

DL 44-1639

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Date 12/10/63

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HENRY MICHAEL RABUN, 8015 Westchester, Apartment C, Dallas, Texas, a newsman for United Press International, related the following:

On the contrary, he believes that RUBY committed this act on the spur of the moment. He based this on the fact that he had observed RUBY on the previous day, November 23, 1963, present in the Municipal Building when OSWALD was being taken to and from the Homicide Division for questioning. At such times, RUBY was in close proximity to OSWALD and would have had ample opportunity to shoot him at that time. O'LEARY stated that in addition, several days subsequent to the murder, he had occasion to talk with TOM HOWARD, Defense Attorney for RUBY. HOWARD informed him that RUBY had arrived at the Municipal Building only moments before OSWALD emerged into the garage. O'LEARY noted that only very few top police officials knew the exact time when OSWALD was to be transported and that if RUBY had arrived a few minutes later, OSWALD would not have been present. HOWARD also informed that RUBY had entered the Municipal Building from the Main Street entrance, directly past two police officers who were conversing and who did not challenge him.

O'LEARY stated that he had not personally conversed with JACK RUBY, but had observed him on various occasions prior to the shooting, circulating among the various press representatives, passing out his business card and inviting them to visit his night club.

O'LEARY stated that he has no information indicating any prior relationship or acquaintance between OSWALD and RUBY.

O'LEARY stated that he had no knowledge of any unauthorized persons being present in the garage at the time of the shooting, nor has he received information concerning any relationship or prior acquaintance between RUBY and OSWALD.

O'LEARY advised that prior to his departure from Dallas, Texas, on November 30, 1963, he had been in contact with FBI Agents on several occasions and furnished considerable information concerning the events of November 24, 1963, as well as other matters relating to the Presidential assassination, which he had obtained both prior and subsequent to that date.

On November 24, 1963, he went to the basement of the building housing the Dallas Police Department, about 7:00 AM. There were about three newsmen already there at this time. He sat in the Jail Office waiting for LEE HARVEY OSWALD to be transferred from the City Jail to the Dallas County Jail. He occasionally went to the third floor during the waiting period to ascertain any new developments. When he first entered the basement, he was not asked to exhibit any credentials by anyone but, on numerous occasions during the day, he was asked to show his credentials to both uniformed and plain-clothes police officers. His credentials were also checked on one occasion on the third floor by a police officer.

About twenty minutes before LEE HARVEY OSWALD was shot, he went upstairs to the third floor and while he was there suddenly everyone went downstairs. He said he did not recall hearing any announcement, but all of a sudden everyone seemed to know it was time to transfer OSWALD. As he came down in the elevator, he was checked by police officers standing in the little hallway in front of the windows in the Jail Booking Office. His credentials were examined at this point and he continued on through this hall or lobby and took up a position in the basement. Since he is of rather short stature, he stood on a railing around the parking area just in front of the swinging door leading to the hallways of the Jail Office. He saw OSWALD being brought from the Jail Office into the basement.

With regard to the actual shooting, he stated he recalled seeing a moving blur to his right and heard the shot, but everything happened so quickly he did not even see the man who had shot OSWALD, because this man was almost instantaneously surrounded by police officers, who bore him to the ground.

November 24, 1963, was the first time he had been in the Dallas Police Department or the City Hall. He

on 12/10/63 at Dallas, Texas File # DL 44-1639

by Special Agent ALLEN H. SMITH & TOM E. CHAPOTON Date dictated 12/10/63
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Date December 5, 1963

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was not aware of any announced or security procedures of the Police Department, but does know he was required to identify himself on several occasions, which he did by use of his press card. He has no personal knowledge of any unauthorized persons being permitted in the basement, assuming that everyone was checked as he was by the Police Department.

He had no knowledge that anybody in the Police Department or elsewhere conspired with RUBY to shoot OSWALD. RABUN had never seen RUBY at any time and particularly between November 22 - 24, 1963, and had no knowledge of any association or relationship between JACK RUBY and LEE HARVEY OSWALD.

RABUN is not acquainted with RUBY and has never been in the Carousel Club or the Vegas Club. He stated there was such a mob of people in the basement that it would be difficult for him to give any estimate as to the number who were there, but did state it was very crowded and it was necessary for the Police Department to hold the newsmen back since there were so many of them.

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WILLIAM RILEY, Manager, United Press International, Press Building, 2100 Rusk Avenue, Houston, Texas, advised SA EDWARD G. STORK, that on November 22, 1963, he was in his office at Houston, when he learned of the assassination of President KENNEDY. He said that he immediately proceeded to Dallas, Texas, via the airlines, arriving there around 3:00 P. M. Central time the same date.

RAILEY advised that at that time suspect OSWALD was being held on the third floor of Dallas Police Jail, and that he had to display his Texas State Press Card, to officers at the entrance to the Police Department, before he was allowed to enter the building. Further, that on reaching the third floor of the building, he was again requested to display his press card to two officers before he was permitted to go in the hall where members of the news media were congregated.

RAILEY said that he is in possession of numerous "press cards" issued by various news organizations and anyone of which is usually sufficient for identification to police authorities, but the Dallas officers were concerned mainly with the card issued by the State of Texas, and that anyone not having this card was not permitted into the building. He cited one case of a newsman (unidentified) who did not have a Texas State Press Card who was denied entrance to the Police Department when it was "quite obvious that the person was a newsman". He said that this person was "loaded down" with photographic equipment and was displaying all sorts of press cards, but lacking the aforementioned card was denied entrance.

RAILEY said that, in his estimation, the security measures of the Dallas Police Department, were as "tight" as he had ever encountered.

RAILEY said that as of 12:10 A. M., November 24, 1963, security measures were extended to all entrance ways to the basement of the Dallas Police Department, where

On 12/5/63 at Houston, Texas File # HO 44-939
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