confidential file room. Also, since these documents eventually will pertain to over-all Bureau functions and due to a necessity for seeing to the proper physical maintenance of the documents, it is believed the Liaison Section, which has over-all responsibility for Buplans, should be delegated the responsibility for a semiannual check of the documents and code word list to assure their proper physical maintenance.

- JTM:pwf (6)
- 1 - Mr. Belmont
 - 1 - Mr. Tamm (attention Mr. Sloan)
 - 1 - [Redacted]
 - 1 - Liaison Section
 - 1 - Mr. Minnich

REC-19
EX-133

61-17016-20
Documents and program for maintaining same described in "Highlights of Seat of Government Defense Plans for Chain of Command"

Judson
Sanford

61 OCT 17 1958

Memorandum Roach to Mr. Belmont
Re: DEFENSE PLANS - PRESIDENTIAL
EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

RECOMMENDATIONS:

1. That a representative of the Training and Inspection Division be designated to contact Supervisor Minnich, Buplans Desk, to receive these documents and instructions pertaining thereto for proper transmittal and maintenance at Quantico.

SA HURLEY - Dir 6 delivered code word list on 10-6-58. Jm

SA Cook - Dir 6 delivered documents on 10-9-58 Jm

*Supr Minnich
w/ documents
to Quantico
10-6-58
Dir 6*

2. That Liaison Section be responsible for a semiannual check of the documents and code word list to assure proper and adequate maintenance of same.

Being included in Buplans "Highlights" document. 10-10-58 Jm

3. That Liaison Section follow with OCDM to assure receipt of the two remaining documents.

Received 9-23-58 & delivered per #1 above, Jm

[Handwritten signatures]

STANDARD FORM NO. 64

Office Memorandum UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: December 17, 1958

FROM : R. R. Roach

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY DOCUMENTS

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

Roach

Attached letter from Office of Civil and Defense Mobilization (OCDM) dated 12-9-58, which was acknowledged by return of the original of the attached classified document receipt, advises that Presidential Emergency Document E-2, headed "Executive Order Providing for the Utilization of the Personnel, Materials, Facilities, and Services of Federal Agencies During the Civil Defense Emergency," has been revised and can be picked up after 9:00 a.m. on 12-19-58, at which time the old copy is to be returned.

We have two copies of this Presidential document, one in the Division Front Office and the Quantico copy, which has been delivered to the Buplans Desk and is presently maintained in Room 7635. [redacted] Liaison Section, is aware of the attached letter and the date and time for the exchange of these documents.

RECOMMENDATION:

That [redacted] Liaison Section, make the necessary exchange of above documents as indicated.

*Belmont's OK for exchange
prescribed info of
12/19/58
BLH*

- 1 - Mr. Belmont
- 1 - Liaison Section
- 1 - [redacted]
- 1 - Buplans Desk

BLH:nck (5)
Enclosure

*Exchange made 12-19-58
see attached receipt
BLH*

66-146-21
30
DEC 29 1958

LA-1011

(Handwritten initials)

3 ENCLOSURE

See receipt

57 DEC 20 1958

b6
b7c

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *AB*

DATE: October 29, 1958

FROM : R. R. Roach *R*

Marshall

SUBJECT: BUPLANS - CONFIDENTIAL FILES
RECORDS BRANCH

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

Memorandum from C. F. Downing to R. T. Harbo dated 7-18-52 contained approved recommendation for retention of certain files pertaining to defense plans. *J. Waikart*

Subsequent to submission of referenced memorandum, the following Buplans files have been added to those maintained in the Confidential File Room of the Records Branch:

- 66-19009 - Operation Alert 1957
- 66-19012 - Operation Alert 1958
- 66-19016 - Presidential Emergency Action Documents, Pre-positioning Program
- 66-19017 - Defense Plans - Mobilization Plan C
- 66-19018 - Defense Plans - Mobilization Plan D-minus

The foregoing files all contain information ranging from confidential to top secret and pertain not only to the Bureau's defense planning but to Government-wide defense planning, including that of the White House. It is, therefore, considered necessary and desirable that these files continue to be maintained in the Confidential File Room.

RECOMMENDATION:

That retention of the files set forth herein in the Confidential File Room be approved.

- 1 - Mr. Belmont
- 1 - Mr. Nease (Attention: Mr. Waikart)
- 1 - Liaison Section
- 1 - Mr. Minnich

JTM:nex (5)

Jm
ans by

66-19016 -
NOT RECORDED
145 NOV 4 1958

12 NOV 3 1958

03 NOV 8 1958

ORIGINAL COPY FILED IN 66-19016-35

Office Memorandum UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: February 10, 1959

FROM : R. R. Roach

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY DOCUMENTS
(PRE-POSITIONING PROGRAM)

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

Memorandum Roach to Belmont, 9-22-58, advised of the initial receipt of six documents and corresponding code word lists in captioned program. One copy of the code word list and one copy of each document, together with an analysis of same, was pre-positioned in Mr. Belmont's Office, Room 1742, and in the Confidential File Room at Quantico, the Bureau's relocation site.

On 2-6-59, Liaison Agent [redacted] at Office of Civil and Defense Mobilization (OCDM) request, exchanged both copies of the code word lists for two new code word lists, described as "List Number 35" with an issuance date of 2-4-59. Additionally, Bartlett received another Presidential Action Document captioned "A1-28 Revised 5/58." This document is an executive order authorizing the Secretary of State, after "an unprovoked armed attack has been launched against the United States," to designate those enemy countries whose official representatives should be controlled. (This is our PRODIP Program) It is noted that existing plans of the Department of State provide for taking enemy United Nations personnel into protective custody as well as the enemy diplomatic, consular, and official personnel. The Department has advised that the proposed executive order was not contemplated to change the existing Department of State internment plans. However, the description of the document, as furnished by OCDM, states that United Nations personnel are not subject to protective custody and are subject only to "protection, surveillance, and control." By letters dated 2-11-59, we have requested the Internal Security Division of the Department and the Bureau of Security and Consular Affairs of the Department of State to furnish their observations. We are required, however, to file the documents as they are until such time as they are revised. Attached hereto is an analysis of the document and the action required of the FBI.

b6
b7c

ACTION:

ENCLOSURE
A copy of the code word list and the document, with analysis attached, will be placed in Mr. Belmont's Office and one each will be sent to Quantico under required security procedures for retention in the Confidential File Room at Quantico.

REC-66 66-19016-22

- 1 - Mr. Belmont
- 1 - Mr. Tamm (Attention: Mr. Sloan)
- 1 - Mr. Branigan (Attention: Mr. Whitson)
- 1 - Liaison Section
- 1 - Buplans Desk

[Handwritten signatures and initials]

JTM:nck (6) Enclosure

FEB 18 1959

STANDARD FORM NO. 64

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: August 13, 1959

FROM :

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

Minnich

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

Memorandum to Belmont 8-7-59 advised of receipt of letter dated August 5, 1959, from Office of Civil and Defense Mobilization (OCDM) which stated that it is necessary to conduct a physical inspection of Presidential Emergency Action Documents positioned at the relocation sites in order to evaluate the readiness of departments and agencies to implement emergency Presidential orders. Recommendation was approved for letter to go forth to OCDM granting authority for any one of three individuals to make the inspection and at the same time Liaison was to determine whether the inspection is merely to determine the physical presence of the documents and a corresponding code word list, or whether the inspector would be inclined to delve into FBI planning in connection with the implementation of programs for which we have responsibility.

b6
b7c

At 10:20 a.m., 8-14-59, Captain R. W. Vaughan, OCDM Document Custodian, telephonically contacted Supervisor Minnich, Liaison Section. Vaughan advised, in connection with the proposed inspection, he would like to make it on August 25, 1959. It was pointed out to Vaughan that this will be while we are engaged in the National Relocation Phase of Operation Alert 1959 and he was asked if the inspection would interfere with our exercise participation. Vaughan said he had selected this date since Federal agencies will have their sites activated and that he will only be concerned with the physical presence and maintenance of the documents and the corresponding code word list. He stated that he would not desire to see anything else, nor would he be interested in the extent or nature of our participation in Operation Alert 1959. He was told Supervisor Minnich would be present at the site and unless he was advised to the contrary, it would be perfectly all right for him to inspect the documents on that date. He said he would subsequently advise Supervisor Minnich as to the estimated time of his proposed inspection.

(See next page)

JTM:sal (6)

- 1 - Belmont
- 1 - Tamm (Attention: Sloan)
- 1 -
- 1 - Liaison
- 1 - Minnich

REC-18

66-17110-24

10 AUG 14 1959

LIASON

57

Memorandum to Mr. Belmont

Re: DEFENSE PLANS

PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

ACTION:

None. If Captain Vaughan appears at our relocation site on 8-25-59, he will be shown the Presidential Emergency Action Documents and the corresponding code word list only, and he will not be shown any of our documents which pertain to our analysis of and actions we would take upon issuance of such documents.

Jim
John *Ort*

~~SECRET~~

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 06-15-2010

②-original and duplicate
1-yellow
1-Dr. Tamm (Attention:
Mr. Sloan)
1-Mr. Belmont
1-Liaison Section
1-Mr. Minnich

REC-73 61-1916-25

August 11, 1959

VIA LIAISON

Director
Plans Development and Review Division
Plans and Operations
Office of Civil and Defense Mobilization
Executive Office of the President
Washington 25, D. C.

Dear Sir:

In response to your letter of August 5, 1959,
this is authority for Captain Robert W. Vaughan,
Mr. August K. Bott, Jr., and Lieutenant John L.
Butts, upon display of proper Office of Civil and
Defense Mobilization or White House identification,
to be admitted to this agency's site, for the pur-
pose of examining and inspecting the Presidential
Emergency Action Documents and corresponding
Emergency Code Word List prepositioned at such
site.

According to Mr. Lewis E. Berry, Assistant Director
for Plans and Operations, Office of Civil and
Defense Mobilization, Captain Vaughan, Mr. Bott,
and Lt. Butts have Top Secret and Cryptographic
clearances.

Very truly yours,

John Edgar Hoover
Director

Classified ~~Secret~~ inasmuch as the incoming
from OGDM is so classified. Form of letter
in conformance with sample submitted by OGDM.

Cover memo [redacted] to Belmont 8-7-59
captioned DEFENSE PLANS - PRESIDENTIAL EMERGEN
ACTION DOCUMENTS (PRE-POSITIONING PROGRAM)

~~SECRET~~

JTM:nck

b6
b7c

Aug 17 3 30 PM '59

8/17/59
Released
[Signature]

DeLoach
McGuire
W.C. Sullivan

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

SENT DIRECTOR
FOR APPROVAL
X 11 59

AUG 24 1959
MAIL ROOM

JTM:nck (7)

REC'D-READING ROOM
FBI

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: August 7, 1959

FROM :

[Redacted]

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

Handwritten: M. Minnich

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

[Redacted]

Office of Civil and Defense Mobilization (OCDM) memorandum to heads of departments and agencies dated 5-22-58 sets forth a plan to position Presidential Emergency Action Documents (after approval by the President for inclusion in his emergency file) designed to insure prompt implementation of emergency plans. After Presidential approval, the action documents are distributed by OCDM to each action and information addressee. Participation in this program is mandatory.

To date, we have received seven documents together with a code word list. A complete set of the documents and a code word list are retained at our relocation site in the Confidential File Room and a set and code word list are retained in Mr. Belmont's Office under secure conditions. By letter dated 6-8-59 to OCDM we furnished an inventory of the documents in our possession.

b6
b7c

OCDM letter dated August 5, 1959, advises that in connection with the current inventory of such documents as required by the White House Office, it is necessary that a physical inspection of the documents at the relocation sites be made in order to evaluate the readiness of Departments and agencies to implement emergency Presidential orders. The inspection is to be made within the near future and periodically thereafter. Two individuals from OCDM and one from the White House staff have been designated to make the inspection and they all have top secret and cryptographic clearances. OCDM letter requests we provide, by August 15, a letter of authorization similar to an attached sample to enable the representatives to inspect the documents and the corresponding code word lists.

Observations:

This is an approved Presidential program in which our participation is required. The documents, together with an analysis thereof and the action to be taken by the FBI, and the code word list are properly stored at Quantico. The letter requested by OCDM is not in conformance with usual FBI communication procedures; however, it is felt we should adhere to the format requested.

- 1 - Mr. Tamm (Attention: Mr. Sloan)
- 1 - Mr. Belmont
- 1 - Liaison Section
- 1 - Mr. Minnich

JTM:nck (5)

Enclosure

REC-72

SENT DIRECTOR FOR APPROVAL

8-1-59

Handwritten: End. Attached

23 AUG 18 1959

Handwritten: LIAISON

[Redacted]

Memorandum Belmont
RE: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

b6
b7c

Additionally, we should determine through liaison just what this inspection will consist of; whether it is just to determine the proper physical storage of the documents and code word list, or whether the inspectors intend to seek information concerning our planning to implement documents which directly pertain to the FBI. At this time it is not contemplated that the inspectors will be shown the analyses of the documents and the action to be taken by the FBI.

RECOMMENDATION: 8/17/59 Letter declines no liaison, ~~OSTA~~

Attached letter be sent to OCDM via liaison, at which time liaison determine just what this inspection is to consist of; whether it is merely to determine the physical presence of the documents and code word list at Quantico or whether the inspectors will be inclined to delve into FBI planning in connection with the implementation of programs for which we have responsibility.

Jim
Jed
9

Revised 8/13/59
by phone call from
Capt. Robert W. Vaughan, OCDM
to Supr. Messick. ~~OSTA~~

make no change as to this without
prior clearance. *Q*

V. Meyer
8/11

OK

Office Memorandum • UNITED STATES GOVERNMENT

b6
b7c

TO : Mr. A. H. Belmont *AB*

DATE: August 24, 1959

FROM :

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

- Tolson _____
 - Belmont _____
 - DeLoach _____
 - McGuire _____
 - Mohr _____
 - Parsons _____
 - Rosen _____
 - Tamm _____
 - Trotter _____
 - W.C. Sullivan _____
 - Tele. Room _____
 - Holloman _____
 - Gandy _____
- My [unclear]*

Memorandum to Belmont 8-21-59 advised that Captain R. W. Vaughan, Office of Civil and Defense Mobilization (OCDM) Documents Custodian, would appear at Quantico, our relocation site, on 8-24-59 to check the physical presence of the Presidential Emergency Action documents and the corresponding code word list stored at our site.

On 8-24-59, at 8:30 a.m., Captain Vaughan, accompanied by Mr. A.K. Bott, Jr., OCDM Security and Inspections Office, and Lieutenant John L. Butts of the White House Staff, appeared at our site. They physically inspected the Presidential Emergency Action documents, counting the pages in each document, and they inspected the corresponding code word list. They advised these documents are maintained in an excellent manner and they had no comments, suggestions, or criticism concerning the maintenance of them. They departed our site at 8:50 a.m. and they were furnished transportation to and from the Marine Corps Air Base.

Captain Vaughan did advise that in the near future they will be inspecting the documents and code word lists maintained by the parent agencies (ours are maintained in Mr. Belmont's Office) and that at some time in the distant future they may check into the implementing documents, those which have been prepared by the agency in order to carry out the execution of the Presidential Emergency Action documents.

ACTION:

None. For information.

- 1 - Mr. Belmont *JW*
- 1 - Mr. Tamm *A*
(Attention: Mr. Sloan)
- 1 - Liaison Section *(Liaison)*
- 1 - Mr. Minnich

JTM:nck (5)

REC-80

66-15546-26

10 AUG 26 1959

55 SEP 2 1959

EX

Office Memorandum • UNITED STATES GOVERNMENT

b6
b7c

TO : Mr. A. H. Belmont

DATE: August 21, 1959

FROM :

[Redacted]

awfz

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

minnick

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

Memorandum [Redacted] to Belmont dated 8-13-59 advised that Captain R. W. Vaughan, Office of Civil and Defense Mobilization Document Custodian, would appear at Quantico, our relocation site, on 8-25-59 to check the physical presence of the Presidential Emergency Action Documents and corresponding code word list stored at our site.

*v2
6*

At 4:30 p.m., 8-21-59, Captain Vaughan telephonically contacted Supervisor Minnich, Liaison Section. He advised he would arrive at the air field, Quantico Marine Corps Base, at 8:45 a.m., 8-24-59, and he would appreciate transportation from the field to our site. He stated he had to take off from the field at 9:05 a.m. and would appreciate return transportation.

The foregoing was telephonically furnished to Quantico. Transportation is being arranged.

ACTION:

None. For information.

JTH:sa1 (5)

JTH

W

- 1 - Mr. Belmont
- 1 - Mr. Tamm (Attention Mr. Sloan)
- 1 - Liaison Section
- 1 - Mr. Minnich

*Liaison
BA*

REC-98

10-17016-27

10 SEP 22 1959

59

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: December 14, 1959

FROM :

[Redacted Name]

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

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

On 12-14-59 Mr. William Maxam, Office of Civil and Defense Mobilization (OCDM) inspected the seven Presidential Emergency Action Documents and the corresponding code word list which are stored in your office. In connection with this inspection, Mr. Maxam made available new cover sheets for the seven documents and a new corresponding code word list, number 35, dated 12-14-59. In your presence, Supervisor Minnich, Defense Plans Desk, turned over the old code word list. Mr. Maxam also gave to Supervisor Minnich a new code word list, number 87, dated 12-14-59, and seven additional cover sheets to be substituted on the documents stored at the Bureau's relocation site. As you observed, Maxam appeared to be satisfied with the manner in which we store the documents and code word list, and gave no indication that our procedures are contrary to approved OCDM practices.

The code word list and cover sheets for the documents at Quantico, our relocation site, will be personally delivered by Supervisor Minnich to Inspector Malone of the Training and Inspection Division for transmittal to SAC Sloan. It will be necessary for SAC Sloan to return to Supervisor Minnich the old code word list and document cover pages so that they may be personally delivered by Supervisor Minnich to Mr. Maxam.

*Returned to Maxam OCDM
1-19-60 Jm*

ACTION:

None. For information.

JTM:pal (5)

- 1 - Mr. Belmont
- 1 - [Redacted] (Attention: Mr. Sloan) *detached*
- 1 - Liaison Section
- 1 - Mr. Minnich

REC-91

66-19016-28

10 DEC 17 1959

LIASON

55 DEC 21 1959

OPTIONAL FORM NO. 10

UNITED STATES GOVERNMENT

Memorandum

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

TO : MR. R. O. L'ALLIER *W*

DATE: September 9, 1960

FROM : W. M. MOONEY *WMM*

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS *Mooney*

By letter dated August 11, 1960, from the Office of Civil and Defense Mobilization (OCDM), agencies possessing copies of Presidential Emergency Action Documents and related Emergency Code Word Lists were requested to review their storage and control systems pursuant to Executive Order 10501. Set forth below are the points causing concern to OCDM and the Bureau's compliance with each point. (For simplification, the Emergency Action Documents and Emergency Code Word Lists will be referred to hereafter as documents.)

(1) These documents should be stored in safe-type containers or otherwise stored in accordance with the provisions of Executive Order 10501. Documents stored in Mr. Belmont's Office and at our relocation site at Quantico are in compliance with Executive Order 10501.

(2) Knowledge of presence and storage location of documents should be limited to document custodial personnel and those individuals who in an emergency have been designated to put agency's plans into operation. The presence and location of documents must be known to extra duty supervisors in Mr. Belmont's Office, to Mr. Belmont's staff, and to other individuals such as Mr. Bland, Mr. Baumgardner, and Mr. Whitson because of their related responsibilities to these documents. Although a number of individuals are involved, this knowledge is, however, restricted to those individuals on a need-to-know basis. Knowledge of the documents at Quantico is limited to a need-to-know basis and therefore, FBI complies with Executive Order 10501.

(3) "Each agency shall keep a master headquarters record of all individuals within the agency who are aware of the presence and location of documents. A similar record also will be maintained at each relocation site." This appears to be a corollary of number 2. In August, 1959, members of the White House and OCDM staffs inspected FBI storage and control systems relative to these documents and no questions were raised relative to such a list of personnel. Does not appear necessary at this time to institute such a record. *K*

WMM: jas (5)
1-Belmont; 1-SAC Sloan
1-Liaison; 1-Mooney

52 SEP 27 1960

REC-11 66-19616-30

EX 109

10 SEP 12 1960

LIAISON

Memorandum L'Allier to Belmont
RE: PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

(4) Access to documents by persons outside agency should be limited to accredited individuals from White House and OCDM staffs. A visitor log should be maintained and signed prior to such access. Since access to these documents is permitted by FBI only by prior arrangements, we have control in this matter. The letters from OCDM requesting permission for such access set forth the names of the individuals involved and serves the purpose of a visitor log. During the August, 1959, inspection of our documents, no questions were raised relative to this point by the inspectors.

(5) A monthly review and inspection of the documents, adequacy of equipment and physical security measures and readiness of documents, custodians and other responsible personnel to act in an emergency is recommended. Reports of such reviews and inspections should be filed for future examination by OCDM. Defense Plans Unit will set up a 30-day tickler and the monthly inspections will be handled by personnel of Defense Plans Unit. The 30-day tickler will be initialed and filed and this will fulfill OCDM requirements.

(6) Safe combinations should be changed every six months. Quantico maintains the documents in the confidential file room located behind the gun vault door secured by a combination. SAC Sloan advises this combination is changed every six months; therefore FBI complies with this requirement.

(7) Personnel having control or access to the documents should certify they have read and understood the above six points and will comply with all requirements. Extra duty supervisors in Mr. Belmont's Office receive weekly orientation concerning their duties and the information set forth above is called to their attention during such training. It is not felt that certification is necessary by these individuals. Quantico personnel are also aware of the restrictions of storage and control relative to Executive Order 10501, and it is not felt that certification is necessary there.

Since no comments, suggestions, or criticism concerning the maintenance of documents by the FBI was raised during the prior White House-OCDM inspection, it is not felt that any action is necessary concerning the above points with the exception of the 30-day tickler mentioned in item 5.

ACTION:

Defense Plans Unit will prepare a 30-day tickler for review and inspection of documents and will handle such review and inspection.

nm L

OPTIONAL FORM NO. 10

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. L'Allier *Jan 2/1/61*

DATE: 1/18/61

FROM : W. O. Cregar *WOC*

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS.
(PRE-POSITIONING PROGRAM)

Memo Belmont to Boardman, dated 6/19/58, advised that six Presidential Emergency Action Documents were obtained by Liaison and that the documents, along with corresponding Code Word List, would be maintained in separate places in Mr. Belmont's office.

Instant memo advised that additional copies of the documents and the Code Word List would be obtained and maintained at our relocation site in separate cabinets in the Confidential File Room at Quantico.

The attached letter from the Office of Civil and Defense Mobilization (OCDM), dated 1/9/61, advises that New Emergency Code Word Lists have been prepared to include newly approved documents and for security purposes the assignment of new emergency code words to existing pre-positioned documents. This letter indicated that one of the newly approved documents, Al-16, providing for civil defense measures and mobilization of the Nation's resources, supersedes document E-2.

The attached letter instructed that all existing Emergency Code Word Lists be returned in exchange for the New Emergency Code Word Lists, as well as Photostat copies of the newly approved documents. Document E-2 was to be returned to OCDM within thirty days.

On 1/13/61, OCDM advised orally that Presidential Emergency Action Document Al-59 was also to be replaced by new document Al-59. Both the old and the new Al-59 are an executive order suspending the publication of the Federal Register, and establishing an alternate system for filing and publishing executive agencies' documents. The old Al-59 was also to be returned to OCDM within 30 days.

On 1/13/61, the Old Emergency Code Word List was returned to OCDM and copies of the New Emergency Code Word List number 27 and 28 were obtained.

On 1/16/61, Presidential Emergency Action Document E-2 and Al-59 were returned to OCDM. The replacement for E-2, identified as Al-16 and the replacement for old Al-59, also identified as Al-59 were

1-SAC Sloan, Quantico
1-Foreign Liaison Section
1-Liaison Section
1-Mr. Cregar
WOC:cb (5)

REC-58

66-19016-31

18 FEB 1 1961

ENCLOSURE

back

Memo Gregar to Mr. L'Allier
RE: DEFENSE PLANS PRESIDENTIAL EMERGENCY ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

obtained, along with Presidential Emergency Action Documents Al-48, Al-70, Al-98, and Al-99. Document Al-48 is a proclamation convening Congress at the Congressional Relocation Site upon an "extraordinary occasion" when Congress is not in session, or when Congress is in recess, or because the session has been disrupted by an armed attack or other disaster. Al-70 is an executive order authorizing the Secretary of Defense or his designee, whenever necessary for military purposes, to establish military areas in the U. S. and its possessions and territories from which persons may be excluded and to which entry may be restricted. Al-98 is a proclamation foreclosing anyone's departing or entering of U.S. territories and waters unless bearing valid passports or permits or unless exempted under rules and regulations issued by the Secretary of State and/or Attorney General; authorizing Attorney General to stay departure or entry of any alien as prejudicial to the U.S. interests pending review by the Secretary of State. Al-99 is a proclamation foreclosing anyone's departing or entering U.S. territories and waters under its jurisdiction until determined to be consistent with National interests.

Copy 27 of the New Code Word List was placed in the previously approved location in Mr. Belmont's office on 1/13/61.

Copy 27 of documents Al-16 and Al-59, which replaced documents E-2 and the old document Al-59, as well as the new documents Al-48, Al-70, Al-98 and Al-99 were pre-positioned in the appropriate location in Mr. Belmont's office on 1/16/61.

Copy 28 of the New Emergency Code Word List, as well as copy 28 of the six Presidential Emergency Action Documents described above, were hand delivered to the Training and Inspection Division by Supervisor Gregar for transmittal to SAC Sloan, Quantico. This New Code Word List and the documents will be maintained at Quantico in the identical manner and place as were the previous Code Word List and Presidential Emergency Action Documents E-2 and Al-59.

ACTION:

That an analysis of each document is being prepared, showing the effect execution of the document will have on the FBI and what action we should take upon signature of the document by the President.

*Al-16 - done
4/1/61 - filed in
Mr. Belmont's office
with Emergency Action
Documents.*

*Al-48
& Al-70 documents
& analyses filed
in Emergency Action
Documents Section
4/1/61*

WJG

*Al-59, Al-98, & Al-99
reviewed + analysis filed
with Emergency Action
Documents.
WJG*

WJG

OPTIONAL FORM NO. 10

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. R. O. L'Allier *1067
L'Allier 2/19/61*

DATE: February 1, 1961

FROM : W. M. Mooney *WM*

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

*L'Allier
(Mooney)*

My memorandum to you 9-9-60 captioned as above reviewed storage and control systems pursuant to Executive Order 10501, of FBI copies of Presidential Emergency Action Documents and related Code Word Lists, as requested at that time by Office of Civil and Defense Mobilization (OCDM).

James Canavan, Department of Justice Defense Plans Coordinator, has now made available Departmental Order 219-61, executed 1-9-61 by former Attorney General William P. Rogers. This Departmental Order incorporates in its entirety the regulations concerning storage and control of the Presidential Emergency Action Documents previously furnished by OCDM and reviewed in referenced memorandum.

The Departmental Order, copy of which is attached, directs in addition that a copy of the Order itself and Annex E to Federal Emergency Plan D-Minus be stored with each set of the Presidential Emergency Action Documents. In compliance, there are enclosed with copies of this memorandum, Set #1570 for retention with the documents in Mr. Belmont's Office and Set #1571 for retention with the documents stored in custody of SAC Sloan at Quantico. Both sets are classified "Secret."

These document sets are composed of (1) Federal Emergency Plan D-Minus, which has been previously reviewed and which prescribes policies and actions providing for implementing documents required by the Federal Government during and after a crippling attack on the United States, on overseas bases, and on allies; and (2) Annex E - Procedures for Presidential Actions and Documents, which contains information regarding procedures for initiating, developing, and maintaining Presidential Emergency Action Documents, plus the responsibilities of departments and agencies for carrying out the Presidential emergency actions. Annex E contains nothing new and does not require any action by the Bureau.

RECOMMENDATION:

EX 101 REC-46

66-19016-32

That Set #1570 of these documents be maintained in Mr. Belmont's Office and Set #1571 at Quantico.

- 1 - Mr. Belmont's Office (with enclosures)
- 1 - SAC Sloan, Quantico (with enclosures)
- 1 - Mr. Mooney

OK

17 FEB 6 1961

63 FEB 8 1961

WMM:ncm Enclosure

Handwritten signatures and initials: J, H, L, WM, LIA, etc.

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
Belmont	✓
Mohr	_____
Callahan	_____
Conrad	_____
DeLoach	_____
Evans	_____
Malone	_____
Rosen	_____
Sullivan	✓
Tavel	_____
Trotter	_____
Tele. Room	_____
Ingram	_____
Gandy	_____

TO : Mr. W. C. Sullivan *WCS*

DATE: November 3, 1961 *WCS*

FROM : Mr. J. F. Bland *JFB*

SUBJECT: ~~EXECUTIVE POWERS AVAILABLE BY
VIRTUE OF A DECLARATION OF WAR
OR NATIONAL EMERGENCY~~

PRESIDENT'S EXECUTIVE POWERS DOCUMENTS

By letter dated October 31, 1961, the Office of Legal Counsel forwarded a document captioned as above (attached). A review of this document reveals that it is merely a compilation into one document of the statutory powers granted the President for possible utilization in time of national emergency or declaration of war. All items contained therein are set forth in the United States Code and nothing new is contained therein affecting the Bureau.

The legislation covers a wide range of subjects, including Presidential authority to control the movement of aliens in and out of the United States; provisions relating to Armed Forces, the Reserves and National Guard; regulations over transactions in foreign exchange and over communications; suspension of provisions covering Government contracts; provisions relating to security and the protection of defense information; and laws governing merchant shipping and the use of vessels.

The letter of transmittal states that this document supplements a document entitled "Executive Powers Available by Virtue of the National Emergency Proclaimed on December 16, 1950," which, according to the memorandum, may have been circulated July 18, 1961. There is no record in Bureau indices indicating receipt of this document.

ACTION:

For information.

Enclosures

- 1 - Mr. A. H. Belmont
- 1 - Mr. W. C. Sullivan
- 1 - Mr. Baumgardner
- 1 - Mr. Branigan
- 1 - [Redacted]
- 1 - Mr. Bland
- 1 - [Redacted]

TDR/fbm

(7) NOV 14 1961

66-19016-

REC-21 66-19016-34

NOV 8 1961

SUBV CONTROL

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b7c

OPTIONAL FORM NO. 10

UNITED STATES GOVERNMENT

Memorandum

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

AA

TO :

DATE: December 19, 1962

FROM : H. M. Anderson

SUBJECT: DEFENSE PLANS -
PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS
(PRE-POSITIONING PROGRAM)

Wm Sullivan

Reference is made to memorandum from you to Mr. Sullivan dated 11-30-62 advising of receipt of two sets of new Presidential Emergency Action Documents. Memorandum noted a review of these documents indicated no basic changes were made, the changes being those resulting from reorganization of the Office of Civil and Defense Mobilization.

The old Presidential Emergency Action Documents, along with code word lists, were returned to the Office of Emergency Planning. New code word lists will not be issued.

One set of these Documents, # 48, is filed in Drawer 2, Safe File, Room 807 Riddell Building (Mr. Sullivan's Front Office). The other set, # 49, is filed in the Confidential File Room, Quantico, Virginia.

ACTION:

For information.

Y

- 1 - Mr. Sullivan
- 1 - Liaison
- 1 - SAC, Quantico (with enclosures) - Sent Direct
- 1 - Buplans Unit

66-13216-36

HMA:nck (5)

REC-21

DEC 20 1962

[Handwritten initials]

S. J. [Handwritten signature]

53 DEC 27 1962

[Handwritten initials]

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

5010-106

UNITED STATES GOVERNMENT

Memorandum

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

1 - [redacted]
1 - Mr. Sullivan

DATE: December 4, 1967

1 - Mr. Casper
(Attention: Mr. Dalbey)
1 - [redacted]
1 - [redacted]
1 - Mr. Enlow

b6
b7c

[Handwritten signatures and initials: Dalbey, Casper, Sullivan, Rosen, Gandy]

TO: [redacted]

FROM: W. C. Sullivan *WCS*

SUBJECT: PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS

These documents are Presidential Proclamations which will be issued in time of national emergency.

By letter dated November 30, 1967, the Department requested the views and comments of the Bureau as to the adequacy and currency of Presidential Emergency Action Documents Al-7, Al-8, and Al-57. Al-7 refers to control of alien enemies in the time of emergency; Al-8 suspends the privilege of the writ of habeas corpus and authorizes apprehension and detention of certain persons, the search of persons and premises, and the seizure of property; Al-57 authorizes additional departments and agencies of the Executive Branch to classify information and material pursuant to Executive Order 10501. This Executive Order now prohibits certain departments and agencies of the Executive Branch from classifying information and material.

These documents have been reviewed and are adequate for implementation of the program for which designed in the time of an emergency for the apprehension and detention of aliens and Security Index subjects.

With respect as to whether the language of these documents will withstand current constitutional tests and adequately protect the constitutional rights of individuals involved, this is a matter which will have to be decided by the Department of Justice.

In connection with Al-8, which suspends the writ of habeas corpus and authorizes the apprehension and detention of certain persons, this action at that point is outside judicial review.

Enclosure - sent 12-5-67

PFE:csh/LM
(7)

CONTINUED - OVER

REC-347

66 - 19016-38

DEC 8 1967

[Handwritten initials: S/P2]

57 DEC 11 1967

Memorandum Sullivan to
RE: PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS

b6
b7c

This is a drastic program set up under the assumption that drastic steps will be necessary to protect the national security of this country so that efforts can be made to remove from circulation individuals determined to be potentially dangerous to the national defense and public safety of the United States by engaging in espionage, sabotage and/or subversion in the event an attack is launched against this country. In this connection, these individuals can be detained only during the time the writ of habeas corpus is suspended. As a constitutional safeguard, plans call for hearings in each individual case before boards appointed by the Attorney General.

RECOMMENDATION:

That the attached letter be approved and transmitted to the Department of Justice.

Handwritten notes and initials:
✓
R
ms
GK
H
JH
JH
JH

~~SECRET~~

1 - [Redacted]
1 - Mr. Sullivan

December 5, 1967

b6
b7c

Mr. J. Walter Yeagley
Assistant Attorney General

Director, FBI

PRESIDENTIAL EMERGENCY
ACTION DOCUMENTS

1 - Mr. Casper
(Attention: Mr. Dalbey)
1 - [Redacted]
1 - Mr. Enlow

REC 51

Reference is made to your letter dated November 30, 1967, requesting the views and comments as to the accuracy and currency of the Presidential Emergency Action Documents AI-7, AI-8, and AI-57. These documents have been reviewed and the documents as so stated are adequate for the purpose for which designed.

We have no observations relative to the constitutionality of the language of these documents as this is within the purview of the Department of Justice.

NOTE:

Classified "~~Secret~~" as this refers to Presidential Emergency Action Documents which are classified "~~Secret~~" prior to execution of these documents by Executive Order.

See memorandum W. C. Sullivan to [Redacted] same caption, dated 12/4/67, prepared by PFE/csh.

PFE/csh
(9)

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62 DEC 14 1967 MAIL ROOM TELETYPE UNIT

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~~SECRET~~

- 1 - Mr. DeLoach
- 1 - Mr. Sullivan
- 1 - Mr. Brennan

Mr. Frank M. Wozencraft,
Assistant Attorney General

February 1, 1968

Director, FBI

- 1 - [Redacted]
- 1 - Mr. Enlow

REVIEW OF PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

Reference is made to your letter dated January 24, 1968, requesting comments relative to Presidential Emergency Action Document (PEAD) A1-3.

A review of this document and memoranda enclosed with your letter has been made. My letter dated December 3, 1967, to Assistant Attorney General J. Walter Yeagley advised that PEAD A1-3 was adequate for the purpose for which designed.

It is felt that the opinions set forth in the memorandum prepared by the Internal Security Division are germane and we are in agreement with its conclusions that it appears that a preventive detention program based on the Emergency Detention Act (EDA) would afford this Government very little protection in an emergency situation against persons committed to the overthrow and destruction of the United States. The major differences between the current Emergency Detention Program (EDP) and EDA are such that a detention program based on the EDA would be unworkable.

In the time of a national emergency, survival as a nation is utmost; therefore, extreme measures are needed to preserve the internal security of the Nation.

In view of the number of individuals who are considered dangerous to the internal security of the United States and are included on the Security Index, if the Department should elect to proceed under the EDA proposal, a manpower-consuming effort will have to be exerted to conduct voluminous file reviews in order to conform to the provisions of the EDA.

The proposal to modify PEAD A1-3 relative to suspension of the writ of habeas corpus would not impair the EDP provided that a separate PEAD is prepared to suspend the privilege of the writ of habeas corpus.

I firmly believe that the internal security of the country could best be protected in the time of a national emergency if we proceed under the current EDP as set forth in the Attorney General's portfolio.

NOTE: See memo C.D. Brennan to W.C. Sullivan dated 1/30/68, captioned, "Presidential Emergency Action Documents." Note continued page two

MAILED 19
FEB 2 1968
COMM-FBI

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

54
FEB 6 1968

MAIL ROOM TELETYPE UNIT
~~SECRET~~ GROUP 1 Excluded from automatic downgrading & declassification

Mr. Frank M. Wozencraft

NOTE:

Letter classified "~~SECRET~~" as pertains to EDP,
component parts of which are so classified by the Department.

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. C. Sullivan *WCS*

FROM : C. D. Brennan *CD*

SUBJECT: PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

1 - [Redacted]

1 - Mr. Sullivan

1 - [Redacted]

DATE: January 30, 1968

1 - [Redacted]

1 - Mr. Enlow *Enlow*

- Tolson
- DeLoach
- Mohr
- Bishop
- Casper
- Callahan
- Conrad b6
- Felt b7c
- Gale
- Rosen
- Sullivan
- Tavel
- Trotter
- Tele. Room
- Holmes
- Gandy

These documents are Presidential Proclamations which will be issued in time of national emergency. By letter dated 1/24/68, the Department requested comments of the Bureau concerning Presidential Emergency Action Document (PEAD) A1-8. This document suspends the privilege of the writ of habeas corpus and authorizes apprehension and detention of certain persons, search of persons and premises and seizure of property. In current letter the Office of Legal Counsel proposes that a separate PEAD be prepared for suspension of writ of habeas corpus and also proposes that the Emergency Detention Program (EDP) be revised to conform with provisions of the Emergency Detention Act (Internal Security Act of 1950). Attached to Departmental letter was detailed memorandum prepared by the Internal Security Division which indicated there was no opposition to modifying PEAD A1-8 relative to suspension of the writ of habeas corpus with the understanding that a separate PEAD is prepared. The memorandum also points out opposition to proposal of Office of Legal Counsel to do away with current EDP indicating that a detention program based on the Emergency Detention Act (EDA) would afford this Government very little protection in an emergency situation against persons committed to the overthrow and destruction of the United States.

We reviewed this document and other documents in December, 1967, at the request of the Department. By letter dated 12/5/67, we advised that the documents as so stated are adequate for the purpose for which designed. We have again reviewed this document and still feel that it is adequate for implementation of the program for which designed. Relative to proposal to prepare a separate PEAD for suspension of the writ of habeas corpus, it is felt that this is not a change provided that a separate document is prepared to suspend the privilege of the writ.

The proposal to revise EDP to conform with EDA is not a new idea. In 1952, the Department was advised of our views that such a revision is unworkable and does not provide for the security of the United States.

PFE:jal
(6)

CONTINUED-OVER

ENCLOSURE 2-2-68

REC-73

23 FEB 7 1968

5/2

Memorandum [redacted] to W.C.Sullivan
RE: Presidential Emergency Action Documents

The Internal Security Division (ISD) has made detailed study and has presented their views to the Office of Legal Counsel opposing any revision of the EDP. We are in complete agreement with the ISD concerning this matter.

Office of Legal Counsel proposal is drastic in nature and will bring program under courts of law rather than an emergency measure to protect internal security of the U. S. Major differences of proposal (Internal Security Act of 1950 (ISA)) and EDP are: EDP calls for detention of individuals considered potentially dangerous to national defense -- ISA permits detention of only those active in Espionage or Sabotage since 1/1/49, or of members of CPUSA or other organization which seeks overthrow or destruction by violence of the U. S.; under EDP one master warrant is executed by the Attorney General -- ISA individual warrants must be obtained; EDP provides for searches and confiscation of contraband -- ISA does not; EDP provides for hearings within 45 days after apprehension -- ISA provides that preliminary hearings will be held within 48 hours and subject is entitled to bond and writ of habeas corpus; EDP cases not bound by rules of evidence -- ISA rules of evidence shall apply; EDP provides for suspension of writ of habeas corpus -- ISA does not, therefore, dangerous individuals can obtain release from confinement prior to hearing in their cases.

OBSERVATIONS

Office of Legal Counsel fails to recognize that at time of an emergency, survival as a nation is utmost. Extreme measures are needed to preserve the internal security of the Nation and summarily, those individuals who are deemed dangerous should be apprehended and detained. The EDA is unworkable and would not provide for the security of the Nation. It would not allow us to immediately detain those individuals who seek to overthrow or destroy the Government.

All our plans for an emergency situation are based upon the current EDP. There are 10,109 individuals currently in the Security Index who are considered dangerous. If there is a complete reversal in thinking as proposed, most of these individuals would not fall within the standards of the EDA and would not be apprehended. It would also mean that the case files of all these individuals would have to be reviewed. This would be a voluminous and manpower-consuming task. It is felt that this should also be brought to the attention of the Office of Legal Counsel.

RECOMMENDATION:

That the attached letter be approved and transmitted to the Department of Justice.

OK [initials] 1/2 - W.C.S. [initials] P2

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
DeLoach	_____
Mohr	_____
Bishop	_____
Casper	_____
Callahan	_____
Conrad	_____
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Sullivan	_____
Tavel	_____
Trotter	_____
Tele. Room	_____
Holmes	_____

1 - [Redacted]
1 - Mr. Sullivan

TO : Mr. W. C. Sullivan

DATE: March 1, 1968

FROM :

[Redacted]

1 - [Redacted]
1 - [Redacted]
1 - Mr. Enlow

SUBJECT: PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

These documents are Presidential Proclamations which will be issued in time of national emergency. By letter dated 2/26/68, the Department furnished copies of memoranda with proposed changes in Presidential Emergency Action Documents. The Bureau was requested to designate representatives to discuss with the Internal Security Division the implementation of the Emergency Detention Program under the new Presidential Emergency Action Documents after approval by the President. We previously opposed Office of Legal Counsel's proposal to modify these documents making the Emergency Detention Program conform with the Emergency Detention Act (Internal Security Act of 1950).

The proposed Departmental memorandum recommends new Presidential Emergency Action Documents be adopted. The proposals which pertain to the Bureau are: (1) Emergency Detention Program be based on Emergency Detention Act, (2) Provides for suspension of writ of habeas corpus in geographic areas for a period not to exceed 30 days. The second proposal concerning writ of habeas corpus is simply a revision. The first proposal is drastic in nature if we are required to proceed under the Internal Security Act; however, from a review of the document it appears that a broad interpretation of the definition of persons deemed dangerous who will be designated for apprehension has been made. Because of this interpretation, it is not possible to determine if we can proceed under our current program. This can only be clarified through conferences with the Department.

It is recommended that Section Chief Charles D. Brennan, Internal Security Section, and SA Philip F. Enlow or as alternate, SA Theodore P. Rosack, be designated to discuss the implementation of the new Presidential Emergency Action Documents with the Internal Security Division after they have been approved by the President.

RECOMMENDATION:

REC-31

12 MAR 5 1968

That attached letter be approved and transmitted.

Enc. 3-4
PFE:jal.
(6)
1968

[Handwritten signatures and initials]

WSP
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b7c

~~SECRET~~

1 - [redacted]
1 - Mr. Sullivan

May 8, 1968

Mr. J. Walter Yeagley
Assistant Attorney General

Director, FBI *66-17016-43*

REC-126

EX-102

1 - [redacted]
1 - [redacted]
1 - Mr. Enlow

PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

Reference is made to your letter dated April 24, 1968. Reference is also made to my letter dated May 1, 1968, captioned "Program for Apprehension and Detention of Persons Considered Potentially Dangerous to the National Defense and Public Safety of the United States."

My letter of May 1, 1968, proposed amendments to the implementation of the Emergency Detention Program. In the proposal relative to establishing a new Priority Apprehension Program, three priority levels as to an individual's potential dangerousness will be set up. Each level will be broken down as to nationalistic tendencies and/or organizational affiliations.

In view of these proposals, individuals can now be apprehended on a selective basis. Their potential dangerousness and organizational affiliations and/or nationalistic tendencies will be deciding factors. Thus a separate plan based on intensity of a potential attack is not believed to be required since our action can be altered to fit the situation existing.

This is submitted for your consideration and it is requested that you advise whether or not it meets with your approval.

WSP
Sam
Law

100-356062

MAILED 9
3 1968
COMM-FBI

PFE:jal (3)

NOTE:

See memorandum [redacted] to Mr. W. C. Sullivan dated 5/7/68, captioned as above, prepared by PFE:jal.

Classified "Secret" as pertains to Emergency Detention Program, component parts of which are so classified by the Department.

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

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GROUP 1
Excluded from automatic
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333
62 MAY 13 1968 TELETYPE UNIT

UNITED STATES GOVERNMENT

Memorandum

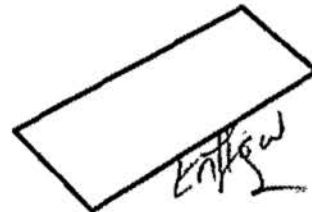
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Sullivan	_____
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Trotter	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

TO : Mr. W. C. Sullivan *WCS*

DATE: May 7, 1968

FROM : 

SUBJECT: PRESIDENTIAL EMERGENCY ACTION DOCUMENTS

 *Enlow*

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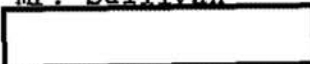
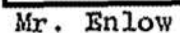
In November, 1967, the President directed a special committee, under the chairmanship of the Attorney General, to make a comprehensive review of Presidential Emergency Action Documents (PEADs) and related documents. New documents submitted by the committee were approved by the President on 3/21/68. The documents which affect our planning pertain to implementing the apprehension and search and seizure provisions of the Emergency Detention Program (EDP). These plans are not scheduled to be implemented unless a massive surprise nuclear attack is launched against the United States.

By letter 4/24/68, the Department advised that the President, when approving the new documents, also directed the committee to develop emergency plans specifically designed to be implemented in the event of a "light" or "limited" nuclear attack on the United States or its allies. The Department requested observations be furnished pertaining to the responsibilities of the FBI under this new program.

Director approved letter dated 5/1/68, submitting proposals to the Department amending Item D of Security Index criteria, broadening the definition of a dangerous person as set forth in the new PEAD 6 to include terrorists or persons who would interfere with Government operation and defense effort. A new Priority Apprehension Program to streamline implementation of the EDP was also proposed. Three priority levels of individuals as to their dangerousness will be established. Each level will be broken down as to nationalistic tendencies and/or organizational affiliation.

Enclosure *sent 5-7-68*

66-1216-244

- 1 - 
- 1 - Mr. Sullivan
- 1 - 
- 1 - 

REC-52

16 MAY 10 1968

EX-105

PFE:jal
(6)

CONTINUED-OVER

J-R

66 MAY 17 1968

Memo for Mr. W. C. Sullivan
Re: Presidential Emergency Action Documents

The first priority apprehension list will consist of hardcore national and state basic revolutionary organization leaders, leaders of other subversive organizations and anarchistic groups and individuals who have indicated a propensity for violence and/or have received special training in sabotage, espionage and/or guerrilla warfare. The second priority list will consist of the second level leadership of basic revolutionary organizations and other subversive organizations or other individuals who present a significant threat but are in less influential positions than those in Priority I. The third priority list will consist of all other individuals who are on the Security Index. Apprehensions will be made only when the Attorney General announces that the immobilization of individuals on a priority list is in the best interests of the national defense of the United States; therefore, individuals can now be apprehended on a selective basis. Their potential dangerousness and organizational affiliation and/or nationalistic tendencies will be deciding factors. These factors will be our criteria in implementing the EDP in time of emergency. Our program is flexible and can be instituted for a given situation. In the event of an attack or in the time of extreme emergency, the degree of intensity will be considered in the implementation of the EDP and apprehensions will be made according to the priority lists. It is believed that a separate plan based on intensity of a potential attack should not be required since our action can be altered to fit the situation existing.

RECOMMENDATION:

That attached letter be approved and transmitted to the Department.

GA
W.C.S.
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ds.
JK
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UNITED STATES GOVERNMENT

Memorandum

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Mohr	_____
Bishop	_____
Casper	_____
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Sullivan	_____
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Holmes	_____
Gandy	_____

TO : Mr. W. C. Sullivan

DATE: 11/8/68

FROM :

[Redacted]

SUBJECT: ANNUAL REVIEW OF FEDERAL EMERGENCY
PLAN D AND ANNEXES A AND B
BUPLANS

SYNOPSIS

The Office of Emergency Preparedness (OEP) asked the Department and it, in turn, asked us by letter dated 11/6/68 if we desire to recommend any changes in the Federal Emergency Plan D or its related Annexes A and B. Plan D provides guidance for emergency planning and operations to cope with a nuclear attack on the United States. Annex B provides for the establishment of the Office of Defense Resources (ODR) which will mobilize the Nation's resources. There is nothing in Plan D or Annex B to require any change in our plans or comments on our part. Annex A contains the Presidential Emergency Action Documents (PEADS) which will be issued in a national emergency. With the Director's approval, we have already made suggestions to the Department relative to the PEADS affecting our operations and we have no additional changes to recommend.

ACTION:

If approved, the attached letter should be forwarded to J. Walter Yeagley, Assistant Attorney General, Internal Security Division, advising him we have no changes to recommend in Plan D or Annex B and no changes in Annex A beyond our red discussions and correspondence.

- Enclosure sent 11-12-68
- 1 - [Redacted]
 - 1 - Mr. Sullivan
 - 1 - [Redacted] (Attn: Rosack)
 - 1 - Liaison
 - 1 - [Redacted]

WPD:mlm

(6)

17 NOV 13 1968
DETAILS - PAGE TWO

REC 1766 17016-4/6

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b7c

WPD
66-1-2000

Memo [redacted] to W. C. Sullivan
Re: Annual Review of Federal Emergency
Plan D and Annexes A and B
Buplans

b6
b7c

DETAILS

The Office of Emergency Preparedness (OEP) asked the Department and it, in turn, asked us by letter dated 11/6/68 if we desire to recommend any changes in the Federal Emergency Plan D or its related Annexes A and B.

Plan D was published in February, 1968, and updates previous documents with the same title based on various acts and Executive Orders. It prescribes major Federal policies and actions and provides implementing documents that will be required by the Federal Government during and after a nuclear attack on the United States. The object of its policies is to insure continuity of Government and order, to support military operations, to insure survival of the population and recovery of the Nation, to insure effective use of resources, to maintain free world unity, to coordinate agency planning, and to provide for emergency organizations. Annex B provides for the establishment of ODR which will take actions necessary to provide for resource conservation and control, economic stabilization, civil defense, and relief and rehabilitation for the duration of an emergency or until the President or the Congress shall direct otherwise.

Annex A is the PEADS which will be issued in a national emergency. We have an interest in three PEADS, those relating to control of enemy agents, Emergency Detention Program, and organization of Defense information. Since November, 1967, with the Director's approval, we have been corresponding and conferring with the Department relative to those three PEADS, primarily the one dealing with the Emergency Detention Program. The result is that we have revised our Security Index criteria and we have no further recommended additions or changes to make relative to the PEADS.

There is nothing in the current Plan D or Annex B to cause any change in our emergency plans or comments on our part. In relation to Annex A, there are no additional changes we have to recommend.

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Mr. J. Walter Yeagley
Assistant Attorney General

November 12, 1968

Director, FBI

REC 17

66-17-110-45

- 1 - [redacted]
- 1 - Mr. Sullivan (Rosack)
- 1 - [redacted]
- 1 - Liaison
- 1 - [redacted]

ANNUAL REVIEW OF FEDERAL EMERGENCY
PLAN D AND ANNEXES A AND B

Reference is made to your letter dated November 6,
1968.

This Bureau does not wish to recommend any changes
in the Federal Emergency Plan D and its Annex B. In relation
to Annex A, we have no comments to make in addition to those
in our recent conferences with your representatives and our
letters dated May 8, 1968, March 4, 1968, January 31, 1968,
and December 5, 1967, entitled "Presidential Emergency Action
Documents."

WPD:mlm
(7)

NOTE:

See memo [redacted] to W. C. Sullivan, 11/8/68,
captioned "Annual Review of Federal Emergency Plan D and
Annexes A and B, Buplans," WPD:mlm.

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W.C.S.

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

MAILED 24
NOV 12 1968
COMM-FBI

MAIL ROOM TELETYPE UNIT

W.C.S.

W.C.S.

UNITED STATES GOVERNMENT

Memorandum

TO :

DATE: 12/4/68

FROM :

SUBJECT: FEDERAL EMERGENCY PLAN D AND ANNEXES A AND B
BUPLANS

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

W. J. Kelly
12/3/68

Sloan
C. D. Brennan
Br...
...

Actual Documents
Memorandum from to Mr. Sullivan 11/8/68 reviewed the captioned material and secured the Director's approval for recommending no changes in it. Additional copies have now been received, and Mr. Charles Offutt, Office of Emergency Preparedness (OEP), advises that the old Federal Emergency Plan D-Minus should be destroyed as it is replaced with the attached new document and its related annexes.

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ACTION:

Quantico, Records Branch, and the Buplans Unit should destroy the old Federal Emergency Plan D-Minus and replace it with the new Federal Emergency Plan D and its related Annexes A and B. Copies of the old document assigned to the Laboratory and Administrative Divisions and the Soviet and Internal Security Sections should be destroyed; in the event replacement documents are desired, the Buplans Desk should be so informed.

Enclosures

- WPD:hc/bsc
(9)
ENCLOSURE
- ENCLO. BEHIND FILE
ANNEX A, B AND PLAN D
- 1 -
 - 1 -
 - 1 -
 - 1 - Mr. Sloan (Enclosures - 3)
 - 1 - Mr. C. D. Brennan (Rosack)
 - 1 -
 - 1 - Liaison
 - 1 -

MXD REC 66-19016-47
18 DEC 6 1968

Handled by Quantico
12-6-69 R03

Watson
...

56 JAN 22 1969

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

5010-106

UNITED STATES GOVERNMENT

Memorandum

Tolson	_____
Felt	_____
Rosen	_____
Mohr	_____
Bishop	_____
Miller, E.S.	_____
Casper	_____
Callahan	_____
Conrad	_____
DeLoach	_____
Cleveland	_____
Ponder	_____
Bates	_____
Tavel	_____
Walters	_____
Soyars	_____
Tele. Room	_____
Holmes	_____
Gandy	_____

- 1 - Mr. Tavel
- 1 - SAC, Quantico (Encl.)

DATE: 12/17/71

- 1 - Mr. E. S. Miller
- 1 - Mr. T. J. Smith
- 1 - [Redacted]

TO : Mr. E. S. Miller

FROM : T. J. Smith *TJS*

SUBJECT: DEFENSE PLANS
PRESIDENTIAL EMERGENCY ACTION DOCUMENTS (PEADs)
FEDERAL EMERGENCY PLAN D (PLAN D)

m j...

In November, 1962, we received copies numbered 48 and 49 of PEADs, which will be issued in time of a national emergency. Copy number 48 was filed in Drawer 2, safe file, in the Office of the Assistant Director, Domestic Intelligence Division (DID), and copy number 49 was filed with DID emergency records at Quantico.

In November, 1968, we received revised copies of Plan D (issued February, 1968) which prescribes major Federal policies and actions that will be required by the Federal Government during a crippling nuclear attack on the United States. A copy was filed with DID emergency records at Quantico, a copy was filed in Bureau files and a copy retained at the Buplans Desk.

There have been some changes in the PEADs which we have not been furnished in their entirety. However, a summary of these PEADs are contained in Plan D which was revised in March, 1970. In January, 1971, the Department furnished copy number 248 of Plan D, including PEADs copy number 106, which is maintained at Buplans Desk.

On 12/17/71 we received from the Office of Emergency Preparedness three additional copies of Plan D which are being distributed as follows:

- Copy 442 (PEADs copy 299) - Records Branch
- Copy 543 (PEADs copy 400) - SAC, Quantico - *detached & filed - PCB*
- Copy 544 (PEADs copy 401) - Assistant Director, DID.

Enclosure

66-19016

WPD:glw
(6)

9 JAN 1972

REC 590

66-19016-49

DEC 28 1971

CONTINUED - OVER

RESEARCH SECTION

Memorandum to Mr. E. S. Miller

Re: Defense Plans

Presidential Emergency Action Documents (PEADs)

Federal Emergency Plan D (Plan D)

66-19016

Mr. Joseph Wysolmerski, Department's Defense Plans Coordinator, advised that the PEADs issued in November, 1962, and Plan D issued in 1968 may be destroyed.

RECOMMENDATION:

1) SAC, Quantico, destroy copy 49 of PEADs and Plan D issued February, 1968, and replace them with Plan D revised March, 1970, copy 543 (PEADs copy ~~299~~ 400). - *Handled 12-22-71 JES*

2) Records Branch replace old Plan D issued February, 1968, with Plan D revised March, 1970, copy 442 (PEADs copy 299). See 66-19018-47. *Handled 12/27/71 JES*

Filed in encl. Behind file - serial 47

3) Buplans Desk destroy copy 49 of PEADs maintained in Office of Assistant Director, DID, and replace it with Plan D revised March, 1970, copy 544 (PEADs copy 401). *Handled 12/27/71 JES*

JAS

EM

~~SECRET~~

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 06-22-2010

b6
b7c

- 1 - Mr. J. B. Adams
- 1 - [Redacted]
- 1 - Mr. T. W. Leavitt

March 10, 1976

Assistant Attorney General
for Administration

Director, FBI

51

- 1 - Mr. R. L. Shackelford
- 1 - Mr. F. J. Cassidy
- 1 - [Redacted]
- 1 - [Redacted]

EX-104
FEDERAL EMERGENCY PLAN D

In response to the request of [Redacted] dated January 6, 1976, for comments with respect to Presidential Emergency Action Documents (PEADs) 5 and 11, the following is being set forth for your consideration:

Following the repeal of the Emergency Detention Act (EDA) in September, 1971, representatives of the Department, Immigration and Naturalization Service (INS), and the FBI, met in April, 1972, to discuss PEAD #5. Departmental representatives requested that the FBI provide a list of aliens investigated and placed on the Administrative Index (ADEX). They were advised the ADEX at that time did contain a list of those aliens who had been investigated by the FBI, and were of current investigative interest.

MAILED 6
MAR 10 1976
FBI

In June, 1972, the Department requested by memorandum that the Bureau furnish to the Security Office of the Internal Security Division on a monthly basis a list of all aliens, by nationality, who were included on the ADEX. In response to this request, a current list of aliens then placed on the ADEX was furnished on a monthly basis. It was anticipated that following a review of the listings of aliens on the ADEX, the Department would advise the Bureau in writing of the identities of aliens designated for apprehension in PEAD #5. We did not receive any written instructions on this matter.

In June, 1973, a memorandum was received from the Department requesting the Bureau discontinue furnishing a monthly ADEX listing concerning aliens contained on the ADEX. At a meeting between Bureau and Departmental officials on October 20, 1975, and in subsequent discussions, the ADEX was discussed. At the October 20, 1975, meeting, the Attorney General (AG) requested consideration be given to discontinuing the ADEX. As the Department is already aware, pursuant to

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

66-19016

~~SECRET~~

SEE NOTE PAGE 2

Classified by Director, FBI
Exempt from GDS, Category Number 3
Date of Declassification Indefinite

ROUTE IN ENVELOPE

84 MAR 22 1976 MAIL ROOM TELETYPE UNIT

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Assistant Attorney General
for Administration

this request and subsequent discussions, supra, the ADEX was cancelled on January 14, 1976. Therefore, the Bureau has no means of providing a readily retrievable list of "alien enemies" under PEAD #5. Additionally, the Bureau has no means of providing such a list of "citizens ... or aliens ... prejudicial to the national security and public safety" under PEAD #11, should the Bureau be called upon to provide such. For the Bureau to do so would place us in the position of exercising sole discretion as to whom the Department ultimately would consider of sufficient importance to merit consideration for inclusion on the list or lists. Accordingly, before such a definitive list or lists can be prepared by the Bureau, either under PEADs 5 and/or 11, there is a need for further clarification and guidelines from the Department. Specifically, if PEAD #11 is applicable to the Bureau, there is a need for definition and clarification of the terms "national security and public safety."

Under PEAD #5, we wish to set forth for your further consideration the following ideas which we feel might be helpful in considering such guidelines.

It is felt that the term "alien enemies" as defined in PEAD #5 is not selective enough. During a period of declared state of war, the internment of a particular nationality, as in the case of mass internment of Japanese-Americans after Pearl Harbor, would be of questionable legitimacy. However, the criteria set forth in Section 2 of PEAD #11 "prejudicial to the national security and public safety" could conceivably allow for selective internment of "alien enemies."

In summary, the Bureau requests from the Department written instructions outlining our responsibilities under PEADs 5 and 11. If the Bureau is expected to maintain a list or lists under PEADs 5 and/or 11, the Department is requested to provide specific guidelines as to the type of information to be maintained and how it is to be maintained.

NOTE:

Classified "~~Secret~~" since disclosure could reasonably be expected to result in serious damage to national security.

See memorandum F. J. Cassidy to Mr. T. W. Leavitt dated 3/9/76, captioned as above, and prepared by MJJ:jmn.

~~SECRET~~

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DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 06-18-2010

UNITED STATES GOVERNMENT

Memorandum

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
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- Comp. Syst. _____
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- Intell.
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- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

- 1 - Mr. J. A. Mintz
- 1 - Mr. W. R. Wannall
- 1 - Mr. W. A. Branigan
- 1 - Mr. J. G. Deegan

DATE: 1/14/76

TO : Mr. W. R. Wannall

FROM : F. J. Cassidy

SUBJECT: REVISIONS OF PRESIDENTIAL
EMERGENCY ACTION DOCUMENTS
(PEADS) 5 AND 11

- 1 - Mr. V. V. Kolombatovic
- 1 - [Redacted]
- 1 - Mr. J. W. Redfield
- 1 - Mr. R. L. Shackelford
- 1 - Mr. F. J. Cassidy
- 1 - [Redacted]
- 1 - [Redacted]

PURPOSE:

To advise of review of the PEADS and solicit INTD comments concerning same.

BACKGROUND:

For information the PEADS pertain to a period of declared state of war and can be implemented upon signature of the President. PEAD #5 concerns the detention of "all natives, citizens, denizens, or subjects of the hostile nation or government." PEAD #11 concerns the classes of persons who would be permitted to enter or leave the United States. Copies are included in the attached material.

Memorandum to the Director from [Redacted] Assistant Attorney General for Administration, dated 1/6/76, captioned "Federal Emergency Plan D," requested that the Bureau review and suggest any necessary revision of PEADS 5 and 11. It also requested the identification and preparation of any additional PEADS which may be applicable in those areas which the Department of Justice has responsibility and which may be required by the President to respond to the situation during and after a crippling nuclear attack on the United States. This request is incidental to a requirement levied upon the Department by the Federal Preparedness Agency to review those PEADS for which the Department is responsible.

Enclosures

REF-19

CONTINUED - OVER

RHR:jmn
(12)

EX-1047

~~SECRET~~

Classified by 5736
Exempt from GDS, Category Number 3
Date of Declassification Indefinite

file in 66-19016
11-17-76
5-KRANK

Memo to [Redacted] 3/10/76 MJC:jmn

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b7c



~~SECRET~~

Memorandum to Mr. W. R. Wannall
Re: Revisions of Presidential
Emergency Action Documents
(PEADS) 5 and 11

Referenced memorandum and accompanying supportive documents from the Federal Preparedness Agency are attached.

On 1/7/76, Mr. Joseph M. Wysolmerski, the Department Emergency Plan Coordinator, was advised that short deadline would not allow appropriate consideration to be given to the subject matter, and that additional time would be required. Wysolmerski advised that the 1/12/76 deadline stated in the letter should not act as a bar for giving the PEADS appropriate review and sufficient time should be taken by the Bureau. He further requested that prior to furnishing the Department with the Bureau's recommendations that the Bureau's Legal Counsel Division's comments regarding the PEADS as presently comprised and as to any recommendations made be furnished to the Department.

It is appropriate that the Bureau critically review the PEADS, particularly #5, since these or any similarly imposed PEADS may by necessity place increased demands on current FBI security investigations. Any responsibility levied upon the Bureau would have to be consistent with guidelines given the Bureau concerning security investigations.

Additionally, the PEADS should be reviewed in terms of the validity of the concept of detention of enemy aliens, whether revision or new drafting is appropriate to encompass American citizens who might assist an enemy nation and whether other aliens ought not to be encompassed in the document. Also since PEADS 5 and 11 are made the responsibility of the Department it would seem the Department should fix responsibility for their being carried out.

CONTINUED - OVER

~~SECRET~~

~~SECRET~~

Memorandum to Mr. W. R. Wannall
Re: Revisions of Presidential
Emergency Action Documents
(PEADS) 5 and 11

ACTION:

1. INTD Sections review the PEADS and comment upon their current application and any proposed additions. Written responses should be provided to Special Records and Related Research Unit, IS-3, by 1/19/76.

2. Upon receipt of INTD comments, Special Records and Related Research Unit will prepare a response to the Department, such being coordinated with Legal Counsel.

BRK

JAM
gof

JW

~~SECRET~~

~~SECRET~~

UNITED STATES GOVERNMENT

Memorandum

- 1 - Mr. J. B. Adams
- 1 - Mr. J. A. Mintz
- 1 - Mr. T. W. Leavitt

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
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- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director's Sec'y _____

DATE: 3/9/76

TO : Mr. T. W. Leavitt

FROM : F. J. Cassidy

- 1 - Mr. R. L. Shackelford
- 1 - Mr. F. J. Cassidy
- 1 - [Redacted]
- 1 - [Redacted]

SUBJECT: FEDERAL EMERGENCY PLAN D

Classified "~~Secret~~" since disclosure could reasonably be expected to result in serious damage to national security.

PURPOSE:

To obtain approval for attached memorandum to the Assistant Attorney General (AAG) for Administration requesting instructions outlining our responsibilities under Presidential Emergency Action Documents (PEADs) 5 and 11.

BACKGROUND:

Memorandum to the Director from [Redacted] AAG for Administration, dated 1/6/76, captioned as above, requested that the Bureau review and suggest any necessary revision of PEADs 5 and 11. PEADs pertain to a period of declared state of war and can be implemented upon signature of the President. PEAD #5 concerns the detention of all natives, citizens, denizens, or subjects of the hostile nation, or government. PEAD #11 concerns limiting entry into and departure from the United States (U.S.) to persons traveling on official business except for citizen-refugees returning to this country and aliens returning to their home lands. Additionally, it indicates that no citizen shall depart from the U.S. unless he bears a valid passport. The Attorney General (AG) may temporarily invalidate the passport of a citizen whenever he has reason to believe that the departure of such citizen would be prejudicial to the national security or public safety.

It also recommended the identification and preparation of any additional PEADs which may be applicable in those areas where the Department of Justice has responsibility and

Enclosure - Sent 3-10-76

CONTINUED - OVER

66-19016

MJJ:jmn
(8)

Classified by 5736
Exempt from GDS, Category Number 3
Date of Declassification Indefinite

ROUTE IN ENVELOPE

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



4 MAR 22 1976

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S. J. [Signature]

~~SECRET~~

Memorandum to Mr. T. W. Leavitt
Re: Federal Emergency Plan D
66-19016

which may be required by the President to respond to the situation during and after a crippling nuclear attack on the U.S. This request is incidental to a requirement levied upon the Department by the Federal Preparedness Agency to review those PEADs for which the Department is responsible. On 2/9/76, Mr. Joseph M. Wysolmerski, Emergency Coordinator, Department of Justice, informally advised that in his opinion, Immigration and Naturalization Service (INS) should meet with the FBI and advise what the FBI's role would be in furnishing the identities of aliens to INS in case of national emergency. This would afford the FBI an opportunity to determine whether under the present records-keeping system this information would be readily available. He stated further that should it be found that it was necessary that a new PEAD be proposed, in his opinion, the FBI's Legal Counsel should research the authority--either existing statutory or President's implied powers under the Constitution--and implement a program responsive to such an INS request. It would be left to the Bureau to propose legislation, if any were found necessary, along with proposed steps implementing the law should it be enacted.

With repeal of the Emergency Detention Act and cancellation of the Administrative Index, the Bureau no longer has a readily retrievable means of identifying aliens or citizens of investigative interest who may possibly require some type of action by the FBI under PEADs 5 and 11. We are seeking from the Department written instructions for Bureau responsibility under PEADs 5 and 11.

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Response was coordinated with Unit Chief Hugh Mallet, Legal Counsel Division, and Supervisor IS-2, INTD.

CONTINUED - OVER

~~SECRET~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 06-18-2010 BY 60324 UC BAW/SAB/MJS

- 1 - Mr. T. W. Leavitt
- 1 - Mr. E. C. Peterson
- 1 - [Redacted]
- 1 - Mr. F. J. Cassidy

April 22, 1976

Assistant Attorney General
for Administration

Director,

REC-16
EX-115 1/1 17/14 53

1 - [Redacted]

PRESIDENTIAL EMERGENCY ACTION
DOCUMENTS (PEADs) 8 AND 9

Reference is made to your memorandum dated April 12, 1976, regarding captioned matter.

We have received the draft copies of PEADs 8 and 9, enclosed with your memorandum, and have no comments or suggestions.

66-19016

MJJ:jmn
(8)

NOTE:

PEADs pertain to a period of declared state of war and can be implemented upon signature of the President. PEAD #8 authorizes the Secretary of State to initiate measures for the protection, surveillance, and control of certain foreign diplomatic, consular, and other official personnel. PEAD #9 authorizes the Secretary of State to take over property of enemy governments. FBI would assist in the implementation of these PEADs under Procedures for Interning Enemy Diplomatic Consular, United Nations and Official Personnel in the Event of War (PRODIP).

NOTE CONTINUED PAGE 2

- Assoc. Dir. _____
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- Dep. AD Inv. _____
- Asst. Dir.:
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- Comp. Syst. _____
- Ext. Affairs _____
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- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

MAILED 15
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FBI

[Handwritten signatures and initials]

84 MAY 18 1976

MAIL ROOM TELETYPE UNIT

Assistant Attorney General
for Administration

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NOTE CONTINUED:

Departmental request for Bureau comments by 4/23/76 was based on a letter dated 3/10/76, and enclosures from [redacted] Office of International Security Policy, Bureau of Politico - Military Affairs, Department of State. This letter stated it was not felt that the issues in PEADS 8 and 9 warranted immediate personal attention of the President and indicated that it was suggested to the Federal Preparedness Agency (FPA) that they consider the feasibility of deferring Presidential action or establishing the legal machinery granting prior delegation of authority from the President to the Secretary of State to the action within the purview of these two PEADs. Position of State Department is not inconsistent with Bureau's objectives under PRODIP. Response coordinated with SA [redacted] CI-1.

APPROVED: *[Signature]*
Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Admin.

Comp. Syst.
Ext. Affairs
Gen. Inv.
Ident.
Inspection
Intell. *[Signature]*

Laboratory
Legal Coun. *[Signature]*

Plan. & Eval.
Rec. Mgmt.
Spec. Inv.
Training

H&B

JCF

UNITED STATES GOVERNMENT
Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
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Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

TO : Mr. Cochran

DATE: 9/27/78

FROM :



SUBJECT: PRESIDENTIAL EMERGENCY ACTION
DOCUMENTS (PEADs)
BUPLANS

b6
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PURPOSE:

To request a review of PEADs by the involved FBIHQ Divisions and solicit comments and recommended changes in accordance with the requests of the Office of Management and Budget (OMB), Federal Preparedness Agency (FPA), and the Department of Justice (DOJ).

DETAILS:

OMB and FPA, through DOJ, have requested that the FBI review the various PEADs, for which it has primary responsibility or a support role for implementation should such be ordered by the President. This review should include any recommended changes or clarification of terminology.

Subsequent to review, and receipt of comments, and changes, if any, the Defense Plans Desk will coordinate the responses and prepare a consolidated response to DOJ.

RECOMMENDATION:

That the Intelligence, Criminal Investigative, and Legal Counsel Divisions review the attached PEADs and furnish the Defense Plans Desk comments and recommended changes by 10/13/78, in order that a timely response to this request can be made.

REC-83

66-17016-57

SECRET MATERIAL ATTACHED

- 1 - Mr. Cregar (Enclosures 4)
- 1 - [Redacted] (Enclosures 4)
- 1 - [Redacted] (Enclosures 4)

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. WAK
Ident. _____
Intell. WAK
Laboratory _____
Legal Coun. WAK
Plan. & Insp. _____
Rec Mgnt. _____
Tech. Servs. WAK
Training _____
Public Affs. Off. _____

NOV 8 1978

NOV 8

Enclosures
DFS:pld
(6)



NOV 14 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

SECRET
FBI/DOJ

UNRECORDED COPY FILED IN 66-17016-57

UNITED STATES GOVERNMENT

Memorandum

- 1 - Mr. J. Cochran, Jr.
- 1 - Mr. W. O. Cregar
- 1 - Mr. E. C. Peterson

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Serv. _____
- Crim. Inv. _____
- Fin. & Pers. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

b6
b7C

TO : Mr. W. O. Cregar *woc*

DATE: 10/13/78

FROM : [Redacted] *KTB*

1 - [Redacted]

SUBJECT: PRESIDENTIAL EMERGENCY ACTION
DOCUMENTS (PEADS)
BUPLANS

Rememo of [Redacted] to Mr. J. Cochran, Jr. dated 9/27/78, captioned as above.

PURPOSE:

To furnish the Defense Plans Desk, Technical Services Division, the observations and comments of the Intelligence Division (INTD) concerning certain PEADS in accordance with the request made in referenced memorandum. This plan deals with a general war situation in which the United States is attacked with little or no warning. The draft "PEADS" are a part of the President's "emergency portfolio" available to him at all times for use in such an emergency.

SYNOPSIS:

INTD recommends clarification concerning PEADS 15, 16 and 18. No comments or recommendations are offered for PEADS 2, 17, 20 and 21.

RECOMMENDATION:

EX-120

REC-9

66-19016-58

That the comments and recommendations of INTD be furnished to the Technical Services Division.

APPROVED:	Adm. Serv. _____	Legal Coun. _____	
Director _____	Crim. Inv. _____	Plan. & Insp. _____	
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. _____	
Dep. AD Adm. _____	Intell. <i>woc/KTB</i>	Tech. Servs. <i>[Signature]</i>	22 NOV 1 1978
Dep. AD Inv. _____	Laboratory _____	Training _____	
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[Signature]



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Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Memorandum to Mr. W. O. Cregar
Re: Presidential Emergency Action
Documents (PEADS)
Buplans

DETAILS:

Referenced memorandum requested a review by involved FBIHQ Divisions, including INTD, of certain PEADS and solicited any comments and/or recommendations following that review in order that the Defense Plans Desk can submit a coordinated response to the Department of Justice (DOJ).

Draft copies were furnished of PEADS 2, 15, 16, 17, 18, 20 and 21. INTD has no comment concerning PEADS 2, 17, 20 and 21.

PEAD 2 deals with the Congressional Relocation Site and is the primary responsibility of the Federal Preparedness Agency. PEAD 17 authorizes the Secretary of State to seize property. PEAD 20 is an Executive Order directing the Secretary of Defense to restore and maintain law and order when it has broken down. PEAD 21 is an Executive order providing for a temporary suspension of the privilege of the Writ of Habeas Corpus.

PEAD 15 is a proclamation imposing restraints and regulations on alien enemies. Designation of the enemy state or states in Sections 101 and 102 is necessary before this proclamation can be made.

It appears that "alien enemies" should be clearly defined to determine if U. S. persons would be included in that definition. "United States person" means a citizen of the United States; an alien lawfully admitted for permanent residence, an unincorporated association a substantial number of members of which are citizens of the United States or aliens lawfully admitted for permanent residence, or a corporation which is incorporated in the United States. The primary

Memorandum to Mr. W. O. Cregar
Re: Presidential Emergency Action
Documents (PEADS)
Buplans

DETAILS CONTINUED:

agency with responsibility for PEAD 15 is Immigration and Naturalization (INS). The FBI's supporting role, if any, should be delineated and set forth by DOJ for the respective agencies.

PEAD 16 is an Executive order. It authorizes the Secretary of State to institute measures for the protection, surveillance, control, and repatriation of certain foreign diplomatic, consular, and other official personnel and members of their families.

The primary responsibility for PEAD 16 is delegated to the Department of State with the Department of Defense and DOJ designated as supporting agencies. Due to Article 44 of The Vienna Convention of Diplomatic Relations, 1961, entered into force for the United States in 1972, the FBI discontinued its PRODIP program, a contingency plan for the protection and detention of diplomatic personnel following the issuance of a Presidential Executive Order during a national emergency. Therefore, if the DOJ has a supporting role in the execution of PEAD 16, and if the implementation of that role is assigned to the FBI, our responsibility should be addressed and defined; and a contingency plan should be established for "the protection, surveillance, (and) control" of the designated foreign personnel.

PEAD 18 is a proclamation delegating to the Attorney General the authority to prescribe more stringent documentary requirements for citizens and aliens entering or leaving the United States. It also specifies the classes of aliens who may pass through U. S. borders and in effect places authority in both the Attorney General and the Secretary of State to regulate the flow of persons into and out of the country.

Memorandum to Mr. W. O. Cregar
Re: Presidential Emergency Action
Documents (PEADS)
Buplans

DETAILS CONTINUED:

Although this PEAD would be the responsibility of INS, the FBI's supporting role, if any, should be defined and areas of responsibility agreed upon between INS and the FBI.

Mr. D. Jerry Rubino, Assistant Director
Security Programs Group
Administrative Programs Management Staff

October 31, 1978

Jay Cochran, Jr.
Assistant Director FBI
Technical Services Division

FEDERAL GOVERNMENT

PRESIDENTIAL EMERGENCY ACTION DOCUMENTS (PEADS)

Reference your letter September 21, 1978, requesting a review of PEADS 2, 15, 16, 17, 18, 20 and 21.

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The PEADS have been reviewed and the Federal Bureau of Investigation (FBI) submits the following observations:

PEAD 15 is a proclamation imposing restraints and regulations on alien enemies. Designation of the enemy state or states in Sections 101 and 102 is necessary before this proclamation can be made.

(Handwritten initials)

It appears that "alien enemies" should be clearly defined to determine if U. S. persons would be included in that definition. "United States person" means a citizen of the United States, an alien lawfully admitted for permanent residence, an unincorporated association a substantial number of members of which are citizens of the United States or aliens lawfully admitted for permanent residence, or a corporation which is incorporated in the United States. The primary agency with responsibility for PEAD 15 is Immigration and Naturalization (INS). The FBI's supporting role, if any, should be delineated and set forth by the Department of Justice (DOJ) for the respective agencies.

REC-9 66-19016-59

PEAD 16 is an Executive Order. It authorizes the Secretary of State to institute measures for the protection, surveillance, control, and repatriation of certain foreign diplomatic, consular, and other official personnel and members of their families.

22 NOV 1 1978

The primary responsibility for PEAD 16 is delegated to the Department of State with the Department of Defense and DOJ designated as supporting agencies. Due to Article 44 of The Vienna Convention of Diplomatic Relations, 1961, entered into force on April 24, 1964, the following agencies are designated as supporting agencies:

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.: _____
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
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- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

66-19016
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(5)
MAIL ROOM

See NOTE page 2

(Handwritten initials)

Mr. D. Jerry Rubino

into force for the United States in 1972, the FBI discontinued its PRODIP program, a contingency plan for the protection and detention of diplomatic personnel following the issuance of a Presidential Executive Order during a national emergency. Therefore, if the DOJ has a supporting role in the execution of PEAD 16, and if the implementation of that role is assigned to the FBI, our responsibility should be addressed and defined; and a contingency plan should be established for "the protection, surveillance, (and) control" of the designated foreign personnel.

PEAD 18 is a proclamation delegating to the Attorney General the authority to prescribe more stringent documentary requirements for citizens and aliens entering or leaving the United States. It also specifies the classes of aliens who may pass through U. S. borders and in effect places authority in both the Attorney General and the Secretary of State to regulate the flow of persons into and out of the country.

Although this PEAD would be the responsibility of INS, the FBI's supporting role, if any, should be defined and areas of responsibility agreed upon between INS and the FBI.

The FBI has no comment concerning PEADS 2, 17, 20 and 21.

NOTE:

DOJ requested a review of the PEADS mentioned herein to insure currency and to reflect any changes that may be required. This response was coordinated with SA Charles A. Long, Criminal Investigative Division; SA Irvin B. Wells, III, Intelligence Division; and SA James C. Felix, Legal Counsel Division. Comments contained in this response are from the Intelligence Division. Neither the Criminal Investigative nor Legal Counsel Divisions submitted changes.

UNITED STATES GOVERNMENT
Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:

- Adm. Servs. _____
- Crim. Inv. _____
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- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

TO : Mr. Cochran *gcb*

FROM :

~~SECRET~~

DATE: 12/21/78

SUBJECT: ~~PLAN OF ACTION FOR INTERNING
ENEMY DIPLOMATIC, CONSULAR
UNITED NATIONS AND OFFICIAL
PERSONNEL IN THE EVENT OF WAR
(PRODIP)~~

GRS
4847
No

PURPOSE: To advise of action being taken by the Department of Justice (DOJ) to determine from the Department of State (DOS) action to be taken by the FBI regarding a Presidential Emergency Action Document (PEAD) in view of the cancellation of the PRODIP program.

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DETAILS: DOJ has furnished the Defense Plans Desk a copy of a letter sent to the Emergency Coordinator, DOS, requesting information concerning the present status of PEAD 16, and what specific assistance, if any, the DOS will seek from the FBI or the Immigration and Naturalization Service should it become appropriate and necessary to implement the PEAD. PEAD 16 authorizes the Secretary of State to institute measures for the protection, surveillance, control, and repatriation of certain foreign diplomatic, consular, and other official personnel and members of their families. The FBI PRODIP program was in support of this PEAD. The PRODIP program was cancelled by memorandum to Mr. W. O. Cregar, 7/14/78, captioned as above. The cancellation was in accordance with DOS instructions that "the plan of action should be closed out and files concerning it be retired or destroyed as you choose."

Doc

REC-47
EX-114 DE-24
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66-17016-100

ENCLOSURE

Enclosures

Classified by 5 *gcb*
Exempt from GDS, category 3
Date of Declassification Indefinite

- 2 - Mr. Cregar
- 1 - (Encs.)
- 1 - (Encs.)

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W(5)
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~~SECRET~~

Memorandum to Mr. Cochran
Re: Plan of Action for Interning
Enemy Diplomatic, Consular,
United Nations and Official
Personnel in the Event of War
(PRODIP)

RECOMMENDATION: None. Information only.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Asst. Dir. _____	Ident. _____	Rec. Mgmt. _____
Dep. AD Adm. _____	Intell. <i>WACM</i> _____	Tech. Servs. <i>9/2/48</i> _____
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FEDERAL GOVERNMENT

Harry Fair, Acting Director
Administrative Programs Management Staff
Office of Management and Finance

January 22, 1979

Jay Cochran, Jr.
Assistant Director FBI
Technical Services Division

President's Emergency
Actions Documents

REVIEW OF COMMENT SHEET FOR THE DEPARTMENT
OF JUSTICE (DOJ) FINAL REPORT ON EXERCISE REX-78

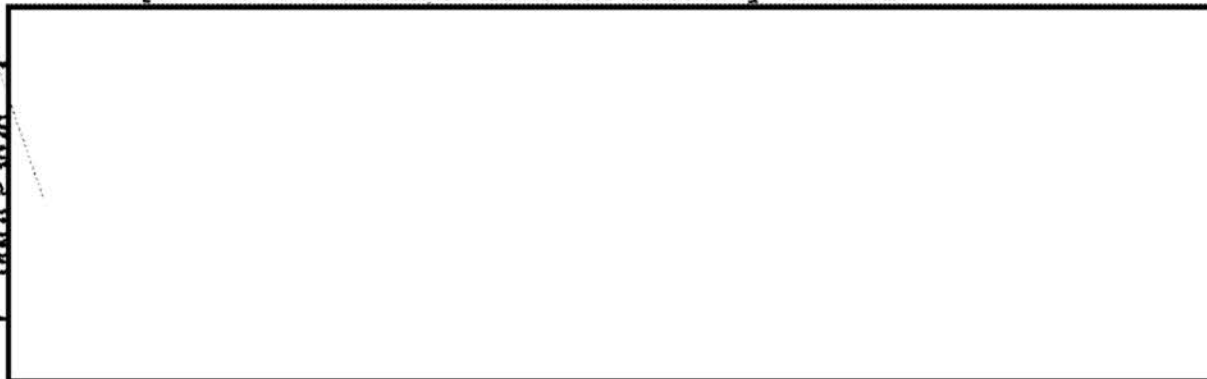
Emergency Plans Part 1 - Emergency Action Document

Reference your memorandum, 1/9/79, captioned as
above, which requested written confirmation that the FBI
concurred with the comment sheet regarding the statement,

"Limitations placed upon the FBI by
Executive Order (E.O.) 12036 and the
Attorney General's guidelines pursuant
thereto preclude the FBI from compiling
and maintaining a list of alien enemies
who would be subject to apprehension
under the PEAD."

The FBI does not maintain lists of persons for
purposes other than for its ongoing investigative needs,
and will not maintain any list as suggested in the absence
of specific instructions from the Attorney General.

(S)



- Mr. Dir. _____
- Mr. AD Adm. _____
- Mr. AD Inv. _____
- Mr. Dir. _____
- Mr. Serv. _____
- Mr. Insp. _____
- Mr. Ident. _____
- Mr. Intell. _____
- Mr. Lab. _____
- Mr. Legal Coun. _____
- Mr. Plan. & Insp. _____
- Mr. Rec. Mgmt. _____
- Mr. Tech. Serv. _____
- Mr. Training _____
- Mr. Public Affs. _____
- Mr. Liaison _____
- Mr. Sec'y _____

1 - Mr. Cregar, Attn: (sent direct)

DPS:cdj (5) *1/25* SEE NOTE ON PAGE TWO

Feb 8
16 JAN 22 1979

Classified by 592/100
Exempt from GDS, Category 3
Date of Declassification-Indefinite

MAIL ROOM

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Harry Fair, Acting Director

NOTE: As indicated in the attached DOJ memo, on 12/18/78 the DOJ Emergency Coordinator furnished to the Federal Preparedness Agency (FPA) a critique of the interagency exercise REX-78. On 1/3/79, Mr. Marvin Duncan, DOJ Emergency Coordinator, met with [redacted] Defense Plans Desk, Telecommunications Section, and SA [redacted] Intelligence Division, and requested FBI input regarding the accuracy of the following statement which had been included in the critique to FPA:

b6
b7c

"Limitations placed upon the FBI by Executive Order (E.O.) 12036 and the Attorney General's guidelines pursuant thereto preclude the FBI from compiling and maintaining a list of alien enemies who would be subject to apprehension under the PEAD."

(Presidential Emergency Action Document (PEAD) 5 provides for the apprehension and detention of certain alien enemies during a civil defense emergency.)

On 1/5/79, SA [redacted] advised [redacted] that the statement as written in the comment sheet was accurate, and Mr. Duncan was so advised by [redacted] DOJ letter, 1/9/79, subsequently received, requested that the concurrence to the statement be provided in written form so that it could be made a matter of record with DOJ. This letter is in compliance with that request. The above response was coordinated with SA [redacted] Intelligence Division, and has received the concurrence of that Division.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgmt. _____
Dep. AD Adm. _____	Intell. <i>WCH</i>	Tech. Servs. <i>GA</i>
Dep. AD Inv. _____	Laboratory _____	Training _____
		Public Affs. Off. _____

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