

1Date 12/21/63

Mrs. RUTH M. SMITH, 5315 Tremont, Dallas, Texas, who is employed as a field worker in the Public Welfare Department, furnished the following information:

On the morning of November 22, 1963, she was on the second floor balcony of the old red courthouse located on Main Street, Dallas, Texas. She noted that the Texas School Book Depository is not visible from this balcony as the corner of the courthouse obstructs the view.

She had been there approximately thirty minutes when the motorcade of President KENNEDY passed turning right on Houston Street shortly thereafter. The President's car passed out of her vision when it turned right on Houston Street but came back into sight after turning onto Elm Street.

After the motorcade had passed, she was watching a newsman on Main Street in front of the balcony when she heard what she felt was a shot. She stated there was a pause then two more shots fairly close together. At this time people seemed to panic and were dashing in all directions. She looked back toward President KENNEDY's car after the first shot and thinks he raised his hands to his face. The car seemed to slow or perhaps stop after the first shot and then just after the third shot a Secret Service man from the second car ran up to the rear of the President's car and threw himself into the rear seat. The car immediately sped away.

Mrs. SMITH stated there were a number of people on the balcony, but the only one she could recall specifically was MARVIN C. GAGE who is employed in the Public Welfare Department. She said most of the people on the balcony did not realize President KENNEDY had been shot thinking that the shots were fireworks or that the Secret Service had shot someone in the crowd.

Mrs. SMITH stated she had never seen LEE HARVEY OSWALD and did not know either OSWALD or JACK RUBY and knew of no association between them.

on 12/21/63 at Dallas, Texas File # DL 100-10461
by Special Agent LOUIS M. KELLEY /cv Date dictated 12/21/63

Date 12/23/631

JANCHERI UPCHESHAW, also known as GEORGE UPCHESHAW, 6238 Lake Shore Drive, advised that he had no knowledge of any connection that may have existed between LEE HARVEY OSWALD and JACK RUBY prior to the time RUBY shot OSWALD on November 24, 1963. He said he had never known RUBY prior to that time.

Mr. UPCHESHAW was an acquaintance of LEE HARVEY OSWALD.

on 12/21/63 at Dallas, Texas File # DL 44-1639
by Special Agent KENNETH B. JACKSON /cjr;LAC Date dictated 12/23/63

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LA 44-895
GAP:meh

The following investigation was conducted by SA
ROBERT H. MC CARTHY:

On December 23, 1963, LEON BURCHAM, 1343 1/2 West 109th
Street, telephone PL 4-0935, advised he is employed as a truck
driver distributor by Harts Liquor Distributing Company, 1650
Nadeau, Los Angeles, telephone LU 1-6161.

BURCHAM stated he does not personally know JACK RUBY
or LEE OSWALD. He does not know of any connection between
OSWALD and RUBY. He stated he was very upset over the
assassination of President KENNEDY and that "on an impulse"
he sent a congratulatory telegram to RUBY for killing OSWALD.
He said he has no intention of financially supporting any
fund gathered for RUBY's defense.

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Date 1/2/64

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PCAN 3-27-74 D 49-1041-117

After having been advised he need not make any statement, that any statement made by him could be used against him in a court of law and that he had a right to counsel, ROBERT NEWTON CAIN furnished the following information:

TEXAS 7107 East 67th St Raytown, Mo

CAIN came to Kansas City, Missouri, with his wife, BIRDIE MAE, in late August, 1963. They lived at 3916 Clark Street until early October, 1963, when they separated because of marital difficulties. Since that time, CAIN has been living on and off at 7107 East 67th Street, Raytown, Missouri, with another woman, MARGIE MC CORT.

Mr. CAIN stated he was not working on the day of the assassination and news of it could not have shaken him more if it had been his own father. On November 24, 1963, he was watching television and having a few drinks. As soon as it was announced OSWALD was dead, CAIN telephoned the telegraph office and sent a telegram congratulating RUBY. CAIN advised he would not have done it if he had not been drinking and realizes now that it was a foolish thing to do. He repeated the first sentence of the telegram and said he realized RUBY's act was not the American way, but felt at the time if OSWALD had gone to trial he would be declared insane and not prosecuted.

CAIN worked for Continental Baking Company, Dallas, Texas, from 1947 to 1953. During that time, he lived in Dallas, Houston, Austin and San Antonio. He returned to Dallas, Texas, December 12, 1963, with his wife and rented an apartment at 4501 Sycamore Street, Dallas. They left on December 24, 1963, and CAIN returned to Kansas City, Missouri. His wife, BIRDIE MAE, returned to her parents' home, R. C. TIERCE, Route 1, Northport, Alabama.

Mr. CAIN indicated one of his main reasons for returning to DALLAS was to witness the scene of the assassination of the President. He said the flowers on display from different countries moved him deeply.

On 12/31/63 at Raytown, Missouri File # KC 44-497
DL 44-1639
 by SAS WILLIAM K. GARNER, JR. & ROBERT H. WALLER:sp Date dictated 1/2/64

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KC 44-497

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CAIN advised he never knew RUBY or OSWALD, or any of their associates. He said he talked to no one in Dallas that could shed any light on the situation and he knew only what he had read in the papers and seen on television. He was not aware of any possible association between RUBY and OSWALD.

The following description of CAIN was obtained through observation and interview:

Name	ROBERT NEWTON CAIN
Address	7107 East 67th Street Raytown, Missouri
Date of birth	March 27, 1924
Place of birth	Demopolis, Alabama
Eyes	Blue
Hair	Reddish brown, receding
Height	6'1"
Weight	200
Build	Heavy
Complexion	Fair
Scars and marks	appendectomy scar tattoo - left forearm, dove and wreath with word, "Mother".
Relatives	Wife, BIRDIE MAE (TIERCE) Route 1 Northport, Alabama
Employment	After January 1, 1964 Ball Super Markets 47th and Mission Road Kansas City, Kansas
Former employment	French Market 95th and Metcalf Road Overland Park, Kansas
Social Security No.	418-18-7676

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DL 44-1639

RCE:gj

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AT WASHINGTON, D.C.:

On December 12, 1963, Mr. ROBERT LYON, Vice President, Bank of Commerce, made available an envelope and enclosed letter received at that bank, addressed to "ROBT. B. CHASM, National Bank of Commerce, Washington, D.C.". The envelope is postmarked Dallas, Texas at 10:30 AM, December 10, 1963, with return address of "Box 5475, Dallas, Texas". In the extreme lower portion of the envelope is the notation "Re: Has Acct. in your bank". The letter contained in this envelope is quoted as follows:

"County Jail
12/6/63

"Dear Mr. CHASM

"Thank you so much for your faith in me during these trying times. Also want to thank you for your generous donation.

"May the good Lord bless and keep you.

"Your friend
JACK RUBY"

Mr. LYON advised records of the Bank of Commerce do not disclose the addressee to be an employee of the bank nor is there any record of any banking relationship with this person. Mr. LYON theorized possibly the addressee is connected with a National Bank of Commerce in a city other than Washington, D.C., pointing out there is no bank in the District of Columbia bearing the style "National Bank of Commerce".

AT DALLAS, TEXAS:

The following investigation was conducted by SA RAYMOND C. ECKENRODE on December 23, 1963:

Mr. LELAND E. STENTON, Auditor, National Bank of Commerce, advised there is no record of a present or past employee with that bank under the name ROBERT B. CHASM. STENTON also caused a search of the current enclosed customer account files of the bank with negative results under the name ROBERT B. CHASM.

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DL 44-1639

BCE:gj

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A review of the current Greater Dallas Telephone Directory and City Directory failed to reflect a listing under the name ROBERT B. CHASM.

Mrs. BIRDIE SUE BELCHER, Merchants Retail Credit Association of Dallas advised the files of that agency contain no record in the name ROBERT B. CHASM.

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LA 44-895
JGD/DHA

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On December 20, 1963, PAUL L. COWPERTHWAIT, 1041 South Magnolia, Los Angeles, California, advised SA JOSEPH G. DAVIS, JR. that other than by name only JACK L. RUBY and LEE HARVEY OSWALD were personally unknown to him. COWPERTHWAIT indicated that when he heard on television that RUBY had killed OSWALD, at that moment he felt that maybe "justice had been done" and upon impulse sent a telegram to RUBY enclosing \$10.00 to help RUBY with his expenses in obtaining an attorney. Other than as mentioned, COWPERTHWAIT had not given the matter too much thought.

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1Date 12/23/63

Master Sergeant CARL C. DEWEY, 1428 Pennsylvania, ^{KANSAS} was advised of the identity of the interviewing Agent; that ^{PHOTO} he did not have to make any statement and any statement he did make could be used against him in a court of law. He was further advised of his right to consult an attorney.

DEWEY advised on the day Late President JOHN F. KENNEDY was shot, he was very upset over the loss of our great President. He related when the news came out that JACK RUBY had shot LEE OSWALD, he said to himself "There is a man who has guts enough to get by all those policemen and shoot the man who shot the President."

He related he felt so good about OSWALD being shot, he decided right then to send JACK RUBY a telegram congratulating him on shooting OSWALD. He said that the way he felt about OSWALD, if he had been in Dallas and had the opportunity, he would have shot OSWALD.

DEWEY related he never met JACK RUBY; has never seen him except on television, and does not have any connection with RUBY or any of RUBY's associates, in any manner.

DEWEY appeared to have been drinking and did not desire to discuss the matter any further, stating he sent the telegram and was not sorry for sending it.

DEWEY related he would not furnish any description of himself, stating all his background is in his file with his organization in Chicago, Illinois.

On 12/21/63 at Kansas City, Missouri File # KC 44-497

by SA J. ROBERT HOWARD (lib) Date dictated 12/21/63

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MI 44-173

RCT:bs

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At Milwaukee, Wisconsin:

On December 20, 1963, NORBERT W. DIETRICH, 5371 North 91 Street, Milwaukee, Hopkins 3-1561 and Hopkins 3-9521, was interviewed by SA RICHARD C. THOMPSON. He stated that he was a great admirer of President JOHN F. KENNEDY and was shocked by his death. Therefore, when he heard the news that LEE HARVEY OSWALD had been shot and killed by JACK L. RUBY, he commented to his wife that such was the fate that should have befallen OSWALD. In fact, DIETRICH had been drinking some and he was rather emphatic in stating to his wife that he approved of the killing of OSWALD by RUBY. DIETRICH said that when his wife objected on the grounds that no man had the right to take the life of another, DIETRICH went to the phone and called in a telegram congratulating RUBY for his action. He said it was done on the spur of the moment without regard for the possible investigation that might follow. He said that he was not personally acquainted with either RUBY or OSWALD and had no knowledge of any of the circumstances relating to either, except insofar as he had read them in the papers or heard them on radio or TV.

The files of the Milwaukee Office contain no prior references to NORBERT W. DIETRICH.

410

MM 44-1412

RKL:jlt

1.

On December 23, 1963, CLAYTON I. DODGE, 9890 S. W. 72nd Street, Miami, Florida, advised that on November 24, 1963, he sent a congratulatory telegram to JACK L. RUBY after observing him (on television) shoot LEE HARVEY OSWALD. DODGE said the President's assassination greatly depressed him and this feeling, together with a few high balls, prompted his telegram. He said he never heard of RUBY prior to November 24, 1963, has never met him and knows nothing of him.

4/1

CI 44-456/hja

TELEGRAMS RECEIVED BY RUBY

The following investigation was conducted by SA ROBERT F. MAHLER at Columbus, Ohio:

CARL DUNCAN, 391 Maplewood, Whitehall, Ohio, employed as a painter for Mollenauer Painting Company, 1226 Mc Allister Avenue, Columbus, Ohio, was interviewed on December 19, 1963. He said he was temporarily unemployed because of a slack season in the painting business. He was born June 22, 1927, Logan, West Virginia, and is married to MADELINE DUNCAN and they have five children.

DUNCAN said he had been highly emotionally interested in the activities which took place following the assassination of the late President KENNEDY and he consistently watched the subsequent developments on his television screen. He stated although he did not vote for KENNEDY, he considered the assassination to be a terrible crime.

During Sunday morning, November 24, 1963, DUNCAN was visiting at the home of his brother-in-law, HOMER MONTGOMERY, 1760 South Eighth Street, Columbus, Ohio, and was watching the news as it developed on television. He saw the shooting of OSWALD by RUBY and his immediate reaction, he said, was one of gladness that OSWALD was shot and he felt OSWALD got what he deserved.

Approximately ten minutes after he viewed the shooting and prior to the time it was announced OSWALD had died as a result of RUBY's action, DUNCAN said he felt so emotionally satisfied that OSWALD had been shot that he telephone the Columbus, Ohio Western Union Office from the home of his brother-in-law and dictated a telegram, to the best of his recollection, to "JACK RUBY, care of Dallas County Jail, Dallas, Texas." He stated he recalls having dictated the following message:

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CI 44-456

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"Congratulations. I am sorry that you didn't tell him."

He said he furnished the Western Union operator with his correct name and address.

DUNCAN said his action was a "spur-of-the-moment" type of thing and because of his emotional state at the time, he did what he thought he should do. He said he definitely is in favor of RUBY and what the latter did to OSWALD. He said if he had waited a day or so longer, he probably would not have sent such a message for he would not have felt so strongly about the latter.

DUNCAN emphatically denied any personal knowledge of either OSWALD or RUBY and said he had never heard of either before. He knows of no connections between the two men. He said he can furnish absolutely no information in regard to either person, their associates or anyone connected with the incident. He repeated that he became strongly upset and expressed his feelings in the telegram to RUBY.

4/3

MM 44-1412
RLJ:jlt

The following investigation was conducted by
SA RALPH L. JENSEN at Key West, Florida, on December 20,
1963:

FLA
Mrs. MAGGIE T. ~~FRANKLYN~~ also known as JACKIE
~~FRANKLYN~~, 220 Duval Street, Key West, advised she and her
husband had been very fond of President KENNEDY and his
assassination upset her emotionally. On the day LEE HARVEY
OSWALD was killed by JACK RUBY, she was in her doctor's
office being treated for a severe cold and actually saw
the killing of OSWALD on television. Everyone was shocked
to have been a witness to a murder. Her doctor had remarked
someone should give RUBY a medal.

After returning home, she continued to watch
later developments on television and decided to send a
telegram of congratulations to RUBY. She stated she had no
particular motive for sending it and attributes it to
being very emotionally upset. She stated if she had thought
it over a day or so she would never have sent the telegram.

She stated she has never met OSWALD or RUBY and
knew of no connection between them. She stated that while
her husband's name appears also as a sender of the telegram,
the idea was hers, although he was aware of her actions.

414

CI 44-436

TBE:jas

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The following investigation was conducted by SA THOMAS B. ESTEP on December 19 and 20, 1963, at Cincinnati, Ohio:

Mr. ORVILLE GEORGE GADD, 9671 Winton Road, not listed in the Hamilton County Directory or the Telephone Directory, was determined on December 19, 1963, to reside at this address and to have unlisted telephone 931-0528.

On December 20, 1963, Mr. GADD furnished the following information:

He is employed by the Flight Propulsion Division, General Electric Company, Evendale, Ohio, and has been employed for the past 11 years by General Electric. He was born September 15, 1927, at Hamilton, Ohio, was in the U. S. Air Force from 1945 to 1947, AFSN 4515058, with honorable discharge, married to ANNABELLE BOONE GADD, no children, was 100 per cent for the late President KENNEDY.

He did not know JACK L. RUBY or LEE HARVEY OSWALD, nor anything about them or the assassination prior to hearing about it at the plant and from the newspapers and television. He has no knowledge concerning any relationship between RUBY and OSWALD.

He sent a telegram on Sunday, November 24, 1963, after watching television and being emotionally aroused. He telephoned the telegram which read as follows:

"DURING THIS PERIOD OF UNANIMOUS BEREAVEMENT FOR OUR BELOVED PRESIDENT KENNEDY YOUR ACTION WAS A REFLECTION OF EVERY REDBLOODED AMERICANS FEELINGS. TO OBLITERATE THE MONSTER WHICH HOUSED THE SMIRKING FACE AND TWISTED MIND OF THE ASSASSIN WOULD SEEM TO BE LIKE KILLING A WILD ANIMAL HOWEVER AS A CIVILIZED AND DEMOCRATIC PEOPLE WE MUST TEMPER EMOTION WITH REASONING AND COMMON SENSE. THE ADMINISTRATION OF JUSTICE IS FOR THE COURTS OF JUSTICE NOT THE INDIVIDUAL."

GADD said that after he had sent the telegram, because he was so emotionally aroused over the assassination, he thought later about the possibility of RUBY actually being connected with

4/5

CI 44-456

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the assassination. He said he would not have sent the telegram if he had then considered the matter in the light of RUBY turning out to be involved.

CADD is white male American, married, 6'1", 215 lbs.

416

CG 44-645
JW:ptc

The following investigation was conducted on December 20, 1963, by SAs JAMES W. GERRICK and JOHN H. WILMES at Chicago, Illinois.

Mrs. G. F. GAGE advised she resides at 2151 East 69th Street, Chicago, Illinois, telephone DOchester 3-2534, and is employed by a real-estate firm at 2107 East 71st Street in Chicago, telephone DOchester 3-6672. Mrs. GAGE advised that while watching the television proceedings after the assassination of President KENNEDY, she was viewing a telecast from Dallas, Texas at the time that JACK RUBY shot LEE HARVEY OSWALD. Her feelings had been so strong about the death of the President that after OSWALD was shot and before it was announced that he had died, she sent a telegram to RUBY expressing her feelings regarding the shooting of the man alleged to have assassinated President KENNEDY. She was never acquainted with JACK RUBY or LEE HARVEY OSWALD, and does not know of any connection between RUBY and OSWALD.

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MI 44-173

RCT:bs

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At Milwaukee, Wisconsin:

2/15
JACK L. RUBY is reported to have received a telegram from FRANK HOLT, 739 South 36 Street, Milwaukee. Visual observation by SA RICHARD C. THOMPSON on December 20, 1963, disclosed that this address is non-existent--nor is there any such address as 739 North 36th Street in Milwaukee. A check of the current Milwaukee Telephone Directory and the latest edition of the city directory failed to disclose anyone named FRANK HOLT with an address resembling 739 South 36 Street in any manner whatsoever.

418

LA 44-895
GAP:dlb

The following investigation was conducted by
SA L. ROGER BRANDON:

AT LOS ANGELES, CALIFORNIA

The records of the Los Angeles Police Department, Los Angeles County Sheriff's Office, and the Retail Merchants Credit Association, checked on December 20 and 23, 1963, were negative concerning any references to the names of Mr. and Mrs. C. H. ~~KINDRED~~.

A recheck of the Retail Merchants Credit Association on December 26, 1963, and of available directories for the Los Angeles area was also negative concerning any references to the names of the ~~KINDREDS~~.

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CG 44-645
JHW:pta

The following investigation was conducted on December 20, 1963, by SAs JAMES W. GERBLICK and JOHN H. WILMES at Chicago, Illinois.

THOMAS J. MALONEY advised he is an attorney with offices located at 20 North LaSalle Street, Chicago, Illinois. He stated he does not know and has never met JACK RUBY or LEE HARVEY OSWALD, nor does he know anything about their activities or associates. He stated that shortly after RUBY shot OSWALD, and while his feelings were still very strong about the death of President KENNEDY, he expressed his feelings to his business associates and found that they all felt RUBY had probably acted as he did because of strong feelings he experienced at that time. He and his associates decided at this time to offer to defend him at no cost, and they sent a telegram to him making this offer. The telegram did not commend him or congratulate him, but simply offered to defend him or join in his defense if he so desired. They received no answer and intend to pursue the matter no further.

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