UNITED STATES GOVERNMENT

Memorandum

TO : SAC, DALLAS (44-1639)

DATE: 11/27/63

FROM : SUPV. JAMES R. MALLEY

SUBJECT: JACK L. RUBY, aka;
LEE HARVE OSWALD, aka - VIC.
CR

Supv. SCHUTZ advised that on page 5 of memorandum submitted there was reference to a .38 caliber gun that was in RUBY's possession when he shot OSWALD. SCHUTZ desired to know whether or not the Dallas Office had acutally been able to trace the gun to show the source from which it was obtained by RUBY. The question was also asked as to whether or not the Dallas Office had the gun in its possession or whether it was being retained by the Police Department, or where it was. The question also was asked whether the gun had been fired for test shots and if so, whether these shots had been compared with any other bullets or whether any arrangements had been made for the test shots to be compared for possible involvement in any other crimes.

SCHUTZ was advised that the attempt to establish the place where RUBY obtained this gun had definitely been made and I understood it had been traced back to a store in Dallas where the gun was purchased, and that this information would be submitted to the Bureau by teletype today.

I asked SCHUTZ specifically what the firing of the test shots and other questions being asked had to do with the Civil Rights aspect of the RUBY matter, in that this was a local prosecution, and not a Bureau investigation for the purpose of prosecuting RUBY.

SHUTZ advised there was no thought of prosecution where the Bureau was concerned, but that the Bureau was attempting to establish all possible negligence on the part of the Dallas Police Department, regardless of what it might be, and that in viewing this matter at the Seat of Government, it was felt that the matter of test shots and comparisons might become of interest at a later date.

I told SHUTZ that we would definitely follow through on the establishing of the place where RUBY obtained the gun, and the other information available would be submitted, but if not available, we would check this matter out at a later date when time was available to handle.

2 - Dallas
JRM:mfr
(2) mfr

Teletype sent [illegible] 11-27-63 [illegible]

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FBI — DALLAS

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