

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1493776-000

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Elmont
bler

Assistant Attorney General
William F. Tompkins

December 9, 1954

Director, FBI

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947

Enclosed are copies of two non-Communist affidavits executed by the subject as Vice-President of the International Union of Mine, Mill and Smelter Workers, on December 14, 1953, in Jefferson County, Alabama, and October 19, 1954, in Denver, Colorado.

Appropriate investigation is being conducted in this case and you will be advised of the results.

Enclosure

cc - Bufile (122-155)

PRB:111
(6)

RECORDED-74

SE 7

EX - 109

122-1692-1
DEC 10 1954
145

- Tolson _____
- Boardman _____
- Nichols _____
- Elmont _____
- Trbo _____
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- Sons _____
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Office Memorandum • UNITED STATES GOVERNMENT

Jm
TO : Director, FBI (122-155) *P 15 14 DV*

DATE: December 21, 1954

Jm
Has.
FROM : SAC, Birmingham (122-15)

Be
SUBJECT: ASBURY HOWARD, Wa.,
Mack Howard;
LABOR MANAGEMENT RELATIONS
ACT, 1947
(Birmingham origin)

A separate file captioned as above has been opened and investigation is being conducted. HOWARD is also subject of a Security Matter - C file of this office, Bureau file 100-233025.

A report will be promptly submitted upon completion of the investigation.

JLP:JE
(4)
REGISTERED MAIL
cc-Denver (122-8)(RM)

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RECORDED - 19

12-1693-2

29 DEC 23 1954

LTT

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DEC 23 1954 *f291*

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~~CONFIDENTIAL~~

Belmont
Gough

Attorney General
Tompkins

February 2, 1955

Director, FBI

119673

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
FBI File 122-1693 - 3

Enclosed herewith are two copies of a report of Special Agent James L. Pugh, Birmingham, dated January 14, 1955.

The confidential informants designated by the symbols T-4, T-6 and T-10 are available to testify. T-3 is available but has advised that he would be reluctant to testify because of his long association with the International Union of Mine, Mill and Smelter Workers.

Other confidential informants designated by T symbols are not available to testify.

Investigation is continuing.

Enclosures (2)

NOTE ON YELLOW:

Confidential informants indicated as not available are active paid, furnish current information of value, or have requested that their identities not be disclosed.

EGG:lll
(5)

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

COMM - FBI
FEB 2 1955
MAILED 28

~~CONFIDENTIAL~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: 1/14/55.

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, Wa. Mack Howard.
LABOR-MANAGEMENT RELATIONS ACT, 1947.
(SECURITY MATTER).

Rerep SA JAMES L. PUGH, Birmingham, dated 1/14/55, which is transmitted herewith.

Offices receiving copies of this letter are requested to advise the Bureau and Birmingham of their recommendation concerning desirability of making the persons and informants from their respective territories, mentioned in this report, available to testify in this matter.

The following information is set forth concerning the availability to testify of persons designated by temporary symbol numbers who are located in this territory.

Confidential Informant T-1 is [redacted] who is currently furnishing information of value to this office concerning Communist Party activities and he is not considered available to testify at this time.

Confidential Informant T-2 is [redacted] an active member of the Communist Party who is furnishing valuable information concerning Communist Party activities. He is for this reason not considered available.

Enclosures (5)
REGISTERED MAIL.

JLP:hwb
(12)

EX. RECORDED - 86

- 1 - Butte (Enc. 1) (RM)
- 1 - Chicago (Enc. 1) (RM)
- 1 - Cleveland (Enc. 1) (RM)
- 1 - Denver (Enc. 1) (RM)
- 1 - Detroit (Enc. 1) (RM)
- 1 - Mobile (Enc. 1) (RM)
- 1 - New York (Enc. 1) (RM)
- 1 - Phoenix (Enc. 1) (RM)
- 1 - Seattle (Enc. 1) (RM)

SE 38

122-1693-3

JAN 19 1955

[Handwritten signature]

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Ltr. Director, (100-233025)

January 14, 1955.

Confidential Informant T-3 is [redacted]

[redacted] He has advised that he will testify if subpoenaed but states he is reluctant to do so as it would be personally embarrassing to him to testify against subject, in view of his long membership in the IUMMSW. [redacted] would make a satisfactory witness and his use would not effect security coverage of this office since he is no longer a member of IUMMSW.

Confidential Informant T-4 is [redacted]

He is presently residing in the territory of the Dallas Office and is available. He has testified publicly at Congressional Committee Hearings and in a deportation proceedings concerning his knowledge of Communist Party activities. His use as a witness would not interfere with security investigations of this office.

Confidential Informant T-5 is [redacted]

[redacted] Because of the labor union affiliations of this individual, he has indicated he would not willingly testify and is therefore not considered available.

Confidential Informant T-6 is [redacted]

(formerly confidential informant [redacted]) He has indicated he would willingly testify to information previously furnished to the Birmingham Office. He is not presently furnishing information concerning current subversive activities to either the Mobile or Birmingham Offices.

Confidential Informant T-7 is [redacted]

[redacted] He has indicated he would not willingly appear as a witness and therefore is considered unavailable at this time.

Confidential Informant T-10 is [redacted]

[redacted] This individual is available as a witness and will willingly testify. He is a former member of the IUMMSW but is not presently a member of this Union. [redacted] should make a satisfactory witness as to the matter accredited to him.

Investigation in this matter is continuing to further develop evidence of Communist connections and activities of the subject.

FEDERAL BUREAU OF INVESTIGATION

FORM No. 1
THIS CASE ORIGINATED AT

BIRMINGHAM

~~CONFIDENTIAL~~

REPORT MADE AT BIRMINGHAM	DATE WHEN MADE 1/14/55	PERIOD FOR WHICH MADE 12/8, 21; 1/10-14/55.	REPORT MADE BY JAMES L. PUGH : hub
TITLE ASBURY HOWARD, Wa. Mack Howard.			CHARACTER OF CASE LABOR-MANAGEMENT RELATIONS ACT, 1947. (SECURITY MATTER).

AGENCY Sec. Int. Sec. Div.
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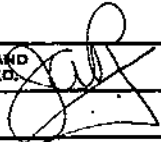
PROSECUTIVE SUMMARY REPORT

NARRATIVE OF OFFENSE

On December 14, 1953, and October 19, 1954, subject executed affidavits using Form LMRB-1081 (2-54), "Affidavit of Noncommunist Union Officer." The first of these forms was executed December 14, 1953, in Jefferson County, Alabama, before a Notary Public by ASBURY HOWARD, 1930 Ereter Avenue, Bessemer, Alabama, as an official of the International Union of Mine, Mill & Smelter Workers.

The second affidavit was executed at Denver, Colorado, before a Notary Public on October 19, 1954, by ASBURY HOWARD, Vice President of this Union, who assumed duties as such on January 1, 1954. These affidavits were executed as required under Section 159 (H) of the Labor-Management Relations Act of 1947, Incorporated, by reference, Section 35A of the Criminal Code, Title 18, (Section 1001, Title 18, under the Codification effective September 1, 1948.)

In executing these affidavits HOWARD, after stating he was a responsible officer of the Union, disclaimed membership in the Communist Party or affiliation with such Party and disclaimed belief in the overthrow of the United States Government by force or by any illegal or unconstitutional methods.

APPROVED AND FORWARDED:  SPECIAL AGENT IN CHARGE

DO NOT WRITE IN THESE SPACES

- COPIES OF THIS REPORT
- ⑤ - Bureau (100-233025) (RM)
 - 1 - Butte (RM)
 - 1 - Chicago (RM)
 - 1 - Cleveland (RM)
 - 1 - Denver (RM)
- COPY IN FILE**
(Continued page two.)


122-1673-12

RECORDED - 86

INDEXED - 86

EX - 109

JAN 10 1955



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

~~CONFIDENTIAL~~

BH 122-15

1 - Detroit (RM)
1 - Mobile (RM)
1 - New York (RM)
1 - Phoenix (RM)
1 - Seattle (RM)
3 - Birmingham (122-15)

Confidential Informant T-1, who is reliable, a former member of the Communist Party in Alabama, who has known HOWARD since 1937, has advised he believes HOWARD joined the Communist Party in 1937 but cannot prove this. Informant based this statement on his subsequent knowledge of subject which caused informant to believe HOWARD would not hesitate to follow the Communist Party line in every respect.

Confidential Informant T-2, who is of known reliability, a member of the Communist Party in Alabama, and who has known HOWARD since 1948, has advised that although he has no proof that HOWARD was a member of the Communist Party, he knows that HOWARD has enjoyed the closest relations with Communist leaders in the Birmingham-Bessemer area.

Confidential Informant T-3, who is reliable, a former member of the Communist Party, stated he is well acquainted with HOWARD in connection with Union activities and although he does not know that HOWARD is a member of the Communist Party, he has seen HOWARD drop in on some Communist Party meetings during the past few years at which informant was present.

Confidential Informant T-4, who is reliable, a former member of the Communist Party, on August 16, 1950, furnished information that ASBURY HOWARD was a member of the Communist Party at Bessemer, Alabama, in 1942 and 1943, at which time this informant was also a member of the Communist Party.

The Communist Party, USA, mentioned herein as the Communist Party, or the CP, has been designated by the U. S. Attorney General pursuant to Executive Order 10450.


STATUTE OF LIMITATIONS

The Statute of Limitations applicable in this matter is five years. The Statute of Limitations will bar prosecution of HOWARD after October 19, 1959.

WITNESSES



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 is the proper person to produce on a subpoena duces tecum the original affidavits signed by HOWARD described hereinafter.

GLADYS DODGE of the Affidavit Compliance Branch, National Labor Relations Board, Washington, D. C., on December 1, 1954, advised that ASBURY HOWARD executed noncommunist affidavits on December 14, 1953, in Jefferson County, Alabama, and on October 19, 1954, at Denver, Colorado. Mrs. DODGE furnished photostatic copies of the above affidavits which are retained in the files of the Birmingham Office.

It is noted that on each of the affidavit forms utilized by HOWARD appears the following:

"WARNING: The attention of persons filing this form with the Board is directed to U. S. Code, Title 18, Section 1001, (formerly Section 80), which provides that any person willfully making or causing to be made any false or fraudulent statements or representations in any matter within the jurisdiction of the Board shall be fined not more than \$10,000, or imprisoned not more than five years, or both."

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Miss EVELYN FRANCIS,
Affidavit Section,
NLRB Regional Office,
Atlanta, Georgia:

On November 19, 1954, this individual stated she was unable to locate any noncommunist affidavits filed in this office by ASBURY HOWARD.

Confidential Informant T-5,
Who is reliable:

This witness, who is a union official at Bessemer, Alabama, on January 3rd and 4, 1944, advised that subject aided in the distribution of Communist literature at Bessemer, Alabama, in the spring of 1942. Informant said that subject's connection with the Communist movement in his opinion resulted from subject's desire to retain his good paying employment with the IUMMSW.

Confidential Informant T-6,
Who is reliable:

This witness can testify that subject attended a mass meeting of Communists in Birmingham, Alabama, on November 29, 1945, at the Union Labor Temple, 1809½ Fourth Avenue, North, to hear a speech by ROBERT MINOR, Southern Editor of the "Daily Worker." Informant stated subject was merely in attendance and took no active part to his knowledge.

The "Daily Worker" is an East Coast Communist newspaper.

Confidential Informant T-2,
Who is reliable:

This witness has advised that in 1950 and 1951 when witness was active in the Communist Party in Alabama, he was advised by JOANNA TYLEE STANFORD, whom he knew to be a Communist Party member who was engaged in the preparation and distribution of Communist Party literature, that she could count on ASBURY HOWARD to supply her with paper and other supplies from the office of the IUMMSW.

This witness also advised that ASBURY HOWARD attended a "peace conference" in Chicago, Illinois, in 1951 and while at this conference he attended a Communist Party caucus which was held during the conference and which was attended by the informant and the following individuals, who were known to the informant as Communist Party members from Alabama:

~~CHARLES H. WILSON,~~
~~FRANKIE WILSON,~~
~~HOSEA H. HUDSON,~~
~~ALTON A. LAWRENCE.~~

This witness has also advised that ASBURY HOWARD has been known to him since 1948 and from this time until the present, informant has observed that HOWARD has enjoyed the closest relationship with Communist Party leaders at Birmingham and Bessemer, Alabama. Informant stated also that at one time within the past few years, CHARLES H. WILSON criticized HOWARD because of his personal business enterprise, which WILSON stated interfered with HOWARD's full utilization by the Union. Informant stated that probably due to the influence of ALTON LAWRENCE, one of the leaders of the IUMMSW at Bessemer, WILSON did not continue to criticize HOWARD.

Confidential Informant T-1,
Who is reliable:

This witness, a long-time member of the Communist Party, who was an active member until approximately 1950, stated that during the period 1947 and 1950, he personally heard SAM J. HALL, JR., then Chairman of the Alabama Communist Party, refer to ASBURY HOWARD as "trustworthy." Informant also advised that he knows that HOWARD has been closely associated with other individuals known to the informant as active members of the Communist Party in Alabama. Informant stated he never attended a Communist Party meeting with ASBURY HOWARD.

Confidential Informant T-7,
Who is reliable:

This witness, who is a labor union official at Bessemer, Alabama, states he has personally known ASBURY

BH 122-15

HOWARD for many years. He stated that from his observation of HOWARD, he considers him as one of the "mainstays" of the Communist Party leadership of IUMMSW. Informant states that HOWARD has been very necessary to the leaders of this Union because of his large following among the members of the Union.

Confidential Informant T-8,
Who is reliable:

This informant advised on January 15, 1953, that while in Butte, Montana, to raise funds, ASBURY HOWARD reflected the Communist Party line regarding racial discrimination. Informant stated that officers of the IUMMSW Local at Butte felt it was expedient in order to show that the Local was not "Lily White" to have HOWARD visit that District. Informant remarked that this was one more scheme of the National Officers of IUMMSW to get the Communist Party line regarding discrimination and civil rights before the rank and file members of the Union.

Confidential Informant T-8,
Who is Reliable:

This witness, on June 4, 1952, advised that HOWARD spoke at a union meeting at Miami, Arizona, while making a tour of left-wing unions in Canada and the United States. Witness stated subject spoke of discrimination among the colored and Mexican people and urged colored, Mexican and white workers to unite against the capitalist employers. Witness characterized subject's speech as a talk of violence. He stated subject recounted circumstances of a conflict between his union and a rival union at Bessemer, Alabama, in February, 1952, which involved violence with the result that the IUMMSW members, according to HOWARD, had to call on their "big brothers", meaning revolvers. Witness stated that HOWARD said that the members of his union could learn more in ten minutes from the IUMMSW than in 80 years from a church.

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Confidential Informant T-10,
Who is reliable:

This witness, a former member of the IUMMSW, on September 30, 1952, advised that ASBURY HOWARD attended the National Convention of IUMMSW at New York City held September 8th through 12, 1952. HOWARD spoke concerning the "Jonesboro Affair."

Appropriate Official,
Library of Congress,
Washington, D. C.:

Will produce the September 12, 1952, issue of the "Daily Worker," an East Coast Communist newspaper, in which appeared an article captioned, "Mine, Mill Parley Calls for Swift Korean Truce; Big Five Talk." This article referred to the struggle of the IUMMSW Union in Alabama which had been brought to the convention and resulted in passing of a resolution pledging full support to the Union members indicted in Alabama as a result of a pitched gun battle. According to this article, ASBURY HOWARD, Regional Director of the Union in Alabama, one of those indicted, spoke at the convention and described how white and Negro members of IUMMSW were side-by-side like brothers in a unity steeled by a Southern type of struggle.

Witness will also produce December 18, 1953, issue of the "Daily Worker" in which appeared an article "Mine-Mill Vote is Sweep for Administration." This article stated that ASBURY HOWARD of Bessemer, Alabama, one of the Union Negro leaders of the South, had won an election as National Vice President of the Union.

Witness will also produce copy of December 13, 1953, issue of the "Daily Worker" which reflected that ASBURY HOWARD was placed in nomination for Vice President of IUMMSW at the National Convention at St. Louis, Missouri, by CHARLES H. WILSON, whom he succeeded as Eastern Vice President of this Union.

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Confidential Informant T-6,
Who is Reliable:

This witness in June, 1942, advised that ASBURY HOWARD was a delegate at a conference held by the Southern Negro Youth Congress at Tuskegee, Alabama, on April 17-19, 1942.

The Southern Negro Youth Congress has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

This witness can also testify that in June, 1944, ASBURY HOWARD attended a meeting of the Good Neighbor Club held on June 11, 1944, at 1809½ Fourth Avenue, North, Birmingham, Alabama. Witness has stated that approximately 33 persons were present and that HOWARD took no active part in the meeting.

With reference to the Good Neighbor Club, this witness in March, 1944, advised that ROBERT F. HALL, then District Secretary of the Communist Party in Alabama, addressed a meeting of the Communist Party in Birmingham on March 19, 1944, and stated that the Good Neighbor Club was organized to carry on the purposes of the Communist Party and would be the medium through which Communists could carry on until the Communist Party program was formulated at the National Convention of the Communist Party to be held in May, 1944.

The above witness will also testify that on March 29, 1945, ASBURY HOWARD attended a "class" of "A School for Democracy," sponsored by the Alabama People's Educational Association in Birmingham, Alabama. This class was held in Room 1004, Massey Building, Birmingham, Alabama, and HOWARD, according to the witness, attended this class only in the capacity of a student and took no active part. Witness stated that the principal instructor of the class was HOSEA H. HUDSON, who was known to him as a member of the Communist Party.

The Alabama People's Education Association has been cited pursuant to Executive Order 10450.

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Confidential Informant T-11,
Who is Reliable:

This witness will testify that on May 24, 1952, ASBURY HOWARD addressed a meeting of the Civil Rights Congress at Spokane, Washington. Witness stated that HOWARD spoke concerning the "Jonesboro Affair" and in addition related that negroes were getting tired of Jim Crow and the Ku Klux Klan; that they had decided to defend their rights by taking matters into their hands; that they were asking outside help only in the form of financial and moral support. He stated the Mine, Mill Union taught them how to do this.

The Civil Rights Congress has been designated by the U. S. Attorney General pursuant to Executive Order 10450.

Confidential Informant T-12,
Who is Reliable:

This witness will state that ASBURY HOWARD spoke at a meeting sponsored by the National Negro Labor Council at Seattle, Washington, on May 26, 1952. He will testify that HOWARD spoke of charges against him pending in Alabama for attempted murder in connection with a steel workers disturbance.

This witness has stated that some of the officers of the Seattle Chapter of NNLC are members of, or sympathetic with, the Communist Party and its aims.

Confidential Informant T-13,
Who is Reliable:

This witness can testify that on November 21, 1952, ASBURY HOWARD attended a meeting in the room of COLEMAN YOUNG in the Haleender Hotel, Cleveland, Ohio, while HOWARD was in attendance at the convention of the National Negro Labor Council in Cleveland. Informant stated that COLEMAN YOUNG was one of the leaders of this organization and a leader at the convention.

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Confidential Informant T-14,
Who is Reliable:

This witness will testify that ASBURY HOWARD attended the Third National Convention of the National Negro Labor Council at Chicago, Illinois, from December 4-6, 1953. He will state that HOWARD spoke at the convention for financial and other aid to help conditions in the South.

Confidential Informant T-15,
Who is Reliable:

This witness will state that ASBURY HOWARD was the principal speaker at a meeting of the Detroit Council of National Negro Labor Council held July 24, 1953, at the Carleton Plaza Hotel, Detroit, Michigan. HOWARD spoke on how negroes are treated in the South and of difficulties negroes have in voting, with labor violence, and he attempted to collect money.

Confidential Informant T-16,
Who is Reliable:

This witness advised that at the above meeting in Detroit of NNLC, HOWARD in his speech stated that it was his experience that the NNLC through its legal staff offered more effective aid to negroes than any other organization. For this reason HOWARD stated he supported the NNLC in its program of negro rights.

Confidential Informant T-17,
Who is Reliable:

This witness advised that at the evening session of the Third Annual Convention of NNLC at Chicago, Illinois, on December 4, 1953, COLEMAN YOUNG opened the session by introducing ASBURY HOWARD as Chairman. YOUNG stated to the convention that HOWARD was a great fighter for rights of the negro people in the South and was the first negro to attain a position of leadership in his union. Witness has further advised that HOWARD opened his speech by stating that Jim Crowism in the South was almost as bad as in Africa and he intended to fight for rights of the Negro no matter who he fought against.

Confidential Informant T-18,
Who is Reliable:

This witness has advised that the National Negro Labor Council is the outgrowth of the National Trade Union Conference for Negro Rights held at Chicago, Illinois, in June, 1950, and the NNLC was in October, 1951, a communist controlled organization.

Confidential Informant T-19,
Who is Reliable:

This witness advised on November 27, 1951, that the NNLC was initiated by the Communist Party and is directed by the Communist Party through COLEMAN YOUNG, who is a Communist Party member.

CRIMINAL RECORD.

The following is the Identification Record of HOWARD obtained from the Identification Division of the FBI under FBI number 2 988 B:

As ASBURY HOWARD, #11239, PD, Bessemer, Alabama, 2/6/52, investigation, released.

As ASBURY HOWARD, #11239, PD, Bessemer, Alabama, 2/22/52, disorderly conduct, discharging firearms and assault with intent to murder. Transferred to County on AIM pending trial, city and county.

As ASBURY HOWARD, #64024, SO, Birmingham, Alabama, 2/22/52, assault with intent to murder, pending.

HOWARD SULLINGER, Assistant County Solicitor, Jefferson County, Bessemer, Alabama, on September 30, 1952, advised that ASBURY HOWARD, who was Regional Director of the International Union of Mine, Mill and Smelter Workers, entered a plea of Nolo Contendere to an indictment charging assault and battery, arising out of a clash of the IUMMSW members and the United Steel Workers of America - CIO, on February 22, 1952, at Jonesboro, near Bessemer, Alabama. SULLINGER stated that HOWARD was involved in this affray. HOWARD was fined \$500 and costs in Circuit Court at Bessemer, which fine was paid.

Soc. Sec. No. 422-07-4909

PHYSICAL DESCRIPTION

Name ASBURY HOWARD, SR., wa.
 Mack Howard
 Race Negro
 Sex Male
 Age 48 years
 Born January 18, 1907,
 Autaugaville, Alabama.

Height 5' 8 1/2"
 Weight 218 pounds
 Complexion Dark brown
 Eyes Brown
 Build Heavy
 Hair Black
 Scars and marks 1" vertical scar over right eye
 Education 8th grade
 Marital status Married
 Wife MABEL DAVES HOWARD
 Relatives
 Father BISHMER HOWARD
 Mother MARY HOWARD
 (addresses unknown)
 Children ASBURY HOWARD, JR.,
 H. S. [redacted]

Ave. South,
Bessemer, Ala.



Social Security No. 422-07-4909
 Residence 1930 Exeter Avenue, South,
 Bessemer, Alabama.
 FBI No. 2 988 B.

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- ADMINISTRATIVE PAGE -

Copies of this report are designated for the information of offices which will be requested by a cover letter to advise of the availability of witnesses utilized herein. HOWARD is the subject of a pending Security Matter - C case in this office, Birmingham file 100-3112.

- INFORMANTS -

Identity of Source	Date of Activity And/or Description of Information	Date Received	Agent to Whom Furnished	File Number Where Located	
T-1	[Redacted]	Possible CP Connection	3/2/53	Writer, Orally	[Redacted]
		Trusted by CP Chairman SAM HALL, 1947 to 1950	9/5/51	SA's CHARLES B. STANBERY and FRANK W. DONALDSON, orally.	
T-2	[Redacted]	Close relationship with CP leaders	8/13/53	CHARLES B. STANBERY and writer, orally.	[Redacted]
		Same	9/10/53	Same	[Redacted]
		Furnished stationery to CP 1950-51	9/10/53	Same	Same
		Attended CP caucus at "Peace Conference" Chicago, Ill, 1951	9/10/53	Same	Same
		Enjoyed close relation with CP members	9/10/53	Same	Same

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BH 122-15

<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to Whom Furnished</u>	<u>File Number Where Located</u>
T-3 [redacted]	Attended CP meetings, Bessemer, Ala.	5/52	SA WILLIAM G. OSBOENE (orally)	100-3112-65 p. 3
T-4 [redacted]	CP member, 1942-1943.	8/16/50	SA FRANK W. DONALDSON	100-3112-43, p.2
T-5 [redacted] (Requested)	Distributed CP literature, 1942	1/3,4/44	SA's MALCOLM E. ERSKINE, JR.	100-3112-8
T-6 [redacted] can be contacted by Mobile Office)	Mass meeting Birmingham, 1945	12/28/45	SA PEYTON NORVILLE, JR.	100-3112-17, p. 3.
	Delegate to SNYC Conference, 1942	June, 1942	SA J. CULLEN KENNEDY	100-82-159, p. 13
	Attended class APEA, 1945, 3/20/45	May, 1945	SA PEYTON NORVILLE, JR. orally	100-3112-16, p. 1
	Attended meeting "Good Neighbor" Club	6/44	Same	100-3112-12 p. 1
	Sketch of "Good Neighbor" Club	3/44	Same	100-3112-9, p. 4
T-7 [redacted] Bessemer, Ala.	"Mainstay" of CP leaders in Union.	Feb., March, 1944.	SA MALCOLM E. ERSKINE, JR.	100-3112-8

b7D

BH 122-15

	<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to Whom Furnished</u>	<u>File Number Where Located</u>
T-8	[Redacted]	Speech, Butte, January, 1953	1/15/53	SA THOMAS H. ZOELLER,	Butte file 100-18A.
T-9	[Redacted]	Speech, Miami, Arizona, 6/4/52	6/4/52	SA LYNN W. BEDFORD	Butte file 66-629-1A
T-10	Confidential Source, [Redacted]	Attendance, Natl. Convention, IUMMSW	9/30/52	Writer	100-3112-77, p. 14.
	[Redacted] (oral)				
T-11	[Redacted]	Addressed CRC, Spokane, Wash., 5/24/52	6/2/52	SA DAVID A. McCULLOUGH	Seattle file 66-18849-1131 P.35.
T-12	[Redacted]	NNLC meeting, Seattle, Wash., 5/26/52	May, 1953	SA STEVE S. CARTER, Seattle.	Seattle file 66-1457A-1131
		Sketch Seattle Branch NNLC	Unknown	SA STEVE S. CARTER, Seattle.	Seattle file 66-1457A-1131.
T-13	[Redacted]	NNLC Convention, Cleveland, Ohio, 11/52.	12/8/52	SA JOSEPH R. WAGONER	Denver file [Redacted]

See serial 44 for summary for Seattle

b7D
b7E

BH 122-15

	<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to Whom Furnished</u>	<u>File Number Where Located.</u>
T-14	[REDACTED]	NNLC convention, Chicago, Ill. 12/53	12/10/53	SA JOSEPH W. MONTEFIORE written.	[REDACTED]
T-15	[REDACTED]	Speech, NNLC, Detroit, Mich. 7/24/53	7/29/53	SA GERALD B. NOLAN, Detroit	[REDACTED]
T-16	[REDACTED]	"	"	"	Detroit file 100-19061 memo 9/24/53.
T-17	[REDACTED]	Attended NNLC Convention, Chicago, Dec., 1953	12/8/53	SA WILLIAM J. DALTON	Chicago file 100-21213-1B1 (75)
T-18	[REDACTED]	Documentation of NNLC	10/4/51	SA FRANK J. SMITH, NY	BH file 100-3112-46-p.2.
T-19	[REDACTED]	Same	11/27/51	Detroit Agents	BH file 100-3112-51, p.2

b7D
b7E

- REFERENCE -

Bureau letter to Assistant Attorney General William F. Tompkins, December 14, 1954.

cc: Belmont
F. L. Ruler

Assistant Attorney General
William F. Tompkins

February 7, 1955

127-1673-4
Director, FBI

RECORDED

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
FBI File 122-1693

Reference is made to my memorandum dated February 2, 1955, enclosing two copies of the report of Special Agent James L. Pugh, Birmingham, dated January 14, 1955.

Confidential Informant T-8 in this report is [redacted] who testified for the Government at the grand jury proceedings concerning Maurice Travis at Denver, Colorado. [redacted] has expressed his attitude toward testifying by saying that he does not desire to testify but will if subpoenaed.

b3
b7D

PRB:111
(5)

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

COMM - FBI
FEB 7 - 1955
MAILED 24

58 FEB 23 1955

CONFIDENTIAL

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-233,025)

DATE: 1/25/55

RNH
FROM : SAC, BUTTE (122-21)

SUBJECT: ASBURY HOWARD, wa.
LMRA, 1947
(SECURITY MATTER)

P

T-8

Rebulet dated January 14, 1955, and re report of SA JAMES L. PUGH, Birmingham, dated 1/14/55.

T-8 in referenced report. [redacted] is [redacted]

[redacted] publicly testified concerning MAURICE TRAVIS at a NLRB hearing at Washington, D. C. During May, 1954, he also appeared before a Federal Grand Jury in Denver, Colorado. During 1954 Grand Jury subsequently indicted MAURICE TRAVIS for violation of LMRA. [redacted] does not desire to testify but will if subpoenaed. [redacted] is a discontinued informant of the Butte Office.

RUC

REGISTERED
THZ:jmj

cc: Birmingham (122-15). (Reg.)

RECORDED-96

122-1693-4
~~*-233025-*~~

EX-124

*let 1-27-55
2-7-55
per
1-D*

122-1693
[Signature]
[Signature]

b3
b7D

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-233025)

DATE: 2/3/55

FROM : SAC, PHOENIX (100-4300)

SUBJECT: ASBURY HOWARD, wa.
LABOR-MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)
OO: BH

Re Birmingham letter to Bureau 1/14/55.
Rerep SA James L. Pugh, Birmingham, 1/14/55.

^{AC12}
[redacted] (referred to as T-1 in refrep) is currently contacted as PSI and is supplying valuable information concerning activities of the IUMASW, which is highly Communist infiltrated and of which he is a member. While [redacted] would probably testify if requested by the FBI, he is reluctant to do so out of considerations of job security and too, it is believed the security coverage of the important field of security activity would be impaired by exposing this PSI. Background of this PSI is set forth in letter to Bureau 2/1/55 in re "COMINFIL, IUMASW, IS-C", Denver OO. ruc

b7D

JSA:clw
(4)
REGISTERED
ICC-Birmingham (122-15 REGIS.)

RECORDED-89
INDEXED-89

122-1693-5
~~100-233025-45~~

6 FEB 7 1955

EX-123

58 FEB 15 1955

INT. SEC.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-233025)

DATE: February 7, 1955

FROM : SAC, CHICAGO (100-24569)

SUBJECT: ASBURY HOWARD, wa. Mack Howard,
LABOR - MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

Re Birmingham letter of January 14, 1955 to the Bureau and the report of SA JAMES L. PUGH dated January 14, 1955, at Birmingham.

[redacted] is an active and regularly paid informant of the Chicago Office. She has never been a member of the Communist Party but she does furnish some general information regarding CP activities which comes to her attention by virtue of her attendance at meetings of the following described front groups:

Chicago Women for Peace
Midwest Committee for Protection
of Foreign Born
American Peace Crusade
Chicago Council of American-Soviet Friendship
Chicago Negro Labor Council
Civil Rights Congress
Rosenberg-Sobell Committee

This informant additionally and on occasions furnishes information regarding the Communist infiltration of the United Packinghouse Workers of America - CIO.

In view of the above, it is Chicago's feeling that this informant should not be used to testify in court at this time.

RUC.

RegisteredGCT:SVW
(5)

2-Birmingham (122-15)(Registered)

122-1693-6
~~100-233025-11~~
FEB 9 1955

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: 2/11/55

FROM : SAC, Mobile (122-8)

SUBJECT: ASBURY HOWARD, wa.
LABOR-MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

T-6

Re report of SA JAMES L. PUGH, dated January 14, 1955, Birmingham, and Birmingham letter to the Bureau, dated January 14, 1955.

[redacted], has previously indicated a willingness to testify to anything he furnished to the Birmingham Office in report form. Birmingham is referred to Mobile letter to New Haven and Birmingham, dated October 10, 1952, entitled "Mrs. BETH MYERS, was., SM-C," wherein it was pointed out that [redacted] should make a satisfactory witness although he does not present too good an appearance. [redacted]

b7D

[redacted] was contacted by SA JOSEPH T. BOSTON on February 4, 1955. He advised that he is presently [redacted]

b7D

for the Mobile area, with headquarters of the company being located in Birmingham. His office address in Mobile is [redacted] and his residence address is now [redacted]. [redacted] advised that he travels a good bit of the time but can be reached in care of his Mobile office or through his wife at his home address.

[redacted] reiterated his willingness to testify whenever determined necessary as a witness, adding that he would have to have an opportunity first to review the written reports furnished by him to the Birmingham Office.

b7D

Concerning the items set forth in referenced report as having been furnished orally by [redacted] (T-6), [redacted] advised that he cannot presently recall subject attending a meeting of the Good Neighbors Club in June, 1944 in Birmingham, although he does recall ROBERT HALL, who was then head of the CP in Alabama, talking about the Good Neighbor Club being organized by the CP. [redacted]

JTB:bjw
(6)

RECORDED - 58

2 cc Birmingham (122-15) (RM)

100-233025-42

MAR 1 1955
REGISTERED MAIL

INDEXED - 58

FEB 25 1955

MAR 6 1955

Director, FBI

2/11/55

stated that the written reports which he furnished in 1944
may enable him to recall more details concerning this
matter. RUC

cc - Mr. Belmont
Mr. Bibler

Assistant Attorney General
William F. Tompkins

March 2, 1955

122-1693-8
Director, FBI

RECORDED

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947

Reference is made to the report of Special Agent James L. Pugh dated January 14, 1955, at Birmingham, Alabama, two copies of which were furnished to you.

Confidential Informant T-13 in this report is not available to testify since he is currently furnishing information of value to the FBI.

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- Nichols _____
- Belmont _____
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- Parsons _____
- Rosen _____
- Tamm _____
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- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Gandy _____

COMM - FBI
MAR 2 - 1955
MAILED 24

342
MAR 7 1955

Handwritten notes and signatures in the bottom right corner.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (~~100-233025~~)

DATE: 2/19/55

CUB
FROM : SAC, DENVER (122-25)

SUBJECT: ASBURY HOWARD, wa.
LMRA, 1947
(SM)

Rerep SA JAMES L. PUGH, dated January 14, 1955,
and Birmingham letter dated January 14, 1955.

The following pertains to the availability of
Denver Security Informants:

T-13

b7D

This informant is currently active and supplying information concerning CP front activities. Informant's revelation at this time would seriously impair existing coverage within this division particularly in view of the fact that other informants will of necessity be disclosed during forthcoming Smith Act trials. Consequently, he is not considered to be available to testify at this time.

- R U C -

ent to Longline
3/2/55
BRD:rl
(5)

Pr

2ccs - BIRMINGHAM (122-15) (Reg.)

122-1693-8
100-233025-4

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FEB 23 1955

~~INT. SEC.~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-~~233025~~)

DATE: 2-21-55

FROM : SAC, Seattle (122-63)

SUBJECT: ASBURY HOWARD, wa.
LABOR-MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

Rerep SA JAMES L. PUGH, Birmingham, dated 1-14-55, and Birmingham letter to Bureau dated 1-14-55.

Confidential Informant T-11 in rerep was [redacted] Information attributed to this informant in rerep was furnished in written notes which now are located in Seattle file [redacted]. See page 15 of rerep.

This informant is a current and active informant, furnishing information of value concerning Communist Party activities and is not considered available to testify at this time.

[redacted] Confidential Informant T-12 listed in rerep as [redacted] refers to. This informant furnished notes regarding the NNLC affair 5-26-52, which notes now are located in [redacted], having furnished this information on 5-27-52.

The information as reported by this informant does not reflect knowledge of this informant that charges were pending against HOWARD, the nature of the charges, or that the charges arose out of a steel workers disturbance.

Characterization of the Seattle Branch of the National Negro Labor Council is attributed to Confidential Informant T-12 in rerep; also a summary made from the report of SA STEVE S. CARTER at Seattle, dated 8-9-52, and captioned "National Negro Labor Council, Seattle Chapter, aka, Internal Security - C; Internal Security Act of 1950." A ready characterization eliminating the use of this informant for this characterization would describe the Seattle Branch of the NNLC as a local branch of the NNLC designated by the Attorney General as within Executive Order 10450.

This informant, [redacted] of late has been in a highly disturbed mental status and is not regularly contacted at this time. The question of future availability for testimony has not been, as yet, specifically discussed with the informant in view of his mental condition. In the past he has indicated his willingness to testify, although he has shown great fear of this possibility. The Bureau has been advised of this by letter dated 11-29-54. See Bufile 100-351835. The Bureau has stated that contacts with him be maintained on a limited basis. A copy of this letter is being designated for the file of this informant so that on review with reference to future contacts, this matter of prospective availability to testify may be appropriately considered. However, no further action is being taken regarding [redacted] at this time. Should [redacted] subsequently become available, the Bureau and Birmingham will be appropriately advised.

127 MAR 9 1955

RECORDED-21

FEB 25 1955

REGISTERED MAIL
cc: 2 - Birmingham (122-15) (REGISTERED MAIL)
1 - [redacted]

Dept previously advised not available

[Handwritten initials]

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b7D
b7E

SE 122-63

Director, FBI

February 21, 1955

Documentation concerning information attributed to Confidential Informants T-11 and T-12 in rerep should appropriately be changed to read as follows:

Identity of Source	Date of Activity and/or Description of Information	Date Received	Agent To Whom Furnished	File Number Where Located
T-11: [redacted]	Addressed CRC Spokane, Wash. 5/24/52	6/2/52	SA DAVID A. MacCULLOCH	[redacted]
T-12: [redacted]	5/26/52	5/27/52	SA STEVE S. CARTER	[redacted]

b7D
b7E

Characterization Seattle Branch NNLC

For the additional information of the Birmingham office, an article appeared in the Seattle "Post Intelligencer", a newspaper of general circularization, on June 19, 1954, Page 12, Column 5, reflecting the subject was refused entry to Canada when he landed at the International Airport, Vancouver, B. C. Canada. Inquiry was made of Immigration and Naturalization Service, Seattle, Washington, concerning the basis for this refusal, which office advised that it had no information concerning same. [redacted] (T-1) advised [redacted]

b7D

[redacted] Birmingham, office of origin, may wish to pursue this matter further [redacted] and SA GLENN BETHEL.

It is suggested that Birmingham, office of origin, in amending documentations appearing on page 15 of rerep, (should same be done,) advise auxiliary offices likewise, so to amend. RUC.

not necessary

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: February 28, 1955

JLP

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, WA, Mack Howard
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

ASBURY HOWARD, w.a.
SECURITY MATTER - C

Origin: BH

Mrs. Asbury Howard

It is requested that Federal income tax returns of above subject be reviewed for the past five years for all information available which would be pertinent to the above matters.

Subject is a paid official of the International Union of Mine, Mill and Smelter Workers. He resides at 1930 Exeter Avenue, Bessemer, Alabama. He is a negro and was born January 18, 1907, at Autaugaville, Alabama. He is married - wife, MABEL DAVIS HOWARD, and has two children, ASBURY, Jr. and [redacted]

b6
b7c

The above tax returns of subject should be reviewed, it is felt, for more complete information concerning sources of income of the subject, as well as for information concerning deductions which are logically expected to have been made by subject because of several extended tours made by the subject during the past three years or more.

Investigation has reflected subject has owned for several years some private business enterprises at Bessemer, Alabama, which should have netted him an appreciable amount of income, in addition to his union positions. Among his businesses are HOWARD'S CONFECTIONARY, a luncheonette, and a filling station. Information concerning the extent of his businesses has not been available from local sources.

Subject was Regional Director of IUMMSW until his election in December, 1953, as National Eastern Vice President of this union. During the past three or more years he has on several occasions traveled throughout the United States and

JLP:rlg
(4)

*let Birmingham
3-11-55
hds*

REGISTERED MAIL

SEARCHED - 73
INDEXED - 73

100-1693-10

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BH 122-15

Canada on speaking tours for the union. He has also attended various conventions and meetings of groups, such as National Negro Labor Council and United Labor Action Committee. It is hoped that a review of tax returns will corroborate his attendance at various meetings and may reveal false information scheduled by subject in connection with his travels.

It is felt the above review of subject's income tax returns will provide information not otherwise available in these investigations.

SAC, Birmingham (122-15)

March 11, 1955

Director, FBI (100-233025)

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
(SM)

ASBURY HOWARD
SECURITY MATTER - C

Reurlet 2-28-55 requesting that Federal income tax returns of subject be reviewed for the past five years for all information available which would be pertinent to above-captioned matters.

The Bureau does not feel that a review of the subject's income tax returns would materially benefit the investigation in the above-captioned matters. Therefore, the Federal income tax returns of the subject will not be reviewed at this time.

ESB:111

~~NOT RECORDED~~
87 MAR 15 1955

ORIGINAL FILED IN

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

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MAR 11 1955

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Assistant Attorney General
William F. Tompkins

March 22, 1955

Director, FBI

0
ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
FBI File 122-1693

Reference is made to the report of Special Agent James L. Pugh dated January 14, 1955, at Birmingham, Alabama, two copies of which were furnished to you.

Confidential Informants T-15, T-16 and T-19 mentioned in this report are not available to testify since they are currently furnishing information of value to the FBI.

PRB:111
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122-1693 - 11
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21 MAR 25 1955

EX-125

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SAC, Birmingham (122-15)

March 18, 1955

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Director, FBI (100-233025) - 12

T-124

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
(SM)

Reurlet dated February 28, 1955.

Bureau authority is granted to conduct an interview with [redacted]

[redacted] Birmingham, Alabama, concerning his knowledge of captioned subject. [redacted] should be advised at the outset of the interview that the Bureau has no interest in employer-employee relationships as such. The interview should be conducted by two Agents, one of whom is familiar with security-type investigations.

b7D

Since the files of your office reflect that [redacted] was formerly a member of the [redacted] which has been cited by the United States Attorney General pursuant to Executive Order 10450, existing Bureau regulations concerning interviews with subjects of security investigations should be observed.

b7D

The results of this interview should be included in the next investigative report in this matter.

NOTE ON YELLOW:

[redacted] has volunteered information to the Birmingham Office concerning his knowledge of some Communist Party activity particularly in the IUMMSW. He has, upon occasions when contacted the Birmingham Office, voiced a desire to assist the Bureau in investigation of Communist Party activities.

Wony

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- Tolson _____
- Boardman _____
- Nichols _____
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MAILED 4
MAR 18 1955
COMM - FBI

152
MAR 23 1955

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025) *90-217 TO BH-2-15-55 (mk)* DATE: February 28, 1955

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, wa, Mack Howard
LABOR MANAGEMENT RELATIONS ACT, 1947
(Security Matter)

Origin: BH

Authority is requested for interview of [redacted]

[redacted] Birmingham, Ala. [redacted] has volunteered information to this office of his knowledge of some Communist Party activities, particularly in the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS. It appears that he should be in possession of information of value concerning captioned subject, whom he has known well for many years.

b7D

[redacted] has advised he feels subject in the past few years has become a member of the Communist Party, whereas prior to his advancement to high office in the IUMMSW, he did not appear to be a thoroughly indoctrinated Communist, according to [redacted]. It is hoped that [redacted] may materially assist in establishing any CP connections of subject.

b7D

From previous interviews with [redacted] it is felt he can safely be interviewed and will be cooperative. He has upon the occasions when he contacted this office, voiced a desire to assist this office in the investigation of CP activities. BH files reflect that [redacted] was a member of the [redacted] which is cited by the U. S. Attorney General under E. O. 19450; however, there is no information which indicates [redacted] to have been an affiliate or sympathizer of the CP leadership of SNYC.

b7D

JLP:rlg
(4)

REGISTERED MAIL

1 cc: 100-3112

*AP Birmingham
3-16-55
KDS*

EX-110

RECORDED - 67

INDEXED - 67

122-1693-12
~~100-233025-45~~

17 MAR 8 1955

[Handwritten signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: March 2, 1955

NOA
FROM

SAC, Cleveland (100-21528)

a
7

SUBJECT: ASBURY HOWARD, wa. Mack Howard,
LABOR-MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)
(OO - Birmingham)

122-1693-3

Rerep of SA JAMES L. PUGH, 1/14/55, Birmingham, and Birmingham letter, 1/14/55.

Confidential Informant T-14 of referenced report is [redacted], who is an active security informant of the Cleveland Office and is presently furnishing information to this office concerning the National Negro Labor Council and Security Index subjects. He is not considered available to testify at this time.

b7D
b7E

For the information of the Birmingham Office, it is to be noted that the information furnished by [redacted] in rerep is located in Cleveland file [redacted]

JWM:mbr
cc: 1 - Birmingham (122-5)

(4)

*Summary of
see memo 2-2-55
HDL*

122-1693-13

RECORDED-57

~~100-233025-46~~

MAR 4 1955

EX-124

EX-124

C

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: MAR 4 1955

LK
FROM : SAC, New York (122-418)

JJM
SUBJECT: ASBURY HOWARD, wa
LMRA - 1947
(SM)

122-1693-3
Re Birmingham letter to the Director, 1/14/55.

is a live informant presently furnishing information of value to the security program of the NYO. He is for this reason not considered available to testify. RUC

b7D

*Complaint filed
for violation of
N.Y.S. § 2-2-93*

122-1693-14

RECORDED-53

~~100-233025-47~~

1 - Birmingham (122-15)

17 MAR 7 1955

JJM:PAP

122-1693-14
(Signature)

INT. SEC.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-233025)

DATE: March 9, 1955

FROM : SAC, DETROIT (122-85)

SUBJECT: ASBURY HOWARD, wa. Mack Howard
LABOR MANAGEMENT RELATIONS ACT, 1947
(Security Matter)

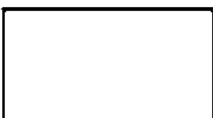
OO: BIRMINGHAM

122-1693-3

Rerep of SA JAMES L. PUGH, Birmingham, dated January 14, 1955, and Re Birmingham letter to Director, FBI, dated January 14, 1955, captioned as above.

Relet requests information concerning the availability as witnesses of Detroit Informants used in referenced report. The availability is set forth as follows:

T-15 is
T-16 is
T-19 is



b7D

The above three Informants are currently active as Security Informants in the Detroit Division and are regularly supplying information of a security nature to this office. It is believed that the utilization of the above Informants as witnesses would be detrimental to the security coverage of this office.

RUC

REGISTERED

CWG:NJB

(4)

cc: 1-Birmingham (122-15)(REGISTERED)

*let Thompson
3-22-55
pub*

RECORDED - 71

122-1693-15

~~100-233025-48~~

MAR 11 1955

INT. SEC.

6182
ST. S. WALKER

Assistant Attorney General
William F. Tompkins

July 12, 1955

RECORDED

122-1693-16
Director, FBI

**ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947**

Reference is made to the report of Special Agent James L. Pugh dated January 14, 1955, at Birmingham, Alabama.
122-1693-3

Confidential Informant T-14 mentioned in this report is available to testify. He has stated that he does not desire to testify at this time. He said, however, that in the event of an extreme national emergency he believed that he would testify even though it might mean that he would lose his present employment. This individual has an extensive arrest record. In the event you consider using him as a witness in the prosecution of this case, his identity and background will be furnished to you upon request.

FRB:111
(4)

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- Tolson _____
- Boardman _____
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- Holloman _____
- Gandy _____

66 JUL 20 1955

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-233025)

DATE: June 30, 1955

How
FROM : SAC, Cleveland (100-21528)

SUBJECT: ASBURY HOWARD, wa. Mack Howard
LABOR-MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)
OO-Birmingham

RA

122-1693-3,

Rerept SA JAMES L. PUGH dated 1-14-55, Birmingham, and Cleveland letter 3-2-55.

It is to be noted that [redacted] was discontinued as a security informant of the Cleveland Office on April 20, 1955. [redacted] was discontinued because of [redacted] and at the time of his discontinuance he stated that in view of his new position as [redacted]

T-14

b7D

[redacted] in the Ohio area, he does not desire to testify in open court or before an administrative hearing board at the present time. He stated however, that in the event of an extreme national emergency he thought he would testify even though it meant losing his present job.

In view of the above, the identity of [redacted] should be protected and he should be characterized as an informant who has furnished reliable information in the past.

W

570

It is to be noted that the Bureau by letter dated May 6, 1955, instructed this office to review information furnished by [redacted] and to make known to the Bureau and interested offices [redacted] availability as a discontinued informant and potential witness under the caption of the individual case containing information furnished by him. The above is being furnished for your information.

122-1693-16

JWM:bn
(6)
REGISTERED MAIL
cc: BIRMINGHAM (122-15)(RM)
[redacted]

RECORDED-89

100-233025-57

EX-107

27 JUL 5 1955

b7D
b7E

*Cal. Dist. Attorney
Wrong*

*12
let Dist Sec Riv
7-12-55
port*

should be 122.

Office Memorandum • UNITED STATES GOVERNMENT

G. I. R. - 8

TO : Director, FBI (100-233025)

DATE: September 3, 1955

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was.
Ashbury Howard, Mack Howard.
IMRA, 1947 (SM)
(Birmingham Origin)

Rerep SA JAMES L. PUGH, Birmingham, dated September 3, 1955, attached.

Confidential Informant T-2 in rerep is [redacted] who furnished information on May 27, 1954, [redacted] Detroit by letter of March 9, 1955, advised this informant not available as witness. If his status has changed, Detroit should advise Bureau and Birmingham.

b7D
b7E

T-3 in rerep is [redacted] Information was received July 27, 1954, and September 29, 1954, [redacted] and [redacted] Cleveland advise Bureau and Birmingham current status and availability this informant as witness.

b7D
b7E

The Chicago Office is requested to advise Bureau and Birmingham current availability as witness of WILLIAM ISAAC BONNER regarding information set forth in memo SA EUGENE C. GIES, Chicago, dated May 11, 1955, captioned "CHICAGO NEGRO LABOR COUNCIL - IS - C" (Chicago file 100-21213).

Witness [redacted] who is Confidential Informant T-1 in rerep, is [redacted] in Birmingham, Alabama. He has advised that because of his position in the field of labor he did not desire to testify and is thus considered unavailable as a witness.

b7D

Encls-5 ~~ENCLOSURE~~
REGISTERED MAIL

JLP:MFL
(7)

EX-

RECORDED - 71

122-1673-17

lcc: Chicago (100-24569) REGISTERED
lcc: Cleveland (100-21528) REGISTERED
lcc: Detroit (122-85) REGISTERED

16 SEP 2 1955

63 SEP 15 1955 9375

2132
SEARCHED
INDEXED

JLP

[Handwritten scribble]

see serial 20

5-1

Form No. 3

THIS CASE ORIGINATED AT

BIRMINGHAM

FILE NO.

REPORT MADE AT: BIRMINGHAM	DATE WHEN MADE: 9/3/55	PERIOD FOR WHICH MADE: 8/29,30;9/1/55	REPORT MADE BY: JAMES L. PUGH	MFL
--------------------------------------	----------------------------------	---	---	------------

TITLE: CHANGED: ASBURY HOWARD, was., Ashbury Howard, Mack Howard <i>Summary</i>	CHARACTER OF CASE: LABOR-MANAGEMENT RELATIONS ACT, 1947. (SECURITY MATTER)
--	--

SUPPLEMENTAL PROSECUTIVE
SUMMARY REPORT

The title of this report has been changed to reflect the additional alias of subject as ASHBURY HOWARD, by which he has been referred in connection with the NATIONAL NEGRO LABOR COUNCIL.

NARRATIVE OF OFFENSE

Affidavits of Non-Communist Union Officer have been filed by subject under Labor-Management Relations Act of 1947, on December 14, 1953, and October 19, 1954, as previously reported.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution after October 19, 1959.

2- Sub. Acc.
AGENCY
9-14-55
RS
GWH

122-1693-
ENCLOSURE

APPROVED AND FORWARDED: <i>J. A. R.</i>	SPECIAL AGENT IN CHARGE <i>10/1/55</i>	RECORDED AND INDEXED: RECORDED - 71
COPIES OF THIS REPORT FURNISHED TO: 5 - Bureau (100-233025) REGISTERED 1 - Denver (122-25)(Info) REGISTERED 2 - Washington Field REGISTERED 3 - Birmingham (122-15)		DEPARTMENT OF JUSTICE 18 SEP 6 1955 INDEXED - 71

CONFIDENTIAL

BH 122-15

WITNESSES

Confidential Informant T-1,
who has furnished reliable
information in the past

This witness can testify he is a long-time acquaintance of subject and until approximately 1952, did not consider subject to be a Communist. In 1951 and 1952, some of the locals of the International Union of Mine, Mill and Smelter Workers at Bessemer, Alabama withdrew from that union and joined the United Steelworkers of America - CIO, or the United Mine Workers of America. Witness has stated that subject at that time gave serious consideration to accepting employment with the United Steelworkers of America, however, strong pressure was apparently put on subject by ALTON ANDERSON LAWRENCE and other IUMMSW officials and as a result subject decided to continue his employment with IUMMSW. Since then subject has been under the complete influence and domination and has been completely loyal to LAWRENCE and other IUMMSW leaders and appeared to witness to have followed the Communist Party line. Witness bases this statement upon the fact that the Mine-Mill leaders who appear to control subject, have the reputation of being Communists, but witness cannot himself furnish any information of the Communist character or connections of any of these individuals.

9/14/53
MK
WILLIAM ISAAC BONNER
1513 East 65th Street
Chicago, Illinois

Witness, whose reliability is unknown, was formerly Secretary-Treasurer of the Chicago Negro Labor Council and attended the Founding Convention of the NATIONAL NEGRO LABOR COUNCIL held October 27-28, 1951, at Cincinnati, Ohio. He can testify that the letterhead of that organization carried the following person as National Vice President at Large of the organization: ASHBURY HOWARD, MMSWA, Birmingham.

The NATIONAL NEGRO LABOR COUNCIL has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Confidential Informant T-2,
who has furnished reliable
information in the past

Can testify that in June, 1954, ASBURY HOWARD planned to visit Detroit, Michigan, to participate in a fund-raising drive for the Southern Committee of the NATIONAL NEGRO LABOR COUNCIL.

~~CONFIDENTIAL~~

BH 122-15

Confidential Informant T-3,
who has furnished reliable
information in the past

Can testify that ASHBURY HOWARD was to attend a meeting of the NATIONAL NEGRO LABOR COUNCIL on September 18, 1954, at Cleveland, Ohio, and the "Mine, Mill and Smelter Workers of America" was to pay his expenses. That ASHBURY HOWARD attended the Southern Bell Ball of the Cleveland Negro Labor Council and made a speech in which he pointed out that an armed resistance paid off more than a peaceful approach, and he illustrated this by a story concerning the Ku Klux Klan in his home town in Alabama, when an attempt was made to intimidate Negro people who fought back with guns instead of words because the majority of the people understand that type of talk.

BH 122-15



ADMINISTRATIVE

The Denver Office is being furnished a copy of this report since it is origin in the matter "COMINFIL, IUMMSW, IS - C."

This matter is being carried in an active status inasmuch as a lead is set forth herein for a check of the records of NLRB, Washington, D. C. for additional affidavits of subject.


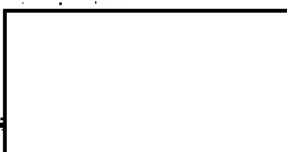
INFORMANTS


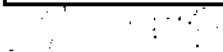
Identity OF Source	Date of Activity And/or Description of Information	Date Received	Agent to whom Furnished	File Number where Located
--------------------	--	---------------	-------------------------	---------------------------

T-1:  	Knowledge of subject	7-23-54	CHARLES B. STANBERY and JAMES L. PUGH (orally)	100-3112-151
--	----------------------	---------	--	--------------

(Requested)

	Recontact	6-21-55	Same	100-3112-176
--	-----------	---------	------	--------------

T-2: 	Connection with NNLC	5-27-54	GERALD B. NOLAS, DE	
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T-3: 	Connection with NNLC	7-27-54	ROBERT S. BURGINS, CV, orally	
--	----------------------	---------	-------------------------------	---

See serial 54

		9-29-54	Same	
--	--	---------	------	---

CAREFUL CONSIDERATION HAS BEEN GIVEN TO EACH SOURCE CONCEALED AND "T" SYMBOLS WERE UTILIZED IN THE REPORT ONLY IN THOSE INSTANCES WHERE THE IDENTITIES OF THE SOURCES MUST BE CONCEALED.

LEADS

THE WASHINGTON FIELD OFFICE

At Washington, D. C.

Will check records of the National Labor Relations Board

b7D
b7E

BH 122-15

ADMINISTRATIVE

to determine if subject has filed additional Non-Communist oaths under the LMRA, 1947. Subject is Eastern Vice President of IUMSW.

REFERENCE: Report of SA JAMES L. PUGH, Birmingham, dated January 14, 1955.

Birmingham Letter to Bureau dated September 3, 1955.

ADMINISTRATIVE PAGE

Office Memorandum • UNITED STATES GOVERNMENT

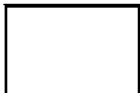
TO : DIRECTOR, FBI (100-233025)

DATE: September 15, 1955

FROM : SAC, CLEVELAND (100-21528)

SUBJECT: ASBURY HOWARD, was.
LMRA, 1947 (SM)
(OO: Birmingham)

Re Birmingham letter to Director, 9-3-55.



[redacted] was recently discontinued by the Bureau due to certain weaknesses that became apparent since he was designated as an informant. The Bureau instructed that information furnished by him should be characterized as coming from an informant of "unknown reliability". Further information furnished by [redacted] is not to be disseminated unless it has been corroborated by other reliable sources or by independent investigation.

Accordingly [redacted] is not available as a witness.

RUC

AJQ:dar
(4)

CC: 1- Birmingham (122-15) (RM)

REGISTERED MAIL

*Characterize
with future
advise Dept.
this requires
about him
as a witness.*

122-1693-18
~~100-233025-54~~

RECORDED-32

20 SEP 20 1955

*2/2/56
INT*

71 SEP 20 1955 7144

Assistant Attorney General
William F. Tompkins

September 27, 1955

19
Director, FBI

RECORDED

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
FBI File 122-1693

There are enclosed a Photostat of a non-Communist affidavit executed by Howard on June 24, 1955, and a Photostat of a Certificate of Union Officers dated June 24, 1955, which shows Howard's title as vice president of the International Union of Mine, Mill and Smelter Workers.

Enclosures (2)

GWH:lll
(4)

MAILED 6
SEP 27 1955
COMM - FBI

Handwritten signatures and initials:
L. B. Nichols
A. H. ...
M. H. ...

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

20 SE 5 35 PM '55
REGISTRATION - BOSTON

63 OCT 4 - 1955

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-233025)

DATE: 9/21/55

FROM : SAC, WFO (122-388)

SUBJECT: ASBURY HOWARD, was.
LMRA - 1947 (SM)
(OO: Birmingham)

Rerep of SA JAMES L. PUGH dated 9/3/55 at Birmingham.

Enclosed herewith for the Bureau are two photostats of Form NLRB-1081, "Affidavit of Noncommunist Union Officer," executed by ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, on 6/24/55, in Atlantic County, State of New Jersey. Also enclosed for the Bureau are two photostats of Form NLRB-1080, "Certificate of Union Officers," dated 6/24/55, which shows HOWARD's title as Vice-President of IUMMSW, Denver, Colorado.

One photostat of each of the above documents is enclosed herewith for Birmingham.

The original documents were made available for photostating on 9/13/55 to SA O. MICHAEL SMASAL by Mrs. GLADYS DODGE of the Affidavit Compliance Branch, NLRB, Washington, D. C.

Mr. RUSSEL R. MILLER, Affidavit Compliance Chief, previously advised that the affidavits of the IUMMSW Officers, executed in 6/55, were delivered to the Affidavit Compliance Branch of the NLRB in Washington, D. C., on 6/29/55 by a Mr. CLOTT, a representative of the union. The documents bear a NLRB perforated date stamp of 6/29/55 showing receipt at the NLRB as of that date.

The original documents are in the custody of Mr. RUSSEL R. MILLER, Elections Officer and Affidavit Compliance Chief, Division of Operations, Office of the General Counsel, NLRB, Washington 25, D. C.

Bureau letter of 10/26/53 and 5/12/54, carbon copies of which were furnished to Birmingham, requested a preliminary inquiry on ASBURY HOWARD, Jr., in the positions of Messenger, Veterans Administration, and Post Office, both in Detroit, Michigan, which inquiry appears to pertain to the son of the subject. During the course of this latter investigation, HCUA and G-2 records were checked at Washington, D. C. These records contained references which appeared to relate to the subject of instant case. Accordingly a copy of WFO letter, dated 6/21/54, enumerating those references is furnished herewith for the information of Birmingham. RUC

Enclosures 4

OMS:mll
(5)

2 - Birmingham (122-15) (Encls. 3) (RM)

RECORDED - 72

811-78

SEP 22 1955

ENCLOSURE ATTACHED

INT. SEC.

*See Subj. file
9-27-55
gmb*

*2 encls
AAG
ENCLOSURE
5/17/55*

100-233025-55

Bigler

122-1093-19

122-1093-19

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD

AFFIDAVIT OF NONCOMMUNIST UNION OFFICER

(See instructions on reverse)

The undersigned, being duly sworn, deposes and says:

1. I am a responsible officer of the union named below.
2. I am not a member of the Communist Party or affiliated with such party.
3. I do not believe in, and I am not a member of nor do I support any organization that believes in or teaches, the overthrow of the United States Government by force or by any illegal or unconstitutional methods.

(Full name of union, including local name and number)

International Union of Mine, Mill and Smelter Workers

(Full name of national or international union of which it is an affiliate or constituent unit)

Signature Ashury Howard

Title of office Vice President

Residence 1930 Esplanade
(Number and street)

Bessemer, Ala.
(City and State)

(The notary public or other person authorized by law to administer oaths must fill in completely all blank spaces below.)

Subscribed and sworn to before me this 24th day of June 1955

A notary public or other person authorized by law to administer oaths and take acknowledgments in and for the county of Atlantic, State of New Jersey

My commission expires July 1, 1957

Otis H. M. usdy
(Signature)

[SEAL]

WARNING.—The attention of persons filing this form with the Board is directed to U. S. Code, Title 18, Sec. 1001 (formerly Sec. 80), which provides that any person willfully making or causing to be made any false or fraudulent statements or representations in any matter within the jurisdiction of the Board shall be fined not more than \$10,000 or imprisoned not more than 5 years, or both.

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD

CERTIFICATE OF UNION OFFICERS

(See instructions on reverse)

The titles of all the officers and the names of all officers of the Union and the date of expiration of the term of each officer are as follows: (Please print or type. If you need more space, use a separate sheet of paper, and attach it to this sheet.)

Title of Office	Name of Officer (If office is vacant, so state)	Expiration Date of Present Term		
		Month	Day	Year
President	John Clark	June	30	1957
Vice President	Orville Larson	June	30	1957
Vice President	Asbury Howard	June	30	1957
Secretary-Treasurer	Albert Pezzati	June	30	1957
Executive Board Member, Dist. 1	Ernest Salvas	June	30	1957
Executive Board Member, Dist. 2	J. B. Chavez	June	30	1957
Executive Board Member, Dist. 3	Raymond Dennis	June	30	1957
Executive Board Member, Dist. 4	Vacant			
Executive Board Member, Dist. 5	Alton Lawrence	June	30	1957
Executive Board Member, Dist. 6	Irving Dichter	June	30	1957
Executive Board Member, Dist. 7	C. J. Powers	June	30	1957

I, an official of the Union, certify that this information is true to the best of my knowledge and belief.

International Union of Mine, Mill and Smelter Workers

(Full name of union including local name and number)

Business Address 412 Tabor Building, Denver, Colorado

(Street, city and State)

(Full name of national or international union of which it is an affiliate or constituent unit)

Date June 24, 1955

Signature

Albert Pezzati

WARNING.—The attention of persons filing this form with the Board is directed to U. S. Code, Title 18, Sec. 1001 (formerly Sec. 80), which provides that any person willfully making or causing to be made any false or fraudulent statements or representations in any matter within the jurisdiction of the Board shall be fined not more than \$10,000 or imprisoned not more than 5 years, or both.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (~~100-233025~~)

DATE: October 6, 1955

*ASH
Craw*

FROM : SAC, CHICAGO (100-24569)

SUBJECT: ASBURY HOWARD, was.,
Ashbury Howard, Mack Howard
LMRA, 1947 (SM)
O.O. Birmingham

Birmingham letter to Director dated [redacted] 1955 regarding current availability as well as WILLIAM ISAIH BONNER concerning information in memo of SA EUGENE C. GIES, Chicago, dated [redacted], captioned "CHICAGO NEGRO LABOR COUNCIL - IS - C."

BONNER is a Negro male, and when last interviewed on July 12, 1955, resided with his wife, LELA COLLINS BONNER, and mother, FANNIE BONNER, at 1513 East 65th Street, Chicago, Illinois. BONNER has stated that he was born January 22, 1913 at Memphis, Tennessee; graduated from Booker T. Washington High School, Memphis in 1929 or 1930; has had no military service; married present wife on July 16, 1951 at Flora, Mississippi; has no children; is a Deacon at Olivet Baptist Church, Chicago; has no criminal record.

None of the above information has been verified with the exception that no criminal record identifiable with BONNER could be located at Chicago.

BONNER was employed as a light assembler and drill press operator by the E. A. Baumboch Manufacturing Company, Chicago from May 15, 1950 until September 20, 1954. During this period of employment, BONNER became Vice-President of Local 1114, United Electrical Radio and Machine Workers of America, and Chief Steward of this Local handling grievances at the company.

REGISTERED

CMK:daz
(6)

2 - Birmingham (122-15)

~~1 - CG 100-24569~~

1 - [redacted]

RECORDED - 4

INDEXED - 4

10-12-55 20

17 OCT 10 1955

1955

SEARCHED

DIRECTOR, FBI

RE: ASBURY HOWARD, was.

During the summer of 1954, the UERMWA lost the Baumboch Company shop to an AF of L union. Information received from the Baumboch management reflects that BONNER was discharged due to extreme absenteeism resulting generally from his union activities. BONNER has stated during interviews that he lost his job at the Baumboch Company when he lost his influence through UE's loss of control of the shop. BONNER has stated that as Chief Steward he had incurred the wrath of the Baumboch management and that they had for some time been looking for some opportunity to oust him. Since September 20, 1954, BONNER has collected unemployment compensation through the State of Illinois Department of Labor and has gained intermittent employment. BONNER has stated that during December, 1954, he was employed as a Substitute Clerk at the U.S. Post Office at Chicago, which employment was terminated in early January, 1955.

When interviewed on July 12, 1955, BONNER stated that he was at that time employed as a shipping clerk at Gingiss Brothers, Chicago, a formal apparel rental agency where BONNER had been employed in the past.

Relative to BONNER's credit rating, the records of the Chicago Credit Bureau, Incorporated, Chicago, reflected that on December 14, 1949 BONNER had an adverse account in an unstated amount with the Stolland Credit Clothing Company, Chicago. Baumboch Company records reflected that a judgment was obtained against BONNER by H. SHEPPARD, Assignee, Shaw Brothers Jewelry Company, Chicago, in the amount of \$165.85 and that BONNER's pay was garnished in the amount of \$173.93 to satisfy the claim. Baumboch Company records further reflected other wage assignments obtained against BONNER as follows:

On September 30, 1953, an unstated amount by Swart Brothers Jewelers, Chicago.

On April 1, 1952, in amount of \$38.42 by the International Adjustment Company, Chicago, for its client "Jeanne Shop."

DIRECTOR, FBI

RE: ASBURY HOWARD, was.

During the period that BONNER was Treasurer of the Chicago Negro Labor Council (an estimated period of two years terminating in approximately October, 1954), he converted what was calculated to be about \$195 of the Council's funds to his own use and he openly admitted same to the Council. To date, BONNER is not known to have returned any of this money to the Council although he has claimed during the interviews conducted December 21, 1954, January 21, 1955, March 8, 1955, and July 12, 1955, that he enjoys a friendly relationship with the members of the Council, and that the Council expects remuneration at such time in the future as BONNER becomes able to make payment.

BONNER has stated that he had defected from the Council in approximately October, 1954, when he became convinced of the Council's subversive nature and that for this reason he has not returned the missing money.

The Bureau has denied Chicago permission to develop BONNER as a PSI because of BONNER's credit rating and his misappropriation of CNLC funds as indicated. With the exception of that set forth above, no information has been obtained reflecting negatively on BONNER's reputation, integrity, reliability, or patriotism.

BONNER makes an impressionable appearance and has expressed a willingness to testify to information previously furnished by him. It is not deemed necessary to conceal BONNER's identity in Bureau reports.

RUC

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: 11/1/55

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was.
Ashbury Howard, Mack Howard
LMRA, 1947 (SECURITY MATTER)
(BH 00)

Re Supplemental Prosecutive Summary Report of SA JAMES L. PUGH, 9/3/55, Birmingham, and WFO Letter to Bureau, 9/21/55.

Reflet reflects subject executed additional Non-Communist Oath on 6/24/55, which was filed with the NLRB at Washington, D. C., on 6/29/55. The Statute of Limitations will therefore bar prosecution in this matter after 6/24/60.

It does not appear there is sufficient unreported information available at this time to warrant the submission of an additional Supplemental Prosecutive Summary Report. This matter is therefore being placed in a pending inactive (P*) status, to be made active within six months, at which time a supplemental report will be submitted if deemed warranted.

This individual is the subject of an active Security Matter - C investigation, origin Birmingham, in which a report will be submitted in the near future.

Registered Mail

JLP:rvm
(3)

EX-112
RECORDED-35

122-1693-21

NOV 3 1955

~~CONFIDENTIAL~~

Mc - Mitchell

Assistant Attorney General
William F. Tompkins

May 18, 1956

Director, FBI

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947

Enclosed are two copies of the report
of Special Agent James L. Pugh dated May 8, 1956,
at Birmingham, Alabama.

The confidential informants designated
by T symbols therein are all furnishing information
of value to the FBI and their disclosure at this
time would materially affect our security coverage.
If you consider the testimony of any of these
informants to be essential to this case this Bureau
should be advised.

Investigation in this matter is
continuing.

Enclosures (2)

RECORDED - 51

122-1693 - 22

TFM:111
(4)

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

128
MAY 24 1956 849

~~CONFIDENTIAL~~

Handwritten signatures and initials:
Adrian
J...
pp/hk
Tom

b6
b7C

~~CONFIDENTIAL~~

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **BIRMINGHAM**

REPORT MADE AT BIRMINGHAM	DATE WHEN MADE 5/8/56	PERIOD FOR WHICH MADE 5/2-4/56	REPORT MADE BY JAMES L. PUGH :hwb
TITLE ASBURY HOWARD, was., Ashbury Howard, Mack Howard.			CHARACTER OF CASE LABOR-MANAGEMENT RELATIONS ACT, 1947. (SECURITY MATTER.)

SYNOPSIS OF FACTS:

Additional affidavit of Non-Communist Union Officer executed by subject 6/24/55, as Vice-President of INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS, Denver, Colorado. Subject attended meeting NATIONAL NEGRO LABOR COUNCIL, Detroit, Mich., 11/19-20/55, and State Conference of MICHIGAN ASSOCIATION OF NEGRO TRADE UNIONISTS on 11/20/55. NNLC designated by USAG pursuant to E.O. 10450. Contacts shown with MAURICE E. TRAVIS, former Secretary-Treasurer, IUMMSW, as to his defense to charge of filing false Non-Communist oath. Security informants and acquaintances have no information indicating CP activity or connections of subject. The Statute of Limitations will bar prosecution after 6/24/60.

AGENCY - Get. S. R. [unclear]
 REQ. REC'D _____
 DATE FORW. 5/18/56
 HOW FORW. by [unclear]
 BY [unclear]

P*:

DETAILS: FILING OF ADDITIONAL NON-COMMUNIST AFFIDAVIT.

On September 13, 1955, Mrs. GLADYS DODGE, Affidavit Compliance Branch, National Labor Relations Board, Washington, D.C., advised Special Agent O. MICHAEL SMASAL that the subject, ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, on

APPROVED AND FORWARDED: <u>[Signature]</u>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT 5 Bureau (122-1693) (RM) 1 Denver (122-25) (info) (RM) 4 Birmingham (122-15) (1 - 100-3112)		122-1693-22 RECORDED - 81 INDEXED - 81 MAY 10 1956 [Stamp]

BH 122-15

June 24, 1955, in Atlantic County, State of New Jersey, executed Form NLRB-1081 "Affidavit of Non-Communist Union Officer." Mrs. DODGE furnished a photostatic copy of this form together with a photostat of Form NLRB-1080, "Certificate of Union Officers," dated June 24, 1955, which reflects HOWARD's title as Vice-President of INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS, Denver, Colorado. Photostatic copies of the above documents are retained in the files of the Birmingham Office.

Mr. RUSSELL R. MILLER, Affidavit Compliance Chief, previously advised that the affidavits of the IUMMSW Officers executed in June, 1955, were delivered to the Affidavit Compliance Branch of the NLRB in Washington, D.C. on June 29, 1955, by a Mr. CLOTT, a representative of the Union. The documents bear an NLRB perforated date stamp of June 29, 1955, showing receipt at the NLRB as of that date. The original documents are in the custody of Mr. RUSSELL R. MILLER, Elections Officer, and Affidavit Compliance Chief, Division of Operations, Office of the General Council, NLRB, Washington 25, D.C.

The Statute of Limitations will bar prosecution on the most recent affidavit of the subject on June 24, 1960.

ATTENDANCE AT NNLC MEETING

The NATIONAL NEGRO LABOR COUNCIL has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1 and Birmingham Confidential Informant T-2, who have furnished reliable information in the past, on November 20, 1955, advised that ASBURY HOWARD of Bessemer, Alabama, was present on November 19 and 20, 1955, at the Northern Recreation Center, Detroit, Michigan, at a meeting of the Resident Committee of the NATIONAL NEGRO LABOR COUNCIL.

Birmingham Confidential Informant T-3, who has furnished reliable information in the past, who is a member of the COMMUNIST PARTY in the Birmingham-Bessemer area, advised on August 23, 1955, that the NATIONAL NEGRO LABOR COUNCIL, also known as the NNLC, has not organized a group in the Birmingham-Bessemer area in Alabama to informant's knowledge.

BH 122-15

Birmingham Confidential Informant T-4, who has furnished reliable information in the past, on November 29, 1955, advised that ASBURY HOWARD of Alabama attended a State Conference of the MICHIGAN ASSOCIATION OF NEGRO TRADE UNIONISTS (MANTU) held at the Northern Recreation Center, Detroit, Michigan, on November 20, 1955. This informant advised that this meeting dealt with the organization of this group. Informant stated in his opinion this organization would replace the NATIONAL NEGRO LABOR COUNCIL. Informant stated that many delegates at the November 20, 1955, meeting of MANTU were in attendance at a NATIONAL NEGRO LABOR COUNCIL meeting in Cincinnati, Ohio, a year ago. Informant furnished no further information concerning the subject.

CONTACT OF HOWARD WITH MAURICE E. TRAVIS.

Birmingham Confidential Informant T-5, who has furnished reliable information in the past, on November 18, 1955, advised that ASBURY HOWARD of Alabama was in Los Angeles, California, on November 9, 1955, to dedicate a new union hall.

This informant, on November 11, 1955, advised that he learned that HOWARD came to Los Angeles to convey to MAURICE E. TRAVIS a message that INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS would provide money for the legal defense of TRAVIS, who was under indictment for violation of the National Labor Relations Act in filing an alleged false non-Communist affidavit. Informant stated that ASBURY HOWARD conferred with TRAVIS concerning the obtaining of money for TRAVIS' defense. Informant further advised that TRAVIS has been forced out of his position as Secretary-Treasurer of IUMMSW. He stated that HOWARD, at the request of IUMMSW, requested TRAVIS to resign from the union. Informant advised that it was the opinion of the INTERNATIONAL OFFICERS of the INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS that TRAVIS' continued participation with the IUMMSW would be a major bar to amalgamation plans with other unions. According to informant, TRAVIS felt that this was a "sell-out."

In an article published in the "Birmingham News", a daily newspaper at Birmingham, Alabama, on December 22, 1955, under date-line of Associated Press from Denver, Colorado, it was stated that MAURICE E. TRAVIS, former Secretary-Treasurer, INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS, was convicted in United States District Court for filing a false non-Communist affidavit with the National Labor Relations Board in 1951 and 1952.

MISCELLANEOUS

CAESAR STANSELL, 2300 - 12th Avenue, North, Bessemer, Alabama, who has known subject many years and was formerly closely associated with him in Union activities, on February 7, 1956, stated he has found nothing in following subject's activities in recent years which would indicate subject to be subversive or unpatriotic. He stated subject is a local civic leader and has a reputation of being a loyal citizen. STANSELL stated he knows of no associates of the subject concerning whom he has any proof of their being subversive.

HOWARD SULLINGER, Assistant Solicitor, Jefferson County, Bessemer, Alabama, on February 14, 1956, advised he has followed subject's activities for a number of years and has had some official dealings with him. He advised he has no proof of any subversive connections of the subject although he has suspected subject has followed the COMMUNIST PARTY line in connection with his duties as a labor leader but he has no proof of this.

FERRY THOMPSON, 726 Fourth Avenue, North, Bessemer, Alabama, International Representative, UNITED STEEL WORKERS OF AMERICA - CIO, on December 29, 1955, advised the subject in his opinion would do anything desired of him by the national leadership of the IUMMSW. THOMPSON stated he has no proof of any COMMUNIST PARTY connections or affiliations of any officials, including the subject, of the IUMMSW. He stated subject is widely known as a civic and church leader in the Bessemer, Alabama, area.

VAN D. JONES, 233 Fairfax Avenue, Bessemer, Alabama, International Representative, UNITED STEEL WORKERS OF AMERICA - CIO, on February 7, 1956, advised that he is familiar with some of the recent activities of the subject. He advised it does not appear to him that the subject performs any official duties for the IUMMSW in Alabama. He stated local affairs of this union are apparently handled entirely by ALTON A. LAWRENCE, Executive Board Member. He advised that in subject's capacity as National Vice-President of IUMMSW, little activity is required of him in the Birmingham-Bessemer area. JONES stated he regards the subject as loyal to the leadership of IUMMSW because of the high position which they have given to him.

BH 122-15

He stated that in his personal opinion subject's loyalty to them would not be affected even if he knew they were Communists.

HERMAN THOMPSON, Commissioner of Public Safety, City of Bessemer, Alabama, and also Personnel Director, PULIMAN STANDARD CAR COMPANY, Bessemer, on December 29, 1955, stated he had no information definitely linking subject with COMMUNIST PARTY activities. He has stated he has no information that subject has voiced the COMMUNIST PARTY line or has made any statements which were definitely favorable to the COMMUNIST PARTY.

Birmingham Confidential Informant T-6, a prominent labor union official of Bessemer, Alabama, who is in a position to furnish reliable information concerning the subject's activities, on November 3, 1955, advised that he has observed that ASBURY HOWARD, National Vice-President, and ALTON ANDERSON LAWRENCE, Executive Board Member of IUMMSW, both of Bessemer, Alabama, have appeared to follow the Communist line in the opinion of the informant. Informant advised that he has no definite information, however, upon which to base this opinion. He stated that IUMMSW has lost heavily in membership in Alabama, because of its reputation as a Communist-dominated union, in recent years, and in informant's opinion this union will eventually lose out entirely in Alabama. Informant stated that under the leadership of HOWARD and LAWRENCE the IUMMSW has survived so far by appearing to champion the cause of the Negro, thus holding its present membership, composed almost entirely of persons of the Negro race. Informant advised that HOWARD and LAWRENCE, very cleverly, in his opinion, give no indication of COMMUNIST PARTY connections and they operate strictly in line with their official union duties, making it difficult to "pin-point" any Communist efforts or connections on their part.

Birmingham Confidential Informant T-3, in addition to the contact reflected above, was contacted on October 7, 1955; November 16, 1955; January 16, 1956; and May 2, 1956, with regard to the subject. On these occasions he furnished no additional pertinent information concerning subject.

Birmingham Confidential Informant T-7, who has furnished reliable information in the past concerning some phases of COMMUNIST PARTY activities, was contacted on May 4, 1956, and he was unable to furnish any pertinent information concerning subject.

BH 122-15

Birmingham Confidential Informant T-8, who has furnished reliable information in the past concerning some activities of the COMMUNIST PARTY in the Birmingham-Bessemer area, was contacted May 4, 1956, and he was unable to furnish any pertinent information concerning the subject.

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BH 122-15

ADMINISTRATIVE

A copy of this report is being furnished the Denver Office for information inasmuch as subject is National Vice-President of IUMMSW, whose headquarters are located in Denver, Colorado, and Denver is the office of origin in an investigation of that union.

Investigation in this matter has revealed no recent COMMUNIST PARTY activities or membership of the subject. This matter is therefore being placed in a pending-inactive status to be re-opened for review and necessary investigation and report on or before six-months from the date of this report.

INFORMANTS

<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to whom Furnished</u>	<u>File Number where Located.</u>
T-1 is [redacted] [redacted]	Info re NNLC meeting	11/20/55	SA RICHARD F. LALLY (written)	[redacted]
T-2 is [redacted] [redacted]	Info re NNLC meeting	11/20/55	SA RICHARD F. LALLY (written)	
T-3 is [redacted] [redacted]	No NNLC group located Bessemer, Ala.	10-23-55	SA CHARLES B. STANBERRY (orally)	
	Contacted re subject	10/7/55 11/16/55 1/16/56 2/2/56	SA CHARLES B. STANBERRY (orally)	
T-4 is [redacted] [redacted]	Re MANTU 11/20/55	11/29/55	SA LEONARD M. HEACOCK (writing)	

b7D
b7E

BH 122-15

<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to whom Furnished</u>	<u>File Number where Located.</u>
T-5 is [redacted] [redacted]	Contact with MAURICE E. TRAVIS.	11/11/55 11/18/55	SA H. R. OVERTON LA (written)	[redacted]
T-6 is [redacted] [redacted]	Knowledge of subject	11/3/55	SA CHARLES B. STANBERY and SA JAMES L. PUGH (orally)	[redacted]
	Recontact	12/28/55	"	"
	Recontact	4/13/56, 4/26/56,	SA JAMES L. PUGH (orally)	"
T-7 is [redacted] [redacted]	Negative re subject	5/4/56	SA JAMES L. PUGH (orally)	[redacted]
T-8 is [redacted] [redacted]	Negative re subject	5/4/56	SA JAMES L. PUGH	[redacted]

b7D
b7E

Careful consideration has been given to each source concealed and "T" symbols were utilized in the report only in those instances where the identities of the sources must be concealed.

LEADS

THE BIRMINGHAM OFFICE:

AT BIRMINGHAM, ALABAMA:

Will make this matter active 45 days prior to six months from the date of this report so that all pertinent information available at that time may be reported and necessary investigation conducted concerning the subject.

REFERENCE

Report of SA JAMES L. PUGH, Birmingham, 9/3/55.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: October 17, 1956

FROM : SAC, Birmingham (122-15)

SUBJECT:
ASHBURY HOWARD, was.
Ashbury Howard, Mack Howard
LMRA, 1947 (SECURITY MATTER)
(BH 00)

Re report SA JAMES L. PUGH, Birmingham, dated 5-8-56.

Last known non-Communist Affidavit executed by the subject as Vice President of the International Union of Mine, Mill and Smelter Workers was executed June 24, 1955. Statute of Limitations will bar prosecution in this matter after June 24, 1960.

Washington Field Office is requested to again check the records of the National Labor Relations Board, Washington, D. C., to determine if subject has executed any additional Affidavits to date. For information Washington Field Office, subject continues to hold the position of Eastern Vice President, International Union of Mine, Mill and Smelter Workers, Headquarters Denver, Colorado. Subject resides at 1930 Exeter Avenue, Bessemer, Alabama.

A review of this file reveals that very little information has been received since submission of reference report. A report will not be submitted at this time in this matter since it is not felt that available information would justify submission of a report. Upon completion of the check of NLRB records by WFO, this matter will be made pending inactive for a period of six months at which time consideration will be given to the submission of an up-to-date supplemental report in this matter.

(2) Bureau (122-1693) REGISTERED MAIL
2 Washington Field (122-388) REGISTERED MAIL
1 Birmingham (122-15)

JLP:mmh

(5)

RECORDED - 60

122-1693-23

OCT 19 1956

101-13

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OCT 24 1956

1747

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (122-1693)

DATE: 11/6/56

FROM : SAC, WFO (122-388)

SUBJECT: ASBURY HOWARD, was.
LMRA, 1947 (SM)
(OO: BIRMINGHAM)

Re Birmingham letter 10/17/56 requesting check of NLRB records at Washington, D. C., to determine if subject has executed non-Communist affidavit subsequent to 6/24/55.

Enclosed herewith for the Bureau are two photostats of Form NLRB 1081, "Affidavit of Non-Communist Union Officer," executed by ASBURY HOWARD, 1930 Exeter, Bessemer, Alabama, on 5/23/56 in the county of Jefferson, State of Alabama. Also enclosed for the Bureau are two photostats of Form NLRB 1080, "Certificate of Union Officers," dated 5/21/56 which show HOWARD's title as Vice President of the International Union of Mine, Mill and Smelter Workers, Denver, Colorado.

One photostat of each of the above documents is enclosed herewith for Birmingham.

The original documents were made available for photostating on 10/30/56 to SA O. MICHAEL SMASAL by Mrs. GLADYS DODGE, Supervisor, Affidavit Compliance Branch, NLRB, Washington, D. C. These forms were received in the NLRB, Washington, D. C., on 6/12/56 as reflected by a perforated date stamp appearing on the documents.

The original documents are in the custody of Mr. RUSSEL R. MILLER, Election Officer and Affidavit Compliance Chief, Division of Operations, Office of the General Counsel, NLRB, Washington, D. C.

- 2 - Bureau (Encls.-4)
2 - Birmingham (122-15)(Encls.-2)(RM)
1 - WFO

OMS:jcr
(5)

RECORDED - 28

122-1693-24
16 NOV 7 1956

EX 101

rec. rec. to
Asst. Dir. 0-6
11-13-56
J. H. W. W. W.
64 NOV 13 1956

bc

10/8/1



ENCLOSURE



100-693724

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD

AFFIDAVIT OF NONCOMMUNIST UNION OFFICER

(See instructions on reverse)

The undersigned, being duly sworn, deposes and says:

1. I am a responsible officer of the union named below.
2. I am not a member of the Communist Party or affiliated with such party.
3. I do not believe in, and I am not a member of nor do I support any organization that believes in or teaches, the overthrow of the United States Government by force or by any illegal or unconstitutional methods.

International Union of Mine, Mill and Smelter Workers

(Full name of union, including local name and number)

(Full name of national or international union of which it is an affiliate or constituent unit)

Signature *Ashbury Howard*

Title of office **Vice President**

Residence **1930 Exeter**

(Number and street)

Bessemer, Alabama

(City and State)

(The notary public or other person authorized by law to administer oaths must fill in completely all blank spaces below.)

Subscribed and sworn to before me this *23* day of *May* 19*56*

A notary public or other person authorized by law to administer oaths and take acknowledgments in and

for the county of *Jefferson*, State of *Alabama at Large*

My commission expires *8/26/59*

Louise Thomas

(Signature)

[SEAL]

WARNING.—The attention of persons filing this form with the Board is directed to U. S. Code, Title 18, Sec. 1001 (formerly Sec. 80), which provides that any person willfully making or causing to be made any false or fraudulent statements or representations in any matter within the jurisdiction of the Board shall be fined not more than \$10,000 or imprisoned not more than 5 years, or both.

Delivered by mail - H. Clotf

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD

CERTIFICATE OF UNION OFFICERS

(See instructions on reverse)

The titles of all the officers and the names of all officers of the Union and the date of expiration of the term of each officer are as follows: (Please print or type. If you need more space, use a separate sheet of paper, and attach it to this sheet.)

Title of Office	Name of Officer (If office is vacant, so state)	Expiration Date of Present Term		
		Month	Day	Year
President	John Clark	June	30	1957
Vice President	Orville Larson	June	30	1957
Vice President	Asbury Howard	June	30	1957
Secretary-Treasurer	Albert Pezzati	June	30	1957
Executive Board Member, Dist. 1	Ernest Salvas	June	30	1957
Executive Board Member, Dist. 2	J. B. Chavez	June	30	1957
Executive Board Member, Dist. 3	Raymond Dennis	June	30	1957
Executive Board Member, Dist. 4	Vacant			
Executive Board Member, Dist. 5	Alton Lawrence	June	30	1957
Executive Board Member, Dist. 6	Irving Dichter	June	30	1957
Executive Board Member, Dist. 7	C. J. Powers	June	30	1957

Delivered by hand - H. Clott

I, an officer of the Union, certify that this information is true to the best of my knowledge and belief.

International Union of Mine, Mill and Smelter Workers

(Full name of union filing this document, including local name and number)

Business Address 412 Tabor Building, Denver, Colorado

(Street, city and State)

(Full name of national or international union of which this filing union is an affiliate or constituent unit)

Date May 21, 1956

Signature John Clark

WARNING.—The attention of persons filing this form with the Board is directed to U. S. Code, Title 18, Sec. 1001 (formerly Sec. 80), which provides that any person willfully making or causing to be made any false or fraudulent statements or representations in any matter within the jurisdiction of the Board shall be fined not more than \$10,000 or imprisoned not more than 5 years, or both.

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

NOV 14 1956

TELETYPE

FBI DENVER 11-16-56

12-32 PM

DIRECTOR, FBI URGENT

INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS

COMMUNIST INFILTRATION IN: INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS

COMINFIL, IUMMSW, IS-C, ISA-FIFTY, RAYMOND BERNARD DENNIS, IRVING

DICHTER, GRAHAM PHILIP BOLAN, JAMES HARVIE DURKIN, ASBURY

HOWARD, ALTON ANDERSON LAWRENCE, JACK CLIFFORD MARCOTTI, ALBERT

PEZZATI, ALBERT CHESTER SKINNER, CHASE JOSEPH POWERS, HAROLD CARL SA

BERSON, MAURICE EUGENE TRAVIS, JESSE REIGN VAN CAMP, CHARLES HOUSTON

WILSON, LMRA-FORTYSEVEN ^{LABOR MANAGEMENT RELATIONS ACT} ~~PARENS~~ (CONSPIRACY) ~~END PARENS~~. AT APPROXIMATELY

^{FEDERAL GRAND JURY} ELEEN THIRTY AM THIS DATE FCJ DENVER RETURNED TRUE BILL OF IN-

DICTIONMENT AGAINST ABOVE ENUMERATED FOURTEEN OFFICIALS AND EMPLOYEES

OF IUMMSW. INDICTMENT CHARGES DEFENDANTS WITH HAVING CONSPIRED WITH

ARTHUR ^WBARY, JOHN WILLIAMSON, GIL GREEN AND FRED FINE TO EFFECTUATE

A COMPLIANCE WITH LMRA THROUGH FALSE AND FRAUDULENT STATEMENTS

AND REPRESENTATIONS IN ORDER TO OBTAIN AND USE THE SERVICES

AND FACILITIES OF NLRB. SAID DEFENDANTS CONTINUED TO HOLD

POSITIONS OF POWER, INFLUENCE AND CONTROL WITHIN IUMMSW AND

WOULD COLLABORATE WITH CP FUNCTIONARIES TO DOMINATE AND CONTROL

THE AFFAIRS AND POLICIES OF SAID UNION. SAID DEFENDANTS FILED

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

UNRECORDED COPY FILED IN 100-38194

~~100-108199~~
NOV 20 1956

Mr. Belmont

5-10-56
100-108199
NOV 26 1956

67 NOV 27 1956

PAGE TWO

National Labor Relations Act
NONCOMMUNIST AFFIDAVITS WITH NLRB FALSELY REPRESENTING THEY
WERE NOT MEMBERS OF OR AFFILIATED WITH CP HAVING PRETENDED TO
RESIGN AND TERMINATE THEIR AFFILIATION WITH CP BUT IN FACT
CONTINUING THEIR MEMBERSHIP AND AFFILIATION. AS A CONSEQUENCE
OF THE FRAUDULENT FILINGS IUMMSW QUALIFIED FOR AND USED THE
FACILITIES OF NLRB. THE INDICTMENT CHARGES TWENTYONE OVERT ACTS,
ONE ALLEGES PARTICIPATION IN A MEETING OF IUMMSW EXECUTIVE BOARD
HELD JULY NINETEEN , NINETEEN FORTYNINE AND THE OTHERS CHARGING
EITHER FILING OF FALSE AFFIDAVITS OR OTHER DOCUMENTS WITH NLRB.
BOND SET AT FIVE THOUSAND FOR EACH DEFENDANT. BENCH WARRANTS
BEING FORWARDED VIA AM TO RESPECTIVE US MARSHALS FOR SERVICE.
PHOTOSTATS OF ~~INDICTMENT~~ ^{INDICTMENT} BEING FORWARDED AND AUXILIARY OFFICES
BEING ADVISED VIA AIRTEL.

MURKE

CORRECTION PAGE ONE TENTH LINE FOURTH WORD IS WILLIAMSON
SECOND PAGE TWELFTH LINE THIRD WORD IS INDICTMENT

FIRST PAGE EIGHTH LINE FIRST WORD IS ELEVEN

END

2-38 PM OK FBI WA RG

V

CO: MR. BELMONT
AND SUPERVISOR
DOM INTEL DIVISION

JUN 19 3 40 PM '50
[Signature]

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b7c

~~CONFIDENTIAL~~

Form No. 3

THIS CASE ORIGINATED AT

BIRMINGHAM

FILE NO.

REPORT MADE AT: BIRMINGHAM	DATE WHEN MADE: 4/5/57	PERIOD FOR WHICH MADE: 2/28; 3/1, 28, 29; 4/1, 2/57	REPORT MADE BY: MELTON L. ALEXANDER MFL
TITLE: ASBURY HOWARD, was. Ashbury Howard, Mack Howard		CHARACTER OF CASE: LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)	

SUPPLEMENTAL PROSECUTIVE
SUMMARY REPORT

ALA
ILL
CA
N.D.

NARRATIVE OF OFFENSE

Most recent Noncommunist Affidavit executed by subject on May 23, 1956, as Vice President of the International Union of Mine, Mill and Smelter Workers.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution on the most recent affidavit of subject after ~~May 23, 1961.~~

JUNE 12

FILING OF MOST RECENT AFFIDAVIT OF NON-COMMUNIST UNION OFFICER

Mrs. GLADYS DODGE, Supervisor
Affidavit Compliance Branch
National Labor Relations Board
Washington, D. C.

Mrs. DODGE advised Special Agent O. MICHAEL SMASAL on October 30, 1956, that "Affidavit of Noncommunist Union Officer" was executed on Form NLRB 1081 by ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, on May 23, 1956, in Jefferson County, State of Alabama. Form NLRB 1081 as executed by HOWARD, reflects his position as Vice President,

*0-17
Blair + AD
4-11-57*

*4-15-57
J.M. - [unclear]*

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: 64 APR 18 1957	SPECIAL AGENT IN CHARGE <i>[Signature]</i>	RECORDED AND INDEXED: RECORDED - 8
COPIES OF THIS REPORT FURNISHED TO: 4 - Bureau (122-1693) RM 1 - Denver (122-25) (Info) RM 2 - Birmingham (122-15)		CHECKED OFF: INDEXED - 8
BUREAU OF INVESTIGATION 17 APR 9 1957 DEPARTMENT OF JUSTICE		JACKETED: 91
ROUTED TO: [unclear]		

~~CONFIDENTIAL~~

BH 122-15

International Union of Mine, Mill and Smelter Workers, and was filed in the office of the National Labor Relations Board, Washington, D. C., on June 12, 1956. Also filed with the NLRB on June 12, 1956, was Form NLRB 1080, "Certificate of Union Officers" reflecting the name of ASBURY HOWARD as Vice President, International Union of Mine, Mill and Smelter Workers, present term expiring June 30, 1957, which form was dated May 21, 1956, Denver, Colorado.

Both of the above forms bear the handwritten notation, "Delivered by hand - H CLOTT."

Originals of both of the above documents are maintained in the custody of Mr. RUSSEL R. MILLER, Elections Officer and Affidavit Compliance Chief, Division of Operations, Office of the General Counsel, National Labor Relations Board, Washington, D. C.

PROSECUTIVE ACTION

The Federal Grand Jury, Denver, Colorado, on October 16, 1956, returned true bill of indictment charging subject and 13 other officers and employees of the IUMMSW with conspiracy to effectuate compliance with the Labor Management Relations Act of 1947, through false and fraudulent statements and representations in order to obtain and use the services and facilities of the National Labor Relations Board, and that defendants filed noncommunist affidavits with the National Labor Relations Board falsely representing they were not members of or affiliated with the Communist Party. Twenty-one overt acts were charged in the indictment.

Subject surrendered to the U. S. Marshal, Denver, on November 20, 1956, and posted \$5,000.00 cash bond in the form of a certified IUMMSW check with the Clerk, U. S. District Court, Denver. HOWARD appeared before U. S. District Judge JEAN S. BREITENSTEIN, Denver, and entered a plea of not guilty.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS

The Communist Party, USA, herein referred to as the CP, has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1, who has furnished reliable information in the past and a current member of the CP in Birmingham.

Informant advised on January 16 and 17, 1957, that sometime in 1949 he heard SAM HALL, JR., State Chairman of the CP in Alabama, say that the CP had definitely decided to comply with the provisions of the Taft-Hartley Act. HALL remarked that he had recently attended a top-level meeting of the CP in New York City and that the decision of the CP was that the appropriate members of the IUMMSW would resign from the CP in order that they might sign the Taft-Hartley Affidavit. HALL stated the resignations would be "phony."

Informant further advised that a meeting of CP members and officials of the Mine-Mill Union was held in the IUMMSW Hall on 19th Street in Bessemer, Alabama about July or August, 1949. Informant said those present were HOSEA HERMAN HUDSON, CHARLES HOUSTON WILSON, GENE FIKES, ALTON LAWRENCE and OSCAR BERLAND, all known to informant to be members of the CP at that time. Informant said, in addition, HOWARD MOONEY and ASBURY HOWARD attended this meeting, HOWARD sitting at a desk in an adjoining room and obviously listening to what the other members of the conference were discussing. In informant's opinion, HOWARD was aware of what was being discussed in the next room.

Informant stated HOSEA HUDSON opened the conference, remarking that the Taft-Hartley Law would be discussed. CHARLES H. WILSON stated he had been to a meeting in Denver, Colorado and they had discussed the "new look." WILSON said it was decided at this meeting

BH 122-15

how the Mine-Mill would comply with the Taft-Hartley Act. He said a letter would be written by a Mine-Mill official in which the official would resign from the CP in order to comply with the Taft-Hartley Law, but that he could still be a member of the CP.

Informant recalled that GENE FIKES, a member of the CP, was apparently selected as the liaison man between the CP and the Mine-Mill; that SAM HALL, JR. often instructed FIKES to go to the Mine-Mill Hall and to go to the homes of Mine-Mill leaders to give them messages.

Informant stated that in late 1949 or early 1950, ASBURY HOWARD, HOSEA HUDSON and GENE FIKES went to Chicago, Illinois in HOWARD's automobile to attend a meeting of the Progressive Party. According to informant, HOWARD received money from HOSEA HUDSON to buy gas and oil and defray expenses for using his automobile. During this trip, HOWARD and HOSEA HUDSON discussed certain meetings which they had been holding in Atlanta, Georgia, with HOMER BATES CHASE, head of the CP in Georgia, at that time, and the possibility of holding such future meetings in Alabama. Informant stated HOWARD explained that the Mine-Mill Union had paid all his expenses in connection with his trips to Atlanta to meet with HOMER BATES CHASE.

Informant stated that on the return trip from Chicago to Birmingham, HOSEA HUDSON told ASBURY HOWARD that he should teach the Negro members of the Mine-Mill in the "right way" and should give them WILLIAM Z. FOSTER's book, "Twilight of World Capitalism."

Informant further advised that CP members from Bessemer took another trip to Chicago in the Summer of 1950; that this trip was to attend a "peace crusade" in Chicago. Among those attending were CHARLES H. WILSON, his wife FRANKIE WILSON, GENE FIKES, MAURICE TRAVIS, J. P. MOONEY, AL PEZZATTI, HOSEA HUDSON, ASBURY HOWARD, BOB MARTIN and LINUS WAMPLER. Informant stated BOB MARTIN was connected with the Waterfront Section of the CP and that MARTIN and his group held a caucus in the big hall where the meeting was held.

BH 122-15

Informant stated he recalled one occasion in 1951 when HOSEA HUDSON, Negro CP leader mentioned above, came to the Mine-Mill Office in Bessemer and met CHARLES WILSON, ASBURY HOWARD and ALTON LAWRENCE. HUDSON told WILSON that the union work among Negroes was slack and that this work was very important.

Informant advised LAWRENCE said that he and ASBURY HOWARD were going to take up with high officials in the CP the matter of the publication, "Hot Blast", being sent to people in the Bessemer area who were close to the CP, in an effort to try to get it stopped.

Informant has previously advised that the "Hot Blast" is a throw-away pamphlet published at intervals by the CP in the Birmingham area.

Birmingham Confidential Informant T-2,
of unknown reliability, but who is
in a position to furnish reliable
information.

Informant advised that in December 1955, ASBURY HOWARD visited Newark, New Jersey, staying at the Essex House. He was greeted by a welcoming committee, among whom were LUTHER GRAVES and LORRAINE HAYES.

Birmingham Confidential Informant T-3,
who has furnished reliable information
in the past.

Informant was told by one EDDIE TAYLOR whom he knew to be a member of the CP, that LUTHER GRAVES in September 1955, was an active member of AL GOLDBERG's CP Club. Informant advised that LORRAINE HAYES was a member of the HARRIET TUBMAN section of the CP, Essex County, New Jersey, but was dropped by the CP in 1955, for anti-Party activities.

~~CONFIDENTIAL~~

BH 122-15

Miss MARGARET FARRELL
Secretary to the owner, Essex House
1050 Broad Street
Newark, New Jersey

Miss FARRELL advised Special Agent ALFRED K. NICHOLAS, JR. that ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, had registered at that hotel on December 10, 1955, and had checked out on December 11, 1955.

Birmingham Confidential Informant T-4, who has furnished reliable information in the past.

Informant identified ASBURY HOWARD as an individual appearing in a photograph of persons who informant stated attended the 1953 convention of the National Negro Labor Council held at Chicago, Illinois.

The National Negro Labor Council has been designated by the Attorney General pursuant to Executive Order 10450.

[REDACTED]

[REDACTED] stated on March 29, 1957, that he is a former member of the IUMSW and is now [REDACTED] in the [REDACTED], and

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that he has known subject many years and was formerly closely associated with him in union activities. He stated he knew of nothing which would indicate subject was a member of the CP or connected with Communist activities. He added that the Mine-Mill Union is apparently not at all active in the Bessemer area at the present time.

~~CONFIDENTIAL~~

BH 122-15

Identity of Source	Date of Activity Or Description of Information	Date Received	Agent to whom Furnished	File Number where Located
T-1: [redacted]	Connection of subject with CP.	1/16,17/57	CHARLES B. STANBERY, orally.	100-2040-693, 694
"	Recontact - negative.	3/19/57	"	[redacted]
"	Re "Hot Blast"	10/16/55	CHARLES B. STANBERY, orally.	[redacted]
"	"	3/28/55	"	[redacted]
T-2: [redacted] (by request)	Re meeting of subject with LUTHER GRAVES & LORRAINE HAYES.	10/10/56	CARROLL T. ALLEN, RAYMOND S. BYRNE	NK 100-42290-1
T-3: [redacted]	Characterization of LUTHER GRAVES	9/20/55	MERVYN E. HOGAN & CLARK D. THOMPkins	NK 100-34927-131
"	Characterization of LORRAINE HAYES	7/1/55	"	NK 100-33905-154
T-4: [redacted] PSI	Subject's attendance at NNLC convention.	5/1/56	WINFRED ELDER JESTER	NK 100-35773-652

Careful consideration has been given to each source concealed and "T" symbols were utilized in this report only in those instances where identities of the informants must be concealed.

ADMINISTRATIVE

The information furnished by [redacted] on January 16 and 17, 1957, has been reported in part previously in this matter, and in its entirety in the case captioned

BH 122-15

ADMINISTRATIVE

COMINFIL, IUMMSW; IS - C; LMRA, 1947. [redacted] was interviewed at length on January 16-17, 1957, regarding the information previously furnished. In the interest of clarity and completeness, this information is set out in instant report.

THE DENVER DIVISION: (INFORMATION)

A copy of this report is being furnished Denver for information inasmuch as subject is Vice President of the IUMMSW, headquarters Denver, Colorado, which is office of origin in the COMINFIL, IUMMSW case.

Inasmuch as all pertinent information regarding subject has been reported and since subject is under indictment in this case, this matter is being placed in a pending inactive status to be reopened for review and necessary investigation for a report to be submitted within six months from the date of this report.

REFERENCE

Report of SA JAMES L. PUGH, Birmingham, dated May 8, 1956.

ADMINISTRATIVE PAGE

SAC, Birmingham (140-35)

8-26-57

Director, FBI (140-1287)

ASBURY HOWARD, JR.
Substitute Clerk Carrier - Applicant
Post Office Department
Detroit, Michigan
SECURITY OF GOVERNMENT EMPLOYEES
Buded: 9-9-57

As you are aware a full field SGE investigation was conducted concerning the captioned individual in 1954. Reports covering same were disseminated to the Civil Service Commission (CSC) and the Department by letters dated 7-12-54, at which time Howard was employed as a Substitute Postal Transportation Clerk, Post Office Department, Detroit, Michigan. By letter dated 7-29-55 the CSC advised a favorable determination had been made in his case. CSC has now indicated that Howard is an applicant for the captioned position and has requested a recheck of the Bureau's files for any additional information which has not previously been reported in this matter.

Your attention is directed to the case entitled "Asbury Howard, was., IS-C," Birmingham file 100-3112, and to the case entitled "Asbury Howard, was., Labor Management Relations Act, 1947 (Security Matter)," Birmingham file 122-15, Detroit file 122-85, concerning the father of the applicant. Birmingham should check its indices and review the above cases and include any additional pertinent information concerning the applicant and/or his father in a supplemental SGE report suitable for dissemination reflecting any information subsequent to the time the full field report was submitted. (100-233025 & 122-1693)

Detroit should check its indices and review its files in the above-described cases for the same purpose and submit a supplemental SGE report suitable for dissemination. If there is any indication from a review of the above files that any additional logical supplemental investigation need be conducted, same should be done and included in your supplemental report.

cc: 2 - Detroit (140-136)
1 - 100-233025 (Asbury Howard)
1 - 122-1693 (Asbury Howard)

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SUMMARY
REPORT FORM
FD-272 (5-12-55)

FEDERAL BUREAU OF INVESTIGATION

CONFIDENTIAL

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 10-3-57	Investigative Period 9-30-57
TITLE OF CASE ASBURY HOWARD, was Ashbury Howard, Mack Howard		Report made by MELTON L. ALEXANDER	Typed By FC
		CHARACTER OF CASE LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)	

Synopsis:

SUPPLEMENTAL PROSECUTIVE SUMMARY REPORT

Asbury Howard Summary Ala

NARRATIVE OF OFFENSE

Most recent Non-Communist Affidavit executed by HOWARD on May 13, 1957, as Vice President of the International Union of Mine, Mill and Smelter Workers and filed with NLRB on May 20, 1957.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of subject on the most recently executed affidavit after May 20, 1962.

Approved <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below		
Copies made: 4 Bureau (122-1693) - RM 1 Denver (122-25) - RM 2 Birmingham (122-15)	122-1693-26	RECORDED-98	
		INDEXED-98	
		OCT 4 1957	

60 OCT 9 1957

[Handwritten notes and signatures]
10-9-57
[Signature]

CONFIDENTIAL

BH 122-15

FILEING OF MOST RECENT AFFIDAVIT
OF NON-COMMUNIST UNION OFFICER

RUSSEL R. MILLER,
Election Officer and Affidavit Compliance Chief,
Office of General Counsel,
National Labor Relations Board,
Washington, D. C.

Mr. MILLER has custody of and can produce the original form NLRB 1081, "Affidavit of Non-Communist Union Officer," executed on May 13, 1957 by ASBURY HOWARD as Vice-President of the International Union of Mine, Mill and Smelter Workers, (hereinafter referred to as the IUMMSW), received for filing at the National Labor Relations Board, Washington, D. C. on May 20, 1957, which date is reflected by perforated stamp on original document.

Also in the custody of Mr. MILLER is the original form NLRB-1080, "Certificate of Union Officers," dated May 13, 1957, and executed by JOHN CLARK as President of the IUMMSW, listing ASBURY HOWARD as Vice President of the IUMMSW. This certificate was received for filing at the NLRB, Washington, D. C. on May 20, 1957.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS

The Communist Party, USA, herein referred to as the CP, has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1

Informant advised on April 16, 1957 that JOSEPH SOMMERS, then CP leader in Birmingham, during the course of a CP meeting held on April 14, 1957, stated that ASBURY HOWARD had the assignment from the "Party" to cover and report on the "Pilgrimage of Prayer" to be held at Washington, D. C. on May 17-18, 1957. Informant advised he took this to

~~CONFIDENTIAL~~

BH 122-15

mean that HOWARD was so assigned by the CP. Informant advised on May 20, 1957 that HOWARD had recently stated to a CP member, "We've all got to be lily white right now. They are just waiting to catch us with literature or anything that can be connected with the Communist Party. There are lots of ways to fight." Informant was unable to furnish any additional information concerning the above statements of SOMMERS and HOWARD.

Informant advised on September 9, 1957 that SYLVIA HALL, known to informant as the treasurer of the Southern Regional Committee of the CP, stated to a member of the CP on August 30, 1957 that if any Communist in Birmingham is arrested, ASBURY HOWARD or ALTON LAWRENCE should be contacted and asked for funds.

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~~CONFIDENTIAL~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693) - RM

DATE: 10-3-57

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was
LMRA, 1947 (SECURITY MATTER)

Attached is report of SA MELTON L. ALEXANDER in captioned matter, dated 10-3-57 at Birmingham, and blank memorandum dated 10-3-57 relating to instant report.

INFORMANTS

<u>Identity of Source</u>	<u>Date/Descr. of Information</u>	<u>Date Received</u>	<u>Agent to Whom Furnished</u>	<u>File No. Where Located</u>
T-1: [REDACTED]	Party Assign- ment of Subject	4-16-57	CHARLES B. STANBERY (written)	[REDACTED]
"	Subject's Statement	5-20-57	"	
"	Statement of SYLVIA HALL	9-9-57	"	

Careful consideration has been given to the source concealed and "T" symbol utilized inasmuch as identity of the source must be concealed.

ADMINISTRATIVE

A copy of this report is furnished the Denver Office as subject is Vice-President of the IUMMSW, and Denver is office of origin in the case captioned COMINFIL, IUMMSW, RAYMOND BERNARD DENNIS, etal, IS-C; ISA-1950; LMRA, 1947; HOWARD being a subject and Party defendant in that case.

This matter is being placed in pending inactive status in the Birmingham Division. It will be made active for review within six months.

MLA:FC
(4)

2 Bureau (encl-8) - RM
1 Denver (122-25 (encl-4) - RM
1 Birmingham (122-15)

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122-1673-27
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BH 122-15

Attached report marked "Confidential" inasmuch as it contains information, the disclosure of which would be detrimental to the national security.

REFERENCE

Supplemental Prosecutive Summary Report of
SA MELTON L. ALEXANDER, 4-5-57, Birmingham.



United States Department of Justice
Federal Bureau of Investigation

300 American Life Building
Birmingham 3, Alabama
October 3, 1957

RE: ASBURY HOWARD, was
Ashbury Howard, Mack Howard
LABOR MANAGEMENT RELATIONS ACT - 1947
(SECURITY MATTER)

Reference is made to the report of SA MELTON L. ALEXANDER, dated October 3, 1957 at Birmingham, in captioned matter. Birmingham Confidential Informant T-1 has furnished reliable information in the past.

This memorandum is loaned to you by the Federal Bureau of Investigation and neither it nor its contents are to be distributed outside the agency to which loaned.

ru 1013
10-9-57
JAM: wfm

ENCLOSURE

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: 4-2-58

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was.
LMRA, 1947 (SM)

Re supplemental prosecutive summary report of SA MELTON L. ALEXANDER, Birmingham, dated October 3, 1957.

Review of instant matter discloses semiannual supplemental prosecutive summary report presently due. It is to be noted that former [redacted] now [redacted] recently has furnished information concerning possible Communist Party connections of ASBURY HOWARD. Los Angeles has been requested to reinterview informant and furnish results to Birmingham. Upon receipt of information from Los Angeles, Birmingham will submit supplemental prosecutive summary report under above caption.

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- 2 - Bureau (122-1693) (RM)
1 - Denver (122-25) (Info) (RM)
1 - Los Angeles (100-14362) (RM)
1 - Birmingham (122-15)

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EX-126

122-1693-28
14 APR 4 1958

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INF. SEC.

REPORT MADE AT: BIRMINGHAM	DATE WHEN MADE: 4/22/58	PERIOD FOR WHICH MADE: 3/21;4/1,17/58	REPORT MADE BY: MELTON L. ALEXANDER MFL
ASBURY HOWARD, was. Ashbury Howard, Mack Howard			CHARACTER OF CASE: LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)

SUPPLEMENTAL PROSECUTIVE
SUMMARY REPORT

NARRATIVE OF OFFENSE

Most recent Noncommunist Affidavit executed by ASBURY HOWARD on May 13, 1957, as Vice President of the International Union of Mine, Mill and Smelter Workers and filed with the National Labor Relations Board on May 20, 1957.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of subject on the most recently executed affidavit after May 20, 1962.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS

The Communist Party, USA, herein referred to as the CP, has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1

Informant advised on January 20, 1958, that at CP headquarters on Spring Street in Los Angeles, California, on January 6, 1958, PETTIS PERRY took part in a conversation concerning various Party members. During the conversation it

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DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED:	SPECIAL AGENT IN CHARGE	RECORDED AND INDEXED
COPIES OF THIS REPORT FURNISHED TO: 4 - Bureau (122-1693) RM 1 - Denver (122-25) RM 4 - Birmingham (122-15) (1 - 100-3112) (1 - 100-2040)	122-1613-29	REC-29
	APR 24 1958	CHECKED OFF: EX-135
	DEPARTMENT OF JUSTICE	JACKETED:
ROUTED TO:	FILE	INT. SEC. DIV.

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BH 122-15

was mentioned that ASBURY HOWARD was coming to Los Angeles, at which time PERRY stated he wanted very much to meet with HOWARD.

Birmingham Confidential Informant T-2

Informant advised on March 14, 1958, that PETTIS PERRY is a member of the National Committee of the Communist Party of the United States.

Birmingham Confidential Informant T-1

Informant advised on January 30, 1958, that PETTIS PERRY on January 29, 1958, while conversing with ASBURY HOWARD, asked HOWARD to give a full report on the Southern states. HOWARD then gave a report for about two hours. Following this, HOWARD reported on his Party assignments regarding the Voters League, church, and other mass movements.

Informant advised on January 31, 1958, that ASBURY HOWARD, while visiting in California in January 1958, stated he was a member of the CP, but had no local connections with local people. HOWARD stated he paid his dues in Denver, Colorado, through the Mine-Mill Union No. 7 and added that his assignments were given in Denver by the Party.

Informant stated that HOWARD on January 29, 1958, at the Mine-Mill Union Hall in Maywood, California, during a discussion of various people who were still members of the CP, stated he did not try to see MATTHEW or MARY KNOX since he was not to meet any of the comrades locally, and all his Party connections were through the Mine-Mill.

Informant advised on August 30, 1957, that MARY KNOX stated on August 25, 1957, that she and her husband, MATTHEW KNOX, were the only members of the Titusville CP Club who were paying dues.

Birmingham Confidential Informant T-3

Informant advised on April 2, 1958, that a meeting of the Montgomery, Alabama Branch of the CP held on March 30, 1958, was chaired by MARY BABER KNOX of Birmingham.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: 4-22-58

Out
FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was.
Ashbury Howard, Mack Howard
LMRA, 1947
ST
(SECURITY MATTER)

Attached is report of SA MELTON L. ALEXANDER, Birmingham, dated April 22, 1958, and letterhead memorandum dated April 22, 1958, relating to reliability of informants mentioned in instant report.

CONFIDENTIAL INFORMANTS

Identity of Source	Date of Activity or Description of Information	Date Received	Agent to whom Furnished	File Number where Located
T-1: [redacted] former [redacted]	PETTIS PERRY's desire to see HOWARD.	1-20-58	EDWARD H. MACKENZIE	[redacted]
"	HOWARD converses with PETTIS PERRY.	1-30-58	"	
"	HOWARD's statement re his CP membership.	1-31-58	"	
"	Characterization of MARY & MATTHEW KNOX.	8-30-57	CHARLES B. STANBERY	
T-2: [redacted]	Characterization PETTIS PERRY.		CLAUDE E. WILLIS, JR.	
T-3: [redacted]	Characterization MARY KNOX.	4-2-58	WOODSON E. DRAUT, MO	[redacted]

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*Let. to Asbury Howard
4/20/58
JHM*

ENCLOSURE

Careful consideration has been given to the sources concealed and "T" symbols were utilized in attached report only in those instances where identities of sources must be protected.

- 2 - Bureau (Encls-8) (RM)
- 1 - Denver (Info) (122-25) (RM)
- 4 - Birmingham (122-15) (100-3112) (100-2040)

MLA:MFL
(7)

REC-29

122-1693-30

APR 24 1958

EX-135

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F-130

BH 122-15

ADMINISTRATIVE

A copy of instant report is furnished Denver since subject is Vice President of the International Union of Mine, Mill and Smelter Workers, and Denver is Office of Origin, and Office of Prosecution in the case captioned "Cominfil, IUMMSW; RAYMOND BARNARD DENNIS, et al; IS - C; ISA, 1950; LMRA, 1947" HOWARD being a defendant in that matter.

This matter is being placed in a pending inactive status in the Birmingham Division and will be made active for review, investigation and submission of report within six months.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No. 122-15

300 American Life Building
Birmingham 3, Alabama
April 22, 1958

RE: ASBURY HOWARD, with aliases
Ashbury Howard,
Mack Howard
LABOR MANAGEMENT RELATIONS
ACT, 1947
(SECURITY MATTER)

All confidential Informants mentioned in the report of Special Agent Melton L. Alexander at Birmingham, Alabama, dated April 22, 1958, in captioned matter, have furnished reliable information in the past.

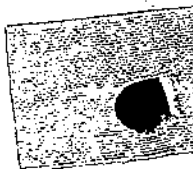
This is loaned to you for your information and should not be disseminated to unauthorized persons or agencies.

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ENCLOSURE

AGENCY 122-15
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~~CONFIDENTIAL~~



Mitchell

Assistant Attorney General
Internal Security Division

April 30, 1958

Director, FBI

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947

Enclosed are two copies of the report
of Special Agent Melton L. Alexander dated April 22,
1958, at Birmingham, Alabama.

The individual designated as Confidential
Informant T-1 is identical with the confidential
informant who is presently at Los Angeles, formerly
having been at Birmingham, Alabama. This informant
has been approved by the Attorney General for use as
a witness in the case involving the International
Union of Mine, Mill and Smelter Workers before the
Subversive Activities Control Board.

Enclosures (2)

122-1693

2 - Birmingham (122-15)

NOTE SAC, BIRMINGHAM:

Report of SA Alexander has been classified
confidential by the Bureau. Until such time as T-1 is
used by the Government as a witness, his identity should
be protected. Information attributed to this informant
on page 2 of SA Alexander's report, if disclosed, could
easily lead to the identification of this informant
which would diminish the FBI's coverage of the International
Union of Mine, Mill and Smelter Workers with the
resultant damaging effect to the national defense.

NOTE ON YELLOW: EX-128

REC-4

122-1693-31

T-1 is [redacted] formerly [redacted] Memorandum
classified confidential inasmuch as it transmits confidential
report to Department.

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FBI - MEMPHIS

~~CONFIDENTIAL~~

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- Belmont _____
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- Holloman _____
- Nease _____

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CONFIDENTIAL

Form No. 8

THIS CASE ORIGINATED AT **BIRMINGHAM**

FILE NO.

REPORT MADE AT: BIRMINGHAM	DATE WHEN MADE: 10/3/58	PERIOD FOR WHICH MADE: 5/2, 20; 9/29/58	REPORT MADE BY: MELTON L. ALEXANDER	MFL
TITLE: ASBURY HOWARD, was. Ashbury Howard, Mack Howard			CHARACTER OF CASE: LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)	

SUPPLEMENTAL PROSECUTIVE
SUMMARY REPORT

NARRATIVE OF OFFENSE

Most recent Noncommunist Affidavit executed by ~~ASBURY HOWARD~~ on May 6, 1958, as Vice President of the International Union of Mine, Mill and Smelter Workers and filed with the National Labor Relations Board on May 9, 1958.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of HOWARD on the most recently executed affidavit after May 9, 1963.

FILING OF MOST RECENT AFFIDAVIT OF
NONCOMMUNIST UNION OFFICER

RUSSEL R. MILLER
Election Officer and Affidavit Compliance Chief
Office of the General Counsel
National Labor Relations Board
Washington, D. C.

2403 - USA
10-14-58
R. B. [unclear]

Mr. MILLER has custody of and can produce the original Form NLRB 1081, "Affidavit of Noncommunist Union Officer," executed on May 6, 1958, by ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, as Vice President of the International Union of Mine, Mill and Smelter Workers, (herein below referred to as the IUMMSW), and received for

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APPROVED AND FORWARDED: <i>CMK</i>	SPECIAL AGENT IN CHARGE	122-1693-27	RECORDED AND INDEXED: REC-51
COPIES OF THIS REPORT FURNISHED TO: 4 - Bureau (122-1693) (RM) 1 - Denver (122-25) (RM) 2 - Birmingham (122-15)		BUREAU OF INVESTIGATION II	CHECKED OFF:
		DEPARTMENT OF JUSTICE	JACKET EX-132
		ROUTED TO: FILE	

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~~CONFIDENTIAL~~

BH 122-15

filing at the National Labor Relations Board, Washington, D. C., on May 9, 1958, which date is reflected by date stamp appearing on the original document.

Also in the custody of MILLER is the original form NLRB 1080, "Certificate of Union Officers," dated May 5, 1958, and executed by JOHN CLARK as President of the IUMMSW, listing ASBURY HOWARD as Vice President of the IUMMSW. This certificate was received for filing at the NLRB, Washington, D. C., on May 9, 1958.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS

The Communist Party, USA, herein referred to as the CP, has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1

Informant advised on May 1, 1958, that ASBURY HOWARD was coming to Los Angeles, California soon and wanted a meeting with PETTIS PERRY.

Birmingham Confidential Informant T-2

Informant advised on March 14, 1958, that PETTIS PERRY is a member of the National Committee of the CP.

~~CONFIDENTIAL~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: 10-3-58

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, was.
LMRA, 1947
(SECURITY MATTER)

Attached is Supplemental Prosecutive Summary Report of SA MELTON L. ALEXANDER dated October 3, 1958, at Birmingham, and letterhead memorandum of same date regarding reliability of informants.

REFERENCE

Supplemental Prosecutive Summary Report of SA MELTON L. ALEXANDER dated April 22, 1958, at Birmingham.

CONFIDENTIAL INFORMANTS

Identity of Source	Date of Activity or Description of Information	Date Received	Agent to whom Furnished	File Number Where Located
T-1: [redacted]	Proposed visit of HOWARD and desire to see PETTIS PERRY	5-1-58	JOSEPH R. CONLON	[redacted]
T-2: [redacted]	Characterization of PETTIS PERRY		CLAUDE E. WILLIS, JR.	

Careful consideration has been given to the sources concealed and "T" symbols were utilized only in those instances where identities of the sources must be protected.

ADMINISTRATIVE

Attached report is marked "~~Confidential~~" as information attributed to Informant T-1, if disclosed, could lead to the identification of this informant, which would diminish FBI coverage of the IUMMSW with the resultant damaging effect to the national defense.

- 2 - Bureau (Encls-4) (RM)
- 1 - Denver (Encl-1) (122-25) (RM)
- 2 - Birmingham (122-15)

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REC-51

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BH 122-15

Information copy of this report is being furnished Denver in view of prosecution this matter in the COMINFIL, IUMMSW caption pending that division.

This matter is being placed in a pending inactive status and will be made active for review, investigation, and submission of report within six months.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

300 American Life Building
Birmingham 3, Alabama
October 3, 1958

In Reply, Please Refer to
File No. 122-15

RE: ASBURY HOWARD, with aliases
Ashbury Howard, Mack Howard
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

All confidential informants mentioned in the report of Special Agent Melton L. Alexander at Birmingham dated October 3, 1958, in captioned matter, have furnished reliable information in the past.

This is loaned to you for your information and should not be disseminated to unauthorized persons or agencies.

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10-14-58

J.M. - [signature]

122-1673-33

RECORDED

BH 122-15

EVIDENCE OF COMMUNIST PARTY (CP) CONNECTIONS

The CP, USA, has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1

Informant advised on September 9, 1958, that in January, 1958, ASBURY HOWARD met with PETTIS PERRY and mentioned that he is not in direct contact with CP members but keeps in touch through the Mine-Mill Union Hall in Denver, Colorado. HOWARD also stated that he attended a CP meeting in New York City in 1947, at which he stated that he felt it was absolutely necessary to build a strong base which could be accomplished by joining various organizations and churches in order to meet people and make them class conscious. HOWARD stated that since 1947, he has always tried to follow this program.

Birmingham Confidential Informant T-2

Informant, on March 14, 1958, advised that PETTIS PERRY is a member of the National Committee of the CP.

Birmingham Confidential Informant T-3

Informant advised that while at Room 806, 36 West Randolph Street, Chicago, Illinois, during August, 1958, he observed, among others, the address and name, "International Union of Mine, Mill, P. O. Box 411, Bessemer, Alabama, Attn: Mr. ASBURY HOWARD," which appeared among some material captioned, "Mine Mill List."

Birmingham Confidential Informant T-4

Informant advised on August 15, 1958, that Room 806, 36 West Randolph Street, Chicago, is a part of the headquarters of the CP of Illinois and of "The Worker," in Chicago, Illinois. T-4 stated that the records of "The Worker" are maintained in this room.

"The Worker" is an East Coast Communist weekly newspaper.

BH 122-15

Birmingham Confidential Informant T-1

Informant advised on February 23, 1959, that PETTIS PERRY stated that he had informed the Mine-Mill in Los Angeles of the attack on ASBURY HOWARD in Bessemer, Alabama. PERRY stated he wanted to see HOWARD if he came to Los Angeles before the convention.

PETTIS PERRY has been previously described.

Birmingham Confidential Informant T-5

Informant advised on February 24, 1959, that the Afro-American Heritage Association (AAHA), Chicago, Illinois, sponsored a meeting on February 21, 1959, with about 20 persons attending. ASBURY HOWARD, International Vice President, IMMSW, was the speaker and made an appeal for financial assistance to aid him in his case at Bessemer, Alabama.

Birmingham Confidential Informants T-4 and T-6

Informants advised in July, 1958, and November 1958, that the Afro-American Heritage Association, 102 East 35th Street, Chicago, Illinois, was formed in 1958, with the main organizing figure being ISHMAEL FLORY who is its Executive Director. Its membership numbered approximately 20 in November, 1958.

Birmingham Confidential Informant T-7

Informant advised that ISH FLORY was described by CLAUDE LIGHTFOOT, Chairman of CP of Illinois, in February, 1959, as an old-time Communist.

Birmingham Confidential Informant T-5

Informant advised that at the AAHA meeting, mentioned above, people in attendance were given drafts of letters, asking for assistance in HOWARD's case, which were to be sent to influential persons.

BH 122-15

Birmingham Confidential Informant T-8

Informant, on February 28, 1959, advised that a meeting sponsored by the AAHA, held February 27, 1959, in Chicago, Illinois, was attended by members of various trade unions. A steering committee was appointed to study and recommend steps to be taken to protest the HOWARD case. The meeting also considered drafts of letters to be directed to influential persons, including the President of the United States and United States Senators and Representatives.

Birmingham Confidential Informant T-5

Informant advised on February 28, 1959, that RAY DENNIS of the International Mine Mill and Smelter Workers Union (IMMSWU) was one of the members of the Trade Union Committee which met at the AAHA-sponsored meeting on February 27, 1959.

Birmingham Confidential Informant T-9

Informant advised that RAY DENNIS was a member of the CP in 1953.

Birmingham Confidential Informant T-8

Informant advised that RAY DENNIS, described above, has been in regular contact with the leadership of the CP of Illinois, particularly SAM KUSHNER, concerning the meetings in the HOWARD case.

Birmingham Confidential Informant T-10

On March 11, 1959, informant advised that SAM KUSHNER is Vice Chairman, Illinois CP, and member of the National Committee, CP, USA.

Birmingham Confidential Informant T-8

On February 26, 1959, and March 3, 1959, informant advised that SAM KUSHNER discussed with ERIC BERT proposed articles concerning ASBURY HOWARD, to be included in forthcoming issues of "The Worker."

~~CONFIDENTIAL~~

BH 122-15

Birmingham Confidential Informant T-11

Informant on February 24, 1958, furnished information that ERIC BERT was Managing Editor of "The Worker."

Birmingham Confidential Informant T-12

Informant advised on February 20, 1959, WILLIAM L. PATTERSON urged that ASBURY HOWARD, Vice President of the Mine Mill and Smelter Workers Union, be brought to New York for a meeting or two.

"The Worker", January 26, 1958, page four, column three, described WILLIAM L. PATTERSON as its General Manager.

Birmingham Confidential Informant T-13

On March 9, 1959, informant advised that SAM KUSHNER on March 3, 1959, indicated that among some of the stories on the agenda for "The Worker," was the ASBURY HOWARD incident which he, KUSHNER, will continue to cover.

The following articles protesting the assault of ASBURY HOWARD appeared in "The Worker":

Edition of February 22, 1959, page four, columns one and two, captioned "Urge U. S. Punish Alabama Mob that Beat Unionist."

Edition of March 8, 1959, front page, captioned "ASBURY HOWARD on Alabama Chain Gang! AFL-CIO Asks National Protest Drive."

Edition of March 15, 1959, page 13, in a feature column captioned "Shop Talk," at Chicago, with sub caption "Struggles in South Move Chicago Unions into Action."

~~CONFIDENTIAL~~



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

300 American Life Building

Birmingham 3, Alabama

April 4, 1959

In Reply, Please Refer to
File No. 122-15

RE: ASBURY HOWARD, aka
Ashbury Howard, Mack Howard
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

All confidential informants mentioned in the report of Special Agent MARTIN BENDER dated April 4, 1959, at Birmingham, in captioned matter, have furnished reliable information in the past.

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

Same as rept.
RECEIVED _____
REG. SEC. _____
DATE _____
HOW FOR _____
BY _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: April 4, 1959

FROM : SAC, Birmingham (122-15)

Info

SUBJECT: ASBURY HOWARD, aka.
LMRA, 1947
(SECURITY MATTER)

Attached is Supplemental Prosecutive Summary Report of SA MARTIN BENDER dated April 4, 1959, at Birmingham, and letterhead memorandum of same date regarding reliability of informants.

REFERENCE

Supplemental Prosecutive Summary Report of SA MELTON L. ALEXANDER dated October 3, 1958, at Birmingham.

CONFIDENTIAL INFORMANTS

Identity of Source	Date of Activity or Description of Info	File Number Where Located
--------------------	---	---------------------------

T-1: <input type="text"/>	Meeting with PETTIS PERRY, January, 1958.	<input type="text"/>
---------------------------	---	----------------------

"	PERRY desires see HOWARD, Jan., 1959.	
---	---------------------------------------	--

T-2: <input type="text"/>	Documentation of PETTIS PERRY	
---------------------------	-------------------------------	--

T-3: Anonymous (Chicago)		
--------------------------	--	--

T-4: <input type="text"/>	Documentation, Room 806, 36 West Randolph Street, Chicago, Ill.	
---------------------------	---	--

"	Documentation of AAHA	
---	-----------------------	--

2 - Bureau (Encls-2) (RM)
 1 - Denver (122-25) (Encls-2) (RM)
 3 - Birmingham (122-15) (100-3112)
 MB:MFL
 (6)

REC-77

122-1693-35

20 APR 8 1959

57 APR 21 1959

Handwritten signatures and stamps

b7D
b7E

BH 122-15

Identity of Source	Date of Activity or Description of Info	File Number Where Located
T-5: [redacted]	HOWARD, speaker at AAHA meeting, 2-21-59	BH 100-3112-241
"	Drafts of letters distributed, 2-21-59	BH 100-3112-241
"	RAY DENNIS, member committee, 2-27-58	BH 100-3112-241
T-6: [redacted]	Documentation of AAHA	
T-7: [redacted]	Documentation of ISH FLORY	
T-8: [redacted]	AAHA meeting, 2-27-59	
"	RAY DENNIS in contact SAM KUSHNER	
"	SAM KUSHNER in contact with ERIC BERT 2-26; 3-3-59.	
T-9: [redacted]	Documentation of RAY DENNIS	
T-10 [redacted]	Documentation of SAM KUSHNER	
T-11 [redacted]	Documentation of ERIC BERT	
T-12 [redacted]		
T-13 [redacted]		[redacted]

b7D
b7E

Careful consideration has been given to the sources concealed and "T" symbols were utilized only in those instances where identities of the sources must be protected.

BH 122-15

ADMINISTRATIVE

Attached report is marked "~~Confidential~~" as it contains information from informants which, if disclosed, could lead to identification of the informants, which would hamper investigations of security matters and, therefore, be injurious to the National Defense.

Information copy of this report is being furnished Denver in view of prosecution this matter in COMINFIL, IUMMSW caption pending that division.

This matter is being placed in a pending inactive status in the Birmingham Division. It will be made active for review within six months.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693) - RM

DATE: 11-6-59

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, aka
LMRA, 1947
(SECURITY MATTER)

*cmk
jws*

Re 0-17 form dated 11-3-59, and report of SA MARTIN BENDER, dated 10-29-59, captioned as above.

Submitted herewith are following correct forms:

TO BUREAU: Original and one copy of FD-272 and original and three copies of FD-204.

TO DENVER: One copy each of FD-272 and FD-204.

FD-272 should be used as the cover page and FD-204 as page 1 of referenced report.

Birmingham copies have been corrected.

2 Bureau (encl-6) - RM
1 Denver (encl-2) - RM
1 Birmingham

MB: FC
(4)

12

122-1693
NOT RECORDED
14 NOV 9 1959

ENCLOSURE

*Det. and Filed in
Serial 26 - jws - 11/10/59*

INT. SEC.

COPIES

299
NOV 12 1959

FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 10-29-59	Investigative Period 10/15 - 21/59
TITLE OF CASE ASBURY HOWARD, aka., Ashbury Howard, Mack Howard		Report made by MARTIN BENDER	Typed By: -fmb/fc
		CHARACTER OF CASE LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)	

~~XXXXXXXX~~ **SUPPLEMENTAL PROSECUTIVE SUMMARY REPORT**

REFERENCE

Supplemental Prosecutive Summary Report of SA MARTIN BENDER, dated 4-4-59, at Birmingham.

P *

INFORMANTS

Identity of Source	File Number Where Located
--------------------	---------------------------

T-1: is

T-2: is

(Requested)

Instant report
b7D

Careful consideration has been given to the sources concealed and "T" symbols were utilized in those instances where identities of the sources must be protected.

Approved <i>[Signature]</i>	Special Agent in Charge	Do not write in spaces below	
Copies made: 4 Bureau (122-1693) - RM 1 Denver (122-25) - RM (info) 2 Birmingham (122-15) <i>1 copy destroyed on 11/11/59</i>		122-1693-	36
		CORRECTED FIRST PAGE	
		24 NOV 1959	

AGENCY *See RAB/122*
 REC'D
 DATE FORW. *11-12-59*
 HOW FORW. *From 8-6*
 BY *[Signature]* **F91**

BH 122-15

ADMINISTRATIVE

This report is marked "~~Confidential~~" as it contains information from informants, which if disclosed could lead to their identification and which would hamper investigations of security matters and, therefore, be injurious to the National Defense.

An information copy of this report is being furnished Denver, in view of prosecution in COMINFIL, IUMMSW caption pending that Division.

Information attributed to T-1 [redacted] has been carefully paraphrased to preclude the possibility of compromising him. On July 1, 1959, [redacted] furnished the New York Office with a memorandum prepared by IRVING POTASH, Labor Secretary, CP, USA, for delivery by [redacted] to the CP in Canada. In comments concerning the IUMMSW leadership, POTASH wrote that ASBURY HOWARD, among others, was "still in the family". Informant advised that POTASH, in referring to various individuals as being "in the family" was making reference to the fact that these persons were still in the CP.

It is noted this information was previously furnished to the Denver Division in New York letter to Director, July 20, 1959, under the COMINFIL, IUMMSW caption, (Bufile 100-108199).

This case is being placed in a pending inactive status in the Birmingham Division. It will be made active for review within six months.

B*

COVER PAGE

b7D

~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA MARTIN BENDER
Date: 10-29-59

Office: BIRMINGHAM

Field Office File #: 122-15

Bureau File #: 122-1693

Title: ASBURY HOWARD, aka., Ashbury Howard, Mack Howard

Character: LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)

~~REMARK~~NARRATIVE OF OFFENSE

Most recent Noncommunist Affidavit executed by ASBURY HOWARD on April 16, 1959, as Vice-President of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS (IUMMSW), and filed with the National Labor Relations Board on April 24, 1959.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of HOWARD on the most recently executed affidavit after April 24, 1964.

~~CONFIDENTIAL~~

BH 122-15

FILING OF MOST RECENT AFFIDAVIT
OF NONCOMMUNIST UNION OFFICER

RUSSEL R. MILLER
Election Officer and
Affidavit Compliance Chief
Division of Operations
Office of the General Counsel
National Labor Relations Board
Washington, D. C.

Mr. MILLER has custody of and can produce the originals of the following documents:

Form NLRB 1081, "Affidavit of Noncommunist Union Officer", executed on April 14, 1959, by ASBURY HOWARD, 1930 Exeter Avenue, Bessemer, Alabama, as Vice-President of the IUMMSW.

Form NLRB 1080, "Certificate of Union Officers", dated April 20, 1959, by JOHN CLARK as President of the IUMMSW, listing ASBURY HOWARD as Vice-President.

Both of the above documents were received at the NLRB on April 24, 1959, as indicated by a date stamp.

EVIDENCE OF COMMUNIST PARTY (CP) CONNECTIONS

The CP, USA, has been designated by The Attorney General of the United States pursuant to Executive Order 10450.

Birmingham Confidential Informant T-1:

On July 1, 1959, informant advised he observed a recent communication from a high level official of the CP, USA, in which the official in discussing the present leadership of the IUMMSW, made a comment concerning ASBURY HOWARD, which indicated to the informant that HOWARD is considered by the CP leadership to be a member of the CP.

Birmingham Confidential Informant T-2:

Informant, an acquaintance of HOWARD and formerly active in the IUMMSW in the Bessemer, Alabama, area, advised

~~CONFIDENTIAL~~

BH 122-15

on October 15, 1959, that he has no information that HOWARD is engaged in CP activities.

MISCELLANEOUS

On July 22, 1959, DAVID HOOD, Attorney, Bessemer, Alabama, advised that ASBURY HOWARD was released from Bessemer City Jail, July 18, 1959, after serving 180 days.

3*

~~CONFIDENTIAL~~



United States Department of Justice
Federal Bureau of Investigation

122-15

300 American Life Building
Birmingham 3, Alabama
October 29, 1959

RE: ASBURY HOWARD, aka.,
Ashbury Howard, Mack Howard.
LABOR MANAGEMENT RELATIONS
ACT, 1947 (SECURITY MATTER)

All Confidential Informants mentioned in the report of Special Agent MARTIN BENDER, dated October 29, 1959, at Birmingham, in captioned matter, have furnished reliable information in the past.

This memorandum is loaned to you by the Federal Bureau of Investigation and neither it nor its contents are to be distributed outside the agency to which loaned.

~~CONFIDENTIAL~~

FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 10/29/59	Investigative Period 10/15-21/59
TITLE OF CASE ASBURY HOWARD, aka., Ashbury Howard, Mack Howard.		Report made by MARTIN BENDER	Typed By: -fmb
		CHARACTER OF CASE LABOR MANAGEMENT RELATIONS ACT, 1947 (SECURITY MATTER)	

~~XXXXXX~~ **SUPPLEMENTAL PROSECUTIVE
SUMMARY REPORT**

NARRATIVE OF OFFENSE

Most recent Noncommunist Affidavit executed by **ASBURY HOWARD** on April 16, 1959, as Vice-President of the **INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS (IUMMSW)**, and filed with the National Labor Relations Board on April 24, 1959.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of **HOWARD** on the most recently executed affidavit after April 24, 1964.

Approved	Special Agent in Charge	Do not write in spaces below	
Copies made: 4 - Bureau (122-1693)(RM) 1 - Denver (122-25) (RM)(info.) 2 - Birmingham (122-15)			

~~CONFIDENTIAL~~

SAC, Birmingham (122-15)
(122-7)

November 6, 1959

Director, FBI (122-1693)
(122-502)

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

ALTON ANDERSON LAWRENCE
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

Re SAC Letter 59-56, Part N, dated 9-22-59
which advised that the Department's opinion regarding
future prosecutions in Labor Management Relations Act,
1947, (Security Matter) cases had been requested.

The Department has advised that union officers
who have filed false noncommunist affidavits as to which
the statute of limitations has not expired remain subject
to prosecution. The repeal of the law which required the
filing of noncommunist affidavits will present additional
problems in any future prosecutions. In view of the
wording of the noncommunist affidavit form, the practi-
cability of undertaking prosecution in any cases involving
membership in any organization other than the Communist
Party is doubtful. The Department listed certain cases
in which the investigation to date indicates, in the
opinion of the Department, the greatest likelihood that
further investigation will be productive.

Based on the observations of the Department,
the captioned cases should be continued until the
statute of limitations expires in connection with any
apparent violations and at least until completion
of prosecutive action involving these two cases,
which is currently in process in Denver,

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REC-95

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

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Mr. DeLoach	_____
Mr. McGuire	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Winterrowd	_____
Mr. Sullivan	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

In alleged conspiracy—

Local Negro free of federal charge

DENVER, Colo., Dec. 3—A federal judge has dismissed charges against Asbury Howard Sr., 48-year-old Bessemer, Ala., Negro labor leader, and Jack Marcotti, 41, Tucson, Ariz., on trial on conspiracy charges.

Howard and Marcotti were among 11 present and former officials of the International Union of Mine, Mill and Smelter Workers (Independent) accused of taking part in a conspiracy to give false non-Communist affidavits to the National Labor Relations Board.

Howard is international vice president of the union. The independent union has frequently been accused of harboring leaders with pro-Communist leanings.

The government rested its case here Monday. U. S. District Judge Alfred A. Arraj said yesterday that testimony by a government witness, Bobby J. Fikes, established that Howard had associated with Communists, but that there was no direct evidence linking him with the alleged conspiracy.

Arraj said testimony showed that Howard had been given books on communism which suggested "they were trying to pledge" him to the party.



ASBURY HOWARD SR.
... Freed by judge

HOWARD HAS BEEN in the news frequently in Alabama during alleged acts of violence in interunion squabbles.

Howard and a white man were convicted in Recorder's Court in Bessemer in January on charges of breaching the peace.

The charges grew out of the painting of a poster showing a Negro in shackles.

Howard was fined \$105 and sentenced to six months in jail on the breach of the peace charge. Appeals are still pending.

Following the Bessemer Recorder's Court hearing, Howard and his son, Asbury Howard Jr., complained to the FBI that they were attacked by "40 or 50" white men outside the Bessemer City Hall.

THE ELDER HOWARD was one of a group of Smelter Workers officials involved in a 1952 battle between that union and the United Steelworkers for control of iron ore miners in the Birmingham-Bessemer area.

He was charged with assault

S. Vincent Townsend

*✓ Fikes
12/3/59*

THE BIRMINGHAM NEWS
12/3/59
Birmingham, Alabama
Red Star Final
S. VINCENT TOWNSEND-
Executive Editor.
BH Office.

ASBURY HOWARD, aka.
LABOR MANAGEMENT
RELATIONS ACT, 1947 (SM)

Fikes

with intent to murder in wounding of several men during the dispute, and was fined \$500 on the charge.

He also is head of Bessemer Voters League, a Negro group.

A dynamite charge went off outside his home in April, 1957. The only damage was to a shattered window.

44-1693-A

NOT RECORDED
117 DEC 14 1959

744
57 DEC 17 1959

SAC, Birmingham (122-15)

April 22, 1960

REC-30 REC-31

Director, FBI (122-1693) 38

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)
OFFICE OF ORIGIN, BIRMINGHAM

Reurlet 4/11/60.

As Howard will remain subject to prosecution for filing false noncommunist affidavits until 4/24/64, the Bureau does not consider that this case should be closed at the present time. For your information, the verdict of acquittal as to Howard in the recent conspiracy trial at Denver involving officials of the International Union of Mine, Mill and Smelter Workers will not preclude individual charges against Howard for filing false noncommunist affidavits, if the Department should decide to institute such action. In the case in Denver, the Government was not permitted to produce evidence connecting Howard with the Communist Party (CP) after the date of the indictment in that case, 11/16/56.

It is noted, however, that Howard is also the subject of a current investigation under the security aspects of the Labor-Management Reporting and Disclosure Act of 1959. The evidence as to Howard's CP membership necessary for prosecution in that case and the captioned case relates to approximately the same period, roughly the last five years. Therefore, in order to eliminate administrative handling, you are authorized to combine these two investigations in one file under a dual character. To simplify handling at the Bureau, it is suggested that the 158 file be used.

NOTE ON YELLOW:

Referenced letter stated that the LMRA case was being closed in view of Howard's acquittal in the conspiracy case at Denver and the current LMRDA case concerning him.

1 - 158-~~06~~ (Howard)

GWH:llc

158-~~06~~ (Howard)
G.W.E.D.

MAILED 10
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COMM-FBI

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- Parsons _____
- Belmont _____
- Callahan _____
- DeLoach _____
- Malone _____
- McGuire _____
- Rosen _____
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- Tele. Room _____
- Ingram _____
- Gandy _____

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[Handwritten signatures and initials]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)

DATE: April 11, 1960

FROM : SAC, Birmingham (122-15)

SUBJECT: ASBURY HOWARD, aka.
LMRA, 1947 (SECURITY MATTER)
(BH OO)

file

ReBulet to Birmingham November 6, 1959, and Denver letter to Bureau, December 30, 1959.

ReBulet advised that based upon observations of the Department, above captioned matter should be continued until the Statute of Limitations expires in connection with any apparent violations and at least until the completion of prosecutive action involving HOWARD at Denver, Colorado.

Birmingham report of October 29, 1959, by SA MARTIN BENDER reflects Statute of Limitations will bar prosecution of HOWARD on the most recently executed affidavit after April 24, 1964. Since the charges against HOWARD under the LMRA were disposed of in Federal District Court at Denver, Colorado, by his being discharged from the trial as set forth in re Denver letter and since it would appear that HOWARD would not now be again charged under the LMRA of 1947, this matter is being closed, UACB. HOWARD is now the subject of a separate file under the LMRDA of 1959, in which a summary report has been submitted.

J

D

REC-61 122-1693-37

24 APR 13 1960

EX-112

INDEXED

*1 copy attached
Lab Birmingham
4/27/60
L.H.H.*

2 - Bureau (RM)
1 - Birmingham
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(3)

122-1693-39
CHANGED TO
158-36-3X

DEC 12 1960

EMR/MLB

2

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI (122-1693)

DATE: Jan. 5, 1966

FROM : SAC, Denver (122-25) (C)

SUBJECT: ASBURY HOWARD, aka
LMRDA - SM
(Denver OO)

Rerep SA L. RUSSELL HASHMAN dated 7/9/65 at Denver.

There is no current information to report in this matter and, UACB, no report is being submitted and this case is being placed in a closed status.

- 2 - Bureau (RM)
 - 1 - Denver
- LRH:mf
(3)

Approved for up to
SAC 122-767-37
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1/7

JAN 3 1966

REC-4

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FEDERAL BUREAU OF INVESTIGATION
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FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 2/18/60	Investigative Period 2/3-17/60
TITLE OF CASE ASBURY HOWARD, aka., Ashbury Howard, Mack Howard.		Report made by JAMES L. PUGH	Typed By: :fmb
		CHARACTER OF CASE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 - SECURITY MATTER.	

PROSECUTIVE SUMMARY REPORT TTS 5

REFERENCES

Bureau letter to Albany, dated 2/3/60, entitled "LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 - SECURITY MATTER";

Birmingham letter to Bureau, dated 10/23/59, entitled as above. *158-1-61*

INFORMANTS

Identity of Source	File Number Where Located
--------------------	---------------------------

T-1: is Characterization of PETTIS PERRY. b7D

T-2: is Characterization of MARY KNOX.

Approved <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below		
Copies made: 3 - Bureau (RM) 1 - Denver (Info.) (RM) 2 - Birmingham (158-1)	<i>158-36-1</i>	<i>36-1</i>	MCT - 5
	FEB 23 1960		REC-74

17 Copies sent to ADPC and in Bureau Unit on 2-18-60

1 cc. AA & [unclear]

2-26-60

FOR 10-6

ECP/ [unclear]

BH 158-1

INFORMANTS - continued

<u>Identity of Source</u>	<u>File Number Where Located</u>
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T-3: is [redacted]

b7D

Careful consideration has been given to the sources concealed and "T" symbols were utilized in those instances where identities of the sources must be protected.

ADMINISTRATIVE

Copy of this report is being furnished Denver Office, which is office of origin in the IUMMSW investigation, of which HOWARD is Vice-President.

There were 18 Agent hours worked on this matter.

It is to be noted that [redacted] witness, mentioned herein, is former [redacted] and [redacted]

b7D

With regard to the information attributed to T-3 [redacted], this information is being carefully paraphrased to preclude the possibility of compromising him. On July 1, 1959, [redacted] furnished the New York Office with a memorandum prepared by IRVING POTASH, Labor Secretary, CP, USA, for delivery by [redacted] to the CP in Canada. In comments concerning the IUMMSW leadership, POTASH wrote that ASBURY HOWARD, among others, was "still in the family". Informant advised that POTASH, in referring to various individuals as being "in the family" was making reference to the fact that these persons were still in the CP.

b7D

Sources mentioned herein as being cognizant of subject's current activities were contacted by SAs MARTIN BENDER and JAMES L. PUGH, on February 3rd and 10, 1960, and they are:

[redacted] S of I (Security);
[redacted] S of I (Security);

b7D

B

COVER PAGE

BH 158-1

ADMINISTRATIVE - continued

[REDACTED] S of I (Security); and
S of I (Security):

b7D

HOWARD is the subject of a pending investigation under the caption, "ASBURY HOWARD, aka., SM-C" (Bufile 100-233025), in which investigation is being conducted to establish any possible evidence of subject's CP connections.

This report is marked "~~Confidential~~" as it contains information from Informants T-1, T-2 and T-3, which if disclosed could lead to their identification and which would hamper investigations of security matters and, therefore, be injurious to the National Defense.

C*

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~~CONFIDENTIAL~~

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b7c

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: JAMES L. PUGH Office: Birmingham, Alabama
Date: February 18, 1960
File Number: Birmingham 158-1
Title: ASBURY HOWARD, aka., Ashbury Howard,
Mack Howard.
Character: LABOR-MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 - SECURITY MATTER

~~Synopsis~~

NARRATIVE OF OFFENSE

Subject, in September, 1959, and in January, 1960, was serving as member of the International Executive Board of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS (IUMMSW), and was Vice-President of this union and had reportedly prior membership in the Communist Party, USA.

STATUTE OF LIMITATIONS

The Statute of Limitations will bar prosecution of HOWARD after January, 1965.

OFFICIAL STATUS IN IUMMSW

In September, 1959 and January, 1960, issues of "Mine-Mill Union", official publication of IUMMSW, lists in its masthead members of the International Executive Board. Among those listed is Vice-President ASBURY HOWARD.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS

The Communist Party, USA, herein referred to as the Communist Party or CP, has been designated by The Attorney General of the United States pursuant to Executive Order 10450.

~~CONFIDENTIAL~~

[redacted]
Self-admitted former
member of the CP:

[redacted] advised on January 16th and 17, 1957, that sometime in 1949, he heard SAM HALL, JR., State Chairman of the CP in Alabama, say that the CP had definitely decided to comply with the provisions of the Taft-Hartley Act. HALL remarked that he had recently attended a top-level meeting of the CP in New York City, and that the decision of the CP was that the appropriate members of the IUMMSW would resign from the CP in order that they might sign the Taft-Hartley Affidavit. HALL stated the resignations would be "phony".

[redacted] further advised that a meeting of CP members and officials of the Mine-Mill Union was held in the IUMMSW Hall on 19th Street, in Bessemer, Alabama, about July or August, 1949. [redacted] said those present were HOSEA HERMAN HUDSON, CHARLES HOUSTON WILSON, ALTON LAWRENCE and OSCAR BERLAND, all known to [redacted] to be members of the CP at that time. [redacted] said, in addition, HOWARD MOONEY and ASBURY HOWARD attended this meeting, HOWARD sitting at a desk in an adjoining room and obviously listening to what the other members of the conference were discussing. In opinion of [redacted] HOWARD was aware of what was being discussed in the next room.

[redacted] stated HOSEA HUDSON opened the conference, remarking that the Taft-Hartley Law would be discussed. CHARLES H. WILSON stated he had been to a meeting in Denver, Colorado, and they had discussed the "new look". WILSON said it was decided at this meeting how the Mine-Mill would comply with the Taft-Hartley Act. He said a letter would be written by a Mine-Mill official, in which the official would resign from the CP in order to comply with the Taft-Hartley Law, but that he could still be a member of the CP.

[redacted] said he was selected as the liaison man between the CP and the Mine-Mill; that SAM HALL, JR. often instructed him to go to the Mine-Mill Hall, and to go to the homes of Mine-Mill leaders to give them messages.

[redacted] advised on April 16, 1957, that JOSEPH SOMMERS, then CP leader in Birmingham, during the course of a CP meeting held on April 14, 1957, stated that ASBURY

ALA

BH 158-1

HOWARD had the assignment from the "Party" to cover and report on the "Pilgrimage of Prayer" to be held at Washington, D. C., on May 17-18, 1957. [] advised he took this to mean that HOWARD was so assigned by the CP.

[] advised on May 20, 1957, that HOWARD had recently stated to a CP member, "We've all got to be lily white right now. They are just waiting to catch us with literature or anything that can be connected with the Communist Party. There are lots of ways to fight".

[] was unable to furnish any additional information concerning the above statements of SOMMERS and HOWARD.

[] advised on September 9, 1957, that SYLVIA HALL, known to him as the Treasurer of the Southern Regional Committee of the CP, stated to a member of the CP on August 30, 1957, that if any Communist in Birmingham is arrested, ASBURY HOWARD or ALTON LAWRENCE should be contacted and asked for funds.

[] advised on January 20, 1958, that at CP headquarters on Spring Street, in Los Angeles, California, on January 6, 1958, PETTIS PERRY took part in a conversation concerning various Party members. During the conversation, it was mentioned that ASBURY HOWARD was coming to Los Angeles, at which time PERRY stated he wanted very much to meet with HOWARD.

[] advised on January 30, 1958, that PETTIS PERRY, on January 29, 1958, while conversing with ASBURY HOWARD, asked HOWARD to give a full report on the Southern states. HOWARD then gave a report for about two hours. Following this, HOWARD reported on his Party assignments regarding the Voters League, church, and other mass movements.

[] advised on January 31, 1958, that ASBURY HOWARD, while visiting in California, in January, 1958, stated he was a member of the CP, but had no local connections with local people. HOWARD stated he paid his dues in Denver, Colorado, through the Mine-Mill Union No. 7, and added that his assignments were given in Denver by the Party.

[] stated that HOWARD, on January 29, 1958, at the Mine-Mill Union Hall in Maywood, California, during a discussion of various people who were still members of the

BH 158-1

CP, stated he did not try to see MATTHEW or MARY KNOX since he was not to meet any of the comrades locally, and all his Party connections were through the Mine-Mill.

Communist Party Member
[redacted] advised on August 30, 1957, that MARY KNOX stated on August 25, 1957, that she and her husband, MATTHEW KNOX, were the only members of the Titusville CP Club who were paying dues.

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[redacted] advised on September 9, 1958, that in January, 1958, ASBURY HOWARD met with PETTIS PERRY and mentioned that he is not in direct contact with CP members, but keeps in touch through the Mine-Mill Union Hall in Denver, Colorado. HOWARD also stated that he attended a CP meeting in New York City in 1947, at which he stated that he felt it was absolutely necessary to build a strong base which could be accomplished by joining various organizations and churches in order to meet people and make them class conscious. HOWARD stated that since 1947, he has always tried to follow this program.

Birmingham Confidential
Informant T-1:

✓ Informant advised on March 14, 1958, that PETTIS PERRY is a member of the National Committee of the Communist Party of the United States.

Birmingham Confidential
Informant T-2:

Informant advised on April 2, 1958, that a meeting of the Montgomery, Alabama Branch of the CP held on March 30, 1958, was chaired by MARY BABER KNOX of Birmingham.

Birmingham Confidential
Informant T-3:

On July 1, 1959, informant advised he observed a recent communication from a high level official of the CP, USA, in which the official in discussing the present leadership of the IUMMSW, made a comment concerning ASBURY HOWARD, which indicated to the informant that HOWARD is considered by the CP leadership to be a member of the CP.

PROSECUTION UNDER LMRA OF 1947

The Federal Grand Jury, Denver, Colorado, on October 16, 1956, returned true bill of indictment charging HOWARD and 13 other officers and employees of the IUMMSW with conspiracy to effectuate compliance with the Labor Management Relations Act of 1947, through false and fraudulent statements and representations in order to obtain and use the services and facilities of the National Labor Relations Board, and that defendants filed nonCommunist Affidavits with the National Labor Relations Board falsely representing they were not members of or affiliated with the Communist Party. Twenty-one overt acts were charged in the indictment.

HOWARD surrendered to the U. S. Marshal, Denver, Colorado, on November 20, 1956, and posted \$5,000.00 cash bond in the form of a certified IUMMSW check with the Clerk, U. S. District Court, Denver. HOWARD appeared before U. S. District Judge JEAN S. BREITENSTEIN, Denver, and entered a plea of not guilty.

Trial of the above matter in U. S. District Court, Denver, Colorado, commenced November 2, 1959, and upon conclusion of the Government's case the court, on December 2, 1959, granted defense counsel's motion for a judgment of acquittal as to ASBURY HOWARD, on the basis of insufficiency of evidence.

ARREST RECORD

Set forth below is FBI identification record for HOWARD, FBI number 2 988 B, dated November 4, 1959:

Contributor of Fingerprints	Name and Number	Arrested or Received	Charge	Disposition
PD, Bessemer, Ala.	Asbury Howard #11239	2-6-52	Inv.	rel.
PD, Bessemer, Ala.	Asbury Howard #11239	2-22-52	DC Disch F and AIM	Trans to Co on AIM pending trial City & Co.
SO, Birmingham, Ala.	Asbury Howard #64024	2-22-52	Aslt with intent to Murder	pending

BH 158-1

<u>Contributor of Fingerprints</u>	<u>Name and Number</u>	<u>Arrested or Received</u>	<u>Charge</u>	<u>Disposition</u>
USM, Denver, Colorado.	Ashbury Howard #4907	11-20-56	Consp. 18 USC 371	
PD, Bessemer, Ala.	Asbury Howard, Sr., #11239	1-21-59	obscene, libelous, etc. publications	\$105 & 180 das. (appealed)

J. W. GRIFFIN,
Identification Officer,
Bessemer Police Department,
Bessemer, Alabama:

Arrest records of Bessemer, Alabama, Police Department reflect the following concerning ASBURY HOWARD, SR., FBI number 2 988 B and Bessemer Police Department number 11239:

<u>Date</u>	<u>Charge</u>	<u>Disposition</u>
April 24, 1950	Disorderly Conduct	Fined \$53.00
February 6, 1952	Investigation	Released
February 22, 1952	Disorderly Conduct and Discharge Firearms and Assault with Intent to Murder	Trans. to County. Trans. to County. Dismissed.
January 21, 1959	C25 Sec. 72	Fined \$105.00, 180 days.
February 23, 1959	Return from County to serve sentence - 180 days.	

J. E. McADORY,
Clerk, Circuit Court,
Bessemer, Alabama:

Records of Circuit Court, Jefferson County, Bessemer, Alabama, reflect that HOWARD, on September 30, 1952, entered a plea of Nolo Contendere to an indictment charging assault and battery arising out of a union dispute at Bessemer, Alabama, on February 22, 1952. Records also showed HOWARD was fined \$500.00 and costs, which were paid.

BH 158-1

Records in the case #22536, in Circuit Court, Bessemer, Alabama, in the case against ASBURY HOWARD, SR., reflects that an appeal bond was filed from Recorders Court of the City of Bessemer, February 2, 1959; that on February 23, 1959, the appeal was dismissed. A final decree was filed February 27, 1959, in which HOWARD was remanded to the custody of the Chief of Police of the City of Bessemer.

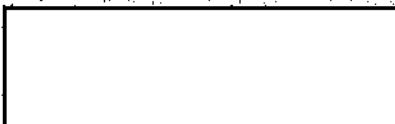
Confidential sources of the Birmingham Office who are currently cognizant of certain of the subject's activities have furnished no information he is connected with the CP.

DESCRIPTION OF THE SUBJECT

Name: *MRB* ASBURY HOWARD, aka.,
Ashbury Howard, Mack Howard.
Race: Negro
Sex: Male
Date of birth: January 18, 1907
Place of birth: Autaugaville, Autauga County,
Alabama.
Residence: 1930 Exeter, Bessemer, Alabama.
Height: 5' 9"
Weight: 235 pounds
Hair: Black
Eyes: Brown
Complexion: Dark
Scars and marks: $\frac{1}{2}$ " scar over right eye; scar
on top of head.
Wife: MABEL HOWARD, nee DAVID; same
address.
Son: *1930* ASBURY HOWARD, JR., age 30,
2400 Parnell Avenue,
Bessemer, Alabama.
Daughter:
Occupation: Operates First Avenue
Service Station, 20th Street
and First Avenue, Bessemer,
Alabama.

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APPENDIX OF WITNESSES



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Testified satisfactorily and effectively in U. S. District Court, Denver, Colorado, on November 16th and 17, 1959, in re RAYMOND BERNARD DENNIS, et al. Until this time he was a Confidential Informant of the Bureau.

He has stated he is generally willing to testify in open court or administrative hearings, but desires to be specifically contacted before he agrees to testify in a particular case.

He can testify as follows:

A meeting of CP members and officials of IUMMSW, including HOWARD, at Mine-Mill Hall, Bessemer, Alabama, in 1949, to discuss compliance with Taft-Hartley Act, during which time HOWARD sat in adjoining room listening to discussion.

HOWARD had assignment from "the Party", in April, 1957, to cover "Pilgrimage of Prayer" to Washington.

In September, 1957, HOWARD cautioned against being caught with CP literature.

In September, 1957, SYLVIA HALL of Southern Regional Committee of CP, stated HOWARD to be contacted for funds by any CP member arrested in Birmingham.

Contacts with HOWARD by PETTIS PERRY, member of National Committee of CP, USA, in January, 1958.

In January, 1958, HOWARD stated he was member of CP; paid dues in Denver, Colorado, through IUMMSW, and his assignments by Party were given him in Denver.

In January, 1958, HOWARD said he did not try to see CP comrades locally.

BH 158-1

APPENDIX OF WITNESSES - continued

[Redacted]

b7D

Can produce, upon subpoena duces tecum, [Redacted]

[Redacted]

[Redacted]

b7D

Can produce official records, on subpoena duces tecum, [Redacted]

[Redacted]

Birmingham Confidential Informant T-1:

Identity of this informant has not been disclosed. He is not currently furnishing information to this Bureau and has stated he does not desire to testify in open court or before an Administrative Hearing Board in the future, but would give consideration to each individual case as it arose. His current whereabouts are unknown.

Birmingham Confidential Informant T-2:

Identity of this informant has not been disclosed and he is currently furnishing information of value in security investigations of the Bureau.

Birmingham Confidential Informant T-3:

Identity of this informant has not been disclosed and he is currently furnishing information of value in security investigations of the Bureau.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

*In Reply, Please Refer to
File No. 158-1*

300 American Life Building
Birmingham 3, Alabama
February 18, 1960

ASBURY HOWARD, aka.,
Ashbury Howard, Mack Howard.
LABOR-MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 - SECURITY MATTER.

Confidential Informants T-1, T-2, and T-3,
mentioned in the report of Special Agent JAMES L. PUGH,
dated February 18, 1960, at Birmingham, in captioned
matter, have furnished reliable information in the past.

This memorandum is loaned to you by the Federal
Bureau of Investigation and neither it nor its contents
are to be distributed outside the agency to which loaned.

Office Memorandum • UNITED STATES GOVERNMENT

Handwritten: JLP
Handwritten: CMB

TO : Director, FBI (File) DATE: February 17, 1960

FROM : SAC, Birmingham (File 158-1)

SUBJECT: ASBURY HOWARD, aka. *Handwritten:* 1
LMRDA of 1959
(OO: BH) *Handwritten:* you 5-

This case will be delinquent.

Date of Bureau deadline: February 18, 1960

Reason for the delinquency: In dictation; transcription not completed due to necessary revisions.

Date the report or necessary communication will reach the Bureau: February 19, 1960

AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

JLP:fmb
(2)

Handwritten: JLP

51 MAR 2 1960

Handwritten: 158-36-

NOT RECORDED

6 FEB 26 1960

Handwritten: [Signature]

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: April 12, 1960

FROM : *cmk*
ful
SAC, Birmingham (158-1)

SUBJECT: ASBURY HOWARD, aka.
LMRDA, 1959
(SECURITY MATTER)

Rerep SA JAMES L. PUGH, Birmingham, dated February 18, 1960.

Enclosed is amended page nine (three copies to Bureau, one for Denver) of rerep, reflecting that BH Confidential Informant T-1 is not being currently utilized as an informant and has indicated does not desire to testify in open court or before Administrative Hearing Board, etc. This information was received from the Los Angeles Office which also advised this informant should be characterized as having furnished reliable information in the past.

715-1

4/12/60
Not necessary to advise
Department as T-1 used
for characterization purposes
only *E.C. Palmer.*

3 ENCLOSURE
detached & filed
in ser 1
4/12/60
mcs

158-26-

NOT RECORDED
26 APR 14 1960

INDEXED
SEARCHED

- 2 - Bureau (Enc. 3) (RM)
 - 1 - Denver (122-25) (Enc. 1) (RM)
 - 1 - Birmingham
- JLP:mfl
(4)

APR 20 1960 *dr*

1 Mr. Hall

SAC, Birmingham (122-15)

April 22, 1960

Director, FBI (122-1693)

ASBURY HOWARD
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)
OFFICE OF ORIGIN, BIRMINGHAM

Reurlet 4/11/60.

As Howard will remain subject to prosecution for filing false noncommunist affidavits until 4/24/64, the Bureau does not consider that this case should be closed at the present time. For your information, the verdict of acquittal as to Howard in the recent conspiracy trial at Denver involving officials of the International Union of Mine, Mill and Smelter Workers will not preclude individual charges against Howard for filing false noncommunist affidavits, if the Department should decide to institute such action. In the case in Denver, the Government was not permitted to produce evidence connecting Howard with the Communist Party (CP) after the date of the indictment in that case, 11/16/56.

It is noted, however, that Howard is also the subject of a current investigation under the security aspects of the Labor-Management Reporting and Disclosure Act of 1959. The evidence as to Howard's CP membership necessary for prosecution in that case and the captioned case relates to approximately the same period, roughly the last five years. Therefore, in order to eliminate administrative handling, you are authorized to combine these two investigations in one file under a dual character. To simplify handling at the Bureau, it is suggested that the 158 file be used.

ORIGINAL FILED IN

*0-4 to Birmingham
9/11/60 GWH:llc
retr 9-8
up by 9-16 Jmy*

NOTE ON YELLOW:

Referenced letter stated that the LMRA case was being closed in view of Howard's acquittal in the conspiracy case at Denver and the current LMRDA case concerning him.

122-158-36 (Howard)

GWH:llc (5)

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

YELLOW
DUPLICATE
APR 21 1960
MAILED

NOT RECORDED
200 APR 22 1960

MAIL ROOM TELETYPE UNIT

1 - Mr. Morley

SAC, Birmingham (158-1)

September 13, 1963

Director, FBI (158-36) **3**
REC-89

ASBURY HOWARD
LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959
SECURITY MATTER

Reurlet 8-31-63.

Based upon the information contained in referenced letter, authority is granted to interview Willie Thomas, 1323 Sixth Avenue, Bessemer, Alabama.

At the outset of the above-authorized interview, you should advise Thomas that the Bureau is not investigating legitimate labor-management activities.

- 1 - 122-1693 (Howard)
- 1 - 100-233025 (Howard)

NOTE ON YELLOW:

Howard is the Eastern Vice-President of the International Union of Mine, Mill and Smelter Workers (IUMMSW), and Thomas is President of the IUMMSW Local in Bessemer. The IUMMSW is subject of a current Bureau investigation. Birmingham is attempting to develop additional sources who are in a position to know of any Communist Party connections of Howard, and in that connection it appears desirable to interview Thomas, who has been associated with Howard for several years. Birmingham indicates its files contain no information which would preclude an interview of Thomas and the Bureau files contain no such information.

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

JFM:lal/pwf

(6) 22 10

52 SEP 16 1963

MAIL ROOM TELETYPE UNIT

158-1-100-233025

UNRECORDED COPY FILED IN

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI ~~(122-1693)~~ 158-36

DATE: August 31, 1960

FROM : SAC, Birmingham (158-1)

SUBJECT: ASBURY HOWARD, aka.
LMRDA OF 1959 (SM)
(OO: BH)

Rerep SA JAMES L. PUGH, BH, 5/26/60 and Bulet to BH, 4/22/60.

In efforts to develop additional sources who are in a position to know of any CP connections of the subject, it appears desirable to interview one WILLIE THOMAS of Bessemer, Alabama, who has closely associated with HOWARD for a number of years. Investigation to date in this matter has failed to develop any specific information of CP connections of HOWARD in addition to that which has been previously reported. Sources available to this office to date report that they have no information of his CP connections or activities.

The following information is submitted concerning WILLIE THOMAS:

B. APPROX.

He is a Negro, approximately 50 years of age. He resides at 1323 Sixth Avenue, Bessemer, Alabama. He is the President of the local of INTERNATIONAL UNION OF MINE, MILL & SMELTER WORKERS at the Harbison-Walker Refractories Company, Bessemer. ASBURY HOWARD is the Eastern Vice-President of this union. THOMAS has also served in a leading capacity of BESSEMER VOTERS LEAGUE and BESSEMER CIVIC LEAGUE. He was formerly President of the Bessemer, Alabama, chapter of NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) prior to the time this organization was banned by court order from existence in Alabama. THOMAS has been active in efforts to integrate the races.

A review of Birmingham files reflects no information has been developed that THOMAS has been a member or affiliate of the CP, except that, on January 29, 1958, [redacted] former [redacted] who has

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- P.
- ③ - Bureau (RM)
- 2 - BH (158-1 and [redacted])
- JLP:fmb
- (5)

REC-89

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INT. SEC.

UNRECORDED COPY FILED IN 122-1693-158-36

Records file in 122-1693-158-36

BH 158-1

furnished reliable information in the past, advised that ASBURY HOWARD, upon a visit to Los Angeles, referred to a CP member, WILL THOMAS, who was doing a good job.

On June 13, 1960, ALTON ANDERSON ~~LAWRENCE~~, former Executive Board member, IUMMSW, who entered a plea of nolo contendere in Federal Court at Denver, Colorado, to an indictment which charged Mine-Mill leaders of violation of the LMRA, advised the Birmingham Office of his own former connections with the CP. He advised that ASBURY HOWARD, during the past few years, made an effort to influence and control WILLIE THOMAS, but that HOWARD was unsuccessful in doing this. He advised that WILLIE THOMAS has informed him that THOMAS strongly suspected that HOWARD had Communist Party connections, and was trying to take him into the CP. LAWRENCE stated that THOMAS is a good friend of his, and has told LAWRENCE that he, LAWRENCE, did the right thing in Denver with regard to the charges against him. THOMAS told him he was certainly using caution in dealing with ASBURY HOWARD.

LAWRENCE further advised that WILLIE THOMAS told him that DAVID HOOD, Attorney, Bessemer, Alabama, who has represented HOWARD is very much concerned about HOWARD possibly having CP connections. LAWRENCE stated that WILLIE THOMAS informed him that DAVID HOOD would "ruin" HOWARD locally, if he could prove HOWARD was a Communist.

It is noted that DAVID HOOD represented ASBURY HOWARD in reporting to this office the arrest and beating of ASBURY HOWARD, in Bessemer, Alabama. HOOD has not furnished any information to this office of a subversive nature concerning HOWARD, and since he has represented HOWARD in Civil Rights allegations, he has not been specifically questioned in this regard.

The report of SA HORACE H. WILLIS, Chicago, dated 9/21/50, re SOUTH SIDE NEGRO LABOR COUNCIL, etc., IS-C, reflects that one WILL THOMAS, Local #531 of Bessemer, Alabama, was a delegate from IUMMSW to a conference of the NATIONAL TRADE UNION CONFERENCE FOR HUMAN RIGHTS held in Chicago, June 10-11, 1950, which conference was reported to have followed the CP line and to have been attended by active Communists.

BH 158-1

On March 31, 1958, [redacted] advised that WILL THOMAS was not known to him to be a Communist Party member. This informant was formerly a member of the CP in the Bessemer-Birmingham area.

b7D

Bureau authority is requested to interview WILLIE THOMAS, in order to determine if he will cooperate. If he is cooperative, efforts will be made to obtain from him any information of a subversive nature concerning HOWARD.

THOMAS is not the subject of a Security file of this office.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (122-1693)
FROM : SAC, Birmingham (158-1)

DATE: September 15, 1960

SUBJECT: ASBURY HOWARD, aka.
LMRDA OF 1959 (SM)
(OO: BH)

Remylet to Bureau, 8/31/60, and Bulet of 9/13/60.

Report promised September 16, 1960, will be delayed to include results of interview with WILLIE THOMAS, as authorized in reBulet.

Report will reach Bureau, on or before September 24, 1960.

2 - Bureau (RM)
1 - BH
JLP:fmb
(3)

EX-105
REC-79

158-36-3X

12 SEP 20 1960

62 SEP 22 1960

FBI

Date: September 23, 1960

Transmit the following in plain text
(Type in plain text or code)

Via AIR TEL AIR MAIL - REGISTERED
(Priority or Method of Mailing)

Z
TO: DIRECTOR, FBI (¹⁵⁸⁻³⁶~~122-1693~~)
FROM: SAC, BIRMINGHAM (158-1)
RE: ASBURY HOWARD, aka.
LMRDA OF 1959 - SM
(OO: BH)

Remylet 9/15/60.

Report in this matter was dictated on 9/23/60, and will reach Bureau, on or before 9/28/60.

3 - Bureau (AM-REGISTERED)
1 - BH
JLP:fmb
(4)

158-36-

NOT RECORDED
3 SEP 26 1960

INT. SEC.

Approved: 62 SEP 27 1960 *CMA*
Special Agent in Charge

Sent _____ M Per _____

SAC, Birmingham (158-1)

October 7, 1960

REC-12

Director, FBI (158-36) - 4

ASBURY HOWARD
LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER
LABOR MANAGEMENT RELATIONS
ACT, 1947
SECURITY MATTER

EX-108

Rerep of SA James L. Pugh dated 9-27-60 at Birmingham and Bulet dated 4-22-60.

Bulet 4-22-60 authorized your office to combine the Labor Management Relations Act, 1947 (Security Matter), (LMRA) and Labor-Management Reporting and Disclosure Act of 1959 - Security Matter (LMRDA) investigations of Howard in one file under a dual character, and it was suggested that the 158 file number be used to simplify handling at the Bureau.

Rerep fails to indicate the LMRA (Security Matter) character although it was designated with an LMRA Bureau file number. Each office receiving this communication should add LMRA (Security Matter) to the character of rerep and indicate that it was designated for Bureau file 158-36.

The Birmingham Office should immediately advise the Bureau the amount of time spent in conducting investigation as required in LMRDA cases as the administrative pages of rerep fail to show this data.

1 - Los Angeles (100-14362)

1 - Denver (122-25)

ECP:lal
(6)

EW

MAILED 9
OCT 7 1960
(COMM-FBI)

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

51 OCT 17 1960

MAIL ROOM TELETYPE UNIT

FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 9/27/60	Investigative Period 4/22 - 9/22/60
TITLE OF CASE ASBURY HOWARD, aka., Ashbury Howard, Mack Howard.		Report made by JAMES L. PUGH	Typed By :fmb
		CHARACTER OF CASE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 - SECURITY MATTER. LABOR MANAGEMENT RELATIONS ACT, 1947- SECURITY MATTER	

~~K0695X16X~~

REFERENCE

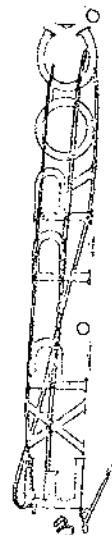
Prosecutive Summary Report of SA JAMES L. PUGH,
dated February 18, 1960, at Birmingham.

- P -

LEADS

DENVER: Will report pertinent activities of the subject should he attend national meeting of IUMMSW at Denver, Colorado, in October, 1960, as reflected in Los Angeles airtel to Birmingham, of September 14, 1960.

LOS ANGELES: Will, through [redacted] and other appropriate sources, obtain information concerning possible attendance of the subject at PEOPLE'S WORLD banquet in Los Angeles, on October 9, 1960



b7D

Approved <i>C. H. [Signature]</i>	Special Agent in Charge	Do not write in spaces below	
Copies made: 158-36		158-36-4	REC-12
4 - Bureau (122-1693) (RM)		SEP 30 1960	
2 - Denver (122-25) (RM)			
2 - Los Angeles (100-14362) (RM)			
3 - Birmingham (2-158-1 1-100-3112)		EX-108	

10-9-60
AGENCY **lec BAC / [Signature]**
REQ. REC'D
DATE FORW. **10-9-60**
HOW FORW. **0-60**
BY **ECP:llg**

Handwritten signatures and stamps:
INDEXED
SEARCHED
SERIALIZED

BH 158-1

LEADS - continued

BIRMINGHAM: Follow and report pertinent activities of subject, with view of determining any CP connections of subject.

INFORMANTS

Identity of Source	File Number Where Located
T-1: is [redacted]	
T-2: is [redacted]	DN 100-1934-1A-87
T-3: is [redacted]	[redacted]
T-4: is [redacted]	PH 100-33722
T-5: is [redacted]	[redacted]
T-6: is [redacted]	
T-7: is [redacted]	
T-8: is [redacted], S of I (Security) (Requested)	
T-9: is [redacted]	
T-10: is [redacted]	} Characterization of CCWVS
T-11: is [redacted] S of I (Security) (Requested)	Initially reported
T-12: is [redacted] PSI	Newark Office
T-13: is [redacted] S of I (Security) (Requested)	[redacted]

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B

COVER PAGE

BH 158-1

INFORMANTS - continued

<u>Identity of Source</u>	<u>File Number Where Located</u>
T-14: is [redacted] (Former SI), [redacted] (Requested)	Initially reported
T-15: is [redacted] S of I (Security) (Requested)	Initially reported
T-16: is [redacted] S of I (Security) (Requested)	Initially reported

b7D

Careful consideration has been given to the sources concealed and "T" symbols were utilized in those instances where identities of the sources must be protected.

ADMINISTRATIVE

Subject is being added to Section A, Reserve Index of the Birmingham Office, on the basis of his position as a union official, together with evidence of past affiliation with the Communist Party.

The informants mentioned herein, who were contacted by the New York Office, in April and May, 1960, were:



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C

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BH 158-1

ADMINISTRATIVE - continued



b7D

Informants mentioned herein, as having been contacted by the Chicago Office, in connection with the subject, were as follows:

<u>Informants</u>	<u>Date Contacted</u>	<u>Contacting Agent</u>
	5/19/60	SA BRYCE S. PLESNER
	5/26/60	SA BRYCE S. PLESNER
	5/20/60	SA ROBERT E. BOWE
	5/20/60	SA ROBERT E. BOWE
	b7D 5/26/60	SA ROBERT E. BOWE
	5/25/60	SA JOSEPH C. STANLEY
	5/25/60	SA ROBERT F. BARRY
	5/26/60	SA JOHN D. RIORDAN
	5/25/60	SA EDWARD H. WACHHOLZ
	5/25/60	SA ROBERT J. STOETZEL

D

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ADMINISTRATIVE - continued

This report is marked "~~Confidential~~", as it contains information from Confidential Informants, which, if disclosed, could lead to their identification and would hamper investigations of security matters and, therefore, be injurious to the National Defense.

E*

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

~~C O N F I D E N T I A L~~

Copy to:

Report of: JAMES L. PUGH Office: Birmingham, Alabama
Date: September 27, 1960
Field Office File #: Birmingham 158-1 Bureau File #: 122-1693
158-36
Title: ASBURY HOWARD, aka.,
Ashbury Howard, Mack Howard.

Character: LABOR-MANAGEMENT REPORTING AND DISCLOSURE
ACT OF 1959 - SECURITY MATTER.
LABOR MANAGEMENT RELATIONS ACT, 1947 - SECURITY MATTER

Synopsis:

ASBURY HOWARD, Eastern Vice-President, IUMMSW, continues to reside at Bessemer, Alabama. GUS HALL, General Secretary, CP-USA, described IUMMSW as having a "more stable core of leaders". HOWARD and other IUMMSW officials attended founding convention, NEGRO AMERICAN LABOR COUNCIL at Detroit, Michigan, May, 1960, in which CP showed interest. JAMES E. JACKSON, Editor, "The Worker", CP east coast weekly, indicated that, in contact with HOWARD, HOWARD told him white supremacy in South is dead. Subject may attend "PEOPLE'S WORLD" banquet in Los Angeles, California, in October, 1960. In speech at LOUIS E. BURNHAM Memorial Service, New York City, April 28, 1960, subject spoke of arrest because of opposition to segregation and requested donation of money so he could go back to "battleground of the South". Subject also spoke concerning his arrest against segregation and for voting rights to ALABAMA CHRISTIAN MOVEMENT FOR HUMAN RIGHTS and at BROWNSVILLE-CAIRO CIVIC LEAGUE, as well as BESSEMER VOTERS LEAGUE. Attended Freedom Rally in New Jersey, in April, 1960. Sources acquainted with subject's activities in Alabama, report no CP connections of subject.

- P -

~~C O N F I D E N T I A L~~

BH 158-1

DETAILS:

BACKGROUND

Residence: On September 20, 1960, WILLIE THOMAS, 1323 Sixth Avenue, Bessemer, Alabama, advised subject resides at 1930 Exeter Avenue, Bessemer, Alabama.

Employment: WILLIE THOMAS further advised, September 20, 1960, subject continues to hold the position of Eastern Vice-President of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS (IUMMSW), which has national headquarters at Denver, Colorado.

THOMAS advised subject also is owner and operator of the First Avenue Service Station, located at First Avenue and 20th Street, Bessemer, Alabama.

EVIDENCE OF COMMUNIST PARTY CONNECTIONS OF THE SUBJECT

The Communist Party, USA (CP) has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

BH T-1 advised, on April 8, 1960, that GUS HALL, General Secretary of the CP, United States of America, while analyzing the CP's position within the trade unions, had described IUMMSW as being generally in good shape because of its "more stable core of leaders", with the election of AL SKINNER as Vice-President adding to that stability.

ALTON LAWRENCE, former official of the IUMMSW and a self-admitted former Communist, on March 14, 1960, advised SA BERNARD R. DE COOK that the Communist Party in the past has wanted to involve HOWARD in its activities and, although HOWARD recognized a basis for cooperation with the Communist Party, he maintained that he had no intention of joining the Communist Party. LAWRENCE stated that, in

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September, 1951, HOSEA HUDSON, who had left Birmingham because of a local ordinance against Communists, attempted to contact HOWARD at Bessemer, to demand a meeting with IUMMSW officials. LAWRENCE expressed the opinion that local Communists had reported to the Communist Party that IUMMSW officials were avoiding them and failing to meet with them.

LAWRENCE stated that arrangements were made by HOWARD and LAWRENCE to meet HUDSON, in Macon, Georgia, and there LAWRENCE advised HUDSON that the Communist Party had decided there was no more local contacts between IUMMSW officials and the Communist Party. He also advised HUDSON that MAURICE TRAVIS, National leader of IUMMSW, had insisted that this position was correct. LAWRENCE stated this was the last occasion on which he, LAWRENCE, had any contact with a Communist Party functionary.

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORTDate: June 16, 1960Alton Anderson Lawrence, GA

ALTON ANDERSON LAWRENCE, home address 608 North 16th Street, Bessemer, Alabama, appeared at the Birmingham Office and advised he is still awaiting sentence in Federal Court, Denver, Colorado, on a plea of nolo contendere, which he entered to charges of conspiring to violate the National Labor Relations Act of 1947.

He advised he had no information to furnish of value pertaining to the leaders of INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS, who were named with him in the indictment in that matter, in addition to what he has previously furnished Departmental Attorney LAFAYETTE E. BROOME and Special Agent BERNARD R. DE COOK.

LAWRENCE advised that, in his opinion, recent action of the leadership of IUMMSW in selecting ALBERT SKINNER as Western Vice-President, instead of ERNEST SALVAS, has caused resentment of JOHN CLARK, President of the Union. He advised that CLARK strongly supported SALVAS for this position and this disappointment, together with other differences CLARK has had with union leaders, has increased his resentment.

LAWRENCE advised he knows of no Communists in the IUMMSW in Alabama, at the present time. With reference to ASBURY HOWARD, Vice-President of the Union, he stated that he is unable to furnish any specific information of possible Communist Party connections of HOWARD. He advised HOWARD recently told M. C. ANDERSON, Executive Board member, District 5, that he would like to see LAWRENCE. LAWRENCE stated he does not plan to see HOWARD, as he does not trust him and HOWARD seems to be completely taken over by IUMMSW leaders and, in his opinion, by the Communist Party.

LAWRENCE advised that, although the Communist Party, during the 1940's, recruited some of the membership of IUMMSW in Alabama, that, as far as he knows, those persons who were recruited are no longer affiliated with the

Interview with ALTON ANDERSON LAWRENCE File # BH 100-2040
on 6/13/60 at Birmingham, Alabama Date Dictated: 6/14/60
by Special Agents JAMES L. PUGH and C. B. STANBERY : fmb

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Communist Party. He advised that he, himself made no effort to recruit Communist Party members subsequent to 1950, and had done little towards that prior to that time.

LAWRENCE advised that ASBURY HOWARD during the past few years made an effort to influence and control WILLIE THOMAS, President of the Harbison-Walker Refractories Company, Bessemer, Alabama. LAWRENCE advised HOWARD failed to do this, however, as WILLIE THOMAS has informed LAWRENCE that he strongly suspected that HOWARD had Communist Party connections, and was trying to take him into the Communist Party. LAWRENCE stated that THOMAS is a good friend of his and told LAWRENCE that he did the right thing in Denver, with regard to the charges against him. THOMAS told him he was certainly using caution in dealing with ASBURY HOWARD. WILLIE THOMAS also told him that DAVID HOOD, Attorney, Bessemer, Alabama, who has represented HOWARD, is very much concerned about HOWARD possibly having Communist Party connections. He advised that DAVID HOOD is a leading Negro citizen at Bessemer, and, in view of HOWARD's local prominence, HOOD is very interested in learning whether or not HOWARD has subversive connections.

LAWRENCE stated that THOMAS informed him that HOOD would "ruin" HOWARD locally, if he could prove HOWARD was a Communist.

FEDERAL BUREAU OF INVESTIGATION

Date September 26, 1960

WILLIE THOMAS, 1323 Sixth Avenue, Bessemer, Alabama, advised he is President of the Harbison-Walker Refractories Company Local of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS.

At the outset of the interview, the Bureau's jurisdiction, particularly in the subversive field, was made known to him, and he was specifically advised that the Bureau has no interest whatsoever in legitimate labor union activities, or in union-management relationships. He was also advised that the Bureau is interested in learning of subversive activities, and of any infiltration by subversive organizations into any group or organization. THOMAS commented he has known of and appreciated the work of the FBI, and would furnish any information he possessed which might assist the Bureau.

He stated that he is a native of the Birmingham-Bessemer area, and has been employed by Harbison-Walker Refractories Company for over twenty years, during most of which time he has been active in union affairs. He advised that IUMMSW was formerly in the CIO, and during the time it was so connected THOMAS attended meetings of the Birmingham CIO Industrial Union Council. About 1950, IUMMSW was ousted from CIO due to alleged Communist control of IUMMSW. THOMAS stated this was of considerable concern to him, as he never desired to have any connection with a Communist organization. He stated that he has since then been interested in discovering if, in fact, IUMMSW was controlled and infiltrated by the Communist Party.

THOMAS stated that rival unions during the past few years have used the charge of Communism against IUMMSW in their efforts to take over many local unions formerly affiliated with IUMMSW. In his opinion, IUMMSW was called a Communist union because it has always stood for racial equality among its members, and has successfully eliminated discrimination to a large extent against the Negro members with reference to wages and job assignments.

He advised that he became President of his local about 1953. Prior to that he was Vice-President and Recording

On 9/20/60 at Bessemer, Alabama File # BH 158-1

by Special Agents BYRON E. McFALL and Date dictated 9/22/60
JAMES L. PUGH : fmb

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

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Secretary of his local. He advised that ASBURY HOWARD, Vice-President of the national union, as well as ALTON LAWRENCE, Executive Board member for District #5, have been called Communists for a number of years. THOMAS stated he is definitely opposed to Communism, and that he, as well as most of the members of his local, would not permit control of their union by the Communist Party. Since he felt that the Negro members of his local would not fare well in another union, he has used his position to keep this local in IUMMSW and intended to do so until he could be satisfied that his local was being controlled by Communists.

He advised that neither ASBURY HOWARD nor ALTON LAWRENCE has ever approached him in anyway with reference to his joining the Communist Party, or affiliating with the Communist Party. They have never said anything which indicated to him that they were Communist Party members, or that what they were doing was for the Communist Party. He advised that he has held private discussions with other responsible leaders in his local union about the possibility that HOWARD and LAWRENCE were Communists. He and former President of the local BOISE MITCHELL discussed this numerous times, and in attendance at national conventions and at other meetings of the international officials of IUMMSW they tried to find evidence that the leaders were Communists. He stated that MITCHELL finally concluded that the union looked "clean" to him.

THOMAS stated that he at one time was very friendly towards ASBURY HOWARD, but in recent years this friendship has cooled somewhat, and that at present he and HOWARD are not on close, personal terms. He stated the only way he could account for this was that THOMAS had never wholeheartedly stated that he had no doubts of the Communist control of the union.

THOMAS, as well as other members of his local, keenly followed the trial of MINE-MILL leaders in Denver, Colorado, in the fall of 1959, and have reviewed the testimony in that trial against HOWARD, as well as other members. THOMAS

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made no comment as to his opinion of HOWARD's guilt on the charges on which he was tried. He stated he could not furnish any information of his own knowledge that HOWARD had Communist Party connections.

He advised that HOWARD, as a result of the Denver trial and as a result of his arrest by the Bessemer police and the attack against him at Bessemer City Hall, has received considerable notoriety in Bessemer; however, HOWARD's influence as a leader among the Negro population in the Bessemer-Birmingham area is, in THOMAS' opinion, greatly overrated. He advised HOWARD is an active church leader, and has been active for a number of years in the BESSEMER VOTERS LEAGUE, a group which has encouraged Negroes to register and vote. THOMAS is also a leader in the activities of the BESSEMER VOTERS LEAGUE, and he stated that HOWARD does not control this group and many members have been wary of him.

THOMAS stated that he obtained positions in his local principally through his own efforts, and with no particular assistance from ALTON LAWRENCE and ASBURY HOWARD. He stated he became President of the local because of the ouster in 1953 of BOISE MITCHELL from the office of President, when it was discovered that MITCHELL had been paid a sum of money by an official of a rival union to swing the local from IUMMSW to that union. THOMAS, because he was Vice-President, automatically assumed the position of President, which he has held since. MITCHELL's ouster was by action of the members of the local and was not engineered by LAWRENCE or HOWARD.

THOMAS stated the Harbison-Walker Refractories Local is the last remaining local of any size of IUMMSW in Alabama. He stated the members of this local are loyal, Americans, opposed to Communism, and would never knowingly permit the Communist Party to control the local. He advised he is familiar with Communist methods of influencing and controlling groups and organizations, and would promptly notify the FBI if he received any information of Communist Party activities.

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ATTENDANCE AT FOUNDING CONVENTION OF NEGRO
AMERICAN LABOR COUNCIL

On March 22, 1960, BH T-2 made available the minutes of the Executive Board meeting of IUMMSW held March 15-24, 1960. These minutes reflect that RAYMOND DENNIS, Executive Board Member, District #3, had reported on the proposed formation of a new national Negro labor council, known as the AMERICAN TRADE UNION COMMITTEE, which would hold its founding convention during May, 1960, at Detroit, Michigan. On motion of DENNIS, seconded by IRVING DICHTER, Secretary-Treasurer, the Board authorized the attendance at this founding convention of Vice-President ASBURY HOWARD, International Representative EDWARD COLEMAN and DENNIS with instructions for them to organize participation by all Negro leaders in the Eastern area and that local unions be encouraged to send additional delegates to this convention, where possible.

The June, 1960, edition of the "Mine-Mill Union" reflects that HOWARD, DENNIS, COLEMAN, Regional Director JESSE DOSTER and other delegates from IUMMSW unions attended the founding convention of the NEGRO AMERICAN LABOR COUNCIL which opened May 27, 1960, at Detroit, Michigan.

The July, 1960, issue of the "Mine-Mill Union" lists additional delegates to this founding convention as including LUTHER GRAVES, IUMMSW Local 837, Carteret, New Jersey, WILLIAM MORTEN, IUMMSW Local Union #365, Perth Amboy, New Jersey, and JOE STATON, IUMMSW Local Union #593, Buffalo, New York. This article set forth a resume of basic constitutional provisions and objectives without making any reference to the "anti-Communist provisions" embraced in the constitution.

BH T-3 advised, on June 1, 1960, that ASBURY HOWARD attended the founding convention of the NEGRO AMERICAN LABOR COUNCIL at Detroit, Michigan, on May 27-29, 1960. Informant advised that during discussions of the proposed constitution, the provision which stated that the organization

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would work to fight Communism caused several individuals to oppose it because as they stated the organization is to help the Negro achieve equality and end discrimination. A Negro male of California was the most outspoken person against this provision. He stated that he saw no reason why this organization should burden itself with the fight against Communism, since there are numerous Federal agencies fighting both Communism and racketeering. Enough opposition was built up to cause the proposal to be sent back to the Constitution Committee for rewording. The new proposal was read at the Sunday session and accepted by the delegates. Although it stated that it opposed Communism, it was worded in such a way as to allow Communists to join the NEGRO AMERICAN LABOR COUNCIL (NALC).

ILL
Following the convention, Communist Party members from Chicago met in a room in the Statler-Hilton Hotel to discuss the convention. Those attending this meeting were LOLA BELLE HOLMES, EDWARD CAREY, CHARLES WILSON, LOU ARMSTRONG, HERB WRIGHT, RALPH TURNER, and WILLIE JONES. It was agreed that the fact that the NALC did not bar Communists from joining the organization meant that the Party would be able to work with it. *revised*

CONTACT WITH JAMES E. JACKSON, EDITOR OF "THE WORKER"

BH T-4 advised, on May 6, 1960, that JAMES E. JACKSON, Editor of "The Worker", was the principal speaker at the PHILADELPHIA MAY DAY COMMITTEE meeting held in the Broadwood Hotel at Philadelphia, Pennsylvania, on May 1, 1960. JACKSON, in discussing racial discrimination in the South, stated that a small minority of whites in the South were fighting to keep white supremacy. He said that most white people do not agree with this small group, and many of them have joined with the Negroes in the sit-down demonstrations throughout the South. He stated that those fighting for desegregation and for integration are now more in number than those opposed. JACKSON said that when he was in the South he talked with one ASBURY HOWARD, the head of a large labor union in Birmingham, Alabama. JACKSON said that ASBURY told him that

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white supremacy in the South is dead and that those advocating segregation realize this, and the only thing left "is to bury it".

He said that the Communist Party had many members in the South, but added that the overall number is small, but the Party has great prospects to increase its membership there in the near future.

JACKSON next spoke on the Negroes' fight for equality. He mentioned that the AMERICAN NEGRO LABOR COUNCIL is playing a very important role in this particular issue.

Informant did not furnish the date of the alleged contact between JACKSON and HOWARD.

"The Worker" is an east coast Communist weekly newspaper.

POSSIBLE ATTENDANCE AT "PEOPLE'S WORLD" BANQUET,
IN LOS ANGELES, IN OCTOBER, 1960.

BH T-5, on April 19, 1960, advised that at a recent meeting of the SOUTHERN CALIFORNIA COMMITTEE OF THE "PEOPLE'S WORLD", it was announced that ASBURY HOWARD, National Vice-President, IUMMSW, would be the speaker at the next forum, the date to be later announced. HOWARD was described as from Alabama, and he would report on conditions in the South.

The "DAILY PEOPLE'S WORLD" was cited by the Special Committee on Un-American Activities, House Report 1311 on the CIO Political Action Committee, March 29, 1944, page 95, as "the official organ of the Communist Party on the West Coast".

T-5, on September 14, 1960, advised that at a meeting of the SOUTHERN CALIFORNIA COMMITTEE on the "PEOPLE'S WORLD", on September 13, 1960, in Los Angeles, it was announced

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that ASBURY HOWARD is planning to be in Denver, Colorado, for a national meeting of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS, in October, 1960. This appearance will be at about the time of the scheduled annual "PEOPLE'S WORLD" banquet in Los Angeles, on October 9, 1960.

The committee is expecting an answer from HOWARD by about September 14, 1960, advising the "PEOPLE'S WORLD" Committee whether or not he can be the main speaker at the annual banquet which will be honoring outstanding women.

ATTENDANCE AT LOUIS E. BURNHAM MEMORIAL SERVICE

"The Worker", issue of April 24, 1960, carried a notice relative to a memorial meeting to be held at New York Center, on April 28, 1960, on behalf of LOUIS E. BURNHAM. Among the speakers listed was ASBURY HOWARD.

"The Worker", on May 15, 1960, published an article by JAMES E. JACKSON, entitled "My Friend, LOUIS". This article refers to LOUIS E. BURNHAM as a former leader in the SOUTHERN NEGRO YOUTH CONGRESS (SNYC). Mentioned in the article was ASBURY HOWARD, Vice-President, IUMMSW, who was a speaker at a memorial meeting on behalf of BURNHAM.

THE SOUTHERN NEGRO YOUTH CONGRESS has been designated by the U. S. Attorney General pursuant to Executive Order 10450.

BH T-6, on May 2, 1960, advised that, on April 28, 1960, the memorial service for LOUIS BURNHAM was held in New York City. Among the speakers were ASBURY HOWARD, who was introduced as a journalist, and JAMES JACKSON, Editor of "The Worker". HOWARD, who had spent time on an Alabama chain gang, spoke out against segregation. He spoke of his "battleground of the South", and said that the people up in the North should continue to picket the various chain stores whose branches permit segregation to exist in their stores. He also asked

BH 158-1

those present to help donate money to the Negro cause, and said that he was going back to his "battleground of the South".

BH T-7 advised, on April 29, 1960, of attendance of ASBURY HOWARD at the LOUIS E. BURNHAM memorial meeting, and that HOWARD was one of the speakers. Informant stated that all of the speakers praised BURNHAM's loyalty and contributions to the Party. The meeting was held for the purpose of establishing a fund for the BURNHAM family.

OTHER ACTIVITIES OF THE SUBJECT

On May 20, 1960, Detective TOM COOK advised subject was a speaker at a meeting of the ALABAMA CHRISTIAN MOVEMENT FOR HUMAN RIGHTS, on May 16, 1960. He advised that this organization seeks to promote racial integration. COOK stated subject's speech was along the usual subject of his arrest by the Bessemer, Alabama, Police Department, in January, 1959, and he also mentioned the case against him in Federal Court at Denver, Colorado, which had been dismissed. In connection with this case, subject made a complete denial of his being a Communist. At this meeting, HOWARD mentioned he had just returned from making a speech in New York City, which COOK stated apparently referred to a memorial meeting for LOUIS E. BURNHAM, former head of the SNYC in Birmingham.

On April 4, 1960, BH T-8 advised subject attended a meeting of the CAIRO-BROWNSVILLE CIVIC LEAGUE, a small neighborhood group, and subject was the principal speaker. He advised that HOWARD began his talk in a religious vein, quoting the Twenty-third Psalm and frequently referring to the Scriptures in his talk. He stated that he had been accused of being a Communist, but denied such charges and stated, "that is what you are labeled with when they seek to destroy you". He compared himself with St. PAUL, who, he stated, spread the Gospel throughout the world to Jews, Gentiles, and others alike with no prejudice towards anyone. He frequently referred to JESUS and advised those present to use him as an example to follow in what they were trying to do against discrimination. He advised them not to use hate and

BH 158-1

that he, himself, did not hate anyone because of what had been done to him, and did not hold malice towards anyone, not even the police. He related the events of the attack against him in the Bessemer City Hall, and said that he and his friends had been unable to find any witnesses to prove that police officers were present at the time of the attack and did nothing to help HOWARD. He stated that shortly before the attack he saw police officers in the crowd outside the courtroom.

HOWARD gave some of those present a leaflet entitled "ACTION NEEDED NOW", a copy of which T-8 furnished. This pamphlet bore the name of the CHICAGO COMMITTEE TO WIN THE VOTE IN THE SOUTH (CCWVS).

On March 10, 1959, BH T-9 and BH T-10 advised that the CHICAGO COMMITTEE TO WIN THE VOTE IN THE SOUTH (CCWVS), an autonomous organization, was set up in Chicago, Illinois, by trade unionists during February and March, 1959, at meetings sponsored by the AAHA. The announced purpose of the CCWVS is to secure the full freedom and release of ASBURY HOWARD, who allegedly has received a sentence in Alabama, for action on behalf of the Negro people's right to vote. According to leaders of the CCWVS, HOWARD is a Vice-President of the IUMMSW and President of the BESSEMER VOTERS LEAGUE, Bessemer, Alabama, composed of Negro people dedicated to winning the right to vote. To establish its objective and to bring the full significance of the HOWARD case to the attention of the public, the CCWVS has approved a program which includes the preparing of a brochure for mass distribution and the holding of mass meetings. The CCWVS also urges its supporters to write or wire Government officials, protesting the action against HOWARD and to urge action on his behalf.

BH T-8 advised, on April 29, 1960, that, on April 13, 1960, HOWARD presided at a meeting of the BESSEMER

BH 158-1

VOTERS LEAGUE at Smith and Gaston Funeral Parlor in Bessemer, Alabama. He made a speech concerning the May, 1960, Democratic Primary, and stated that the BESSEMER VOTERS LEAGUE should back the proper candidates who would be friendly towards the Negro, and he proposed that a slate of such candidates be recommended at a future date. Informant advised that HOWARD did not appear in anyway to attempt to inject the Communist Party line into this meeting.

BH T-11, on February 9, 1960, advised that the BESSEMER VOTERS LEAGUE was an organization in Bessemer, Alabama, which urges Negroes to register and vote. ASBURY HOWARD is active in this group, but informant stated he is not in control and is influential only among a minority of its members.

BH T-12, on April 29, 1960, advised that ASBURY HOWARD attended a "Freedom Rally" at New Brunswick, New Jersey, on April 24, 1960. HOWARD did not, to informant's knowledge, make a speech at this meeting. The meeting was held at the Ebenezer Baptist Church, and was sponsored by the CENTRAL JERSEY CIVIL RIGHTS COUNCIL for the purpose of raising money to support picketing of Woolworth's stores and to aid those who might get in trouble during the picketing activity.

Informants of the Newark Office of the Bureau, in June, 1960, advised that the subject was unknown to them.

BH T-8, on August 24, 1960, advised that in contacts with HOWARD and with persons associated with HOWARD, he has learned nothing to indicate HOWARD is doing much in Alabama at the present time. He has learned nothing to indicate HOWARD is engaged in Communist Party activities. T-8 was contacted on September 20, 1960, and could furnish no additional pertinent information concerning HOWARD's activities.

By communication of May 23, 1960, the New York Office advised that, in April and May, 1960, Confidential Informants who are familiar with some phases of Communist Party activity in the New York City area were contacted and were

BH 158-1

unable to furnish any information concerning Communist Party membership on the part of the subject.

By communication of May 25, 1960, the Los Angeles Office advised that informants having knowledge of Communist activities among the Negroes in the Los Angeles area, as well as having knowledge concerning the IUMMSW, have been alerted to report any information they receive concerning Communist Party membership or activity on the part of the subject.

By communication dated May 27, 1960, the Chicago Office advised that informants familiar with Communist Party activities in Negro matters had furnished no information concerning present or past activity on the part of HOWARD in the Communist Party.

BH T-2, in regular contacts in recent months, has furnished no information of Communist Party activities of subject.

BH T-11, on August 24, 1960 and September 8, 1960, advised that HOWARD has appeared to be careful in what he says around the Bessemer area and, although he is constantly talking and mentioning court proceedings against him in the past and brings up the question of racial discrimination at every opportunity, he has been careful not to become involved in any further difficulties. Informant stated, as far as he can determine, HOWARD is not engaged in CP activities.

BH T-13, on June 23, 1960 and September 6, 1960, advised that he has no information of any Communist Party connections present or past concerning subject. T-13 has some knowledge of the activities of the Communist Party in the Birmingham area.

BH T-14, on June 30, 1960, advised that in contacts with persons formerly known to him in the Communist Party, he has learned of no CP connections at present of the subject.

BH T-15, who has known subject for a number of years as a union official, advised, on July 29, 1960 and

~~C O N F I D E N T I A L~~

BH 158-1

September 12, 1960, that HOWARD makes no attempt to develop contact with other union officials outside of IUMMSW. He does not affiliate with the BESSEMER LABOR COUNCIL, which is made up of representatives of different labor unions. Subject continuously discusses the beating he received in Bessemer City Hall, and talks for voting rights for Negroes and against racial discrimination. Informant stated that, insofar as he can determine, subject is not engaged in Communist Party activities.

BH T-16, on June 14, 1960 and August 27, 1960, stated that in contacts with persons he has known to have past Communist Party connections, he knows nothing to indicate subject to be connected with the Communist Party.

17*

~~C O N F I D E N T I A L~~



*In Reply, Please Refer to
File No. 158-1*

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

300 American Life Building
Birmingham 3, Alabama
September 27, 1960

Title: ASBURY HOWARD, aka.,
Ashbury Howard, Mack Howard.

Character: LABOR-MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 -
SECURITY MATTER

Reference: Report of Special Agent James L. Pugh,
dated September 27, 1960, at
Birmingham, Alabama.

All sources used in referenced communication
have furnished reliable information in the past.

This document contains neither recommendations
nor conclusions of the FBI. It is the property of
the FBI and is loaned to your agency; it and its
contents are not to be distributed outside your
agency.

UNITED STATES GOVERNMENT

10-12
Memorandum

TO : DIRECTOR, FBI (158-36)

DATE: 10/12/60

FROM : *WWS* SAC, LOS ANGELES (158-18)

0

SUBJECT: ASBURY HOWARD
LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER ;
LABOR MANAGEMENT RELATIONS
ACT, 1947
SECURITY MATTER
OO: Birmingham

Re report of SA JAMES L. PUGH dated 9/27/60 at Birmingham, with lead for Los Angeles to determine possible attendance of subject at "People's World" banquet at Los Angeles on 10/9/60; Bureau letter to Birmingham 10/7/60 captioned as above; and Los Angeles letter to Birmingham 10/3/60 captioned "ASBURY HOWARD, aka SM-C".

In accordance with re Bureau letter to Birmingham dated 10/7/60, the Los Angeles Office has complied with Bureau instructions concerning the addition of LMRA (Security Matter) to the character of rerep and has indicated that it was designated for Bufile 158-36.

As set forth in re Los Angeles letter to Birmingham dated 10/3/60, [redacted] indicated on 9/28/60 that informant had learned on 9/27/60 that ASBURY HOWARD will not be coming to Los Angeles as the speaker for the "People's World" banquet on 10/9/60. Another speaker has been secured.

RUC

- 2 - Bureau (REGISTERED)
- 2 - Birmingham (REGISTERED)(158-1)
- 3 - Los Angeles
 - (1 - 100-59508)(ASBURY HOWARD)
 - (1 - 100-14362)(IUMMSW)

CEW:SCM
(7)

REC-24 158-36-5
EX 104 18
OCT 17 1960

30 OCT 20 1960

EXP. PROC.

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Handwritten initials and "INT. SEC."

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (158-36)

DATE: October 24, 1960

FROM : SAC, Birmingham (158-1)

SUBJECT: ASBURY HOWARD, aka.
LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959 - SM;
LABOR MANAGEMENT RELATIONS ACT, 1947
(SECURITY MATTER)

ReBulet to BH, 10/7/60.

Birmingham copies of report SA JAMES L. PUGH,
dated at Birmingham, September 27, 1960, corrected by
adding LMRA, 1947 (SECURITY MATTER) to character of case,
and to show Bufile number as 158-36.

12 Agent hours were devoted to the investigation
set forth in above report.

10 P.
2 - Bureau (RM)
1 - BH
JLP:fmb
(3)

3-11-1960

12/13/60
0-1 @ Birmingham
#2, 3 EPH
12/19/60
0-1 returned
app will be
submitted 12/30/60.
ECP:llg

158-26

31
6 OCT 27 1960

REC-45

INT. SEC.
CONSIDERATION
action.

NOV 7 1960

FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 12/30/60	Investigative Period 9/20 - 12/21/60
TITLE OF CASE ASBURY HOWARD, aka.		Report made by JAMES L. PUGH	Typed By: rvm
		CHARACTER OF CASE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 - SECURITY MATTER. LABOR MANAGEMENT RELATIONS ACT OF 1947 - SECURITY MATTER	

~~EXCEPT~~

REFERENCE: Report of SA JAMES L. PUGH, 9/27/60, Birmingham.

- P -

LEADS

DENVER (INFORMATION)

One copy of this report is designated for Denver for information since subject is a national officer of IUMMSW, headquarters of which is in Denver.

BIRMINGHAM

At Birmingham, Alabama

Will develop appropriate background information concerning EUGENE CALHOUN and JESSE DANIEL, close associates of subject.

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below	
Copies made:		158-36-7	REC-58
4 - Bureau (158-36) - Registered		JAN 2 1961	
1 - Denver (Info.) (122-25) - REGISTERED			
3 - Birmingham (2 - 158-1) (1 - 100-8112)			

SEARCHED
SERIALIZED
INDEXED
FILED

59 JAN 13 1961

BH 158-1

LEADS Cont'd

Will continue to follow and report pertinent activities of subject to establish CP connections.

ADMINISTRATIVE

Fifteen agent hours were devoted to the investigation reported herein.

INFORMANTS

Identity of Source	File Number Where Located
T-1: [Redacted] (Requested)	Initially reported
T-2: [Redacted]	DN 100-1934-1A87
T-3: [Redacted] [Redacted] (Requested)	Initially reported
T-4: [Redacted] (Requested)	Initially reported
T-5: [Redacted] Security Source of Information (Requested)	Initially reported
T-6: [Redacted] (Requested)	Initially reported
T-7: [Redacted] (Requested)	Initially reported

b7D

*noted
1-10-61*

BH 158-1

INFORMANTS Cont'd

T-8:

[Redacted]

Security Source of
Information
(Requested)

Initially
Reported

b7D
b7E

T-9:

[Redacted]

Careful consideration has been given to the sources concealed and "T" symbols were utilized in those instances where identities of the sources must be protected.

This report is classified "~~Confidential~~" as it contains information from Confidential Informants, which, if disclosed, could lead to their identification and hamper investigations of Security Matters and therefore be injurious to the National Defense.

C*

COVER PAGE

~~CONFIDENTIAL~~UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA JAMES L. PUGH
Date: December 30, 1960

Office: Birmingham

Field Office File No.: BH 158-1

Bureau File No.: 158-36

Title: ASBURY HOWARD

Character: LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT
of 1959 - SECURITY MATTER
LABOR-MANAGEMENT RELATIONS ACT OF 1947 - SECURITY MATTER

Synopsis:

Sources cognizant of subject's activities furnish no information of Communist Party connections or activities of subject. WILLIE THOMAS, President of IUMMSW Local, Bessemer, Ala., stated he was cognizant of charges of Communist infiltration of his union, but has not been able to prove it and had no information subject is a Communist. Identification record set forth.

- P -

~~CONFIDENTIAL~~

BH 158-1

DETAILS:

BACKGROUND

Residence and Employment

BH t-1, on December 21, 1960, advised there has been no change in residence and employment of subject.

Identification Record

Following identification record for subject, under FBI No. 2 988 B, was received from the Bureau December 15, 1960:

PD, Bessemer, Ala.	Asbury Howard #11239	2/6/52	Inv.	rel.
PD, Bessemer, Ala.	Asbury Howard #11239	2/22/52	DC Disch F and AIM	Trans to Co on AIM pend- ing trial City & Co.
SO, Birmingham Ala.	Asbury Howard #64024	2/22/52	Aslt with intent to Murder	pending
USM, Denver Colo	Ashbury Howard #4907	11/20/56	consp 18 USC 371	12/2/59 Acquitted
PD, Bessemer Ala.	Asbury Howard, Sr., #11239	1/21/59	obscene, libelous, etc. publications	\$105 & 180 das (appealed)

CURRENT ACTIVITIES OF THE SUBJECT

The Communist Party, USA (CP) has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

BH T-1, on December 21, 1960, advised that he was a former official of the IUMMSW in Bessemer, Alabama, and

BH 158-1

has been connected with union activities for many years. He is now retired, but maintains contact with activities of IUMMSW in the Bessemer, Alabama, area. He advised that activities of this union have drastically subsided, and at present there is only one local remaining in the Birmingham-Bessemer area. He advised he has obtained no information indicating ASBURY HOWARD is attempting to engage in any subversive activities at the present, his activities being confined to his personal business and to occasional speeches at churches and civic groups on racial matters. He was also active in the BESSEMER VOTERS LEAGUE prior to the January election of 1960, but since then has been absolutely quiet, as far as informant knows. He advised HOWARD, although influential in the BESSEMER VOTERS LEAGUE, does not control that group, since this organization has many substantial, loyal citizens who would oppose any attempt of HOWARD at controlling this organization. He advised HOWARD has received considerable publicity indicating he may have Communist Party connections.

Informant stated EUGENE CALHOUN, International Representative of UNITED STEEL WORKERS OF AMERICA - AFL-CIO, has indicated that he has discussed the question of Communism with subject and with WILLIE THOMAS, President of the HARELSON-WALKER COMPANY Local of IUMMSW. T-1 stated he is unable to state that WILLIE THOMAS or CALHOUN is connected with the Communist Party, but has heard they discussed the question with subject.

T-1 stated that the above local of IUMMSW has only approximately 75 members; that because of the small membership of this union, the union was unable to pay rent on its headquarters office in Bessemer and has closed that office.

On November 10, 1960, BH T-2 advised the IUMMSW Officers' Meeting, scheduled for October 20, 1960, had been postponed until October 25, 1960. HOWARD had arrived on October 24, 1960, and was in attendance at the meeting held October 25-27, 1960, as were JOHN CLARK, President; ALBERT SKINNER, Vice-President; IRVING DICHTER, Secretary-Treasurer; and HAROLD SANDERSON, Comptroller. NATHAN WITT, General Counsel, met with the officers on October 26, 1960. HOWARD left on October 28, 1960, to return to Bessemer, Alabama.

~~CONFIDENTIAL~~

BH 158-1

BH T-3, a self-admitted former Communist in Bessemer, Alabama, on September 20 and October 20, 1960, advised in his contacts with HOWARD he has learned nothing to indicate subject is engaged in CP activities.

BH T-4, on December 21, 1960, advised HOWARD's activities continue to be very limited as far as he can tell. Prior to the General election in the Fall of 1960, subject had made several speeches in support of the Democratic candidates and attended meetings of the BESSEMER VOTERS LEAGUE, which informant described as a civic group that attempts to promote persons to register and vote. Informant knew of no CP connections of subject.

BH T-5, who has some knowledge concerning CP activities, advised on December 8, 1960, he had learned of no CP activities of subject in recent months.

BH T-6, a self-admitted former Communist, on December 14, 1960, advised that in contact with persons formerly known to him in the CP in the Birmingham area, he had learned of no present CP connections of subject.

BH T-7, on October 20, 1960, and December 21, 1960, advised he has known subject for a number of years as a union official and he stated subject makes no attempt, as far as he can tell, to infiltrate labor organizations with Communism. He stated subject does not affiliate with the BESSEMER LABOR COUNCIL, a group made up of representatives from various unions.

BH T-8, on October 17, 1960, stated that in contacts with persons he has known or suspected to be Communists in the past, he has learned of no CP connections of subject.

BH T-9 advised on September 28, 1960, he had learned ASBURY HOWARD would not go to Los Angeles as the speaker for the "PEOPLE'S WORLD" banquet on October 9, 1960, to which he had been scheduled as the main speaker.

~~CONFIDENTIAL~~



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No. 158-1

Title ASBURY HOWARD

Character LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959 -
~~XXXXXXXX~~ SECURITY MATTER.
LABOR-MANAGEMENT RELATIONS
ACT OF 1947 - SECURITY
MATTER

All sources (except any listed below) used in referenced communication have furnished reliable information in the past.

Reference: Report of Special Agent
James L. Pugh, September 27,
1960, at Birmingham, Alabama

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (158-36)

DATE: 1/10/61

FROM : SAC, Birmingham (158-1)

SUBJECT: ASBURY HOWARD, aka.
LMRDA, 1959 (SM)
LMRA, 1947 (SM)
(BH 00)Rerep SA JAMES L. PUGH, Birmingham, 12/30/60,
and 0-17, dated 1/6/61.On page 5, paragraph 2, line 11, change "land"
to "and".

Birmingham copies appropriately corrected.

2 - Bureau
1 - Denver (122-25)
1 - Birmingham
JLP:rvm
(4)158-36-
NOT RECORDED
JAN 12 1961

REC. SEC.

COMM. SECTION

0-1 returned from Bureau
Case is kept with
by submitted
1/30/61
T.H.F. lly

JAN 19 1961

FEDERAL BUREAU OF INVESTIGATION

Reporting Office BIRMINGHAM	Office of Origin BIRMINGHAM	Date 8/9/61	Investigative Period 7/28/61 - 8/4/61
TITLE OF CASE ASBURY HOWARD, aka.		Report made by SA JAMES L. PUGH	Typed By: pas
		CHARACTER OF CASE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959- SECURITY MATTER. LABOR MANAGEMENT RELATIONS ACT OF 1947 - SECURITY MATTER	

SECRET

Reference: Report of SA JAMES L. PUGH dated 12/30/60, Birmingham.

P

Leads:

DENVER OFFICE:

A copy of this report is designated for information of Denver Office since that office covers the National Headquarters of the IUMMSW in Denver, Colorado.

BIRMINGHAM OFFICE:

Will continue efforts to develop positive information of subject's CP activities and connections.

Will through available informants and sources, as well as through file review, determine information indicating subject's status in IUMMSW in effort to determine if confidential

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Approved Special Agent in Charge	Do not write in spaces below
Copies made: 4 Bureau (158-36) (RM) 1 Denver (122-25) (RM) (Info.) 3 Birmingham (2-158-1) (1-100-3112)	158-36-8 AUG 11 1961 REC-16 EX-107
	U.S. DEPT. OF JUSTICE DIVISION OF INVESTIGATION

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BH 158-1

informant may be developed within that union with regard to the subject's activities.

Will endeavor to develop advance information concerning trips made by the subject out of Alabama so that appropriate arrangements may be made to develop information concerning his contacts and activities on such trips. In this connection, it is noted that subject's possible CP connections exists through headquarters of International Union of Mine, Mill, and Smelter Workers.

Administrative:

Twenty-four agent hours were devoted to the investigation of this matter.

Informants:

Identity of Source

File Number Where Located

T-1:

[Redacted]

Initially reported

(Requested)

T-2:

[Redacted]

[Redacted]

T-3:

T-4:

b7D

T-5:

Characterization of JEFF KIBRE

T-6:

T-7:

T-8:

Knoxville file 100-3033

b7D
b7E

BH 158-1

T-9:

Knoxville file
100-3033

b7D

Careful consideration has been given to the sources concealed and "T" symbols were utilized in those instances where identities of the sources must be protected.

This report is classified "~~Confidential~~" as information furnished by Confidential Informants T-2, T-3, T-4, and T-5, if disclosed, could reasonably lead to identification of sources being used in security matters and would compromise such sources and be injurious to the National Defense.

C*

COVER PAGE

~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA JAMES L. PUGH Office: BIRMINGHAM
Date: 8/9/61
Field Office File No.: 158-1 Bureau File No.: 158-36
Title: ASBURY HOWARD

Character: LABOR - MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER. LABOR MANAGEMENT RELATIONS ACT OF 1947 -
SECURITY MATTER

Synopsis: Subject reelected unopposed as Eastern Vice-President, INTERNATIONAL UNION OF MINE, MILL, AND SMELTER WORKERS following National Convention at Tucson, Arizona, during week of March 27, 1961. Subject is member Executive Board of this union. Subject in contact with Washington, D. C. Office of ILU on February 14, 1961. No information developed subject has been engaged in Communist Party activities in the Birmingham area or that he has Communist Party connections.

P

Details:

BACKGROUND:

BH T-1 advised on July 19, 1961, that there has been no change in the residence of the subject.

OFFICIAL POSITION IN IUMMSW:

BH T-2 advised on July 12, 1961, that subject is the vice-president of the INTERNATIONAL UNION OF MINE, MILL, AND SMELTER WORKERS, headquarters of which is in Denver, Colorado. Subject is also a member of the Executive Board of this union.

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Informant advised on June 27, 1961, that the official results of the IUMMSW election of officials showed that the subject received 12,349 votes.

BH T-3 on April 10, 1961, advised that ASBURY HOWARD was nominated for reelection without opposition as Eastern Vice-President of the IUMMSW at the 56th Convention of this union at Tucson, Arizona, during the week of March 27, 1961.

ACTIVITIES OF THE SUBJECT:

On February 15, 1961, BH T-4 advised that the subject visited the Offices of the INTERNATIONAL LONGSHOREMEN'S AND WAREHOUSEMEN'S UNION, (ILU), in Washington, D.C., on February 14, 1961. Informant advised on April 5, 1961, that JEFF KIBRE, Washington Representative of the ILU on February 14, 1961, forwarded a memorandum to the Union Headquarters in San Francisco, California, advising that ASBURY HOWARD, P.O. Box 411, Bessemer, Alabama, an official of the MINE - MILL UNION, would like to have a "Washington report" of the International Longshoremen's and Warehousemen's Union sent to him. Informant advised that the "Washington report" is in the nature of a mimeograph sheet prepared by KIBRE pertaining to current legislative developments and is distributed by the ILWU in San Francisco, California.

On October 5, 1950, BH T-5 advised that JEFF KIBRE was a Communist Party member on the West Coast from 1945 to at least 1949.

Appearing before the Senate Internal Security Subcommittee in Washington, D.C., on June 21, 1956, KIBRE invoked the Fifth Amendment in response to questions asked of him concerning past or present membership in the Communist Party.

The directory of the International and National Labor Unions in the United States, 1955 Bulletin No. 1185, United States Department of Labor, it is reflected that

BH 158-1

the International Longshoremen's and Warehousemen's Union, (ILU), was expelled from the Congress of Industrial Organizations (CIO), in 1950 on charges of Communist domination.

BH T-6 on July 14, 1961, BH T-7 on July 18, 1961, BH T-8, on July 17, 1961, and BH T-9 on July 17, 1961, all of whom have knowledge of certain phases of Communist Party activities in the South, advised they had no information connecting subject with any Communist Party activities.

[REDACTED] Bessemer, Alabama, on March 24, 1961, advised he had determined that ASBURY HOWARD planned to attend the Convention of the IUMMSW at Tucson, Arizona, during the current week. He advised he had learned nothing to indicate that the subject has been engaging in subversive activities in the Bessemer, Alabama area. He advised that to his knowledge subject has been avoiding any controversial statements.

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On March 23, 1961, Mr. R. NURSE, Superintendent, HARBISON - WALKER REFRACTORIES COMPANY, Bessemer, Ala., advised that this company is organized by the IUMMSW, Local Union No. 531, which is the largest remaining local of IUMMSW in the Bessemer, Alabama area. NURSE advised that in his contacts with the subject, who is Vice-President of this union, he has had very little difficulty over union matters. He advised subject for many years has been rumored to be a Communist Party member, but he has no specific information concerning this fact. Mr. NURSE advised he has learned of no significant activities of the subject, which would indicate that he is a Communist.

HOMER WILSON, Organizer, INTERNATIONAL CHEMICAL WORKER'S UNION, Strawberry Plains, Tennessee, on May 3, 1961, advised SA'S C. B. STANBERY and JAMES L. PUGH that he was formerly an organizer of the IUMMSW at Bessemer, Alabama, and was executive board member of District 5 until about 1947 at Bessemer, Alabama, of this union.

BH 158-1

~~CONFIDENTIAL~~

He advised he was never a member of the Communist Party but was cognizant of some activities of officials of IUMMSW, whom he suspected of having Communist Party connections. He advised he has no specific knowledge of any past or present Communist Party connections of ASBURY HOWARD, Eastern Vice-President of IUMMSW. He advised that he is in occasional contact with ASBURY HOWARD in connection with union affairs. He stated he recently was told by HOWARD that HOWARD had attended the convention of IUMMSW at Tucson, Arizona, however, HOWARD made no statements indicating that he is a Communist Party member or that he is engaging in Communist Party activities. He advised that HOWARD is on the payroll of the IUMMSW and he estimated that HOWARD received approximately \$125.00 per week salary from this union. He advised that HOWARD appears to be doing very little of anything in the Birmingham - Bessemer, Alabama area at present time.

VAN D. JONES, 233 Fairfax Avenue, Bessemer, Alabama, advised on May 5, 1961, that he is a former official of IUMMSW in the Bessemer, Alabama area. He has known subject for many years. He advised he has observed subject's activities in the Bessemer area up until the present time. He has learned nothing to indicate subject may be engaging in Communist Party activities or that he is a Communist Party member.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

300 American Life Building
Birmingham 3, Alabama
August 9, 1961

In Reply, Please Refer to
File No. 158-1

Title ASBURY HOWARD

Character LABOR-MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959-SECURITY MATTER.
Reference LABOR MANAGEMENT RELATIONS ACT OF 1947-
SECURITY MATTER.

Report of Special Agent JAMES L. PUGH, dated
August 9, 1961, at Birmingham, Alabama.

All sources (except any listed below) used in referenced
communication have furnished reliable information in the past.

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI (158-36)

DATE: September 30, 1961

J.P. [unclear]

FROM : SAC, Birmingham (158-1)

SUBJECT: ASBURY HOWARD, Aka.
LMRDA, 1959 (SM)
LMRA, 1947 (SM)
BH : 00

Rerep SA JAMES L. PUGH, Birmingham, 8/9/61.

In the matter captioned "COMINFIL, INTERNATIONAL UNION OF MINE, MILL, SMELTER WORKERS; RAYMOND BERNARD DENNIS; ET AL, IS-C; ISA, 1950; LMRA, 1947 - CONSPIRACY," dated 9/13/61, at Birmingham, a lead was set forth for the Los Angeles Office for the purpose of developing certain information concerning the exact status of HOWARD within the IUMM&SW. This lead is expected to develop information which will be of assistance in directing future investigation in this matter so that HOWARD's reported affiliation with the Communist Party can be proven or disproven. Sources available to this office at Birmingham have been unable to furnish any information which would definitely establish HOWARD's CP connections or lack of CP connections.

This file is being placed in a Pending Inactive Status pending receipt of results of investigation at Los Angeles. Upon receipt of this information, this file will be made active and appropriate investigation conducted.

REC-54

158-36-9

EX 110

17 OCT 4 1961

P*
2- Bureau (RM)
1- Birmingham
JLP:pp
(3)

[Handwritten signature]

on [unclear]
57 OCT 5 1961

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BIRMINGHAM	OFFICE OF ORIGIN BIRMINGHAM	DATE 3/28/62	INVESTIGATIVE PERIOD 2/12-3/27/62
TITLE OF CASE ASBURY HOWARD, aka.		REPORT MADE BY JAMES L. PUGH	TYPED BY mfl
		CHARACTER OF CASE LMRDA OF 1959 - SM; LMRA OF 1947 - SM	

REFERENCE: Report of SA JAMES L. PUGH, Birmingham, 8-9-61;
Birmingham Letter to Bureau, 9-30-61.

LEADS:

- P -

DENVER: (INFORMATION)

Informational copy of this report is designated for Denver in view of subject's position in IUMMSW.

BIRMINGHAM:

Will, through logical informants and sources cognizant of subject's activities attempt to resolve question as to possible CP connections of subject.

ADMINISTRATIVE:

APPROVED <i>[Signature]</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 4 - Bureau (158-36) (RM) 1 - Denver (122-25) (Info) (RM) 3 - Birmingham (2- 158-1) (1- 100-3112)	158-36-10	REC-23
	28 APR 2 1962	
	NOTATIONS INT. SEC.	
DISSEMINATION RECORD OF ATTACHED REPORT		
AGENCY.....	KAO/ICD	
REQUEST RECD.		
DATE FWD.....	7-10-62	
HOW FWD.....	c-60	
BY.....	W.S. [Signature]	

2 cc destroyed

BH 158-1

INFORMANTS:

Identity of Source

File Where Located

BH T-1:

[Redacted]

(Requested)

Initially Reported

BH T-2:

[Redacted]

(Requested)

[Redacted]

b7D
b7E

BH T-3:

100-4713-459

b7D

BH T-4:

[Redacted]

(Requested)

Initially Reported

BH T-5:

[Redacted]

[Redacted]

Other confidential sources regarding subversive activities mentioned herein are as follows:

[Redacted]

[Redacted] contacted
12-12-61, and 3-19-62;

b7D

[Redacted]

[Redacted] and
Security Informant, contacted 3-19-62.

Careful consideration has been given to the sources concealed and "T" symbols were utilized only in those instances where identities of the sources must be concealed.

Twenty-six Agent hours were devoted to this matter.

This report is classified "~~Confidential~~" as it contains information from Confidential Informants T-2 and T-5 which, if disclosed, could reasonably result in the identification

B

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BH 158-1

of confidential sources of continuing value and compromise the effectiveness thereof.

Subject is on the Security Index of this office and is subject of matter entitled "ASBURY HOWARD, SR., aka.; SM - C" (Bufile 100-233025).

C*

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

~~CONFIDENTIAL~~

Copy to:

Report of: SA JAMES L. PUGH
Date: March 28, 1962

Office: Birmingham, Alabama

Field Office File No.: 158-1

Bureau File No.: 158-36

Title: ASBURY HOWARD

Character: LABOR MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 - SECURITY MATTER;
LABOR-MANAGEMENT RELATIONS
ACT OF 1947 - SECURITY MATTER

Synopsis: Subject continues as Eastern Vice President, INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS, and lives at Bessemer, Ala. Sources stated local activities are limited. Persons formerly connected with CP have no knowledge subject connected with CP. One informant, cognizant of IUMMSW, considers subject to line up with President JOHN CLARK, as a "middle-of-the-roader" rather than with "left-wing element" in union. Subject in 1959 reportedly stated all Communists had left IUMMSW and it was "clean."

- P -

~~CONFIDENTIAL~~

BH 158-1

DETAILS:

Official Position of Subject in IUMMSW

On February 23, 1962, BH T-1 advised subject continues to be Eastern Vice-President, INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS (IUMMSW) and he resides at 2001 Exeter Avenue, Bessemer, Alabama.

Activities of Subject

BOBBY GENE FIKES, a self-admitted former Communist Party member in the Birmingham, Alabama, area who has appeared as a Government witness in U. S. District Court, Denver, Colorado, against IUMMSW leaders, was contacted October 18, 1961, and advised SA CLAUDE E. WILLIS he could furnish no additional information concerning subject.

BH T-2, who has furnished previous information concerning subject's status in his union, was recontacted on September 26, 1961. He advised that in close contact with IUMMSW, he considers that ASBURY HOWARD lines up, in informant's opinion, more with the President, JOHN CLARK, as a "middle-of-the-roader", rather than with any of the "left-wing element" in the union. Informant advised HOWARD was considered by him as the Negro representative in the union and is respected as such, but he is not considered to be too intelligent or a heavy thinker.

T-2 stated at the Mine-Mill Convention in March 1961, and subsequently in Los Angeles after the convention, HOWARD and his wife seemed to be mainly interested in the sights, and engaged in no political discussions. T-2 had no further information which would throw any light on HOWARD's associations with other IUMMSW leaders, particularly in the communist element.

On August 31, 1961, ALTON A. LAWRENCE, 608 North 16th Street, Bessemer, Alabama, a self-admitted former Communist Party member and former Executive Board Member,

BH 158-1

District 5, IUMMSW, advised he has learned of no Communist Party connections or activities of ASBURY HOWARD during the preceding year.

On December 7, 1961, BH T-3 advised he is a former IUMMSW member. He advised that while a member of this union in 1945 or 1946, he joined the Communist Party at Bessemer, Alabama, which was composed of members of Local 301, IUMMSW. He was a member of the Communist Party for only a few months.

BH T-3 advised that in close association with ASBURY HOWARD for about 15 years, he has not known HOWARD to be a Communist and HOWARD has never approached him with regard to the Communist Party. He advised that following HOWARD's acquittal in 1959 on the charges brought against him in Federal Court in Denver, Colorado, informant stated HOWARD was questioned in informant's presence as to why IUMMSW continued to have Communists in the union. HOWARD replied that all the Communists had left the union and it was now "clean."

Informant stated HOWARD presently takes little part in affairs of IUMMSW in the Birmingham area and his duties in this union appear to informant to be at Denver, Colorado. He stated he knows of nothing HOWARD is doing of a subversive nature.

On February 12, 1962, BH T-4 advised he has not seen subject around Bessemer very frequently during the past six months and it does not appear HOWARD is trying to do much locally. He does not appear to have many union duties in Alabama and informant guessed HOWARD is merely trying to hold his union job as long as he can.

Miscellaneous

BH T-5 advised on November 29, 1961, that subject attended a meeting of officers and Executive Board Members of IUMMSW in Denver, Colorado on November 27, 28, 1961. Informant advised HOWARD attended meeting of officers of the above union at Denver February 5, 1962, and on February 13 and 14, 1962, departing for Bessemer, Alabama on February 14, 1962.

~~CONFIDENTIAL~~

BH 158-1

Other confidential sources of the Birmingham Office who are cognizant of certain phases of subversive activities in the Birmingham Division advise they have no information of subversive activities or connections of subject.

~~CONFIDENTIAL~~



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Birmingham, Alabama
March 28, 1962

In Reply, Please Refer to
File No. 158-1

Title ASBURY HOWARD, aka.

Character LABOR MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959-SECURITY MATTER;
LABOR-MANAGEMENT RELATIONS ACT
OF 1947 - SECURITY MATTER.

Reference

Report of Special Agent James L.
Pugh dated March 28, 1962, at
Birmingham, Alabama

All sources (except any listed below) used in referenced
communication have furnished reliable information in the past.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BIRMINGHAM	OFFICE OF ORIGIN BIRMINGHAM	DATE 9/27/62	INVESTIGATIVE PERIOD 9/1-26/62
TITLE OF CASE ASBURY HOWARD, aka		REPORT MADE BY SA JAMES L. PUGH	TYPED BY dp
		CHARACTER OF CASE LMRDA OF 1959 - SM; LMRA OF 1947 - SM	

REFERENCE: Report of SA JAMES L. PUGH dated 3/28/62 at Birmingham.

- P -

LEADS:

DENVER DIVISION

Copy of this report is designated for Denver, which is office of origin with reference to IUMMSW.

BIRMINGHAM DIVISION

Will report pertinent activities of subject that may indicate Communist Party affiliations and associations.

ADMINISTRATIVE:

CONFIDENTIAL INFORMANTS:

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 4 - Bureau (158-36) RM 1 - Denver (122-25) RM (Info.) 2 - Birmingham (158-1)		158-36-11	REC-6
DISSEMINATION RECORD OF ATTACHED REPORT		OCT 1 1962	
AGENCY	REQUEST RECD.	NOTATIONS	
RAO-150		<i>[Handwritten notes and signatures]</i>	
DATE FWD.	HOW FWD.		
10-3-62	06p		
BY			
RDS/wlw			

BH 158-1

<u>Identity of Source</u>	<u>File Where Located</u>
BH T-1 is [redacted]	[redacted]
BH T-2 is [redacted]	[redacted]
[redacted]	DN 100-1934-7894
BH T-3 is [redacted]	BH 100-2040-892

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b7E

Confidential informants of the Birmingham Office who are acquainted with the subject are as follows with dates contacted:

<u>Identity of Informants</u>	<u>Date Contacted</u>
[redacted] SOI (Security)	July 9, 1962, and September 25, 1962
[redacted] SOI (Security)	"
[redacted] (requested)	July 9, 1962, and September 15, 1962
[redacted] (requested)	July 9, 1962, and September 25, 1962

b7D

Careful consideration has been given to the sources used, and T- symbols were utilized only in those instances where identities of the sources must be concealed.

This report is classified ~~Confidential~~ as it contains information from Confidential Informants T-1 and T-2, which, if disclosed, could reasonably result in the identity of confidential sources of continuing value and compromise the effectiveness thereof.

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~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA JAMES L. PUGH
Date: 9/27/62

Office: BIRMINGHAM

Field Office File No.: 158-1

Bureau File No.: 158-36

Title: ASBURY HOWARD

LABOR MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 - SECURITY MATTER;
LABOR-MANAGEMENT RELATIONS
Character: ACT OF 1947 - SECURITY MATTER

Synopsis: Subject continues as Eastern Vice President and Executive Board member of INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS. He continues to reside at Bessemer, Alabama, and sources acquainted with subject in the Birmingham-Bessemer area report no indication of Communist Party connections or activity. Attended Board meeting of IUMMSW prior to annual convention in March, 1962, at Toronto, Canada. Resolutions adopted at convention for consolidation of districts which would possibly eliminate subject's position as Vice President.

- P -

DETAILS:

BH T-1 on July 24, 1962, advised that ASBURY HOWARD continues to hold the position of Eastern Vice President of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS. Subject was present at a meeting of the Executive Board of the Union which met in Denver, Colorado, July 10-13, 1962.

BH T-1 on March 6, 1962, advised that subject as Executive Board member attended a meeting of the Board which was held just prior to the annual IUMMSW convention, which was being held at Toronto, Canada, during the week of March 26, 1962.

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

BH 158-1

BH T-2 advised on April 10, 1962, that the IUMMSW convention held at Toronto, Canada, in March, 1962, adopted a resolution for consolidation of various districts through reallocation of various local unions. The active districts would be consolidated into five districts which would eliminate one Vice President and one Board member, presumably ASBURY HOWARD and M. C. ANDERSON, respectively. The resolution was subject to ratification by a referendum vote of the membership, to be held during September, 1962.

BH T-3 advised on January 30, 1962, that CLAUDE LIGHTFOOT, a Communist Party official of Chicago, Illinois, had discussed what he considered to be a serious situation existing in the Mine-Mill Union and indicated that the Union would lose a number of local unions because of pressure from the Government and the Subversive Activities Control Board, and the resulting adverse publicity. LIGHTFOOT was of the opinion that the IUMMSW was one union where the Communist Party does not have to be concerned because there is a militant group within the leadership of the Union who would adhere pretty much to the Party line.

Confidential Sources of the Birmingham Office who are acquainted with activities of the subject in the Birmingham-Bessemer area have furnished no information indicating Communist Party connections or activities of the subject.

~~CONFIDENTIAL~~



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Birmingham, Alabama
September 27, 1962

In Reply, Please Refer to
File No. 158-1

Title ASBURY HOWARD, aka

LABOR MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959-SECURITY MATTER;
LABOR-MANAGEMENT RELATIONS ACT
Character OF 1947 - SECURITY MATTER.

Reference Report of Special Agent JAMES L.
PUGH dated September 27, 1962,
at Birmingham, Alabama.

All sources (except any listed below) used in referenced
communication have furnished reliable information in the past.

1 - Mr. Baumgardner
1 - Mr. Simpson

SAC, Birmingham (158-1)

April 26, 1963

158-116

REC-126

Director, FBI (158-36)

**ASSBURY HOWARD
LABOR-MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 -
SECURITY MATTER
LABOR MANAGEMENT RELATIONS ACT, 1947 -
SECURITY MATTER**

Rerep SA James L. Pugh dated April 18, 1963,
at Birmingham.

Due to various omissions and misstatements in referenced report, it cannot be disseminated until amended pages are received. It is to be noted that in the synopsis of the report reference is made to a "referendum election" to be held by the union on October 30, 1962. In line nine of the synopsis reference is made to a union election in September, 1962. The details of the report make no reference whatsoever to the "referendum election" of October 30, 1962. Page two of the report does make reference, however, to union elections to be held in September, 1962. The report is definitely not clear whether the October 30, 1962, "referendum election" is meant to refer to the union elections scheduled in September, 1962. This point should be completely clarified.

The report indicates the election in the Fall of 1962 involved a proposed amendment to possibly merge several districts of the union. This language is used in the synopsis. The details of the report on page two make no reference to the merger of several districts but refer only to a proposal to reduce the number of international vice presidents from two to one. No information is set forth in the report that the reduction of the number of these positions would affect the subject, although it is presumed that his position would be one of the two involved. Further, the report, while referring to an election in the Fall of 1962, does not set forth any information as to the results of the election. A report which was not prepared until approximately six months after the election should certainly contain the results

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

1 - Denver (122-24)

RDS:pw (6)

MAIL ROOM TELETYPE UNIT

[Handwritten signature/initials]

Letter to Birmingham
RE: ASBURY HOWARD
158-38

of the election and the manner in which the subject has been affected. It is presumed that the subject was successful in maintaining his position as vice president of the union in view of the statement that he was still in this position as of April 5, 1963, according to Birmingham Informant T-1.

The synopsis of reprep indicates that Claude Lightfoot had expressed concern that the subject would lose his position in the union. The details of this report contain no information relative to Lightfoot and his concern relative to the subject.

You are instructed to immediately prepare amended pages for this report to correct the above omissions and inconsistencies. These amended pages should be submitted to the Bureau and to the Denver Office no later than May 1, 1963.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BIRMINGHAM	OFFICE OF ORIGIN BIRMINGHAM	DATE 4/18/63	INVESTIGATIVE PERIOD 3/26 - 4/8/63
TITLE OF CASE ASBURY HOWARD, aka.		REPORT MADE BY SA JAMES L. PUGH	TYPED BY pjt
		CHARACTER OF CASE LMRDA OF 1959 - SM; LMRA OF 1947 - SM	

REFERENCE:

Report of SA JAMES L. PUGH dated 9/27/62 at Birmingham.

- P -

LEADS:

DENVER DIVISION:

An information copy of this report is being furnished Denver, since Denver origin in IUMMSW investigation.

BIRMINGHAM DIVISION:

Will report pertinent activities of subject.

*NO more leads
lead of ancestry
K.../p...
Available per...
10/6*

APPROVED <i>R27</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: <i>Has</i>	<ul style="list-style-type: none"> 4 - Bureau (RM) (158-36) 1 - Denver (RM) (122-25) (Info.) 2 - Birmingham (158-D) 	<i>158-36</i>	<i>12</i>
<i>del to BH 4-23-63 R.../p...</i>		10 APR 22 1963	REC-73
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY	<i>R.../D REC:0</i>	<i>[Handwritten Notations]</i>	
REQUEST RECD.			
DATE FWD.	<i>5-6-63</i>		
HOW FWD.	<i>0-6D</i>		
BY	<i>RDS/pw</i>		

BH 158-1

ADMINISTRATIVE:

CONFIDENTIAL INFORMANTS

Identity of Source

File Where Located

T-1:

[Redacted]

Initially Reported

T-2:

[Redacted]

T-3:

New York 100-86727-1A

T-4:

BH 100-3112-Serial 419

(Requested)

b7D

T-5:

[Redacted]

BH 100-3112, Serial 419

SOI (Security)

T-6:

[Redacted]

Initially Reported

(Requested)

T-7:

[Redacted]

[Redacted]

b7D
b7E

b7D
b7E

Careful consideration has been given to the sources concealed and "T" symbols were utilized only in those instances where identities of the sources must be concealed.

This report is classified Confidential as it contains information from BH T-1 and BH T-2 which, if disclosed, could reasonably result in the identification of confidential sources of continuing value and compromise the effectiveness thereof.

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: **SA JAMES L. PUGH**
Date: **April 18, 1963**

Office: **BIRMINGHAM**

Field Office File No.: **BH 158-1**

Bureau File No.: **158-36**

Title: **ASBURY HOWARD**

Character: **LABOR MANAGEMENT REPORTING AND DISCLOSURE
ACT OF 1959 - SECURITY MATTER;
LABOR MANAGEMENT RELATIONS ACT OF 1947 - SECURITY MATTER**

Synopsis: **Proposed amendment to constitution of International Union of Mine, Mill and Smelter Workers submitted for consideration on October 30, 1962, referendum election. This amendment reduced the number of vice presidents from two to one. It was approved during the referendum election on 10/30/62. Nominations for the position of Vice President to be held at next convention in March, 1963. CLAUDE LIGHTFOOT, Communist Party leader in Illinois, on 7/17/62 indicated concern that ASBURY HOWARD would lose his position in IUMMSW and urged support of HOWARD during the Union elections. HOWARD, in October, 1962, in contact with RICHARD MORFORD of NCASF discussing registration of Negro voters. HOWARD reported to have given support to efforts to register voters in Alabama. HOWARD testified on 1/28/63 before SACB at Washington, D.C.; denied was CP member or had given aid or support to CP. He claimed constitutional privilege under Fifth Amendment to questions pertaining to activities prior to May, 1959. No subversive activities of HOWARD reported by sources concerning HOWARD.**

- P -

~~GROUP 1
Excluded from automatic
downgrading and
declassification~~

BH 158-1
JLP:hss

BH T-1 advised on April 5, 1963, that ASBURY HOWARD continues to reside at 1930 Exeter Avenue, Bessemer, Alabama, and in addition to his employment as Vice President of the International Union of Mine, Mill and Smelter Workers, HOWARD is owner and operator of a gasoline service station in Bessemer.

BH T-1 advised he seldom sees the subject engaging in any union activities locally, occasionally travels to Denver, Colorado, for Union meetings and from informant's knowledge of subject, he engages in no apparent subversive activity at the present time.

BH T-2 advised on March 19, 1963, that ASBURY HOWARD continues to be Eastern Vice President of the International Union of Mine, Mill and Smelter Workers (IUMMSW) and on March 11, 1963, attended a meeting of the Executive Board of this union at Denver, Colorado.

BH T-2 on October 15, 1962, advised that a sample ballot was distributed to the membership of the IUMMSW on which was set forth the proposed constitutional amendments to be voted upon in the October 30, 1962, Union Referendum elections.

Proposed Amendment No. 2 on this ballot would reduce the number of International Vice Presidents from two to one, according to the informant.

According to the December, 1962, issue of "The Union", official organ of IUMMSW, proposed amendment #2 to the Union constitution was approved in the October 30, 1962, Referendum Election. The article stated that amendment #2, which will reduce the number of International Vice Presidents from two to one, was approved along with all other amendments submitted during this election. The article stated that the three top positions in the Union thereafter would be President, Vice President and Secretary-Treasurer. Nominations for these positions, according to the article, will be held at the next International Convention to be held in March, 1963.

BH 158-1

BH T-7, on July 30, 1962, advised that on July 17, 1962, CLAUDE LIGHTFOOT, Chairman of the Illinois Communist Party, was overheard to state that ASBURY HOWARD may lose his position as Vice President of the IUMNSW, as the Union wanted to cut out one of the vice presidents and evidently HOWARD is the logical vice president to be dropped. LIGHTFOOT stated this matter should be discussed with RAY DENNIS and JAMES PINTA in order that they can use their influence by contacting officers of other locals in Mine-Mill to muster support for the election of ASBURY HOWARD in the September election of National Officers.

BH T-7, on October 15, 1962, advised that RAY DENNIS is an International Board Member of District 3, IUMNSW, and JAMES PINTA is Business Agent for Amalgamated Local 758, IUMNSW, both of whom are in Chicago, Illinois.

A review of the transcript of the hearings in the IUMNSW Case opened on January 21, 1963, before the Subversive Activities Control Board (SACB) in Washington, D.C., reflects that ASBURY HOWARD testified before the hearing on January 28, 1963. HOWARD denied he was a member of the Communist Party or that he had given aid and support to the Communist Party. He claimed the constitutional privileges under the Fifth Amendment to questions asked of him which pertained to the period prior to May, 1959.

BH 158-1

On direct examination, HOWARD was asked a series of questions relating to the period since May 1, 1959, as to whether he had been a member of the Communist Party or given aid and support thereto and to which he replied negatively.

On cross-examination, HOWARD testified there are approximately 6-8 locals in District 3, a couple of locals in District 4, 8 to 10 locals in District 5, and 10 to 12 locals in District 6.

Upon being asked what was his understanding of the words Communist Movement, HOWARD replied that he assumed it was "just a boom that exists all over the world." His understanding of a Communist-Front Organization was stated, "They are different organizations that they call Communist-Front Organizations and like something for the foreign born and something like those kinds of organizations." He stated he did not understand their purpose.

Government Counsel referred to page 19, Section 53, paragraph (c) of the report and order of the Board, May 4, 1962, wherein it is stated that in 1958 HOWARD and FIKES discussed persons both had known in the CP; and wherein HOWARD told FIKES that he, HOWARD, had been in the Party for a long time; on cross-examination HOWARD was asked if he made such a statement. After some argument the question was reread to HOWARD, and in answering, HOWARD referred to the 1958 date and said "I don't answer no questions beyond May, 1959." With regard to the same question, and upon advice of counsel, HOWARD claimed the privilege under the Fifth Amendment. In referring to paragraphs (d) and (e), page 19, of the findings, Government counsel asked HOWARD three questions which he answered by claiming the privilege of the Fifth Amendment.

HOWARD also claimed the privilege when asked if he resigned from the Communist Party in May, 1959; and also to questions asked of him if he knew any of the following to be members of the Communist Party.

BH 158-1

ALBERT C. SKINNER

IRVING DICHTER

MACLOVIO R. BARRAZA

HAROLD C. SANDERSON

VIRGIL AKESON

In response to the question: "Mr. HOWARD, have you ever been a member of the Communist Party?", he replied "Since May, 1959, no. Beyond that, I claim the Fifth Amendment."

BH T-3 advised on October 16, 1962, that RICHARD MORFORD, Executive Director of the National Counsel of American-Soviet Friendship had, in the informant's opinion, prepared a memorandum which reflected that ASBURY HOWARD, Vice President of IUMMSW was in New York City and had contacted MORFORD during October, 1962. He indicated HOWARD was getting good results in successfully registering Negro voters. HOWARD advised of the volunteer efforts of the Voters League in trying to get Negroes to vote and said that the Bessemer, Alabama, area, where the steel mills are located, is a very strategic area in the county in which Birmingham is also located since the majority of the residents are Negroes. The memorandum indicated that HOWARD was very grateful for receiving \$300 support and obviously he was looking for future help, but made no bid for more funds at this time. The memorandum stated that voters registration is of the utmost importance in the whole struggle of the Negro for his rights.

The National Counsel of American-Soviet Friendship has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

BH 158-1

BH T-4, a former IUMMSW leader in Alabama, and a self-admitted former Communist, advised on October 25, 1962, that although he has not been in close association with HOWARD during the past year, he is cognizant of HOWARD's general activities through mutual acquaintances. He advised that HOWARD has been active in support of racial integration efforts, has spoken on a number of occasions in support of the registration of Negro voters. He had no reason to believe HOWARD is presently connected with the Communist Party and he continues his employment with the IUMMSW because of the prestige and the money he receives.

BH T-5 advised on December 27, 1962, that he has not seen subject around Bessemer, Alabama, very much during the past year. He stated it does not appear that subject has many union duties. Informant surmised that the subject is merely trying to hold his union job as well as he can. He stated that subject makes casual appearances at church groups and civic gatherings in which he usually takes part in urging people to register and vote. Subject is usually in attendance at meetings of the Bessemer Voters League, a local civic organization.

BH T-6 advised on January 10, 1963, that in observing some recent activities of ASBURY HOWARD, he has learned nothing which would definitely indicate HOWARD to be a Communist. He advised that subject is frequently talking in support of the registration of Negro voters.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Birmingham, Alabama
April 18, 1963

In Reply, Please Refer to
File No.

Title	ASBURY HOWARD
Character	LABOR MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 - SECURITY MATTER; LABOR MANAGEMENT RELATIONS ACT OF 1947 - SECURITY MATTER
Reference	Report of Special Agent JAMES L. PUGH dated April 18, 1963, at Birmingham, Alabama.

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.

BH 158-1

ADMINISTRATIVE:

CONFIDENTIAL INFORMANTS:

Identity of Source

File Where Located

T-1

[Redacted]

Initially Reported

[Redacted]

T-2

T-3

New York File 100-86727-1A

T-4

BH 100-3112-Serial 419

b7D

(Requested)

T-5

[Redacted]

BH 100-3112 Serial 419

SOI (Security)

T-6

[Redacted]

Initially Reported

(Requested)

Careful consideration has been given to the sources concealed and T symbols were utilized only in those instances where identities of the sources must be concealed.

This report is classified Confidential as it contains information from BH T-1 and BH T-2 which, if disclosed, could reasonably result in the identification of confidential sources of continuing value and compromise the effectiveness thereof.

COVER

B*

PAGE

b7D
b7E

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

~~CONFIDENTIAL~~

Copy to:

Report of: SA JAMES L. PUGH Office: BIRMINGHAM
Date: April 18, 1963
Field Office File No.: BH 158-1 Bureau File No.: 158-36
Title: ASBURY HOWARD

Character: LABOR MANAGEMENT REPORTING AND
DISCLOSURE ACT OF 1959 - SECURITY MATTER;
LABOR MANAGEMENT RELATIONS ACT OF
1947 - SECURITY MATTER

Synopsis:

Proposed amendment to constitution of International Union of Mine, Mill and Smelter Workers submitted for consideration in October 30, 1962, referendum election. This amendment would merge several districts of Union. CLAUDE LIGHTFOOT, Communist Party Leader in Illinois, on July 17, 1962, indicated concern that ASBURY HOWARD would lose his position in IUMMSW and urged support during Union Elections in September of 1962. HOWARD in October of 1962, in contact with RICHARD MORFORD of NCASF discussing registration of Negro voters. HOWARD reported to have given support to efforts to register voters in Alabama. HOWARD testified on January 28, 1963, before SACB at Washington, D.C. Denied was CP member or had given aid or support to CP. He claimed constitutional privilege under 5th Amendment to questions pertaining to activities prior to May, 1959. No subversive activities of HOWARD reported by sources concerning HOWARD.

- P -

DETAILS:

~~CONFIDENTIAL~~

GROUP 1

Excluded from automatic
downgrading and
declassification

BH 158-1

BH T-1 advised on April 5, 1963, that ASBURY HOWARD continues to reside at 1930 Exeter Avenue, Bessemer, Alabama, and in addition to his employment as Vice President of the International Union of Mine, Mill and Smelter Workers, HOWARD is owner and operator of a gasoline service station in Bessemer.

BH T-1 advised he seldom sees the subject engaging in any union activities locally, occasionally travels to Denver, Colorado, for Union meetings and from informant's knowledge of subject, he engages in no apparent subversive activity at the present time.

BH T-2 advised on March 19, 1963, that ASBURY HOWARD continues to be Eastern Vice President of the International Union of Mine, Mill and Smelter Workers (IUMMSW) and on March 11, 1963, attended a meeting of the Executive Board of this union at Denver, Colorado.

BH T-2 on October 15, 1962, advised that a sample ballot was distributed to the membership of the IUMMSW on which was set forth the proposed constitutional amendments to be voted upon in the September, 1962, union elections. //

Proposed amendment No. 2 on this ballot would reduce the number of International Vice Presidents from two to one, according to the informant. //

A review of the transcript of the hearings in the IUMMSW Case opened on January 21, 1963, before the Subversive Activities Control Board (SACB) in Washington, D.C. reflects that ASBURY HOWARD testified before the hearing on January 28, 1963. HOWARD denied he was a member of the Communist Party or that he had given aid and support to the Communist Party. He claimed the constitutional privileges under the Fifth Amendment to questions asked of him which pertained to the period prior to May, 1959.

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI (158-36)

DATE: 4/30/63

FROM: SAC, Birmingham (158-1)(P)

SUBJECT: ASBURY HOWARD, aka;
LMRDA OF 1959 - SM;
LMRA OF 1947 - SM

(OO: BH)

ReBulet dated 4/26/63 and report of SA JAMES L. PUGH, Birmingham, dated 4/18/63.

Enclosed to the Bureau are two copies of Cover Page B and four copies each of amended pages 1 and 2 and additional page 2A. One copy each of amended pages being sent to Denver.

Bureau and Denver are requested to substitute these pages in their copies of referenced report.

Denver is requested, for Birmingham's information in this matter, to furnish results of nominations at the annual convention of IUMMSW as they pertain to ASBURY HOWARD. This information as yet has not been made available to Birmingham.

ENCLOSURE

14 enclos. attached
x filed and ans. 12
5-3-63
Cao/...

- 2 - Bureau (Enc. 14) RM
 - 1 - Denver (122-25)(Enc. 4)(Info) RM
 - 2 - Birmingham
- JLP:hss
(5)

769
54 MAY 7 1963

158-36 -
NOT RECORDED
12 MAY 2 1963

KUN REC

CONSOLIDATION

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI (158-36)

DATE: 7-30-63

FROM : *RLL* SAC, Birmingham (158-1) (P)

SUBJECT: ASBURY HOWARD, Aka.
LMRDA OF 1959 - SM
LMRA of 1947 - SM
(OO: BH)

There are enclosed herewith five copies of a letterhead memorandum reflecting re-election of the subject as Vice President of the International Union of Mine, Mill and Smelter Workers.

The first source mentioned in the letterhead memorandum is the second source is

b7D

File

*0-1 to BH
for rept 11-5-63
RDS*

*0-1 BH 12-9-63
rept sub 11-20-63
347*

*0-1 BH 11-12-63
rept sub 11-16-63
347*

*0-1 to BH to
supp by 12-13-63
RDS*

158-36-13

JUL 31 1963

REC-43

4713 RB

- 2- Bureau (Enc. 5) (RM)
- 3- Birmingham (158-1)
- 1 (100-3112)

JLP:pp
(5)

ENCLOSURE 4-83 RB

AGENCY RAO-15D

DATE FORW. 8-6-63

HOW FORW. Order

BY RDS/jac

EX-117

57 AUG 8 1963 *370*



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

1400 - 2121 Building
Birmingham 3, Alabama
July 30, 1963

RE: **ASBURY HOWARD**
Vice President
IUMMSW

On April 5, 1963, a source advised that nominations were held at the closing session of the convention of the International Union of Mine, Mill and Smelter Workers, held at Denver, Colorado, March 18 - 22, 1963, during which Asbury Howard was nominated to the position of Vice President by Tom Jones, an affiliate of Local 232, McGill, Nevada.

A second source on May 28, 1963, advised that the referendum election had been held on May 21, 1963, and unofficial election returns received at IUMMSW Headquarters indicated that Howard had been re-elected; however, official election returns could not be made known until the Canvassing Committee had met on June 17, 1963, and tabulated the ballots officially.

An article appearing in the June 22, 1963 issue of the "Denver Post", announced the official results of the IUMMSW Referendum Election. From these results it appeared that Asbury Howard, Bessemer, Alabama, had been a successful candidate for Vice President of this Union.

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.



In Reply, Please Refer to
File No.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Birmingham, Alabama
July 30, 1963

Title ASBURY HOWARD

Character Labor Management Reporting and
Disclosure Act of 1959 - Security
Matter; Labor Management Relations
~~ACT OF 1947~~ Act of 1947 - Security Matter

Reference Birmingham letterhead memorandum,
dated July 30, 1963.

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.

FD-203 (Rev. 5-1-59)

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BIRMINGHAM	OFFICE OF ORIGIN DENVER	DATE 11/29/63	INVESTIGATIVE PERIOD 11/26/63
TITLE OF CASE ASBURY HOWARD, aka.		REPORT MADE BY SA JAMES L. PUGH	TYPED BY mfl
		CHARACTER OF CASE LMRDA OF 1959 - SM; LMRA OF 1947 - SM	

REFERENCE: Report of SA JAMES L. PUGH dated 4-18-63, at Birmingham.

- RUC -

Handwritten notes:
6/15/64
RDS

LEADS:

DENVER:

Will report pertinent activities of subject.

ADMINISTRATIVE:

By FD-128 dated 11-29-63, in matter captioned "ASBURY HOWARD, aka.; SM-C," Bufile 100-233025, office of origin in that matter was changed to Denver, where subject is now living. Denver is, therefore, being carried as origin in this matter. Review of Birmingham files reflects Denver is in possession of pertinent information re HOWARD.

APPROVED <i>[Signature]</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 4 - Bureau (158-36) (RM) 2 - Denver (122-25) (RM) 1 - Birmingham (158-1)	158-36-14	REC-50
	DEC 2 1963	
	NOTATIONS <i>[Handwritten signature]</i>	
DISSEMINATION RECORD OF ATTACHED REPORT		
AGENCY.....	RH-158-660	
REQUEST RECD.....		
DATE FWD.....	12-4-63	
HOW FWD.....	<i>[Handwritten]</i>	
BY.....	<i>[Handwritten]</i>	

BH 158-1

INFORMANTS:

Identity of Source

File Where Located

T-1:

T-2:

--

b7D
b7E

Careful consideration has been given to the sources concealed and "T" symbols were utilized only in those instances where identities of sources must be concealed.

This report is classified confidential as it contains information from BH T-1 and BH T-2 which, if disclosed, could reasonably result in the identification of confidential sources of continuing value and compromise the effectiveness thereof.

B*

COVER PAGE

~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA JAMES L. PUGH
Date: November 29, 1963

Office: Birmingham

Field Office File No.: BH 158-1

Bureau File No.: 158-36

Title: ASBURY HOWARD

Character: LABOR MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER; LABOR MANAGEMENT RELATIONS ACT, 1947 -
SECURITY MATTER

Synopsis: ASBURY HOWARD was successful candidate for Vice President of IUMMSW in May, 1963 elections. HOWARD presently residing Denver, Colorado.

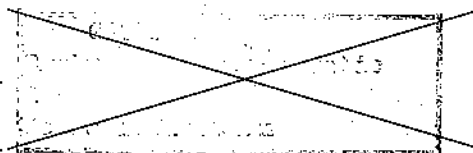
- RUC -

DETAILS:

On April 5, 1963, BH T-1 advised that nominations were held at the closing session of the convention of the INTERNATIONAL UNION OF MINE, MILL AND SMELTER WORKERS, held at Denver, Colorado, March 18 - 22, 1963, during which ASBURY HOWARD was nominated to the position of Vice President by TOM JONES, an affiliate of Local 232, McGill, Nevada.

On May 28, 1963, BH T-2 advised that the referendum election had been held on May 21, 1963, and unofficial election returns received at IUMMSW Headquarters indicated that HOWARD had been re-elected; however, official election returns could not be made known until the Canvassing Committee had met on June 17, 1963, and tabulated the ballots officially.

An article in the June 22, 1963 issue of "Denver Post" announced the official results of the IUMMSW Referendum Election. From these results it appeared that ASBURY HOWARD, Bessemer, Alabama, had been a successful candidate for Vice President of this Union.

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

BH 158-1

On September 26, 1963, BH T-2 advised that ASBURY HOWARD's home station had been changed from Bessemer, Alabama, to Denver, Colorado, effective September 1, 1963. Informant stated subject was living at 2050 Ogden Street, Denver, Colorado.

~~CONFIDENTIAL~~



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Birmingham, Alabama
November 29, 1963

*In Reply, Please Refer to
File No.*

Title ASBURY HOWARD

Character Labor Management Reporting and
 Disclosure Act of 1959 - Security
 Matter; Labor Management Relations
 Act of 1947 - Security Matter

Reference Report of SA JAMES L. PUGH, dated
 November 29, 1963, Birmingham.

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.

SAC, Denver (122-25)

7/2/64

Director, FBI (158-36)

1 - Mr. Simpson

**ASSBURY HOWARD
LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER
LABOR MANAGEMENT RELATIONS ACT, 1947 -
SECURITY MATTER**

*0-1 DN 8.2.64
REC. 11/15/64-7-27-64*

On 6/18/64 the Bureau directed a Form 0-1 to your office inquiring as to when a report would be submitted in captioned case. A notation was made on this Form 0-1 and returned to the Bureau indicating "Pls make DN 3/16/64 report P Inactive."

A review of Bufiles does not disclose any report dated 3/16/64 in captioned matter. The last report submitted in this case is the report of SA James L. Pugh dated 11/29/63 at Birmingham, Alabama, indicating that the office of origin was being changed to Denver. According to Bufiles, the 3/16/64 report referred to in the note on the Form 0-1 is possibly the report of that date of SA L. Russell Hashman at Denver in the Security Matter - C investigation of subject.

Captioned case and the Security Matter - C investigation are separate and distinct files at the Bureau and should be so maintained in the Denver Office. A current report in captioned case must be submitted to the Bureau immediately.

RDS:rbm
(4)

REC-115

158-36-15
7/13/64

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

ENCLOSURE

*EX-114
0-1 to DN
7/31/64
RDS*

66

JUL 13 1964

MAIL ROOM TELETYPE UNIT

[Handwritten signature]

UNITED STATES GOVERNMENT

Memorandum

TO : SAC, *Denver*

(Your file *122-25*)

DATE: *6-18-64*

FROM : Director, FBI (Bufile and Serial *158-36-14*)
(Room No. *813 RB*)

SUBJECT: *Asbury Howard*
LMRDA - SM
LMRA - SM

File 5, RDB

1. Bufiles indicate this case is delinquent. Give specific reason for delinquency _____

* 2. Date letter submitted
 report will be submitted _____

3. If valid reason exists for not submitting report at this time, state reason specifically and when report will be submitted _____

4. Status of Appeal Inquiry Investigation Prosecution

5. Surety Sulet; by _____

(Place reply hereon and return to Bureau. Note receipt and acknowledgment on top serial in case file)

SEARCHED _____	INDEXED _____
SERIALIZED _____	FILED _____
JUN 22 1964	
FBI - DENVER	

* *Per made in report 2/16/64 58-36-14*

ENCLOSURE

*Hand to 64
7-2-64
WSP/abm*

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE DENVER	OFFICE OF ORIGIN DENVER	DATE 7/27/64	INVESTIGATIVE PERIOD 6/16 - 7/23/64
TITLE OF CASE ASSBURY HOWARD, Aka.		REPORT MADE BY L. RUSSELL HASHMAN	TYPED BY pmb
		CHARACTER OF CASE LEADA - SM; LEA - SM	

REFERENCE: Report of SA JAMES L. PUGH at Birmingham dated 11/29/63.

-P*-

LEADS:

DENVER

At Denver, Colorado: Will follow subject's activities and submit report six months from the date of this report.

BIRMINGHAM - INFORMATION

One (1) copy of this report is being furnished to the Birmingham Office for information purposes inasmuch as subject's family still resides in that division and subject makes trips to that area.

APPROVED: <i>[Signature]</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: 3-Bureau (158-36) (RM) 1-Birmingham (150-1) (RM) (Info) 2-Denver (122-25)	158-36-16 JUL 29 1964 EX-103
DISSEMINATION RECORD OF ATTACHED REPORT	
AGENCY: <u>RAO-ISO</u> REQUEST REC'D: DATE FWD: <u>8-4-64</u> BY: <u>O6D</u> <u>rde/pag</u>	NOTATIONS

AUG 5 1964

DN 122-25

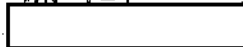
INFORMANTS:

SOURCE

LOCATION

DN T-1

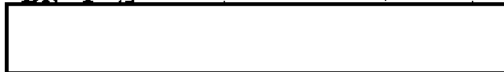
122-25-76



b7D

DN T-2

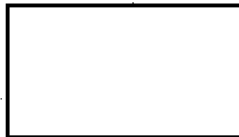
100-6944-50



(Concealed by Request)

ADMINISTRATIVE:

Confidential informants referred to in this report as being familiar with Communist Party (CP) and CP related activities in the Denver, Colorado area are:



b7D

-B*-

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: E. RUSSELL HASHMAN Office: Denver, Colorado
Date: July 27, 1964
Field Office File No.: 122-25 Bureau File No.: 158-36
Title: ASBURY HOWARD

Character: LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF
1959 - SECURITY MATTER; LABOR MANAGEMENT RELATIONS
ACT, 1947 - SECURITY MATTER

Synopsis:

Subject continues his employment as Vice President, International Union of Mine, Mill and Smelter Workers (IUMMSW), 941 East 17th Avenue, Denver, Colorado. HOWARD's family, whom he occasionally visits, continues to reside at 1930 Exeter Avenue, Bessemer, Alabama. Confidential informants familiar with some phases of Communist Party (CP) and CP related activities, Denver, Colorado, have no information that subject is active.

-P*-

DETAILS:

DN T-1 advised on June 16, 1964, that subject continues his employment as Vice President of the International Union of Mine, Mill and Smelter Workers (IUMMSW), with offices at 941 East 17th Avenue, Denver, Colorado. Informant said HOWARD presently resides in a room in a private home at 2050 Ogden Street, Denver, Colorado, and that he has never moved his family to Denver from Bessemer, Alabama. Informant said HOWARD occasionally makes trips to Alabama to visit his family.

A characterization of the IUMMSW
appears as an appendix hereto.

DN 122-25

DN T-2 advised on March 6, 1964, that ASBURY HOWARD has made no apparent attempt to sell or dispose of his house located at 1930 Exeter Avenue, Bessemer, Alabama. HOWARD spends most of his time in Denver, Colorado, but has made several short trips to Bessemer to visit his wife and son, ASBURY HOWARD, JR.

Confidential informants who are familiar with some phases of Communist Party (CP) and CP related activities in Denver, Colorado, advised they have no information that subject has been active.

MISCELLANEOUS

Subject was one of thirteen officers and/or members of the IUMMSW indicted by the Federal Grand Jury at Denver on November 16, 1956, on a charge the defendants conspired with ARTHUR BARY, JOHN WILLIAMSON, GIL GREEN, and FRED FINE to effectuate a compliance with the Labor Management Relations Act through false and fraudulent statements and representations in order to obtain the services and facilities of the National Labor Relations Board. The indictment charged the defendants continued to hold positions of power, influence and control within the IUMMSW and did collaborate with CP functionaries to dominate and control the affairs and policies of the IUMMSW.

Trial in U. S. District Court, Denver, commenced on November 2, 1959, and the Government concluded the presentation of its case on December 1, 1959, following which defense counsel filed a motion for mistrial as well as a motion for judgment of acquittal as to each of the eleven defendants on trial.

On October 30, 1959, two of the defendants appeared in U. S. District Court, Denver, and entered nolo contendere pleas which were accepted by the Court.

On December 2, 1959, U. S. District Judge ALFRED A. ARRAJ denied the motion for a mistrial but granted the motion for a judgment of acquittal as to subject and one other defendant on the basis of insufficiency of evidence.

APPENDIX

INTERNATIONAL UNION OF MINE,
MILL AND SMELTER WORKERS

Originally founded on May 15, 1893, as the Western Federation of Miners at Butte, Montana, its present name was adopted in December, 1916. It was affiliated as a participating member of the Congress of Industrial Organizations (CIO) until expelled by the CIO on February 15, 1950, for being communist dominated. It has continued as a nonaffiliated or independent labor union since that time with present headquarters at 941 East 17th Avenue, Denver, Colorado.

The May 4, 1962, "Report and Order" of the Subversive Activities Control Board (SACB) held that the International Union of Mine, Mill and Smelter Workers was a communist-infiltrated organization within the meaning of Section 3 of the Subversive Activities Control Act of 1950 as amended by the Communist Control Act of 1954. The SACB's finding is currently on appeal in the U. S. Court of Appeals, Washington, D. C.



In Reply, Please Refer to
File No. 122-25

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Denver, Colorado
July 27, 1964

Title	ASBURY HOWARD
Character	LABOR-MANAGEMENT REPORTING AND DIS- CLOSURE ACT OF 1959-SECURITY MATTER; LABOR MANAGEMENT RELATIONS ACT, 1947-SECURITY MATTER
Reference	Report of Special Agent L. RUSSELL HASHMAN, at Denver, Colorado, dated July 27, 1964.

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.

CP
1-27

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE DENVER	OFFICE OF ORIGIN DENVER	DATE 1/14/65	INVESTIGATIVE PERIOD 12/8/64 - 1/4/65
TITLE OF CASE ASBURY HOWARD, Aka		REPORT MADE BY L. RUSSELL HASHMAN	TYPED BY JM
		CHARACTER OF CASE LMRDA - SM; REDACTED <i>0-17 to DW 1-27-65 RMS</i>	

REFERENCE: Report of SA L. RUSSELL HASHMAN 7/27/64 at Denver.

- P* -

LEADS

DENVER

AT DENVER, COLORADO: Will follow subject's activities and submit report six months from date of this report.

BIRMINGHAM - INFORMATION

One copy of this report is being furnished Birmingham for information purposes inasmuch as subject's family still resides in that Division and subject makes frequent trips to that area.

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 3- Bureau (158-36) (RM) 1- Birmingham (158-1) (Info) (RM) 3- Denver (122-25) (1- 100-6944)		158-36-17	REC-64
		21 JAN 18 1965	
		SUBV. CONTROL	
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY	REQUEST RECD.	DATE FWD.	HOW FWD.
EA0-158/060		1-27-65	sta
BY			EDS

DN 122-25

INFORMANTS

Source

Location

T-1: [redacted]

Instant report

[redacted]
Possible PSI

T-2: [redacted]

ADMINISTRATIVE

Confidential informants referred to in this report as being familiar with the Communist Party (CP) and CP related activities, Denver area, are:

[redacted]

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b7E

b7D

B*
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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA L. RUSSELL HASHMAN Office: DENVER
Date: 1/14/65
Field Office File No.: 122-25 Bureau File No.: 158-36
Title: ASBURY HOWARD

Character: LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF
1959 - SECURITY MATTER;

Synopsis:

~~SECURITY MATTER~~

Subject continues his employment as Vice President, International Union of Mine, Mill and Smelter Workers (IUMMSW), 941 East 17th Avenue, Denver, Colo. Subject's family, whom he occasionally visits, continues to reside at 1930 Exeter Avenue, Bessemer, Alabama. On 9/16/64 subject attended a meeting to hear a talk by HARRY NIER, former Chairman of the Denver Chapter of the Fair Play for Cuba Committee. Confidential informants familiar with Communist Party and Communist Party related activities, Denver, Colorado, area, stated they had no information of any other activities of subject.

- P* -

Details:

DN T-1 advised on January 4, 1965, that subject continues his employment as Vice President of the International Union of Mine, Mill and Smelter Workers (IUMMSW), with offices at 941 East 17th Avenue, Denver, Colorado. Informant said HOWARD continues to reside in a room in a private home at 2050 Ogden Street, Denver, and that his family continues to reside at 1930 Exeter Avenue, Bessemer, Alabama. Informant said HOWARD occasionally makes trips to Alabama to visit his family and just recently returned from having visited them over the Christmas and New Year holidays.

DN 122-25

A characterization of the IUMMSW appears as an appendix hereto.

MISCELLANEOUS

DN T-2 advised on September 18, 1964, that subject attended a meeting on September 16, 1964, at the residence of EDWARD SKIP SKINNER, [REDACTED] which meeting was for the purpose of hearing a talk by HARRY NIER concerning his recent trip to Mississippi and his participation in the activities of the Mississippi Summer Project.

T-2 stated that NIER was the Chairman of the Denver Chapter of the Fair Play for Cuba Committee until it was disbanded in either November or December, 1963

T-1 advised that EDWARD SKIP SKINNER is employed as the Bookkeeper of the IUMMSW and that his father, ALBERT SKINNER, is the President of the IUMMSW.

A characterization of the Fair Play for Cuba Committee, Denver Chapter, appears as an appendix hereto.

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b7c

FAIR PLAY FOR CUBA COMMITTEE (FPCC)
DENVER CHAPTER

A source advised on December 15, 1960, that a meeting was held at the headquarters of the Denver Branch, Socialist Workers Party (SWP), on December 10, 1960, for the purpose of establishing a Denver Chapter of the Fair Play for Cuba Committee. HOWARD WALLACE acted as chairman and an organizing committee was appointed.

HOWARD WALLACE has been identified by a source as a member of the Denver Branch, SWP.

The SWP has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

A source, on May 9, 1961, advised that on May 1, 1961, the Denver Chapter, FPCC, was formed with the following elected officers:

HARRY KAUFMAN NIER, JR., Chairman
T. E. "DUKE" ROBERTSON, JR., Secretary
NORMAN HODGETT, Treasurer

NORMAN HODGETT has been identified by a source as a member of the Denver Branch, SWP.

The Denver Chapter, FPCC, has publicly announced as its purpose to help bring to light the truth about Cuba. It has indicated the FPCC is virtually the sole organized source of critical dissent from American-Cuban policy in the United States. Announced aims of FPCC are to end the ban imposed by the U. S. Government on travel to Cuba, to present these aspects of events in Cuba which the press in this country ignores, and to work toward re-establishment of diplomatic relations and travel between the United States and Cuba.

A source advised during February, 1964, that there is no current activity on the part of the Denver Chapter, FPCC, and according to HARRY KAUFMAN NIER, JR., who was chairman of this organization, it is no longer in existence.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE DENVER	OFFICE OF ORIGIN DENVER	DATE 7/9/65	INVESTIGATIVE PERIOD 6/28 - 7/7/65
TITLE OF CASE ASBURY HOWARD, aka		REPORT MADE BY L. RUSSELL HASHMAN	TYPED BY omr
		CHARACTER OF CASE LMRDA - SM	

REFERENCE:

Report of SA L. RUSSELL HASHMAN dated 1/14/65 at Denver.

- P* -

LEADS:

DENVER DIVISION

AT DENVER, COLORADO

Will follow subject's activities and submit report six months from date of this report.

BIRMINGHAM DIVISION (Info.)

One copy of this report is being furnished to Birmingham for information purposes, inasmuch as subject's family still resides in that division and subject makes frequent trips to that area.

INFORMANTS:

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE	3 - Bureau (158-36) (R.M.) 1 - Birmingham (158-1) (Info.) (R.M.) 3 - Denver (122-25) (1 - 100-6944)	158-36-18 18 JUL 13 1965 [Stamps: RECEIVED, JUL 13 1965, 158-36-18]	REC 14
Dissemination Record of Attached Report		Notations	
Agency			
Request Recd.			
Date Fwd.			
How Fwd.	<i>892</i>		
By			

DN 122-25

T-1 is Information located in instant report.

b7D

ADMINISTRATIVE DATA:

Confidential informants referred to in this report as being familiar with the Communist Party (CP) and CP related activities are:

- B* -

C O V E R P A G E

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: L. RUSSELL HASHMAN Office: DENVER
Date: 7/9/65
Field Office File #: 122-25 Bureau File #: 158-36
Title: ASBURY HOWARD

Character: LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 -
SECURITY MATTER

Synopsis:

Subject continues his employment as Vice President, International Union of Mine, Mill and Smelter Workers, IUMSW, 941 East 17th Avenue. Subject continues to maintain a room in Denver where he resides when in Denver. His family continues to reside at 1930 Exeter Avenue, Bessemer, Alabama. Confidential informants familiar with Communist Party and Communist Party related activities in the Denver area stated they have no information of any activities on the part of subject during past six months.

- P* -

DETAILS:

DN T-1 advised on July 7, 1965, that subject continues his employment as Vice President of International Union of Mine, Mill and Smelter Workers, IUMSW, with offices at 941 East 17th Avenue, Denver, Colorado. Informant advised that subject has spent considerable time away from headquarters offices on union business but that he still maintains a room in a private home at 2050 Ogden Street in Denver where he resides when in Denver.

Informant stated that subject's family continues to reside at 1930 Exeter Avenue in Bessemer, Alabama, and that informant believes subject is presently in Bessemer, Alabama, in connection with union business.

A characterization of the IUMSW appears as an Appendix hereto.

DN 122-25

Confidential informants familiar with Communist Party and Communist Party related activities in the Denver area stated that they have no information of any of subject's activities during the past six months.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Denver, Colorado
July 8, 1965

Title

ASBURY HOWARD

Character

LABOR-MANAGEMENT REPORTING
AND DISCLOSURE ACT OF
1959 - SECURITY MATTER

Reference

Report of Special Agent L.
RUSSELL HASHMAN dated
July 8, 1965 at Denver.

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.