

1 about three years now.

2 Q It's a private club?

3 A Yes, sir.

4 Q But you don't have --

5 A Oh, no. It's a supper club.

6 MR. WADE: That's all.

7 MR. BURLESON: That's all.

8 THE COURT: The court will be recessed until nine

9 o'clock Monday morning.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 D. V. HARKNESS

2 a witness called by the State, being first duly sworn,

3 testified on his oath as follows:

4 DIRECT EXAMINATION

5 BY MR. ALEXANDER:

6 Q You're Sgt. D. V. Harkness?

7 A Yes, sir.

8 Q What bureau or division of the Dallas Police Department

9 are you assigned to?

10 A Traffic Division.

11 Q And were you so employed and assigned back on

12 November 23, 1963?

13 A Yes, sir.

14 Q That would have been a Saturday, would it not?

15 A Yes, sir.

16 Q Directing your attention to around two-thirty or three

17 o'clock in the afternoon on that Saturday, November 23, 1963,

18 I'll ask you if you were assigned to the vicinity of the en-

19 trance of the County jail to assist in traffic and handling

20 people?

21 A Yes, sir, I was.

22 Q Now I'll ask you if you were anticipating the transfer

23 of Oswald at around four o'clock?

24 A Yes, sir, we were.

25 Q Now, sometime after three o'clock, I'll ask you if a

1 crowd began to block the driveway of the entrance to the
 2 County jail?
 3 A Yes, sir. A crowd had merged to the entrance and was
 4 making it difficult for the Sheriff's department to operate.
 5 Q All right sir. And at that time I'll ask you if you
 6 notified the Sheriff's department that they should block that
 7 off with either men or ropes?
 8 A Yes, sir, I did.
 9 Q And was that done?
 10 A Yes, sir.
 11 Q Now Sgt. Harkness, I'll ask you if you, yourself,
 12 participated in moving the crowd back from the driveway of
 13 the County jail entrance there on Houston Street?
 14 MR. TONAHILL: We object to him leading him.
 15 Let him testify what he did.
 16 THE COURT: All right. I'll sustain the objec-
 17 tion.
 18 Q (By Mr. Alexander) Tell what you did with regard to
 19 moving the crowd back?
 20 A I went into the Sheriff's department and contacted Mr.
 21 Charlie Player, and he gave me some rope and we took some
 22 rope and roped off all the area across the street. And then
 23 we moved barricades back on the east side of Houston.
 24 Q That would be on the jail entrance side?
 25 A Yes, sir. The jail entrance to Houston, to move the

1 crowd back away from the entrance to the jail.
 2 Q All right. Do you know the defendant in this case,
 3 Jack Ruby?
 4 A Yes, sir.
 5 Q I'll ask you if you saw Jack Ruby in that crowd that
 6 you moved back from the jail entrance?
 7 A Yes, sir.
 8 Q And did you see which direction he went after you moved
 9 him back?
 10 A No, sir. The last I had seen of him was at Elm and
 11 Houston, on the jail side, on the east side of Houston.
 12 Q Now that was on Saturday afternoon, just before four
 13 o'clock?
 14 A Yes, sir.
 15 MR. ALEXANDER: Pass the witness.
 16 CROSS EXAMINATION
 17 BY MR. BELLI:
 18 Q Officer, this crowd, was that an ugly crowd, or a
 19 murmuring crowd, or a sinister crowd or an ominous crowd?
 20 An ugly crowd?
 21 A No, sir. It was an orderly crowd.
 22 Q An orderly crowd. And at that time when you saw Jack
 23 Ruby, could you describe him to us? What was his appearance?
 24 Do you recall?
 25 A No, sir. I just observed him in the crowd, and the

82

1 best I recall --

2 Q And that's the time that Mr. Oswald was to have been
3 moved first, four o'clock on Saturday afternoon, is that right?

4 A We had no knowledge of the time. We were anticipating
5 him.

6 Q And then plans were changed and he was held over to be
7 moved at ten o'clock Sunday morning?

8 A I didn't know about the plans, when they were changed.
9 It was just crowd control.

10 Q Were there a number of people there that were saying
11 "hi" to the reporters or the t.v. camera back and forth?

12 A I don't recall any of those.

13 Q Did you see Mr. Ruby at that time do anything different,
14 or appear any different, than the other score of heart broken
15 citizens who were there?

16 A No, sir. I just observed him in the crowd.

17 Q More of a curious crowd than anything else, wasn't it?

18 A I wouldn't -- sight seers.

19 MR. BELLI: That's all.

20 REDIRECT EXAMINATION

21 BY MR. ALEXANDER:

22 Q Did you know whether Ruby was armed or not at that time?

23 A No, sir.

24 Q Did you have any reason to think that he was armed?

25 A No, sir.

83

1 MR. ALEXANDER: That's all.

2 RECCROSS EXAMINATION

3 BY MR. BELLI:

4 Q Did you know that he carried a gun for the last several
5 years, and went out and bought that gun in the company of a
6 policeman?

7 A No, sir, I did not.

8 Q And carried large sums of money continuously, and
9 carried the gun to protect himself and his money?

10 MR. ALEXANDER: We object to that. That's
11 assuming facts not in evidence.

12 THE COURT: Sustain the objection.

13 MR. BELLI: That's all. Thank you, Officer.

14 THE COURT: The court will stand in recess
15 until 1:45.

16
17
18
19
20
21
22
23
24
25