

DSD:CBM:lmd
DJ 144-74-2533

FEB 22 1979

Dr. Hector P. Garcia
Founder
American GI Forum
1315 Bright
Corpus Christi, Texas 78405

Dear Doctor Garcia:

Reference is made to your mailgram of February 12 concerning the recent decision of the United States Court of Appeals for the Fifth Circuit in the so-called Torres case.

As you know the Court of Appeals ruled that the sentences imposed on the three defendants by the District Court were not legal, however, the Court refused to issue a writ of mandamus to correct the sentence. This Department has requested a rehearing of this matter.

Sincerely,

Drew S. Days III
Assistant Attorney General
Civil Rights Division

By:

C. Brian McDonald
Deputy Chief
Criminal Section