

UNITED STATES SECRET SERVICE
TREASURY DEPARTMENT

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ORIGIN Field	OFFICE Dallas	FILE NO. CO-2-34,030
TYPE OF CASE Protective Research	STATUS Continued	TITLE OR CAPTION Assassination of President Kennedy, Dallas, Texas
INVESTIGATION MADE AT Dallas, Texas	PERIOD COVERED November 26 - December 5, 1963	
INVESTIGATION MADE BY SA Roger C. Warner		

DETAILS

SYNOPSIS

Information regarding arrest of Lee Harvey Oswald on November 22, 1963, at the Texas Theater, Dallas, Texas.

DETAILS OF INVESTIGATION

Reference is made to memorandum report of SA John J. Giuffre dated December 5, 1963, regarding witnesses' statements of the murder of Officer J. D. Tippit. Further reference is made to memorandum report dated December 5, 1963, by SA Elmer W. Moore regarding information received from witness Johnny Brewer regarding arrest of Lee Harvey Oswald.

Other Investigations

On November 22, 1963, Officer J. D. Tippit was murdered by Lee Harvey Oswald at approximately 1:17 P.M. This murder occurred in the 400 block of 10th Street, Dallas, Texas. Preliminary investigation indicates that Officer Tippit was shot three times, one bullet piercing the head and two bullets in the chest. Witnesses at the scene of the shooting state that Oswald, after shooting Officer Tippit, continued in a westerly direction on Jefferson Boulevard.

As reported in an memorandum report dated December 5, 1963, by SA Elmer W. Moore, Johnny Calvin Brewer, 512 N. Lancaster Street, works at the Hardy Shoe Shop, 213 W. Jefferson Boulevard, Dallas, Texas. Brewer observed Oswald walking west on Jefferson in the 200 block of Jefferson in a suspicious manner. He followed Oswald until Oswald entered the Texas Theater.

On December 3, 1963, the Cashier of the Texas Theater, Miss Julia Postal, 2728 Coovers, telephone number FR 6-5750, was interviewed by

DISTRIBUTION Chief Dallas	COPIES Orig. & 2 2	REPORT MADE BY <i>Roger C. Warner</i>	DATE 12-6-63
		SPECIAL AGENT	
		APPROVED <i>[Signature]</i>	DATE 12-6-63
		SPECIAL AGENT IN CHARGE	

(CONTINUE ON PLAIN PAPER)

Special Agents Roger C. Harnor and Earl Moore. Miss Postal stated that she was in the Cashier's booth at the Texas Theater, listening to broadcasts relative to the assassination of President Kennedy. The Texas Theater is located at 231 West Jefferson Boulevard, Dallas, Texas. Miss Postal further stated that she heard police sirens and stepped out of the cashier's booth to the sidewalk. At this time, she stated, she observed Oswald out of the corner of her eye standing near the entrance to the theater. Miss Postal stated she watched the street for a few seconds and then returned to the cashier's booth. She feels that she did see Oswald enter the theater but she cannot be sure of this fact. When she returned to the booth, Johnny Brewer asked her if she sold Oswald a ticket. Miss Postal stated that she had not. Miss Postal observed Brewer walk into the theater. Brewer stated that he was going to look for Oswald. Brewer returned later and told Miss Postal that he had not been able to locate the man and asked her to call the police, which she did. Brewer then returned into the theater and with Usher Warren Burrs stood at the Exit Doors. Miss Postal stated that even though she had just a quick glance at Oswald, she is quite sure he was not carrying a gun in his hand at the time he entered the theater. Miss Postal stated that she had not observed the actual arrest inside the theater and could only report that when Oswald was brought out of the theater by police officers, a crowd had collected and were yelling, "Kill him. Kill him."

Police officers present at the scene of the arrest of Lee Harvey Oswald are listed as follows:

- ~~H. H. Stringer~~, Sergeant of Police, Personnel Bureau *see p 22*
- ~~W. B. Westbrook~~, Captain of Police, Personnel Bureau *see p 23*
- ~~Ray Hawkins~~, Patrolman, Traffic Division - *see p 24*
- ~~John B. Toney~~, Detective, Forgery Bureau *see p 25*
- ~~Marvin A. Buhk~~, Detective, Forgery Bureau *see p 26*
- ~~E. L. Cunningham~~, Lieutenant, Forgery Bureau *see p 27*
- ~~E. E. Taylor~~, Detective, Narcotic Section *see p 28*
- ~~Charles T. Walker~~, Patrolman, Traffic Division - *see p 29*
- ~~T. A. Judson~~, Patrolman, Traffic Division - *see p 30, 31*
- ~~Paul L. Bentley~~, Detective, Identification Bureau - *see p 18*
- ~~H. H. McDonald~~, Patrolman, Patrol Division - *see p 16*
- ~~Bob E. Carroll~~, Detective, Special Service Bureau *see p 17*
- ~~E. R. Baggett~~, Patrolman, Traffic Division - *see p 20*
- ~~K. E. Lyon~~, Patrolman, Special Service Bureau. *see p 19*

Reports of these officers have been submitted with office memoranda of Inspector Thomas J. Kelley on December 6, 1963.

At a few minutes to 2:00 P.M., on November 22, 1963, police officers received a call to proceed to the Texas Theater as the suspect in the murder of Officer Tippit was reported as being in that theater. Officers converged on the theater where they were met by Mr. Warren Burrs and Mr. Brewer. The officers were informed that the suspect was in the balcony and several officers searched the balcony with negative results. The

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Lights of the theater were turned on just after the officers arrived at the theater. Patrolman W. H. McDonald was searching the theater, Main Floor, and was the first policeman to approach the suspect. Oswald stood up and raised his hands about shoulder height and stated, "Well, it's all over now." As Officer McDonald reached for Oswald's waist to search him, Oswald struck Officer McDonald on the nose with his left hand. At the same time, he reached into his waist with his right hand and pulled out a .33 caliber pistol. Officer McDonald and Oswald struggled over the pistol and both fell into the seats. At this time, Officer McDonald was joined by Officer C. T. Walker, Patrolman Hawkins, and Bob K. Carroll. Oswald was subdued and the pistol was taken away from him. During the struggle, the officers heard the pistol action snap as the hammer fell. However, a shell was not discharged. The officers then secured Lee Harvey Oswald and took him out the front door, and placed him in an unmarked police car and took him to the Central Police Station.

At the Central Police Station, Patrolman McDonald examined the pistol and found in the chamber 6 full rounds with one round dented which indicated it had misfired.

The exact time of arrest has not been ascertained at this time, however, all officers agree that it was approximately 2:00 P.M.

On December 5, 1963, I interviewed Lt. Baker, Records Division, Dallas Police Department, who stated from his official records that at 7:03 P.M., on November 22, 1963, murder charges were filed against Lee Harvey Oswald for the murder of Officer Tippit. Also, at 11:30 P.M. on November 22, 1963, charges were filed against Oswald for the assassination of President Kennedy.

UNDEVELOPED LEADS

Continued.

RCG:amr

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