IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE
DIVISION III

STATE OF TENNESSEE	I	
VS.	I	NO. 16645
JAMES EARL RAY, alias Eric Starvo Galt, John Willard, Harvey Lowmeyer, and Harvey Lowmyer.	I	FILED 9-25-68 J. A. BLACKWELL, CLERK BY T. W. Cox D. C.

ANSWER

I

The Attorney General agrees with Allegations I and II of the Petitioner's Motion in that Ray is in the Shelby County Jail awaiting trial; AND

That Petitioner and his son are attorneys of record for the defendant Ray.

II

The Attorney General agrees that Petitioner has the right to confer with his client Ray. The Sixth Amendment to the Constitution gives Petitioner this right. Petitioner has been accorded this right every time Petitioner has notified the Sheriff that he wishes to confer with his client. The Attorney General is curious as to how Petitioner knows what has been or has not been heard by the guards assigned to the defendant Ray's cell.

III

The Attorney General emphatically denies the unfounded allegations of the Petitioner that he has not been allowed to confer in privacy with his client. In truth and fact

Petitioner has had tests performed at his request showing to Petitioner's satisfaction that his conferences with Ray cannot be heard by the guards in the cell.

IV

The Attorney General will show to the Court that the microphones in the cell block that were placed there for security reasons are turned off when Petitioner Hanes and prisoner Ray confer.

V

The Attorney General will show to the Court the Sheriff has the right under the law to read any written communication emanating from the prisoner Ray to anyone. For the Sheriff not to do his duty in this regard would be incongruous with his duty to this office and to the people of this community.

The Attorney General therefore moves this Court to dismiss the Motion heretofore filed.

Phil M. Canale, Jr

PHIL M. CANALE, JR
DISTRICT ATTORNEY GENERAL
FIFTEENTH JUDICIAL CIRCUIT
STATE OF TENNESSEE