

Return to Box 9  
Nesler list & why by Dale Sawyer

#7

File -  
Oswald  
Sawyer Suspect

Hal's St. ~~SS files~~  
Thomas Kelley  
Suspect Item 03

#1  
Purdie

B - Kelley  
back of his neck?

Mr. Kelley. In my judgment, no." (p.175)

As Cong. Ford points out, there were a number of people, including at least one policeman, on the overpass. Nonetheless, the posterior wound was not where represented to Kelley, but was considerably lower, and this does not address itself to the other and much more likely locations for the shot to have originated, in the area of the trees or the arcade on the north side of Elm St., not the triple overpass.

Asked what the railroad employees were doing on the overpass, Kelley said they were working and indicates the great number of tracks on the overpass.

It is my recollection these are not people who were working, they were spectators.

Commission

Kelley supplied the ~~memorandum~~ with two affidavits.

note

Under date of June 1, 1964 (7 H 403), he said he attended a total of 4 "interviews" with Oswald in Capt. Fritz's office, 3 on the 23rd and 1 on the 24th. Subsequently, he says, "I dictated summaries from my notes of the subject matter discussed and these dictated summaries were transmitted to Chief James J. Rowley on November 29, and December 1, 1963.

"Copies of these written summaries are attached to this affidavit as exhibit A and incorporated by reference herein and made a part hereof. The summary of my last interview with Oswald which occurred on Sunday, November 24, 1963, was the first portion of a four-page memorandum which included in addition to the report of the interview, my report on the circumstances immediately following the murder of Lee Harvey Oswald.

"I hereby certify that the attached memoranda constitute my total written memoranda of the interviews with Lee Harvey Oswald at which I

Folger  
4

9 - Kelley

was present. I have no additional recollection at this time which I can add to the attached memoranda. I further certify that these memoranda accurately summarize my notes and recollections from these interviews." (p.403)

Unless Kelley is going to hold that notes are not memoranda ~~and~~ or unless he is going to swear that he destroyed his notes, then it cannot possibly be true that the memoranda are his "total written memoranda".

Note that there is no way of determining whether the several Kelley memoranda in the appendix of the Report on pp.626-32 are exactly the ones to which he refers here. He does not in his affidavit say how many summaries he dictated.

Note also that except for the third one, on p.629, they are undated, and the one on p.629 is entitled "Preliminary Special Dallas Report No. 3." If this is only a preliminary report, what about any subsequent reports? Or did circumstances persuade them to have no further reports? In writing that is. — take note.

The failure of the Commission to call Kelley is a conspicuous exception to its general practice. It has all people for all sorts of nonsense. It has wasted hours and hours of time on meaningless questions about unimportant aspects of the case. I believe Kelley was not recalled for one very simple reason. It is the reason that impelled him, as he said in his report dated November 29, to draw Oswald aside. In this report he declared Oswald had talked about most everything except the assassination itself and had told Kelley, after being drawn aside, that when he had a lawyer, either the lawyer or Oswald would talk to Kelley and answer his questions about this.

The Commission has studiously avoided this aspect of Kelley's report. Not recalling Kelley can serve to be only another aspect of the same suppression.

10 - Kelley

Kelley's second affidavit is dated July 30, (7 H 590).

It may accurately represent Kelley's recollection, but it does not accurately represent what happened. He said that "during this interrogation, Oswald was not asked about nor did he speak of a trip that he took to Mexico or plans that he had to go to Cuba." (p.590)

The other interrogation report makes it abundantly clear that Oswald was, in fact, asked, and the police and Inspector Holmes went into some detail about Oswald's replies about going to the Cuban and Soviet Consulates in Mexico City, with details about Oswald's anger at his failure, and, of course, even Capt. Fritz quotes Hosty as having interrogated Oswald about his trip to Mexico City (R 601), although Fritz represents Oswald as having denied it.

What was so important about this I just cannot see. The Commission certainly knows that the FBI was keeping close tabs on Oswald, that Oswald had been shadowed during his visit to Mexico, that Hosty at the time of Oswald's arrest knew Oswald had been in touch with the Russian Embassy, and all of that. They know that at the very best all they can do is contradict other witnesses, and thus cast doubt upon both sets of witnesses. I just don't see any reason why issue should be made of whether or not Oswald was asked or whether or not he spoke about the trip to Mexico or plans to go to Cuba.

Kelley  
Neglected  
Source  
Not a source  
Why

Was the  
gun slung  
about Oswald  
in Mexico