

of first instance is not expected before sometime during the first half of 1972. June 20, 1972
Keep you informed as further developments are reported to us.

Sincerely yours,

Mr. Arlen Specter
District Attorney
666 City Hall
Philadelphia, Pa. 19107

Subject: Lt. Alexandre deMoraes Saldanho Marinho

Dear Mr. Specter:

You will recall the correspondence between your office and the Department of State in connection with the efforts of your office to have Lt. Alexandre deMoraes Saldanho Marinho prosecuted in Brazil for murder as a result of his alleged involvement in the death of Marie Sapp in Philadelphia on August 21, 1968.

The Department has recently been notified that the Brazilian Federal Supreme Court on June 2 confirmed a decree of preventive arrest issued by the Guanabara State Appellate Court against Saldanho Marinho. The Guanabara Civil Public Prosecutor in charge of the case, Dr. Luiz Brandao Gatti, indicted Saldanho Marinho on May 31, 1971 and requested his preventive arrest at that time. The judge had denied the request for preventive arrest on the grounds that there was no need for it as the accused was a military officer with a clean record. The prosecutor appealed the judge's decision to the Guanabara State Appellate Court. That Court decreed Saldanho Marinho's preventive arrest on February 3, 1972. An arrest warrant was issued on February 21, 1972 and Saldanho Marinho has reportedly been in a special military prison since that date.

The American Consulate at Rio de Janeiro will continue to follow the developments in this case and will report them to the Department of State. The Consulate has indicated that a decision by the court

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Mr. Arlen Specter
District Attorney
666 City Hall
Philadelphia, Pa. 19107

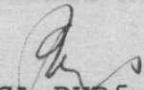
Subject: Lt. K. E. Malmberg
Assistant Legal Adviser for
Management and Consular Affairs

Dear Mr. Specter:

You will recall the correspondence between your office and the Department of State in connection with the efforts of your office to have Lt. Alexandre Marinho Saldanha Marinho prosecuted in Brazil for murder as a result of his alleged involvement in the death of Marie Sapp in Philadelphia on August 21, 1971.

The Department has recently been notified that the Brazilian Federal Supreme Court on June 8, 1972, decreed a measure of preventive arrest issued by the Guanabara State Appellate Court against Saldanha Marinho. The Guanabara State Appellate Court issued its order on May 31, 1972 and arrested Saldanha Marinho at that time. The judge did believe the arrest was preventive arrest on the ground that there was no need for it as the accused was a military officer with a clean record. The prosecutor appealed the judge's decision to the Guanabara State Appellate Court. That Court decreed Saldanha Marinho's preventive arrest on February 3, 1972. An arrest warrant was issued on February 21, 1972 and Saldanha Marinho has reportedly been in a special military prison since that date.

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