

TAPE
PS
7/1

MESSAGE RELAY VIA TELETYPE

122

DATE 8/16/79	CLASSIFICATION UNCLAS	PRECEDENCE IMMEDIATE
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FM DIRECTOR FBI

TO LEGAT, BOGATA

4/21/93 9803/100/100

- The President
- The Vice President
- White House Situation Room
 - Attn: National Security Council
- Department of the Air Force (AFOSI)
- Department of the Army
- Naval Investigative Service
- Commandant, U. S. Coast Guard
- National Security Agency (DIRNSA/NSOC (ATTN: SOO))
- Director, Defense Intelligence Agency
- Director CIA
- U. S. Secret Service (PID)
 - Attn: Executive Protective Service
- ZEN/U. S. Postal Service
 - Attn: Chief Postal Inspector
- Nuclear Regulatory Commission
- Department of Energy
- Department of Treasury
 - Attn: U. S. Customs
- Department of Treasury
 - Attn: Bureau of Alcohol Tobacco & Firearms
- Department of Transportation
 - Attn: Director of Security
- Drug Enforcement Administration
- General Services Administration (WASHDC area, specify office)
- (Other Areas, specify CITY/STATE)
- Federal Aviation Administration
- Federal Protective Service
- Secretary of State
 - Attn: Director Bureau of Intelligence & Research
 - Attn: SCA - VISA Office Room 709 - SA2
- Attorney General
- Deputy AG
 - Attn: Emergency Programs Center
- Assistant AG, Civil Rights Div.
- Assistant AG, Criminal Div.
 - Attn: Internal Security Section
 - Attn: General Crimes Section
- Assistant AG for Administration
 - Attn: Security & Administrative Services Staff
- Immigration & Naturalization Service

59-4250-2274

(SERVICE ALSO AVAILABLE TO GOVERNMENT AGENCIES NOT LISTED.
CONTACT COMMUNICATIONS CENTER FOR ADDRESSING INFORMATION)

SUBJECT:

RYMUR.

2 AUG 20 1979

Handwritten box with illegible text

b6
b7C

APPROVED BY <i>[Signature]</i>	ORIGINATOR JBC/jap	ROOM 5096/6	TELE EXT. 4296
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22555-35
AUG 18 1979

84 AUG 27 1979

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

USE OF FORM 0-73

1. Only incoming teletype messages which require transmission relay may be prepared for transmission using form 0-73. Use of form 0-73 is restricted to incoming teletype messages received within the last 3 days which require transmission relay; all other teletype messages must be prepared using form 0-93.
2. Additions such as notes and administrative data for a specific addressee are permitted. If a note or administrative data is required for a particular addressee a separate 0-73 form must be prepared.
3. The message will be transmitted just as it appears. The person approving the message is solely responsible for assuring all necessary editing changes have been made.

18 AUG 73 21 00
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FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

PREPARATION OF FORM WHICH CONSISTS OF A PREPRINTED YELLOW.

1. Complete appropriate boxes: date, classification & precedence.
2. List addresses immediately following the "TO" or place a check mark in the appropriate boxes.
3. Type or PRINT the subject in the space provided.
4. Print or type originator's name, room number and telephone extension.
5. Indicate approval for transmission by initialing the "Approved By" box.

PREPARATION OF MESSAGE TO BE TRANSMITTED

1. Xerox 1 copy of incoming teletype message. A notation shall be made on the original incoming teletype "1 copy made for relay to SACS _____, (OR LEGATS) _____, (OR GOVERNMENT AGENCIES) _____."
2. Minor editing changes shall be made on the xerox as follows: using a lead pencil ONLY draw single line through the first and last lines of the heading and connect these lines from top right to bottom left forming a "Z," figure. (DO NOT OBLITERATE THE HEADING.) Use horizontal lines to delete sentences or words. Printed changes of a word or two to the text of the message may be made; however, changes to the existing text involving more than a word or two necessitate the originator to initiate a new message using form 0-93.
3. Administrative data or notes may be typed immediately following the text and will be transmitted to all addressees.
4. When using the 0-73 form to disseminate information to field offices, Legal Attaches and other Government agencies simultaneously, the text, notes and administrative data must be identical for all addressees.

SF0452 2281623

OO HQ

DE SF 001

O 161622Z AUGUST 1979
FM SAN FRANCISCO (89-250) (P) (SQD 1)

TO DIRECTOR (89-4286) IMMEDIATE

BT

UNCLAS

RYMUR

RE BUTEL, AUGUST 15, 1979. (u)
BY TELETYPE DATED AUGUST 16, 1979, TO THE BUREAU SAN FRANCISCO
~~FOLLOWING INFORMATION BEING FURNISHED TO THE BUREAU FOR~~ ADVISED
~~RELAY TO DOJ IF DEEMED APPROPRIATE:~~ (u)

LARRY LAYTON ORIGINALLY ARRESTED PORT KAITUMA, GUYANA,
TRANSPORTED TO GEORGETOWN, CHARGED AND SUBSEQUENTLY INDICTED
AT PRELIMINARY INQUIRY FOR HIS PARTICIPATION IN THE INCIDENTS
AT PORT KAITUMA RESULTING IN THE DEATH OF CONGRESSMAN RYAN AND
OTHER PERSONS. ON MARCH 7, 1979, GUYANESE JUSTICE RULED THAT
PRELIMINARY HEARING RESULTING FROM A CHANGE OF VENUE FROM THE
MAGISTRATE OF THE NORTHWESTERN MAGISTRIAL DISTRICT TO THE
CHIEF MAGISTRATE OF THE GEORGETOWN MAGISTRIAL DISTRICT WAS
IMPROPER; THUS, THE PRELIMINARY INQUIRY AND RESULTING (u)

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

16 AUG 79 16 39z
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COMMUNICATIONS SECTION

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INDICTMENT WAS IMPROPER AND DISMISSED. SINCE THAT TIME, LAYTON HAS NOT BEEN REINDICTED AND IS CURRENTLY BEING HELD ON PROSECUTOR'S COMPLAINT CHARGING HIM WITH MURDER, ATTEMPTED MURDER, CONSPIRACY TO MURDER AND POSSESSION OF FIREARM. IT IS BELIEVED THAT GOVERNMENT OF GUYANA (GOG) CONSIDERED INTRODUCING ALL TESTIMONY FROM FIRST PRELIMINARY INQUIRY AS EVIDENCE IN SECOND PRELIMINARY INQUIRY BUT THAT WAS NOT DONE IN VIEW OF THE FACT THAT ORIGINAL PRELIMINARY INQUIRY CONTAINED NO TESTIMONY TO TIE LAYTON INTO CONSPIRACY TO KILL RYAN. THEREFORE, IT WOULD BE REQUIRED TO HAVE ALL WITNESSES RETURN FOR SECOND PRELIMINARY INQUIRY. GOG DID AT ONE TIME CONTACT NUMEROUS WITNESSES IN THE U.S. AND IT IS BELIEVED THAT ONLY TWO WITNESSES AGREED TO RETURN TO GUYANA AND THEN ONLY UNDER THE CIRCUMSTANCES THAT ALL EXPENSES AND PROPER SECURITY BE AFFORDED. (u)

IT CAN BE SUPPOSED THAT IF GUYANA DID PURSUE TRIAL WITHOUT INDICTMENT (WHICH IS APPARENTLY ALLOWABLE UNDER GUYANESE LAW), IT WOULD BE DIFFICULT, IF NOT IMPOSSIBLE, TO SHOW SUFFICIENT EVIDENCE OF CONSPIRACY TO KILL RYAN ON THE PART OF LAYTON WITHOUT SUFFICIENT COOPERATION AND TESTIMONY FROM WITNESSES (U.S. CITIZENS) RESIDING IN THE U.S. IF GOG WAS SUCCESSFUL (u)

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IN PROSECUTING,

(L)AYTON ON OTHER CHARGES, IT WOULD STILL LEAVE THE MURDER AND CONSPIRACY OF CONGRESSMAN RYAN UNPROSECUTED. IT COULD BE FURTHER SPECULATED THAT IF THE GOG WAS REQUIRED TO GO THROUGH A JUDICIAL TRIAL AGAINST LAYTON AND SUBSEQUENTLY SENTENCED FOR LESSER CRIMES, THE GOG MAY NOT BE AMENABLE TO COOPERATE WITH OUR GOVERNMENT AT A LATER DATE IN VIEW OF THAT THEY WERE REQUIRED TO PROSECUTE WHEN THEY DID NOT DESIRE TO DO SO. (u)

CONCERNING GUYANA'S LACK OF DESIRE TO PROSECUTE LAYTON, SPECIAL AGENTS OF THE FBI, AFTER PERSONAL CONTACTS WITH NUMEROUS GOVERNMENT OFFICIALS IN APRIL OF 1979, READILY CONCLUDED IT WAS APPARENT THAT THE GUYANESE GOVERNMENT WOULD BE MOST SUSCEPTIBLE TO U.S. GOVERNMENT'S REQUEST FOR THE EXTRADITION OF LARRY LAYTON AND PROSECUTION IN THE U.S. THIS LACK OF DESIRE BY THE GOG TO PROSECUTE LAYTON IS BASED ON THE FACT THAT TRIAL WOULD BE COSTLY, TIME CONSUMING, AND BRING UNDUE ADVERSE PUBLICITY THAT THE GOG DOES NOT DESIRE. IN ADDITION, AMERICAN EMBASSY AT GEORGETOWH HAS POINTED OUT THAT THE GOG WOULD, IN ALL LIKELIHOOD, PREFER TO PASS THE PROSECUTION OF LAYTON OVER TO AMERICAN AUTHORITIES. TRIAL WOULD BE COSTLY (u)

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AND TIME CONSUMING FOR GOG INCLUDING AS IT DOES THE NECESSITY OF BRINGING BACK FROM THE U.S. PEOPLE'S TEMPLE SURVIVORS TO TESTIFY. AMERICAN EMBASSY ADVISES, THEREFORE, IF GOG WERE TO BE PRESENTED WITH POSSIBILITY THAT A U.S. COURT IS PREPARED TO ACCEPT JURISDICTION THERE IS A REAL LIKELIHOOD THAT GUYANESE JUDICIAL SYSTEM WOULD BE TEMPTED TO DROP CHARGES AGAINST LAYTON AND RELEASE HIM. SAN FRANCISCO FBI HAS ALSO RECEIVED REPORT FROM NEWSPAPER PERSONS RECENTLY RETURNED FROM GUYANA THAT GOG LOOKS UPON THE LAYTON CASE AS THE KILLING OF AN AMERICAN BY AN AMERICAN IN VIOLATION OF AMERICAN LAW AND IS THEREFORE AN AMERICAN PROBLEM. (u)

IT IS NOT KNOWN IF THE DOJ IS IN POSSESSION OF COMPLETE INFORMATION CONCERNING THE EVIDENCE AGAINST LAYTON, I.E. GRAND JURY TESTIMONY. FOR INFORMATION, GRAND JURY TESTIMONY IS SUFFICIENTLY MORE DETAILED AND GRAPHIC THAN ORIGINAL FBI INTERVIEWS WHICH ARE UNEERSTANDABLY NOT AS DETAILED DUE TO RELUCTANCE OF SURVIVORS TO TALK TO GOVERNMENT OFFICIALS IMMEDIATELY UPON THEIR RETURN TO THE U.S. AND LACK OF TOTAL UNDERSTANDING OF THE INCIDENT IN GUYANA AT THE TIME THE INTERVIEWS WERE CONDUCTED. (u)

DOJ SHOULD BE MADE AWARE THAT ON MARCH 26, 1979, MR. TONY TAMBURELLO, AMERICAN ATTORNEY RESIDING IN SAN FRANCISCO REPRESENTING LAYTON, ADDRESSED A LETTER TO USA, SAN FRANCISCO, IN WHICH HE STATES, "FORMAL DEMAND IS HEREBY MADE FOR YOUR OFFICE, OR ANY OTHER APPROPRIATE AGENCY WITHIN THE UNITED STATES GOVERNMENT, TO REQUIRE THAT LARRY LAYTON BE BROUGHT TO THE UNITED STATES TO STAND TRIAL FOR ANY CRIMINAL ACTS THE UNITED STATES GOVERNMENT INTENDS TO PROSECUTE HIM FOR AS A RESULT OF THE INCIDENT OCCURRING AT PORT KAITUMA, GUYANA." (u)

IT IS FELT THAT INVESTIGATION REQUESTED BY LEGAT, BOGOTA, WOULD BE PROPERLY CONDUCTED THROUGH APPROPRIATE CHANNELS AND DIPLOMATIC PROTOCOL AND MAY RESULT IN OBTAINING CONCLUSIVE EVIDENCE OF LAYTON'S GUILT, IF DOJ CONCLUDES THAT SUFFICIENT EVIDENCE DOES NOT NOW EXIST. (u)

ARMED AND DANGEROUS. SUICIDAL TENDENCIES. (u)

BT