

PG-21-8

MESSAGE RELAY VIA TELETYPE
(RESTRICTED USE)

Date: 11/8/85

PRECEDENCE:

☐ IMMEDIATE☒ PRIORITY☐ ROUTINE

FM: DIRECTOR, FBI

TO:

☐ White House/WH/☐ Bureau of Alcohol Tobacco Firearms/BATF/☐ Central Intelligence Agency/CIA/☐ CIA DCD/DCD/☐ Dept. of Energy HQS/DOEHQ/☐ Dept. of Energy Germantown DIV/DOE/☐ Dept. of Justice/DOJ/☐ Dept. of State/DOS/☐ Dept. of the Army/DA/☐ Dept. of Treasury/DOT/☐ Defense Intelligence Agency/DIA/☐ Director National Security Agency/NSA/☐ Director Naval Investigative Service/DIRNAVINSERV/☐ Drug Enforcement Admin./DEA/☐ FAA Washington HQ/FAA/☐ HQ AFOSI Bolling AFBDC/AFOSI/☐ INSCOM Ft. Meade/INSCOM/☐ Nuclear Regulatory Commission/NRC/☐ U.S. Customs Service/UCS/☐ U.S. Immigration & Naturalization Service/INS/☒ U.S. Secret Service/USSS/☐ Other: _____

BT

Classification: UNCLAS

Addressee Internal Distribution

For: 17HSubject: CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; CCSCAKA; OO: PITTSBURGH☐ See Attached

Approved By:

Originator:

Tele Ext.

Room/Div.:

FIC/12

CCK:ccg

4294

5046/6

NOV 9 1985
2129-1005
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

Su 12/4/75
HWD 12/10 10:00

USE AND PREPARATION OF FORM 0-73

Restrictions on Use

1. Only incoming teletype messages within the categories listed in MIOG Section 16-1.7 pages 1251 & 1252 may be prepared using form 0-73.
2. Use of Form 0-73 is restricted to incoming teletype messages received at FBIHQ Communications Center within the last 72 hours.
3. Addressees must be Bureau Offices (LEGAT/Field) or other Government Agencies. **Geographical location must be indicated if other Government Agency is located outside the Washington, D.C. area.**
4. Editing of message text is restricted to typed or printed changes of a word or two. Changes to the existing text involving more than a word or two will require the originator to initiate a new message using Form 0-93. Administrative data may be added immediately following the text and must be identical for all addressees.
5. Teletype messages received by the Communications Center that do not meet the above criteria shall be returned to the originator for preparation using Form 0-93.

Preparation of 0-73 Form (Yellow)

1. **Date & Precedence** - Type or print date and indicate precedence by checking the appropriate box.
2. **Addressee(s)** - Type or print addressee(s) immediately following the "TO:" or place a check mark in the appropriate box. Note: When using block "Other," indicate geographical location if addressee(s) is located outside Washington, D.C. If addressee(s) is a military installation, the name of the base, fort, or station must be listed to ensure delivery.
3. **Classification** - Type or print the classification and if appropriate the caveat and warning notices.
4. **Addressee Internal Distribution** - Complete when the originator wishes the message to be distributed to a known entity within a Headquarters Agency (i.e. Division, Section, Unit, etc.). List the addressee(s) abbreviation and the internal distribution, i.e. a message to Dept. of State, Dept. of Justice, and Defense Intelligence Agency; list on the "For" line(s) as follows:
Example: For: DOS For SY/TAG; DOJ for Asst. AG Criminal Div.; DIA For DSOP.
Messages which do not list internal distribution shall be delivered to the agency headquarters where their analyst will effect in-house distribution.
5. **Subject** - Type or print the subject in the space provided or check "see attached" if subject is identical to attached message.
6. **Originator's Boxes** - Type or print the originator's name, telephone extension, room number, and division.
7. **Approved By Box** - Indicate approval for transmission by initialing the approved by box. Note: The person approving the message is solely responsible for assuring all necessary editing changes are accurate and are legible.

Preparation of Message To Be Transmitted

1. **Duplicate Copy & Notations** - Xerox 1 copy of the incoming teletype message. A notation shall be made on the original incoming teletype indicating one copy made for relay to SACS _____, (or LEGATS) _____, (or Government Agencies) _____.
2. **Editing of Duplicate Copy (Heading)** - Using a lead pencil ONLY draw single lines through the first and last lines of the message heading; connect these lines from top right to bottom left forming a "Z" figure. **(Do Not Obliterate the Heading)**
3. **Editing Changes to the Text** - (See Restrictions on Use, item 4)
4. **Administrative Data** - Type or print administrative data immediately following the text.

RG 021 341 0133Z

PP HQ WFO

DE PG

P 070133Z NOV 85

FM PITTSBURGH (89A-NEW) (P)

TO DIRECTOR PRIORITY

WASHINGTON FIELD OFFICE (INFO) PRIORITY

BT

UNCLAS

CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; AFO;

OO: PITTSBURGH

BY TELETYPE DATED NOVEMBER 7, 1985, FBI PITTSBURGH FURNISHED THE FOLLOWING:
AT 3:30 PM, NOVEMBER 7, 1985, THE PARKERSBURG RA OF THE

FBI WAS TELEPHONICALLY ADVISED BY [REDACTED] A LOCAL
BUSINESSMAN, THAT A THREAT HAD BEEN MADE ON THE LIFE OF WEST
VIRGINIA U. S. SENATOR ROBERT BYRD BY CAPTIONED SUBJECT. SENATOR
BYRD IS DUE TO SPEAK IN PARKERSBURG, W. VA., NOVEMBER 8, 1985,
TO A GROUP OF MILITARY AND INDUSTRIAL LEADERS.

TELEPHONIC CONTACT WAS MADE BY FBI, PARKERSBURG, WITH [REDACTED]
[REDACTED] (TELEPHONE 202-224-3954), WHO IS [REDACTED] AIDE TO
THE SENATOR, AND SHE ADVISED SUBJECT HAD CALLED THE SENATOR'S
OFFICE EARLIER IN THE DAY, FULLY IDENTIFYING HIMSELF, AND BLAMED

b6
b7C

b6
b7C

Let [REDACTED] have
proper character
reference to
USSS

PAGE TWO

~~PG 89A NEW~~

~~UNCLAS~~

THE U. S. SENATOR FOR THE DEATH OF ONE OF HIS RELATIVES. CAPTIONED SUBJECT ADVISED [] THAT HE HAD TAKEN CARE OF SENATOR BYRD'S GRANDSON AND NOW HE WAS GOING TO TAKE CARE OF THE SENATOR. HE STATED "THE SENATOR IS MINE." [] ADVISED SHE THEN CONTACTED THE CAPITOL POLICE ABOUT THE THREAT. SHE FURTHER SAID ABOUT TWO HOURS LATER THE CAPITOL POLICE CALLED HER BACK AND TOLD HER THE FBI HAD BEEN NOTIFIED. [] ADVISED THAT THE CAPITOL POLICE DID NOT STATE WHETHER THIS NOTIFICATION WAS MADE TO THE WASHINGTON FIELD OFFICE OR FBIHQ.

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b7C

[] SAID SHE HAD BEEN IN TELEPHONIC CONTACT WITH SERGEANT [] WEST VIRGINIA STATE POLICE DETACHMENT IN PARKERSBURG, AND HE WOULD FURNISH ADDITIONAL SECURITY. THE COUNTY SHERIFF IN THE COUNTY IN WHICH SUBJECT RESIDES HAS BEEN NOTIFIED AND WILL ATTEMPT TO LOCATE AND INTERVIEW HIM ASAP.

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b7C

SUBJECT DESCRIBED AS FOLLOWS:

(X) NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOB
SEPTEMBER 6, 1940, ADDRESS ROUTE 2, BOX 116C, HARRISVILLE, W. VA.,
TELEPHONE 304-659-3325 (X).

IT HAS BEEN DETERMINED THAT SENATOR BYRD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY 10 AM TO 2 PM,

PAGE THREE

PG 89A-NEW

UNCLAS

NOVEMBER 8, 1985.

COMPUTERIZED CRIMINAL HISTORY CHECK AND PITTSBURGH INDICES
NEGATIVE FOR CAPTIONED SUBJECT.

SPECIAL AGENT [REDACTED] U. S. SECRET SERVICE, CHARLESTON,
W. VA., WAS NOTIFIED OF THREAT AT 7:15 PM, NOVEMBER 7, 1985, ¹⁰

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b7C

~~SA [REDACTED] PARKERSBURG, W. VA., RA.~~

~~LEADS - PITTSBURGH AT FAIRMONT, W. VA.~~

~~LOCATE AND INTERVIEW SUBJECT, CALVIN FLOYD NAY, ROUTE 2,~~

~~BOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325.~~

~~AT PARKERSBURG, W. VA.~~

~~WILL MAINTAIN CONTACT AND REPORT FOLLOW-UP.~~

BT

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PG 021 311 0133Z

PP HQ WFO

DE PG

P 070133Z NOV 85

FM PITTSBURGH (89A-NEW) (P)

TO DIRECTOR PRIORITY

WASHINGTON FIELD OFFICE (INFO) PRIORITY

BT

UNCLAS

CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; AFO;

OO: PITTSBURGH

AT 3:30 PM, NOVEMBER 7, 1985, THE PARKERSBURG RA OF THE FBI WAS TELEPHONICALLY ADVISED BY [REDACTED] A LOCAL BUSINESSMAN, THAT A THREAT HAD BEEN MADE ON THE LIFE OF WEST VIRGINIA U. S. SENATOR ROBERT BYRD BY CAPTIONED SUBJECT. SENATOR BYRD IS DUE TO SPEAK IN PARKERSBURG, W. VA., NOVEMBER 8, 1985, TO A GROUP OF MILITARY AND INDUSTRIAL LEADERS.

TELEPHONIC CONTACT WAS MADE BY FBI, PARKERSBURG, WITH [REDACTED]

[REDACTED] (TELEPHONE 202-224-3954), WHO IS [REDACTED] AIDE TO THE SENATOR, AND SHE ADVISED SUBJECT HAD CALLED THE SENATOR'S OFFICE EARLIER IN THE DAY, FULLY IDENTIFYING HIMSELF, AND BLAMED

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b7C

b6
b7C

273 to USSS

ACK:ceg

11/8/85

X2

Let PH to person
proper character
Send copy to
USSS

THE U. S. SENATOR FOR THE DEATH OF ONE OF HIS RELATIVES. CAPTIONED SUBJECT ADVISED [] THAT HE HAD TAKEN CARE OF SENATOR BYRD'S GRANDSON AND NOW HE WAS GOING TO TAKE CARE OF THE SENATOR. HE STATED "THE SENATOR IS MINE." [] ADVISED SHE THEN CONTACTED THE CAPITOL POLICE ABOUT THE THREAT. SHE FURTHER SAID ABOUT TWO HOURS LATER THE CAPITOL POLICE CALLED HER BACK AND TOLD HER THE FBI HAD BEEN NOTIFIED. [] ADVISED THAT THE CAPITOL POLICE DID NOT STATE WHETHER THIS NOTIFICATION WAS MADE TO THE WASHINGTON FIELD OFFICE OR FBIHQ.

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b7C

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b7C

SUBJECT DESCRIBED AS FOLLOWS:

W.V

~~(X)~~ NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOB SEPTEMBER 6, 1940, ADDRESS ROUTE 2, BOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325 ~~(X)~~.

IT HAS BEEN DETERMINED THAT SENATOR BYRD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY 10 AM TO 2 PM,

2

PAGE THREE

PG 89A-NEW

UNCLAS

NOVEMBER 8, 1985.

COMPUTERIZED CRIMINAL HISTORY CHECK AND PITTSBURGH INDICES
NEGATIVE FOR CAPTIONED SUBJECT.

SPECIAL AGENT [REDACTED] U. S. SECRET SERVICE, CHARLESTON,
W. VA., WAS NOTIFIED OF THREAT AT 7:15 PM, NOVEMBER 7, 1985, BY
SA [REDACTED] PARKERSBURG, W. VA., RA.

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b7C

LEADS - PITTSBURGH AT FAIRMONT, W. VA.

LOCATE AND INTERVIEW SUBJECT, CALVIN FLOYD NAY, ROUTE 2,
BOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325.

AT PARKERSBURG, W. VA.

WILL MAINTAIN CONTACT AND REPORT FOLLOW-UP.

BT

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INFORMATIVE NOTE

Date 11/8/85

CALVIN FLOYD NAY; U. S. SENATOR
ROBERT BYRD - VICTIM; CCSCAKA;
Re: OO: PITTSBURGH

The Parkersburg, West Virginia, Resident Agency, Pittsburgh Division, was notified 11/7/85, that a threat had been made on the life of U. S. Senator Byrd who is scheduled to address a group of military and business leaders in Parkersburg, West Virginia, on Friday, 11/8/85. The notification to the FBI in Parkersburg was made by a local businessman,

[redacted] Senator Byrd's aide in Washington, D. C., was immediately contacted. She verified that she had received a call earlier on 11/7/85 from a person fully identifying himself as Calvin Floyd Nay, Route 2, Box 116C, Harrisville, West Virginia, telephone number (304) 659-3325. Nay blames Senator Byrd for the death of a relative and made statements indicating he was going "to take care of the Senator" and "the Senator is mine."

[redacted] had contacted the Capitol Police concerning the call. She had then contacted the West Virginia State Police requesting additional security for Senator Byrd during his trip to Parkersburg, West Virginia. She later contacted the County Sheriff's Office covering the Harrisville, West Virginia, area where Nay reportedly lives.

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1 -
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1 - [redacted]
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1 -
1 -
1 - CID Duty Office

CKK:ceg

CONTINUED - OVER

The Pittsburgh Division is attempting to locate Nay for interview and will thereafter obtain a prosecutive opinion.

APPROVED:

Director [Signature] Adm. Serv. [Signature] Latent
Crim. Inv. [Signature] Ident. Lec. Coun.
Exec AD Adm. Insp. Ch. of Cong.
Exec AD Inv. Intell. & Public Affs.
Exec AD-LES Tech. Serv.
Training

FORMS.TEXT HAS 1 DOCUMENT

INBOX.42 (#7804)

TEXT:

PG00008 010 2346Z

RR HQ WF

DE PG

R 102346Z JAN 86

FM PITTSBURGH (89A-236) (C)

TO DIRECTOR ROUTINE

WASHINGTON FIELD (89A-988) ROUTINE

BT

UNCLAS

CALVIN FLOYD NAY; SENATOR ROBERT BYRD - VICTIM; AFQ (OO: PITTSBURGH)

REWFOTEL TO PG, JANUARY 7, 1986.

IN CAPTIONED MATTER, CALVIN FLOYD NAY, WHO RESIDES IN HARRISVILLE, WV, CALLED THE OFFICE OF U. S. SENATOR BYRD AND ALLEGEDLY MADE A VERBAL THREAT AGAINST THE SENATOR'S LIFE, BLAMING THE SENATOR FOR THE DEATH OF ONE OF HIS (NAY'S) RELATIVES. AS SENATOR BYRD WAS SCHEDULED TO SPEAK IN PARKERSBURG, WV, THE NEXT DAY AFTER THE PHONE CALL WAS RECEIVED, AND AS PARKERSBURG AND HARRISVILLE ARE IN ADJACENT COUNTIES, A MEMBER OF THE GROUP SPONSORING THE SENATOR'S SPEAKING ENGAGEMENT, WHO HAS LEARNED ABOUT THE THREAT, CONTACTED THE PARKERSBURG, WV RA OF THE FBI. INVESTIGATION BY PG AGENTS DETERMINED THAT NAY ADMITTED MAKING THE PHONE CALL, AND SAID THE CALL WAS TO WARN THE

CALVIN FLOYD NAY
WHITE
MALE
DOB: 9/6/40

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b7C

CCPA - info

1-7 APR 1 1986
1-Rm. 5042

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PAGE TWO

PG 89A-236

UNCLAS

SENATOR THAT HIS (SENATOR'S) LIFE WAS IN DANGER. NAY STATED AT NO TIME WAS HE MAKING A PERSONAL THREAT ON THE SENATOR'S LIFE, BUT ONLY WANTED TO PROVIDE INFORMATION THAT THE SENATOR MAY BE IN DANGER. NAY CLAIMED HE RECEIVED THESE WARNINGS THROUGH HIS MENTAL THOUGHT PROCESSES. NAY STATED HE WOULD NOT ATTEMPT TO CONTACT THE SENATOR'S OFFICE AGAIN. THE INTERVIEWING AGENT OBSERVED NAY TO EXHIBIT AN ABNORMAL AND UNSTABLE PERSONALITY, AND THAT NAY'S THOUGHT PROCESSES WERE DISJOINTED AND RAMBLING AT TIMES. THE COUNTY SHERIFF THAT ASSISTE THE AGENT WITH THE INTERVIEW INDICATED HE WAS GOING TO DRAW UP NECESSARY DOCUMENTS TO HAVE NAY COMMITTED TO A MENTAL INSTITUTION.

ON JANUARY 9, 1986, THE ABOVE FACTS WERE PRESENTED TO AUSA

SDWV, WHO AFTER REVIEWING THE MATTER ADVISED THAT THE CASE HAS NO PROSECUTIVE MERIT, AND THAT NO FURTHER INVESTIGATION WAS WARRANTED.

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PITTSBURGH CONSIDERS THIS CASE TO BE CLOSED.

BT

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