



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

November 30, 1972

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
Room 617
Transportation and Safety Building
Harrisburg, Pennsylvania

Dear Commissioner Urella:

As you know, allegations have been made concerning possible unlawful wire tapping, resisting arrest, and assault with an automobile by certain members of your Internal Security Unit. These alleged unlawful activities occurred during the month of November at the George Washington Motor Lodge in King of Prussia, Pennsylvania. The victims of the alleged unlawful activity were members of the State Police assigned by you to me for purposes of assisting the Pennsylvania Crime Commission in conducting an investigation into the quality of law enforcement in Philadelphia.

*
Under Section 908 of the Administrative Code which provides:

"The Attorney General shall have the right of access at all times to the books and papers of any administrative department, board, or commission of the state government,"

I am hereby officially requesting that you immediately provide me with all photographs in your files of all members of your Internal Security Unit. Additionally, if they are not assigned to the Internal Security Unit, I request pictures of Lt. Steven M. Luchansky, Corporal Curtis W. Guyett,

Honorable Rocco P. Urella

November 30, 1972
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Corporal Metro Kardash, Lt. Angelo Carcacci and James Palya.

The bearer of this letter has instructions to remain in your office until these photographs are produced.

Very truly yours,

A handwritten signature in dark ink, appearing to read "J. Shane Creamer". The signature is written in a cursive style with a long, sweeping underline.

J. Shane Creamer
Attorney General



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

November 30, 1972

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
Transportation & Safety Building
Room 617
Harrisburg, Pennsylvania 17120

Dear Commissioner Urella:

As you know, allegations have been made concerning possible unlawful wiretapping, resisting arrest, and assault with an automobile by certain members of your Internal Security Unit. These alleged unlawful activities occurred during the month of November at the George Washington Motor Lodge in King of Prussia, Pennsylvania. The victims of the alleged unlawful activity were members of the State Police assigned by you to me for purposes of assisting the Pennsylvania Crime Commission in conducting an investigation into the quality of law enforcement in Philadelphia.

Accordingly, in order to assist us with our investigation into this incident - one which raises the gravest questions concerning the ethics and legality of the methods of operation employed by your newly created Internal Security Unit - I am requesting the following records concerning that Unit. My request for access to these documents is made pursuant to Section 908 of the Administrative Code of 1929 which states: "The Attorney General shall have the right of access at all times to the books and papers of any administrative department, board, or commission of the state government." Act of April 9, 1929, P.L. 177, Art. IX, § 908, 71 P.S. § 298. The applicability of this Section of the Code to the Pennsylvania State Police is clear. See Act of April 9, 1929, supra 71 P.S. § 61 (Supp. 1972).

The documents we require are:

- 1) An Organization Chart of the Internal Security Unit and all personnel records including recent photographs of all members of that Unit, as well as the records of any individual on assignment to work with that Unit during the months of October and November, 1972.
- 2) All investigative reports of the Internal Security Unit during the months of October and November, 1972.
- 3) All expense vouchers including motel receipts, parking tickets, telephone receipts and any other supporting data of all members of the Internal Security Unit during the months of October and November, 1972.
- 4) Any fictitious operators' licenses or registrations of motor vehicles employed by the Internal Security Unit during the months of October and November, 1972.
- 5) A list of the model, color, make, manufacturer's serial number and description of any motor vehicles used in investigative activities by the Internal Security Unit or any other State Policemen or other persons assisting the Internal Security Unit but not specifically assigned to said unit.
- 6) * Copies of all written instructions and work assignments delineating the proper scope of internal security investigations and related activities.
- 7) A copy of any memoranda or other writings which would indicate any exchange of personnel between the State Police and the Delaware County Detectives during the months of September, October and November, 1972.
- 8) Copies of all work assignments of the Internal Security Unit for the months of October and November, 1972.
- 9) Copies of the logs of all vehicles used by the Internal Security Unit during the months of October and November, 1972.
- 10) Copies of the logs of all helicopters used by the State Police on November 28, 1972.
- 11) Any other documents which would be useful in investigating the matter.

Honorable Rocco P. Urella

November 30, 1972
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As I have indicated, I believe that this incident raises fundamental questions concerning the integrity and reliability of the Pennsylvania State Police which must be resolved immediately to ensure the continued public and professional respect for the law enforcement agencies of this Commonwealth. I ask that you honor this official request no later than five o'clock tomorrow afternoon. I will gladly lend you any manpower resources necessary to assist in collecting this data so that the deadline can be met.

I would appreciate your written explanation of the facts as you know them to date.

Sincerely yours,

A handwritten signature in black ink, appearing to read "J. Shane Creamer". The signature is stylized with a large initial "J" and a long horizontal stroke at the end.

J. Shane Creamer
Attorney General

CONTACT:
James D. Cox
717-787-2194

PENNSYLVANIA STATE POLICE
DEPARTMENTAL HEADQUARTERS
HARRISBURG

NEWS RELEASE
#72-60

December 1, 1972: FOR IMMEDIATE RELEASE

Colonel Rocco P. Urella, State Police Commissioner has announced the suspension of three members of the Department pending the out come of an investigation into allegations of wiretapping.

The three are:

Lt. Steven J. Luchansky, Corporal Curtis W. Guyette and Corporal Metro Kardash. All are assigned to the Bureau of Inspections and Special Investigations. The suspensions, without pay, are effective immediately.

Colonel Urella said, "A full and complete investigation is being made by this Department into alledged wiretapping at the George Washington Motor Inn last Tuesday. The suspension of the three officers is normal procedure in situations of this kind."

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COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

December 1, 1972

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
Room 617
Transportation & Safety Building
Harrisburg, Pennsylvania 17120

Dear Commissioner Urella:

As you know, allegations have been made concerning possible unlawful wiretapping, resisting arrest, and assault with an automobile by certain members of your Internal Security Unit. These alleged unlawful activities occurred during the month of November at the George Washington Motor Lodge in King of Prussia, Pennsylvania. The victims of the alleged unlawful activity were members of the State Police assigned by you to me for purposes of assisting the Pennsylvania Crime Commission in conducting an investigation into the quality of law enforcement in Philadelphia.

Under Section 908 of the Administrative Code which provides:

"The Attorney General shall have the right of access at all times to the books and papers of any administrative department, board, or commission of the state government,"

I am hereby officially requesting that you immediately provide me with the following:

- 1) All credit card information on all vehicles which were used by the Internal Security Detail during September, October and November, 1972.
- 2) All receipts for purchases made on credit cards for the vehicles utilized by members of the Internal Security Detail during September, October and November, 1972.

Honorable Rocco P. Urella

December 1, 1972

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- 3) All daily reports of activities for each member of the Internal Security Detail during October and November, 1972.
- 4) A listing of all recording equipment and/or associated equipment utilized by the members of the Internal Security Detail during October and November, 1972, including sign out sheets with signatures.
- 5) One official fingerprint card for Lt. Stephen M. Luchansky.
- 6) The telephone listing for the private telephone utilized by Lt. Angelo Carcaci at the Belmont Barracks and all toll records emanating therefrom for the date of November 28, 1972
- 7) A record of all collect telephone calls received at the office of the Commissioner, Pennsylvania State Police on November 28, 1972.

Sincerely,



J. Shane Creamer
Attorney General

COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE ATTORNEY GENERAL
HARRISBURG, PENNSYLVANIA 17120

December 4, 1972

Lester F. Burlein
Chairman
Pennsylvania Turnpike Commission
P. O. Box 2531
Harrisburg, Pennsylvania 17120

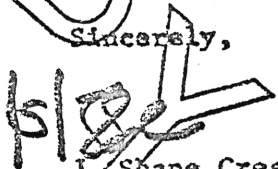
Dear Chairman Burlein:

The Pennsylvania Department of Justice has under investigation certain irregularities in which records of the Pennsylvania Turnpike Commission would assist.

I am hereby officially requesting that you immediately provide me with the following:

- 1) All non-revenue tickets issued from 8:00 A.M., Sunday, November 26, 1972, through Midnight, November 28, 1972.

Sincerely,



J. Shane Creamer
Attorney General

JSC:RLT:ala

December 12, 1972

SUBJECT: Wiretapping Incident George Washington Motor Lodge
Supplement to Urella Interview of November 30, 1972

TO: File

 FROM: Walter L. Foulke

This is a supplemental memorandum to that prepared by Deputy Attorney General Alec Kerr on our interview with Commissioner Urella of November 30, 1972, in his office. I concur in Mr. Kerr's version of the facts but would like to make the following additions:

Colonel Urella confirmed that Kardash and Guyett were in Room 175 of the George Washington Motor Lodge.

Additionally, Colonel Urella stated that the men in the Internal Security Unit received overtime pay but no reimbursement for other expenses. He appeared to be under the impression that aside from hotel vouchers there were no other expenses or records of any kind. I questioned him about gas slips, receipts used for meals in restaurants and other incidental expenses incurred in an undercover investigation. He indicated that there were no gas slips. "No one saves them" and that Luchansky ate at the Academy and Kardash ate at home.

I also asked the Commissioner when he first learned of the events at the George Washington Motor Lodge. He told me that to the best of his recollection he thought he heard about them "the following morning." I asked him if he had first learned about the events in the newspaper and he indicated that he had not but still thought that he had first heard about the incident "the following morning."

I asked him if the members of the Internal Security Unit knew that our men were at the George Washington Motor Lodge and he said that he felt they must have known. He stated that the reason that motel had been chosen as a base for their operations was its proximity to the turnpike where they could follow a captain who was allegedly falsely reporting that he was sick.

December 12, 1972

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I asked Colonel Urella if he would share with us the story reported to him by the men of the Internal Security Unit which made him believe that they were telling the truth. I specifically asked, "did they give you any explanation of their rather unusual actions that day?" Colonel Urella reported that he had not given the men their Miranda Warnings and that he felt the information had been given to him in confidence and that it was privileged and that he could not tell me what they had told him.

cc: Larry Wray
Dane Brown

December 12, 1972

SUBJECT: Wiretapping Incident George Washington Motor Lodge
Interview of Urella on December 1, 1972

TO: File

WLF
FROM: Walter L. Foulke

On December 1, 1972, at approximately 10:00 A.M., Cpl. Todd, Sgt. Hunt and myself went to see the Commissioner in his office. I hand carried a letter from the Attorney General dated December 1, 1972, requesting further documents from the State Police in a list of seven items.

Cpl. Todd and Sgt. Hunt and myself entered the Commissioner's office and started to generally discuss the case. In contrast to his attitude of the previous day he seemed to indicate that if anyone was at fault here it was Lt. Luchansky. He also volunteered that Luchansky was in charge of the unit and that the unit reported to Major Cimakowski and occasionally to Deputy Commissioner Dussia.

I then asked the Commissioner if he could get any documents that might help us in our investigative effort and that I would wait for them. Cpl. Todd, Sgt. Hunt and myself then sat outside the Commissioner's office on a couch where we could observe the entrance to his office and the entrance to the conference room.

During the period from approximately 10:15 A.M. to 10:45 A.M. the three of us sat there and observed several members of the State Police going in and out of the Commissioner's office including Lt. Luchansky, Lt. McCann, Lt. Faiola and others whose names can be supplied by Cpl. Todd and Sgt. Hunt. At approximately 11:00 A.M. Cpl. Todd and Sgt. Hunt left to attend a meeting with the Attorney General and others. I remained. Just before Hunt and Todd left I asked the Colonel if he had managed to assemble any information yet and he lost his temper and told me "not to try to pull any of that stuff" on him and that he was "cooperating."

I then returned to my seat and shortly thereafter Colonel Urella brought me various expense vouchers for different periods for several members of the State Police assigned to the Internal Security Unit. As I glanced through these documents it was apparent that they were incomplete.

At approximately 12:00 noon, Colonel Urella invited me into his office and handed me a single typewritten sheet with items numbered one through seven corresponding to the seven items in the letter of the Attorney General dated December 1, 1972. The Commissioner then went over each item with me one by one. One of the items reflected that we had Lt. Luchansky's fingerprint card but I informed Colonel Urella that this card was not in Luchansky's personnel folder. He called someone on the telephone and verified that not every personnel folder had fingerprint cards and then in Colonel Urella's presence with the sheet of paper lying on his desk I crossed out that portion of the response that indicated I already had Lt. Luchansky's fingerprint card.

I then underlined the name Pratkano with my fountain pen and asked him if this was Kardash's undercover name. I then drew a line and noted a/k/a (also known as) Kardash. The Commissioner then told me that Luchansky had received a collect telephone call from Pratkano at 12:45 on November 28, 1972. The Commissioner informed me that the three men allegedly involved (Luchansky, Guyette, and Kardash) were trying to get a lawyer to represent them since a hearing was scheduled for that afternoon.

I thanked the Commissioner for his help and left.

December 14, 1972

SUBJECT: Legal Aspects of the Wiretapping Incident

TO: Lawrence T. Hoyle, Jr.

FROM: Walter L. Foulke

I am not satisfied that we have fully explored the legal aspects of the wiretapping and related activities at the George Washington Motor Lodge and thereafter. I think you should assign a lawyer to thoroughly go through the Criminal Code. The following are some of my observations:

Wiretapping under state law is a misdemeanor. It is also a misdemeanor under Federal law (I believe) unless the defendant has been previously convicted of wiretapping. The law of Conspiracy (PPC 302) should be thoroughly explored. We may have a case of Breaking and Entering by the person in the crawl space. Section 307 PPC Compounding Crimes should be carefully reviewed since it may develop that additional persons had knowledge of the actual commission of House Breaking or Perjury or Subornation of Perjury. If House Breaking is Breaking and Entering we might have a handle here (I know the argument is attenuated).

On the theory that certain people may have been offered appointment, employment, other things of value or may have been threatened or intimidated, we may have a case of Corrupt Solicitation, PPC 304.

For good measure the Bribery statute should also be carefully examined, PPC 303.

Someone should research the Common Law crimes of misconduct in office; Malfeasance, Misfeasance and Nonfeasance.

There is a special statute dealing with the falsification of matters within the jurisdiction of a state agency which looks promising, PPC 328. Likewise, false entries, destroying and abstracting public records, PPC 323, might be useful.

Lawrence T. Hoyle, Jr.

December 14, 1972
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It seems to me Luchansky's conduct on the 28th makes him liable to charges of Obstructing an Officer, PPC 314.1, as well as Assault and Battery, PPC 708. Additionally, we should analyze PPC 711, Attempts with Intent to Kill. I recall trying a case in Philadelphia where a man attempted to run down a police officer with a car and a conviction was obtained, I believe under this statute, although admittedly there was independent and overwhelming proof of malice.

On another aspect of the case we might examine PPC 319, Falsely Impersonating an Officer, PPC 324, Hindering Witnesses and PPC 325, Absconding Witnesses, although this may be far out we should bear these matters in mind.

There is also a very interesting statute, PPC 329, dealing with false information concerning bombs and which appear to apply to the owner of the Sentinel Hotel assuming certain other facts which the investigation has not yet produced.

The above list does not pretend to be exhaustive and, of course, a thorough examination of accessories and aiding and abetting both before and after the fact is essential.



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

CONFIDENTIAL

December 14, 1972

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
Room 617, Transportation &
Safety Building
Harrisburg, Pennsylvania 17120

Dear Commissioner Urella:

I would like to draw your attention to Section 512 of the Administrative Code of 1929, Act of April 9, 1929, P.L. 177, Art. V, as amended, 71 P.S. §192 (Supp. 1972), which provides in relevant part:

"It shall be unlawful for any department, ...board, commission, or officer of the Commonwealth, to engage any attorney to represent such department, board, commission, or officer in any matter or thing relating to the public business of such department, board, commission, or officer, without the approval in writing of the Attorney General."

In my view this Section of the Administrative Code prohibits any Officer or Department of State Government from retaining an attorney to defend the Department or members thereof in instances where the performance of their public duties is being scrutinized without my approval. As certain members of your Department may now be in such a position, I thought you should make them aware of this provision of the law. If your Department is planning to expend monies for legal fees, you must seek my approval.

cc. Honorable Milton J. Shapp
Norval Reece
Richard Doran

Sincerely,

J. Shane Creamer
Attorney General



COMMONWEALTH OF PENNSYLVANIA

OFFICE OF THE ATTORNEY GENERAL
HARRISBURG

NEWS RELEASE
FOR IMMEDIATE RELEASE
Friday, December 15, 1972

CONTACT: BARBARA LEFF
(717) 787-4530

Attorney General J. Shane Creamer announced today that a preliminary investigation into the wiretapping incident at the George Washington Motor Lodge has been completed. The Attorney General said, "For a period of slightly more than two weeks since this incident occurred, we have conducted an extensive non-stop, round-the-clock investigation. We believe we now have a fairly clear picture of what took place at the Motor Lodge. We have interviewed more than 100 persons including many members of the State Police. Some witnesses have not cooperated with us. Nevertheless, we have succeeded in taking statements from more than twenty-five witnesses, and have accumulated more than 200 pages of investigative reports. Every available investigative lead has been, or is continuing to be, explored.

"Our investigation has uncovered specific evidence--including 152 feet of illegally installed telephone wire and other electronic equipment--demonstrating that wiretapping did, in fact, occur.

"We are now in a position to turn over to the District Attorney of Montgomery County all the evidence that is in our possession. Although certain reports are not yet in final written form, my staff has been directed to prepare all material for delivery to William T. Nicholas, First Assistant District Attorney of Montgomery County early next week. I have further instructed my staff to aid the District Attorney of Montgomery County in every way possible.

"We believe the investigative effort should continue, as there are still many unanswered questions about this entire matter, including the purpose of the wiretapping and the identity of all the participants."

"Only after there has been a complete investigation of all the facts surrounding this incident can appropriate judicial and administrative action be taken."

#

December 18, 1972

SUBJECT: Wiretapping Case

TO: File

FROM: Walter L. Foulke



On Friday, December 15, 1972, at approximately 11:00 A.M. I spoke with Attorney Donald Goldberg on the telephone. He had called me earlier in the day.

Mr. Goldberg told me that he was planning a three-week vacation to South America and wanted to know if I thought the wiretapping case would force him to postpone this trip. I told him he would have to make that judgment but he should consider the following:

1. That we were going to turn the evidence over to the Montgomery County District Attorney's Office.
2. That there was intense pressure for action.
3. That the Attorney General was tentatively planning to meet with First Assistant District Attorney William Nicholas on Thursday, December 21, 1972, to discuss the case.
4. That we had no present plans to proceed with Crime Commission hearings involving his clients at this time.

I then read to Mr. Goldberg the press release that we were issuing. Additionally, I had a brief discussion with him about the circumstances surrounding the mid-night meeting of the Crime Commission at which his clients indicated that they wished to waive counsel and testify. I told him that we had taken great pains to warn his clients of their constitutional rights and that we had received absolutely no substantive information from any of his three clients at the hearings.

Additionally I told him that he was entitled to a transcript of the proceeding that was being prepared and that if he would write the Crime Commission at St. Davids and pay for the transcript I was sure that he would be supplied with a copy.

cc: J. Shane Creamer
Larry Hoyle
Dave Breen

December 18, 1972

Wiretapping Incident

File

Walter L. Foulke

On Tuesday, December 12, at 12:03 P.M. Richard Phillips, Esquire called me and told me that he did not have adequate notice of the Crime Commission hearing which was scheduled that day for 1:00 P.M. (and then postponed to 3:00 at his earlier request) since his client had come to him the previous day. Phillips insisted that he needed more time and suggested that the hearing be rescheduled for Thursday. After checking if the Attorney General's calendar would permit it, I called Mr. Phillips back and told him that his request for a postponement until Thursday had been granted. All this was done within 15 minutes since Mr. Phillips said that he would have to take a 12:35 train to Harrisburg in order to get there in time for hearings on Tuesday.

I am writing this memorandum to the file since I understand when Mr. Phillips appeared on Thursday at 3:00 he again protested the shortness of notice. This is just to set the record straight that Thursday was at his request, not mine.

cc: J. Shane Creamer
Larry Hoyle



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

DEC 18 1972

CONFIDENTIAL

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
Room 617, Transportation
& Safety Building
Harrisburg, Pennsylvania 17120

Dear Commissioner Urella:

It is my understanding that prior to the Governor's leaving for his vacation he gave direct orders that no State Policemen, other than those assigned to me, be permitted to investigate the wiretapping incident at the George Washington Motor Lodge.

It has come to my attention that on Saturday, December 9, 1972, at approximately 5 p.m., two individuals wearing civilian clothes and displaying some type of badges went and interviewed Mrs. Julia Waller, the telephone switchboard operator at the George Washington Motor Lodge, at her home. They stated that they were on official business and were members of the Pennsylvania State Police. One of the men was named McCann. They made false representations that they worked for Sergeant Matthew Hunt and wanted to talk to her about the wiretapping incident.

According to Mrs. Waller, the men were very persistent about how she could tell when anyone left room number 175 from her location at the switchboard telephone. The individuals asked her three times if Sergeant Hunt "put her up to the stories," and all three times she assured them that what she had originally stated concerning her visual line of sight from the switchboard to room 175 had been true. The men kept insisting that she was put up to the story, and according to Miss Waller, McCann was a "fast talker" and "tricky." At the end of the interview, both men threatened her with subpoenas regarding her "listening in" to telephone conversations, implying that the witness had been wiretapping herself. Mrs. Waller's daughter advised after the two men left that one had been carrying a black attache case and never opened it. Mrs. Waller is of the opinion that the interview with the two policemen was recorded.

CONFIDENTIAL

Honorable Rocco P. Urella

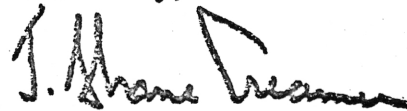
DEC 18 1972
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On the following day, two other men came to Mrs. Waller's house. They identified themselves as Philadelphia city detectives and stated they had some more questions following up McCann and Flanagan's interview. Mrs. Waller refused to let them in. They also threatened her.

None of the gentlemen who visited Mrs. Waller at her home were State Policemen assigned to me. I can only conclude that some of them were members of your staff who, either with or without your knowledge and approval, violated the Governor's direct orders. Their conduct is outrageous, even if the Governor had not directed them to cease all investigation, for it discloses a threatening, badgering and intimidation of witnesses which seldom contributes to the thoroughness of any fact-finding enterprise. I request that you immediately question Lieutenant James McCann and Corporal Robert Flanagan to see if they did, in fact, go to Mrs. Waller's house and behave in the manner that I have described. If they deny such conduct, I request a sworn statement, under oath, notarized and in writing to that effect.

I know you share my view that it is inappropriate for these witnesses to be bothered further. Please advise me if you have any information on these matters.

Sincerely,



J. Shane Creamer
Attorney General

cc. Honorable Milton J. Shapp
Norval Reece
Richard Doran



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
HARRISBURG, PA. 17120

J. SHANE CREAMER
ATTORNEY GENERAL

December 19, 1972

Honorable Rocco P. Urella
Commissioner
Pennsylvania State Police
617 Transportation and Safety Building
Harrisburg, Pennsylvania

Dear Colonel Urella:

I recently announced the completion of the preliminary phase of an intensive round-the-clock investigation into the wiretapping incident at the George Washington Motor Lodge on November 28, 1972. More than 100 persons have been interviewed, at least 25 statements have been obtained, and over 200 pages of investigative reports filed. A fairly clear picture of the events which occurred at the Motor Lodge has been obtained.

However, I have been disappointed by the lack of cooperation we have experienced from you and your staff. This has hindered the investigation. Throughout, you have often been absent from your office and unavailable, even by telephone. The individuals most directly implicated in the wiretapping were part of a five-man Internal Security Unit established by you and made up of presumably trusted men. Several of them were with you on a daily basis and apparently received all of their assignments and made all of their reports orally to you. We have repeatedly asked you for your own version of the facts as you know them, especially the whereabouts of members of the Internal Security Detail from November 19, to November 28, 1972.

To date, we have received no explanation of this incident from your viewpoint. Additionally, we have attempted to get statements from other officers who apparently were in the area and whose travels, particularly on the day in question, indicate they may have some knowledge about the events at the George Washington Motor Lodge. Most of these individuals have absolutely failed to cooperate in direct violation of State Police Field Regulation 2.10

which provides:

"A member shall cooperate with all agencies engaged in the administration of justice as well as other public agencies and federal and state departments providing all the aid and information to which they are entitled"

Furthermore, several requests have been made to you for various documents which might assist in the investigation. We are particularly interested in the expense vouchers, motel receipts, and other travel and subsistence records of the unit during the critical days in question. At present, more than two weeks after my first of many requests, we have yet to receive the expense vouchers for all members of the Internal Security Unit including:

Corporal Curtis W. Guyette, for the period November 19, 1972 - November 30, 1972;

Corporal Metro Kardash, for the period October 1, 1972 - October 30, 1972, November 19, 1972 - November 30, 1972;

Lieutenant Stephen M. Luchansky, for the period October 1, 1972 - October 16, 1972, October 18, 1972 - October 25, 1972, November 1, 1972 - November 30, 1972;

Lieutenant Herman Faiola, for the period October 1, 1972 - October 5, 1972, October 18, 1972 - November 20, 1972.

You will notice from the above summary that we do not have the documents for anyone for the critical period from November 19, 1972, to November 28, 1972. Also, we have yet to receive any documents concerning expenditures from the special confidential fund in the custody of Major John F. Yaglenski for the Internal Security Unit. We have also been unable to obtain all credit card receipts for the vehicles used by the Internal Security Unit.

Furthermore, as you know, eleven members of your department have refused to make any statement or to cooperate in any way with our effort to quickly obtain the facts in this matter. This was in spite of considerable measures which were taken to insure that their cooperation would be consistent with the best interests of the State Police as well as fully protective of their legal rights.

Honorable Rocco P. Urella

December 19, 1972
Page Three

We have yet to learn what administrative steps you have taken to insure the availability of the information needed.

We are most disturbed by the actions of Lieutenant McCann and Corporal Flanagan who, according to substantial evidence in our possession, visited the home of the telephone receptionist at the George Washington Motor Lodge, and spent considerable time badgering, threatening, and intimidating the witness in an effort to have her change her story. I have yet to receive any explanation as to how or why this incident occurred or any notification of what action you have taken. Certainly, intimidation of a witness in an investigation would warrant suspension at a minimum.

Considering the serious nature of this incident, it is vital that we receive a complete and candid explanation of this whole incident from you. May I have your response to this letter in addition to the other information we have requested in seven previous letters (dated November 30 (2), December 1 and December 14 (3) and December 18, 1972) no later than 12:00 noon on December 22, 1972.

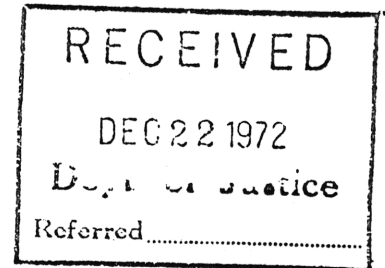
Very truly yours,

J. Shane Creamer
Attorney General

cc: Honorable Milton J. Shapp
Honorable Richard Doran
Honorable Norval Reece

December 22, 1972

SUBJECT: Requested Investigation Data

TO: The Honorable J. Shane Creamer
Attorney GeneralFROM: Rocco P. Urella, Commissioner *R.P.U.*
Pennsylvania State Police

In reply to your letter of December 19, 1972, I have checked with our Comptroller who assures me that all expense vouchers submitted by members of our Internal Security Detail have been copied and furnished your office. Arrangements were made to have Capt. Titler visit with us last Monday to meet with our Comptroller and confirm this situation with him. It is understood that he did so in company with three others. He is at liberty to check again for these expense vouchers and other information relating to the specific time periods referred to in your letter. If there are any additional submissions, Capt. Titler has been told by our Comptroller that he will be called. I have asked our Comptroller to cooperate in furnishing your staff with requested material, and I have no reason to believe that he is not doing so.

This five man detail was supervised by Major Stanley S. Cimokowski, assisted by Lts. Stephen Luchansky and Herman Faiola, from whom they usually received their assignments. Rarely did they report directly to me, except when the commissioned officers were not readily available. The table of organization clearly delineates this chain of command.

A check with Major John Vaglenski clearly indicates that no funds were advanced to this detail from confidential sources.

cc: The Hon. Milton J. Shapp
Norval Reece
Richard Doran

This was dictated over the telephone
inasmuch as the Colonel is on vacation.

Eleanor Cakes Kelly
Administrative Secretary
to Commissioner Urella

December 31, 1972

FROM THE OFFICE OF J. SHANE CREAMER

CONTACT:

Barbara Leff

717 232-1648

or

215 Pi 5-7587

The following statement concerning recent events was issued today by former Attorney General J. Shane Creamer:

I feel compelled to speak out at this time. The Crime Commission has not done anything wrong. I have not done anything wrong. However, the Governor has asked for my resignation and I have submitted it to him because I have no other choice.

Earlier this week I gave a detailed report to the Governor and his staff concerning the illegal wiretapping equipment that was discovered by Crime Commission agents on November 28. That report conclusively demonstrated at the very least that there was wiretapping equipment installed by a few state law enforcement officers and that the cabinet officer in charge of these men has not -- in almost a month -- offered any written explanation as to what happened.

I am disappointed that the Governor's reaction to this report was to request my resignation. This in effect has put me and the Crime Commission in the same position with the man in charge of those who were involved with the wiretapping equipment. The timing of the request to resign and the inference that I or the Crime Commission were equally culpable with those who acted illegally is unjust and unfair.

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This is not, nor has it ever been, a matter of personalities. It is to me a clear matter of principle. I can acquiesce to a demand for my resignation. But I cannot acquiesce in silence.