

## THE STRUGGLE CONTINUES!

HERMAN BENJAMIN FERGUSON remains wrongfully in detention by the State of New York. This valued citizen of our community returned voluntarily from exile in Guyana on April 6 of this year to clear his name of the 1967 FBI-inspired conviction. His return was met with jubilation by the African-American community and by immediate incarceration by federal, state and city authorities. On April 7, 1989, Mr. Ferguson was arraigned on a fugitive warrant in Federal Court and on a 1970 bail-jumping indictment in Queens Criminal Court.

On Thursday, July 6, 1989, Judge Joan O'Dwyer dismissed the bail-jumping charge. This victory for our people spurs us to greater efforts to secure Herman's speedy release and exoneration. Facts on the case have been presented to Governor Cuomo and the New York State Black and Puerto Rican Legislative Caucus in face-to-face meetings. A campaign to petition Gov. Cuomo for Herman's release has begun; concurrently we are petitioning the NYS Black and Puerto Rican Caucus to initiate legislative hearings on the arrest and conviction of Herman Ferguson, Dhoruba Moore, and the New York Three (Nuh Washington, Jalil Bottom and Herman Bell).

Approximately 1,000 pages of Herman's FBI documents have been obtained. These documents show surveillance began in 1964; placement of Herman's name on the Security Index was done in 1966 and, as we approach the arrest date of June 21, 1967, huge portions of the documents are blacked out. Motions have been prepared to the Federal Court to reveal that which is blacked out. We continue



our efforts to obtain the remainder of Herman's FBI file - particularly those from the New York office of the FBI. On Thursday, August 10, we appear again in Judge Charles Thomas' court in Kew Gardens, Queens, to reargue our motion to vacate sentence. Included in this motion are those documents we have only recently received (June 1989).

It is vital that we show the support and strength of the African-American community in all these efforts. Enclosed you will find:

1. Announcement of August 10 court date. **PLEASE ATTEND.**
2. Sample letter of support for Herman to Judge Charles Thomas. You can date and sign this letter (name and address) and mail it to Judge Thomas or write one of your own. Whatever your choice, **MAIL A "SUPPORT FOR FERGUSON" LETTER TO JUDGE THOMAS IMMEDIATELY.**
3. Two petitions: one to Gov. Cuomo and one to the Black and Puerto Rican Caucus.
  - a) **SIGN THE PETITIONS AND GET OTHERS TO SIGN THEM.**
  - b) Each petition has room for 10 signatures. If you believe you can get more than 10 signatures, please feel free to Xerox the blank petitions as many times as necessary.
  - c) **RETURN THE FILLED PETITIONS TO;**  
**Freedom for Herman Ferguson Committee**  
**Box 393**  
**Brooklyn, New York 11238-007**
- 4) Background information on **HERMAN FERGUSON, DHORUBA MOORE and the NEW YORK THREE.**