

HJM:WEF:am
~~XXXXMX~~
129-11
(typed 2/11/64)

E-F-3

February 11, 1964

AIR MAIL
REGISTERED - Return receipt requested

Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Barefoot:

The FBI has furnished us with the report of Special Agent M. C. Clements, dated January 31, 1964, at Dallas, and I have requested that it make the report available to you for perusal by Mr. Wade's office in accordance with the procedures previously established. I am also enclosing short summaries of some of the reports of interview, the originals of which are being furnished to Mr. Tonahill.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosure

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller

HJM:WEF:am
129-LI

T.E.

February 11, 1964

AIR MAIL

REGISTERED - Return receipt requested

Mr. Joe H. Tonahill
Tonahill Building
Jasper, Texas

Dear Mr. Tonahill:

The attached are furnished in supplement to the material furnished by my letter of February 3, 1964, and consists of reports of interviews just furnished to this Division.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosure

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller

<input type="checkbox"/> INSTRUCTIONS TO DELIVERING EMPLOYEE ... Deliver ONLY to address <input type="checkbox"/> Show address where delivered. (Additional charges required for these services)	
RECEIPT Received the numbered article described on other side. SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)	
<i>Joe H. Tonahill</i> SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	
DATE DELIVERED FEB 13 1964	SHOW WHERE DELIVERED (only if requested)

HJM: WEF: am
129-11
(typed 2/11/64)

February 11, 1964

Honorable J. Lee Rankin
Counsel to the Special Commission
200 Maryland Avenue, N. E.
Washington, D. C.

Dear Mr. Rankin:

The FBI has now made available the report of Special Agent M. C. Clements, made at Dallas on January 31, 1964, concerning Jack L. Ruby. The FBI has been requested to make a copy of this report available to United States Attorney Sanders for perusal by the District Attorney's office in accordance with the previously established procedures. I am enclosing certain summaries of interviews, the originals of which are being furnished to Mr. Tonahill.

Sincerely,

Enclosure

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller

Herbert J. Miller, Jr.
Assistant Attorney General

WASHINGTON GOVERNMENT EMPLOYEES	
<input type="checkbox"/> addressee	<input type="checkbox"/> new address - write
<i>(Additional charges required for these services)</i>	
RECEIPT	
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<i>2/11/64</i>	

HJM:mtms
2/10/64

FEB 10 1964

129-11 DE-54

2-16-64

Mr. Barefoot Sanders
United States Attorney
Dallas 1, Texas

Jack S. Rindy

Dear Barefoot:

Many thanks for your letter of February 6.

As always, I suppose the high praise is merely a
prelude to clobbering us again.
Best personal regards.

Sincerely yours,

Herbert J. Miller, Jr.
Assistant Attorney General

H

V. Good

HJM

PLEASE ADDRESS ALL MAIL TO
UNITED STATES ATTORNEY
P. O. BOX 158

United States Department of Justice

UNITED STATES ATTORNEY

NORTHERN DISTRICT OF TEXAS
DALLAS 1, TEXAS

75221
February 6, 1964

Mr. Herbert J. Miller, Jr.
Assistant Attorney General
Criminal Division
Department of Justice
Washington, D. C. 20530

Dear Jack:

Enclosed are two clippings wherein Mr. Tonahill lavishly praises you and the Justice Department for providing the defense "certain data" relating to the F.B.I. investigation of the Ruby case.

"I thought you might be interested" in these. I suppose we ought to be glad to take our praise where we can find it. Best wishes.

Sincerely,

Barefoot Sanders
Barefoot Sanders
United States Attorney

Enclosures ↙

129-11

DEPARTMENT OF JUSTICE	37
11 SEP 30 1964	
RECORDS SECTION	
CRIMINAL-GEN. PRIME SEC.	

Ruby Lawyer To Get Warren And FBI Report

JASPER, Feb. 3 (Spl) — Herbert J. Miller Jr., in charge of the criminal division, Department of Justice, Washington advised Joe H. Tonahill Monday, that certain data from the reports, minutes, and evidence of the FBI's investigation and the investigation of the Warren Commission, as requested by the defense team of Jack Ruby, would be furnished to them.

Tonahill said, "We, of the Jack Ruby defense team, regard this action of the FBI, the Department of Justice and the Warren Commission as being forthright and in keeping of the highest traditions of American law, truth and justice. Such action and decision of these great men of American justice should be accepted with dignity and gratitude by all of America."

"The decision to make this evidence available to the Ruby defense is in reality a thrusting blow to those who believe in obstructing justice by a warping of facts," said Tonahill.

JOE H. TONAHILL
LAWYER
TONAHILL BUILDING
JASPER, TEXAS

DUDLEY 4-2501

JOE BOB GOLDEN

February 6, 1964

2-6-64

RECEIVED
FEB 10 1964
CRIMINAL DIVISION

Herbert J. Miller, Esq.
Assistant Attorney General
Criminal Division
Department of Justice
Washington, D. C. 20530

Re: State of Texas vs. Jack Ruby (E4010J In The
Criminal District Court No. 3 of Dallas
County, Texas)

Dear Mr. Miller:

Today, the material you mentioned in your letter of
January 28, 1964 that you were forwarding to me on behalf of
the Warren Commission has duly arrived.

On behalf of the defense, allow me to take this means
of expressing to you, and through you, our sincerest respects
to the members of the Warren Commission for their decision
in making this material available.

Very respectfully,



Joe H. Tonahill

JHT:bm

cc: The Warren Commission
VFW Building
200 Maryland Avenue, N.E.
Washington, D. C.

129-11

DEPT. OF JUSTICE	4
FEB 10 1964	10
RECORDS BRANCH	5
CRIMINAL-GEN. CRIME SEC.	5

Fly

INCOMING TELEGRAM

**United States
Information Agency**

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LIMITED OFFICIAL USE

Classification

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RECEIVED

BT

FEB 10 1964

INTERNAL SECURITY DIVISION

Info :
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TOUSI 218, FEBRUARY 5, 8 P.M.

LIMITED OFFICIAL USE

IL MESSAGERO U.S. CORRESPONDENT, LUCIO MANISCO IN STORY

DATELINED NEW YORK, FEBRUARY 3, REPORTS AS FOLLOWS: "...THE

DECLARATIONS OF CHIEF JUSTICE WARREN (TO EFFECT THAT TESTIMONY

MRS. OSWALD WILL PROBABLY NOT BE RELEASED IN OUR GENERATION

COULD BE RELATED TO RUMORS CIRCULATING IN WASHINGTON FOR OVER

MONTH TO EFFECT THAT OSWALD MAY HAVE WORKED FOR CIA DURING HIS

SOJOURN IN SOVIET UNION AND THAT HE WAS REPEATEDLY USED BY

FBI TO INFILTRATE PRO-CASTRO ORGANIZATIONS IN THE U.S. AFTER

HIS RETURN." STORY PICKED UP TODAY BY SOCIALIST AVANTI,

CRYPTO-COMMUNIST PAESE SERA, AND COMMUNIST UNITA. "CIA SENT

OSWALD TO USSR - FBI USED HIM AS PROVOCATEUR" (UNITA); "LEE

OSWALD EMPLOYED BY FBI" (PAESE SERA) AND "OSWALD WAS IN SERVICE

FBI" (AVANTI) ARE TYPICAL HEADLINES CARRIED OVER STORIES

SPECULATING ON OSWALDS ALLEGED RELATIONS WITH CIA AND FBI.

POST REQUEST GUIDANCE TO REPLY QUERIES CONCERNING SENSATIONALIZED

PLAY STATEMENTS ATTRIBUTED TO CHIEF JUSTICE WARREN AND PRESS

SPECULATION ALLEGED OSWALD CONNECTIONS WITH CIA AND FBI.

REINHARDT

BT

LIMITED OFFICIAL USE

Classification

67.45 File
HPW

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PLEASE ADDRESS ALL MAIL TO
UNITED STATES ATTORNEY
P. O. BOX 158

United States Department of Justice

UNITED STATES ATTORNEY

NORTHERN DISTRICT OF TEXAS

DALLAS 1, TEXAS

75221

February 4, 1964

File

Jack L. Ruby

Air Mail

Mr. Herbert J. Miller, Jr.
Assistant Attorney General
Criminal Division
Department of Justice
Washington, D. C. 20530

Dear Jack:

This will acknowledge receipt of your letter of February 3 enclosing copy of your enclosure to Mr. Tonahill.

This afternoon I advised Mr. Jim Bowie, Mr. Wade's First Assistant, of the cooperation which the Department has extended to Mr. Tonahill and permitted Mr. Bowie to look over the enclosure.

Sincerely,

[Handwritten signature]

Barefoot Sanders
United States Attorney

159-11

11	FEB 30 1964	<i>[Handwritten initials]</i>
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HJM:WEF:am
129-II

L. F. B.

February 6, 1964

2-4-64

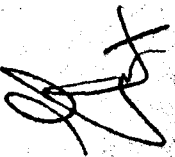
Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Barefoot:

I thought you would be interested in reading
the attached.

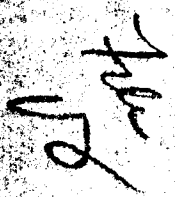
Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General



Enclosure

cc: Records
Chrono
Mr. Foley
Mr. Miller



Edley
Mc Jones
ms

JOE H. TONAHILL
LAWYER
TONAHILL BUILDING
JASPER, TEXAS
February 4, 1964

DUDLEY 4-2501

JOE BOB GOLDEN

Herbert J. Miller, Jr., Esq.
Assistant Attorney General
Criminal Division
Department of Justice
Washington, D. C. 20530

Re: State of Texas vs Jack Ruby (E-4010-J, In the Criminal Dist. Court #3 of
Dallas County, Texas)

Dear Mr. Miller:

Your recent communication advising that the Warren Commission has authorized your office to make available to the defense team of Jack Ruby certain pertinent investigative data surrounding the assassination of President John F. Kennedy and the shooting of his assassin Lee Harvey Oswald, is accepted with proper respect and sincere appreciation for the considerations of the Commission's regard for the special circumstances of this case.

We, of the Jack Ruby defense team, regard this action of the Department of Justice and the Warren Commission as being forthright and in keeping with the highest traditions of American Law, Truth and Justice.

Such action and decision by those great men of American Justice should be accepted with dignity and gratitude by all of America.

Regardless of the outcome of the Ruby Case, which, of course, is of no official concern of the Warren Commission, the making available of this evidence to the Ruby defense team in the nature of factual disclosures will, hopefully we feel, lend itself to adequate elimination of the hatred, bigotry and prejudice which the great John Fitzgerald Kennedy fought so hard to eradicate.

129-11

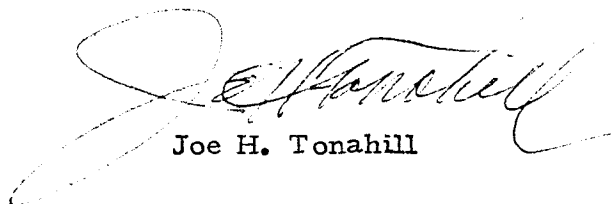
DEPARTMENT	AC L
11 SEP 30 1964	RECORDED
RECORD	CRIMINAL-GEN. CRIME SEC. 2

Herbert J. Miller, Jr., Esq.
February 4, 1964
Page 2

Perhaps this evidence will serve to clear the atmosphere of the confusion that has been wrought by a local Dallas news media through its warping of the factual background of the defendant in its slanted and controlled reporting.

We are hoping to conduct a defense that will evoke respect for trial by jury in America, and which will illuminate the absolute need for a guarded understanding of the sinister methods of such controlled press which seek to generate a clear and present danger to proper and true administration of justice in American Courts.

Very respectfully,



Joe H. Tonahill

JHT:fd

cc: The President
The Whitehouse
Washington, D. C.

cc: The Chief Justice of the Supreme
Court of the United States
Washington, D. C.

cc: The Honorable Robert F. Kennedy
Attorney General
Washington, D. C.

cc: The Warren Commission
VFW Building
200 Maryland Avenue, N.E.
Washington, D. C.

DEPARTMENT OF JUSTICE
ROUTING SLIP

TO	NAME	BUILDING AND ROOM
1.	The Files	
2.		
3.		
4.		
5.		302

- SIGNATURE
- APPROVAL
- SEE ME
- RECOMMENDATION
- ANSWER OR ACKNOWLEDGE ON OR BEFORE
- PREPARE REPLY FOR THE SIGNATURE OF
- COMMENT
- NECESSARY ACTION
- NOTE AND RETURN
- CALL ME
- PER CONVERSATION
- AS REQUESTED
- NOTE AND FILE
- YOUR INFORMATION

REMARKS

The attached correction sheet was hand-carried to me this afternoon by Mr. Malley and Mr. Schroeder of FBI. The reason for the error was that the Special Agent and his secretary who worked around the clock on the night of Nov. 24 interviewed Ruby. The interview was then temporarily broken off and later resumed. Two separate interview forms (302 forms) were submitted in what was to all intents and purposes one interview.

129-11

11	SEP 30 1964
FROM	RECORDS
NAME	BUILDING, ROOM, EXT. DATE
W. E. Foley	7/13/64

**JACK RUBY;
LEE HARVEY OSWALD - VICTIM
CIVIL RIGHTS**

The following typographical errors should be corrected:

- (1) Report of SA Manning C. Clements dated 11-30-63 at Dallas.

Page 13 is an interview report form covering an interview with Jack Ruby by SA C. Ray Hall. On the lower part of the page where it is indicated that the interview took place on 11-25-63 at Dallas, Texas, this date should be changed to show that the interview took place on 11-24-63.

- (2) Bound summary captioned "Investigation of Killing of Lee Harvey Oswald, Dallas, Texas, November 24, 1964."

On page 9 under the caption "A. Movements Following Assassination of President Kennedy," it is stated in the first line that Jack Ruby was interviewed by the FBI on November 24 and 25, 1963. The letters and figures "and 25" should be deleted from the end of the line to show that Ruby was interviewed only on November 24, 1963.

On page 38 in the Index of this same summary under the caption "Ruby, Jack L." and the subcaption, "Interviews, FBI, November 24 and 25, 1963," the letters and figures "and 25" should be deleted to indicate that Ruby was interviewed only on November 24, 1963.

HJM:WEE:am
129-H

L E 51

February 5, 1964

AIR MAIL
REGISTERED-Return Receipt Requested

Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Burefoot:

In accordance with the request from Mr. Wade and Mr. Bowle which you related by telephone today, I am enclosing for their use a copy of the material which was furnished to Mr. Tomahill.

Sincerely,

Enclosure

Herbert J. Miller, Jr.
Assistant Attorney General

cc; records ✓
Chrono
Mr. Foley
Mr. Miller

Handwritten initials or mark.

Handwritten number: 2/3-64

Memorandum

TO : Mr. Miller

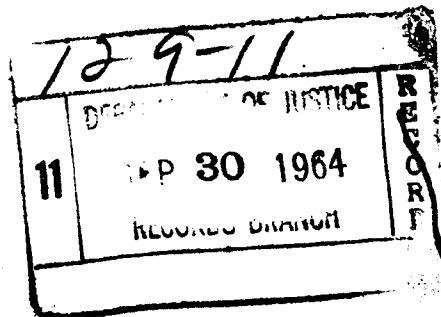
DATE: February 3, 1964

FROM : Mr. Foley

SUBJECT: Jack Ruby.

Mr. Tonahill telephoned you shortly before noon today and in your absence talked to me. He said that he had just this morning received your letter of January 28, and he wanted to take the opportunity to thank you for your offer of cooperation and to avail himself of the materials which you offered to him in your letter of January 28. He said that he was particularly anxious for any material that we could furnish relating to the state of mind of Ruby and to his activities from the time of the assassination of the President to the shooting of Oswald.

I reiterated that I could only furnish such materials as were within the scope of the January 28 letter. He stated that he realized that and he realized further, as a former employee of the Department of Justice, the Department was extending its cooperation as far as anyone could expect in this situation and he was very grateful. While these were not his exact words, they represent the substance of his remarks. The only other comment he made was to the effect that he was faced with a prosecutor who liked to try his case in the press and was continually feeding statements to the press. I made no comment on this except in the course of the conversation to point out that this was a state case and that the Federal Government had no part in it - a fact which he said he clearly realized.



HJM:WEF:am
129-11

C.F. 31

February 3, 1964

AIR MAIL
REGISTERED-return receipt requested

Mr. Joe H. Tonahill
Tonahill Building
Jasper, Texas

Dear Mr. Tonahill:

This is in further reference to my letter of January 28, 1964, and your telephone call of this date to my First Assistant, Mr. Foley. In accordance with your request, I am forwarding herewith materials set forth in my January 28 letter which you have requested.

I wish to thank you for your kind words of appreciation for the Federal Government's cooperation in this matter as related by you to Mr. Foley.

This material is, of course, being given to you in confidence since it involves interviews with private citizens and, accordingly should not be made public. This does not mean, however, that you cannot conduct your own interviews with these persons if you see fit.

Sincerely,

Enclosure

cc:Records Mr. Miller
Chrono Mr. Pollak
Mr. Foley
(cc's for USA, Sanders, Dallas, Texas
Mr. J. Lee Rankin
FBI
Deputy Attorney General (X))

INSTRUCTIONS TO DELIVERING EMPLOYEE	
<input type="checkbox"/> Deliver ONLY to addressee	<input type="checkbox"/> Show address where delivered
(Additional charges required for these services)	
RECEIPT	
Received the numbered article described on other side.	
SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)	
<i>Joe H. Tonahill</i>	
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	
<i>Financial Director</i>	
DATE DELIVERED	SHOW WHERE DELIVERED (only if requested)
FEB 6 1964	
CS-16-7166-5-1-64	

HJM:VEF:am
129-11 E.F. S.

February 4, 1964

Honorable J. Lee Rankin
Counsel to the Special Commission
200 Maryland Avenue, N.E.
Washington, D. C.

Dear Mr. Rankin:

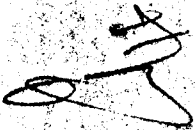
Attached for your information is a copy of
a letter I sent to Mr. Tomhill, counsel for Jack
Ruby, as well as a copy of the enclosure to that
letter.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosures

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller



HJM:WEF:am
129-II

February 3, 1964

AIR MAIL
REGISTERED- return receipt requested

Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Barefoot:

I am enclosing herewith a copy of a self-explanatory letter which I have today sent to Mr. Tonahill, together with a copy of the enclosure to that letter. I would suggest that you may wish to advise Mr. Wade of the cooperation which we have extended to Mr. Tonahill.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosure

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller

INSTRUCTIONS TO DELIVERING EMPLOYEE	
<input type="checkbox"/> Deliver <i>ONLY</i> to addressee	<input type="checkbox"/> Show address where delivered
<i>(Additional charges required for these services)</i>	
RECEIPT	
Received the numbered article described on other side.	
SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)	
<i>Harold B. Sanders</i>	
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	
<i>Shelma Ables</i>	
DATE DELIVERED	SHOW WHERE DELIVERED (only if requested)

HJM:WEF:am
129-11

E.F. 51

February 4, 1964

Air mail

Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Barefoot:

The attached should have been included in the material I sent to you yesterday which has been also made available to Mr. Tonahill.

Sincerely,

Enclosure

Herbert J. Miller, Jr.
Assistant Attorney General

cc: Records ✓
Chrono
Mr. Foley
Mr. Miller

assassination

PRESIDENT'S COMMISSION
ON THE
ASSASSINATION OF PRESIDENT KENNEDY

200 Maryland Ave., N. E.
WASHINGTON, D. C. 20002

EARL WARREN, *Chairman*
RICHARD B. RUSSELL
JOHN SHERMAN COOPER
HALE BOGGS
GERALD R. FORD
JOHN J. MCCLOY
ALLEN W. DULLES

J. LEE RANKIN,
General Counsel

129-11

JAN 31 1964

Mr. Jerry L. Brownlee
City Manager
City of Fort Worth
Fort Worth, Texas

Dear Mr. Brownlee:

The Commission is informed that certain questions have been raised over the past several weeks regarding the protection of the grave of Lee Harvey Oswald in Rose Hill Burial Park.

After discussion at its recent meeting, the Commission would like to request that the City of Fort Worth take the necessary protective measures to insure that the remains of Lee Harvey Oswald are not moved or otherwise disturbed until the completion of the investigation by the Commission. The Commission appreciates the special difficulties which this request entails but believes that it is a matter of the greatest importance that the remains not be tampered with.

Thank you for your cooperation.

Sincerely,

J. Lee Rankin
General Counsel

cc: Mr. Katzenbach ✓
Deputy Attorney General

File
HPW

see BK

ASSASSINATION

129-11

D.A.K.

January 30, 1968

File NB

38-5

MEMORANDUM FOR

Honorable Lawrence F. O'Brien
Special Auditor to the President

It has been informed by John Crowley that he purchased the attached newspaper article and the account checks of the grant played by Johnny C. Brewer is accurate. He feels that Brewer's action warrants the commendation suggested by Senator Case and I certainly agree.

Andrew F. Coleman
Executive Assistant

Enclosures

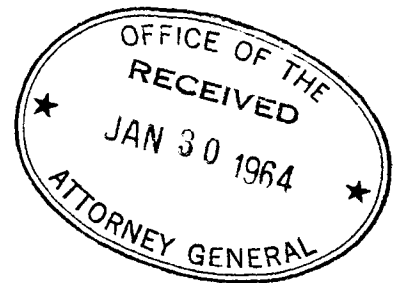


TREASURY DEPARTMENT
UNITED STATES SECRET SERVICE

WASHINGTON 25, D.C.

OFFICE OF THE CHIEF

January 28, 1964



Mr. Andrew F. Oehmann
Executive Assistant to the
Attorney General
Office of the Attorney General
Washington, D. C.

Dear Mr. Oehmann:

Reference is made to your letter of January 22, 1964, concerning a newspaper account of the participation of Johnny Brewer in the arrest of Lee H. Oswald, accused assassin of President Kennedy.

I have reviewed the memorandums mentioned in your letter and find that the newspaper account of the incident is accurate. Mr. Brewer played an important part in the promptness of the arrest of Oswald at the Texas Theater. His interest in following him, his insistence that the cashier call the police, and his remaining to point Oswald out to the officers in the theater led to Oswald's prompt arrest.

I agree that this action of a public spirited citizen warrants the commendation suggested by Senator Gore.

Sincerely yours,

James J. Rowley

129-1

10	DEPARTMENT OF JUSTICE	RECORDED
	MAR 31 1964	F. W. W.
	RECORDS BRANCH	
EXECUTIVE ASST. TO A. G.		

January 1963

Mr. J. Edgar Hoover
Director
Federal Bureau of Investigation
Washington, D. C.

Dear Mr. Hoover:

I previously referred in attached to the
Director, FBI, for information as to whether the
information about the informant, The Director has
been reported that the investigation made by your
office during the period in question and has
been reported to the Bureau.

Report of Special Agents Roger C. Warner
and Elmer W. Moore at Dallas dated
December 1, 1962, and
Preliminary Special Dallas report number
two, dated December 3, 1962.

Please let me know, if you can from the information
you obtained, whether the account is accurate.

Sincerely,

Andrew F. Callahan
Assistant Director to the
Attorney General

Enclosure
AFC/15

Form No. DJ-96a
(Rev. 4-13-61)

DEPARTMENT OF JUSTICE

ROUTE SLIP

TO	NAME	BUILDING AND ROOM
<input checked="" type="checkbox"/>	MR. [unclear]	[unclear]
<input checked="" type="checkbox"/>	MR. [unclear]	[unclear]
<input checked="" type="checkbox"/>	MR. WILLENS	[unclear]
<input type="checkbox"/>		
<input type="checkbox"/>		

- | | | |
|---|---|---|
| <input type="checkbox"/> SIGNATURE | <input type="checkbox"/> COMMENT | <input type="checkbox"/> PER CONVERSATION |
| <input type="checkbox"/> APPROVAL | <input type="checkbox"/> NECESSARY ACTION | <input type="checkbox"/> AS REQUESTED |
| <input type="checkbox"/> SEE ME | <input type="checkbox"/> NOTE AND RETURN | <input type="checkbox"/> NOTE AND FILE |
| <input type="checkbox"/> RECOMMENDATION | <input type="checkbox"/> CALL ME | <input type="checkbox"/> YOUR INFORMATION |
| <input type="checkbox"/> ANSWER OR ACKNOWLEDGE ON OR BEFORE | | |
| <input type="checkbox"/> PREPARE REPLY FOR THE SIGNATURE OF | | |

REMARKS

*Call Benford
Dine 1st
Wade leached to pass over
before service + walk down
maine 1st - Sam
permanently*

FROM	DIVISION	Room	BUILDING, ROOM, EXT.	DATE

The Director, Federal Bureau of Investigation

January 22, 1964

Herbert J. Miller, Jr., Assistant Attorney General,
Criminal Division

HJM:WEF:am
129-11

F.F.B.

Jack L. Ruby.

RECORD

The report of Special Agent M. C. Clements, made at Dallas, January 17, 1964, was received subsequent to my memorandum to you of January 20, 1964, requesting that, with certain exceptions, the reports of interviews furnished to this Division up to that time be made available in the office of United States Attorney Sanders for examination by District Attorney Wade and one of his assistants.

The January 17, 1964, report of Special Agent Clements has now been examined and may similarly be made available in Mr. Sanders' office for the use of District Attorney Wade except for the records of the Bank of Dallas referred to on page 121 of the January 17 report.

Foley

Kuz

cc: Records
Mr. Foley
Mr. Miller
(cc for Mr. Rankin - Special Commission)
(cc for U.S. Attorney, Dallas, Texas)

HJM:WEF:am
129-11

C.F.S.

January 21, 1964

Honorable J. Lee Rankin
Counsel to the Special Commission
VFW Building - Room 401
200 Maryland Avenue, N. E.
Washington, D. C.

Dear Mr. Rankin:

I am enclosing for your information a copy of a memorandum which I have sent to the Director, Federal Bureau of Investigation, concerning the request of the prosecution in the Ruby case for access to FBI information.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosure

cc: Records ✓
Chrono
Mr. Foley



HJM:WEF:am
129-II

January 20, 1964

Air Mail

Mr. Harold B. Sanders
United States Attorney
Dallas, Texas

Dear Barefoot:

For your information I am enclosing a copy of the memorandum which I furnished to the Director, Federal Bureau of Investigation, late today.

Sincerely,

Herbert J. Miller, Jr.
Assistant Attorney General

Enclosure

cc: Records ✓
Chrono
Mr. Foley

The Director, Federal Bureau of Investigation

January 23, 1964

Herbert J. Miller, Jr., Assistant Attorney General,
Criminal Division

129-11 [T.F.S.]
HJM:WEF:am
129-11

Jack Ruby

This refers to the request made to the Special Agent in charge of the Dallas office, Federal Bureau of Investigation, by Mr. Henry Wade, District Attorney of Dallas County, that he be furnished with background information acquired by the Bureau regarding Ruby, as well as copies of interviews made concerning Ruby and his associates.

It has been decided that, with the exceptions noted below, the reports of interviews which have been conducted by the Bureau and furnished to this Division should be made available for Mr. Wade's examination in the office of United States Attorney Sanders who will retain jurisdiction over the reports. The following should, however, be deleted prior to being furnished to Mr. Sanders for use by Mr. Wade, or by an assistant in his office personally approved by Mr. Sanders:

b) From the report of Special Agent M. C. Clements, made at Dallas, November 30, 1963:

The statement of officer [redacted] page 74;

The statement of [redacted] beginning at page 329;

Statement of Clayton Fowler, page 368;

The records of the Grand Avenue Bank and Trust Company, beginning at page 605;

The record of long distance phone calls taken from the records of the Southwestern Bell Telephone Company, beginning at page 618.

cc: Records

~~SEARCHED~~

Mr. Foley

Mr. Miller

(cc for US Atty. Sanders, Dallas, Texas)

(cc for Mr. Rankin, Special Commission of the President)

RECORDS

3) From the report of Special Agent M. C. Clements, made at Dallas, December 6, 1963:

The statement of [REDACTED] beginning at page 38;

Records of the Southwestern Bell Telephone Company, beginning at page 126;

Information from the records of the Michigan Bell Telephone, beginning at page 230;

Information from the records of the Southern Bell Telephone and Telegraph Company, General Telephone Company of Upstate New York, and Southwestern Bell Telephone Company of St. Louis, beginning at page 232.

3) From the report of Special Agent M. C. Clements, made at Dallas, December 11, 1963:

Interview report with [REDACTED] beginning at page 373;

Interview of [REDACTED] at page 459.

4) From the report of Special Agent M. C. Clements, made at Dallas, December 14, 1963:

Information from the records of the Family Court of Cook County, Illinois, disclosure of which is prohibited by statute (pp. 73-78);

Statement of [REDACTED] beginning at page 221;

Data from the Merchants State Bank, beginning at page 382;

Records of the Southwestern Bell Telephone Company, beginning at page 540.

9 From the report of Special Agent W. C. Clements, made
at Dallas, January 8, 1964, beginning at page 177;

Investment of [redacted] beginning at page 177;

Information received from the Bank of Services and Trusts,
beginning page 237;

Records of the Merchants State Bank, page 237;

Records of the First National Bank, page 238;

Records of the First National Bank, [redacted]

Letter to the Attorney General from [redacted]
beginning page 239;

Records of Southwestern Bell Telephone Company and
Western Union Telegraph Company, beginning page 348.

PLEASE ADDRESS ALL MAIL TO
UNITED STATES ATTORNEY
P. O. BOX 158

United States Department of Justice

UNITED STATES ATTORNEY

NORTHERN DISTRICT OF TEXAS

DALLAS 1, TEXAS

75221

January 14, 1964

Foley

Air Mail

Mr. William E. Foley
First Assistant
Criminal Division
Department of Justice
Washington, D. C. 20530

Dear Bill:

Enclosed please find clipping from today's Dallas Times Herald
which relates to the matters we discussed over the telephone this
morning.

Sincerely,

[Handwritten Signature]
Bareroot Sanders
United States Attorney

Enclosure

129-11

DEPARTMENT OF JUSTICE	
11	JAN 30 1964
RECORDS SECTION	

Foley

Herald - 1-14-64

Wade Due Reports From FBI on Ruby

FBI reports on Jack Ruby will be turned over to Dallas Dist. Atty. Henry Wade by the presidential commission investigating the as-

sassination of President Kennedy, Atty. Gen. Waggoner Carr said during a Dallas visit.

Lee Rankin, counsel for the commission, agreed to turn over the data at the request of the attorney general who Saturday gave the commission all the results of Texas investigations into the assassination and the killing of Lee Harvey Oswald.

The district attorney will be free to use the FBI data in prosecution of the accused slayer of Oswald, the attorney general said.

Atty. Gen. Carr said he had not read all the reports and evidence gathered, but from what he had read, he had reached these conclusions:

"WORKED ALONE"
Oswald was "a Lone Ranger" and worked alone.

Oswald was the man who shot at former Maj. Gen. Edwin A. Walker, and this fact indicated he was not part of a conspiracy because of the variance in the political philosophies of Walker and President Kennedy.

There was no evidence of a link between Ruby and Oswald.

The attorney general outlined the background of the assassination investigation and his plans for a Texas court of inquiry and stoutly defended Dallas from outside criticism.

His remarks were made in an interview and in a speech delivered Monday night to the Brotherhood of the Highland Baptist Church.

He said plans for a court of inquiry in Texas were made after a conference with the White House.

FEAR OF ACTION

"First, the President was going to call for a complete and thorough report from the FBI, and it was feared that this action might be misinterpreted by the rest of the United States and the world to mean that the integrity of justice and law and order in Texas had broken down to such an extent that nothing less than federal agents could bring order out of chaos," Mr. Carr said.

Details of the Texas investigation were worked out after a conference with Asst. U.S. Atty. Gen. Herb Miller and Dallas U.S. Atty. Barefoot Sanders, he said.

Later, however, Chief Justice Earl Warren, head of the presidential commission, asked him to postpone the court of inquiry, Mr. Carr said.

He indicated the commission still might call on the Texas attorney general's office to conduct an inquiry into some aspects of the probe.

INQUIRY AVAILABLE

Mr. Carr also made it clear that he plans to call a court of inquiry after the commission reports if he feels there is any avenue of investigation that has not been fully explored.

The attorney general had high praise for Robert Storey of Dallas and Leon Jaworski of Houston, attorneys who agreed to aid him in the inquiries.

He also stepped firmly between Dallas and its critics. "I have become increasingly concerned with the general abuse which has been heaped on this wonderful city of Dallas and the over-all condemnation of the city which has resulted in some quarters," he said.

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MAY 10 1951
K. MILLER

Handwritten notes:
by letter #4191
from [unclear]

Handwritten: 1-13

PRESIDENT'S COMMISSION
ON THE
ASSASSINATION OF PRESIDENT KENNEDY

200 Maryland Ave., N. E.
WASHINGTON, D. C. 20002

EARL WARREN, *Chairman*
RICHARD B. RUSSELL
JOHN SHERMAN COOPER
HALE BOGGS
GERALD R. FORD
JOHN J. MCCLOY
ALLEN W. DULLES

J. LEE RANKIN,
General Counsel

JAN 7 1964

Mr. J. Edgar Hoover
Director, Federal Bureau of Investigation
Department of Justice
Washington 25, D. C.

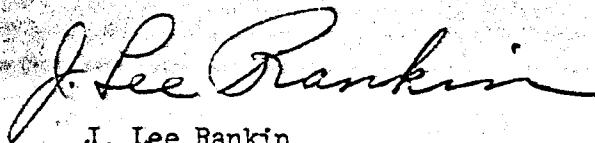
Dear Mr. Hoover:

Enclosed is a copy of a letter, dated December 30, 1963, which I have received from Mr. Waggoner Carr, Attorney General of Texas. As you will note, Attorney General Carr indicates that the District Attorney of Dallas County, Henry M. Wade, is presently handicapped in his preparation of the case against Jack L. Ruby by the fact that certain records are in the possession of the Federal Bureau of Investigation.

I would appreciate your advice concerning the nature of the records in the possession of the Federal Bureau of Investigation, if any, which Mr. Wade does not have and which he feels are necessary to the preparation of his case. As you know, this Commission is anxious to cooperate to the fullest extent possible with the Dallas and Texas law enforcement agencies. I am confident that your Bureau is no less eager to assist the Texas authorities. I would like to be advised, therefore, of any arrangements which can be made to assist Mr. Wade without impairing the investigative responsibilities of the FBI or the assignment of this Commission.

Thank you for your assistance in this matter.

Sincerely,



J. Lee Rankin
General Counsel



WAGGONER CARR
ATTORNEY GENERAL OF TEXAS

SUPREME COURT BUILDING
AUSTIN 11, TEXAS

December 30, 1963

Honorable Lee Rankin
Veterans of Foreign Wars Building
200 Maryland Avenue N.E.
Washington, D. C.

Dear General:

Pursuant to our telephone conversation I will appreciate your making known to the Commission the following information with the hope that the Commission may see fit to help the District Attorney of Dallas County, Mr. Henry Wade.

1. In preparing the State's case against Jack Ruby the District Attorney is presently handicapped by the fact that all records, including written statements are in the possession of the FBI. Would you please see what can be done to get these statements, etc., in the hands of the District Attorney? The case is presently set for trial in early February.
2. Mr. Wade is concerned about repeated statements made in the press to the effect that there is no connection between Oswald and Ruby. His point is that such press reports should say that no connection has thus far been established. He is aware that such press statements are not based on any statements or activities of yours, Chief Justice Warren's, or anyone connected with the Commission.

Again let me assure you that Texas stands ready to be of all possible assistance to you and the Commission in its search for the truth. We

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Honorable Lee Rankin
December 30, 1963

Page 2

hope to have in your hands in the next few days a complete report on all of the facts developed through the efforts of our investigative and enforcement agencies.

Yours very truly,

Waggoner
Waggoner Garr

WC:cr

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COPY

Form No. 64-IF
(Rev. 1-13-62)

FROM

DIRECTOR OF LEGAL COUNSEL

TO

DEPARTMENT OF JUSTICE, BUREAU OF INVESTIGATION

DEPARTMENT OF JUSTICE

OFFICE OF LEGAL COUNSEL

THE ATTORNEY GENERAL

DEPUTY ATTORNEY GENERAL

ASSISTANT ATTORNEY GENERAL

ASSISTANT ATTORNEY GENERAL

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ATTACHED

One letter dated

January 19, 1964

from Jack Ruby's attorney,

addressed to the Bureau

of Investigation, Houston

office and was captioned

"Requesting FBI to

provide evidence of

investigation of

Missouri, including

FBI reports for the

in Ruby's defense.

There are also attached

copies of a relevant

memorandum and letters

prepared by Mr. Hoover

I should like to

discuss this matter

with you at your

convenience.

RESPECTFULLY

FROM
EXECUTIVE ASSISTANT TO THE ATTORNEY GENERAL
TO
Official indicated below by check mark

RECEIVED
JAN 15 9 50 AM '64
OFFICE OF LEGAL COUNSEL

- Attorney General
- Director, Public Information
- Deputy Attorney General
- Solicitor General
- Assistant Attorney General, Antitrust
- Assistant Attorney General, Civil
- Assistant Attorney General, Civil Rights
- Assistant Attorney General, Criminal
- Assistant Attorney General, Internal Security
- Assistant Attorney General, Lands
- Assistant Attorney General, Tax
- Assistant Attorney General, Legal Counsel (2) ✓
- Assistant Attorney General, Alien Property
- Administrative Assistant Attorney General
- Director, Federal Bureau of Investigation
- Director, Bureau of Prisons
- Commissioner, Immigration and Naturalization
- Pardon Attorney
- Parole Board
- Board of Immigration Appeals
- Librarian
- Records

MEMORANDUM

OFFICE OF LEGAL COUNSEL

Mr. Schlei
 Now - I had a
 hunch we would
 be getting something
 like this. Do you
 want to look into
 the questions of
 pairs? Must a
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 Thursday - 16th.
 and

✓

JOE L. STON

COPY

THE UNIVERSITY OF CHICAGO
LIBRARY

SECRET

CONFIDENTIAL

CONFIDENTIAL

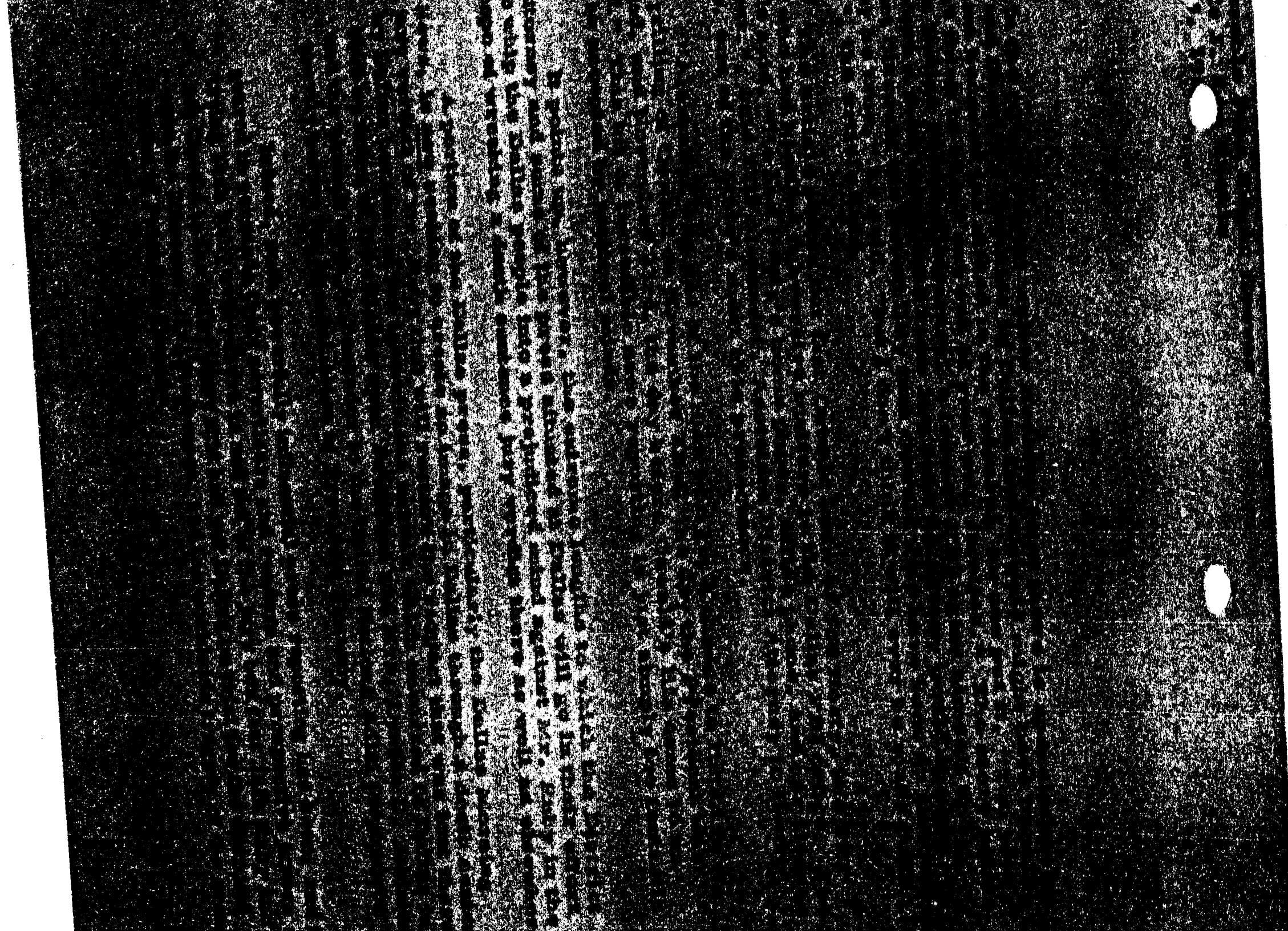
CONFIDENTIAL

CONFIDENTIAL

THE PRESIDENT OF THE UNITED STATES
WASHINGTON, D. C.

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...the late President

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...and prove
...and prove



February 2, 1964
1964

...the Government has a duty to disclose to the defendant any material which is favorable to his defense.

...the Government has a duty to disclose to the defendant any material which is favorable to his defense.

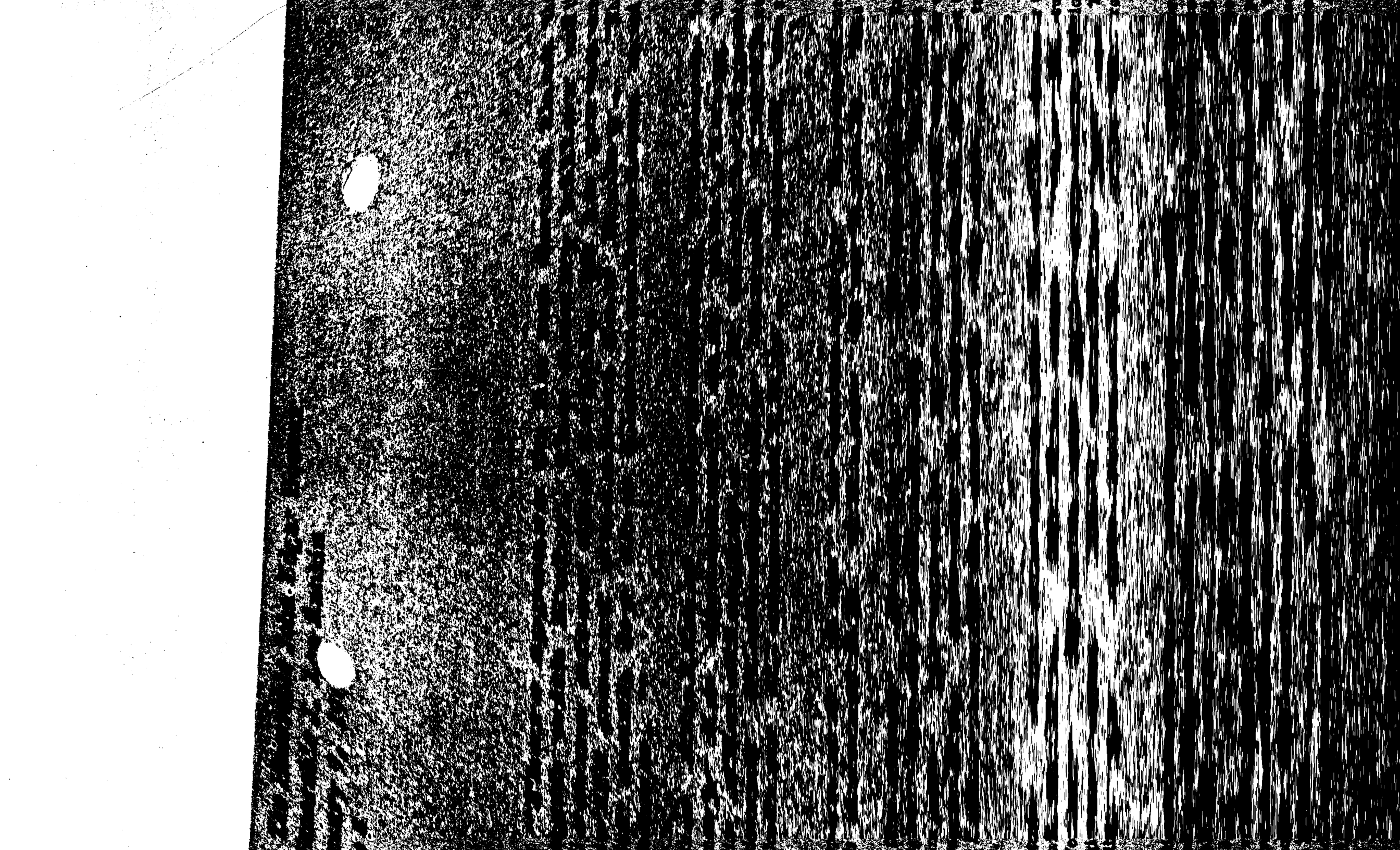
...the Government has a duty to disclose to the defendant any material which is favorable to his defense.

...the Government has a duty to disclose to the defendant any material which is favorable to his defense.

...the more fact that this is a State prosecution rather than Federal does not develop a conflict with this tenet, for in Jencks (353 U. S. 657) we find: "In United States v. Anderson (C. A. 2d N. Y.) 142 F. 2d 503, 506," Judge Learned Hand said:

...whereas it is well known that it is lawful for a department of the Government to suppress documents, even when they will help determine contraventions between third persons, we cannot agree that this should justify their suppression in a criminal prosecution. ...the Government has a duty to disclose to the defendant any material which is favorable to his defense.

...the Government has a duty to disclose to the defendant any material which is favorable to his defense.



The President
of the United States
Washington, D. C.

The Chief Justice
of the Supreme Court
of the United States
Washington, D. C.

The Honorable Robert F. Kennedy
Attorney General
Department of Justice
Washington, D. C.

The Honorable
Franklin D. Roosevelt
Library

John F. Kennedy