

UNITED STATES GOVERNMENT

Memorandum

TO : FILE (44-1639)

DATE: 12/21/63

FROM : SAC, DALLAS

SUBJECT: JACK L. RUBY, aka
LEE HARVEY OSWALD, aka - VICTIM (Deceased)
CR

*Index as
Burr
Justification*

INTERVIEW OF RUBY IN PRESENCE OF ATTORNEY

Inspector JAMES R. MALLEY telephonically advised that we should go ahead with the interview and that the same should be conducted in a very businesslike manner. He suggested that we stick to the questions that the Bureau has previously set forth. He said that definitely the Agents should control the interview and if there is any attempt on the part of BELLI or whatever attorney representing him present to interfere or tell RUBY not to answer the questions, then we should tactfully terminate the interview and tell this man that we do not care to proceed with it under those circumstances. Certainly, there should be no recording made of this interview. In other words, we are to dominate and set the conditions under which the interview is conducted.

In the event Mr. BELLI or RUBY, or whatever attorney represents him, states that he wants his client to take a polygraph examination, we should advise that we have no desire to give him a polygraph examination and certainly, no truth serum. If they want to give him a polygraph examination, they can do so on their own or if they want to ask the police to give him one, that is their business.

I pointed out to him that I have been questioned by the newspapers and that I would like to furnish the following answers to the newspapers after the interview has been conducted:

1. We did not and do not desire to give RUBY a polygraph examination.
2. In answer to the question as to whether we are investigating the murder of OSWALD, I would like to state we're not investigating the murder of OSWALD by RUBY, but that we are conducting a Civil Rights investigation at the request of the Department and that the local murder case is strictly a local murder case.

JGS:ej
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I discussed this matter with Asst. Director CARTHA D. DE LOACH. He stated that he felt the best way to answer the questions would be:

1. We do not desire at this time to give RUBY a polygraph examination.
2. Make no mention of whether it is a Civil Rights or what type of investigation, but just say, "We are conducting this investigation at the request of the President of the U. S."