7 MR. COPELAND

4 AUG 27 1963

Feldman at 11:00 am by messenger

8/27/63

4 MEMORANDUM FOR THE HONORABLE MYER FELDMAN
4 DEPUTY SPECIAL COUNSEL TO THE PRESIDENT

4 Re: Documents involving the use of
1 Federal forces in the District of Columbia

By a memorandum of August 23, 1963, I transmitted a proposed proclamation and Executive order, and a proposed alternative letter from the President to the Secretary of Defense relating to the possible use of Federal military forces in the event conditions require that action in connection with the demonstration in the District of Columbia on August 28, 1963.

At the instruction of the Attorney General these documents have been revised in this department, without any significant change in legal effect, and copies of the revised documents are herewith transmitted. Please substitute the revised documents for the corresponding documents transmitted on August 23, 1963. I should like to reiterate the point made in the August 23 memorandum that, as a legal matter, issuance of the proclamation and the Executive order would be preferable to use of the letter.

The proposed letters from the Chief of Police to the Board of Commissioners, and from the Commissioners to the President require no change. The proposed order of the Secretary of Defense will require a slight modification since the title of the cited Executive order has been changed.

We are sending a copy of this memorandum and the attachments thereto to the Department of the Army and that department will provide you and this department with revised copies of the Defense order.

4 Norbert A. Schlei
1 Assistant Attorney General
1 Office of Legal Counsel