

Messrs. Flannery, Schwab and
Dillon
Attorneys, Trial Staff
Civil Rights Division
John Dear
First Assistant

February 12, 1963

JD:lew 12,222
51-40-17

United States v. Barnett
(Contempt)

This will confirm assignments given to you in connection with the preparation of the above case.

General

The overall responsibility for the preparation of this case is mine. Each of you is responsible for certain preparation and will be expected to do his very best in connection with that preparation. I can tell you now that I am going to insist on 100% effort by everyone including myself in getting this case prepared. Preparation includes both a thorough knowledge of the facts for which each of you are responsible and absolute guarantee that you have not omitted or overlooked anything. Finally, it includes an orderly, neat arrangement of the proof for which you are responsible.

In the event that I am not available Robert Owen will assume my responsibilities for overall supervision.

Mechanics

Each of you should acquire one one-inch three-ring notebook to keep the various notes that I write you, as well as a list of the things that you are responsible for and any ideas that you have with respect to further perfecting the proof. This will enable each of us to coordinate our work with the others and we can work as a team. Beginning now, what you should have in the notebook is a copy of the list which I made after my first and second meetings with the Houston lawyers. The third item is assignments.

Assignments

Frank Schulz

1. Select twenty-five to thirty statements of witnesses at the riot. These statements should be the best witnesses and may come from marshals, newspapermen, faculty, students or outsiders. Have a copy of these statements made and prepare a letter for my signature to Mr. Vaughn enclosing these statements.
2. Organize and index all witnesses' statements which have been obtained dealing with the events of September 30. The witnesses' statements should be divided as you have divided them, that is, marshals, newspapermen, etc.
3. Prepare a complete notebook on the facts surrounding the two deaths, including the time of death, witnesses who will prove the deaths, the location of the deceased victims, etc.
4. Prepare a final chronology of the events of September 30. This chronology should begin early on the morning of that day and should be very thorough and very precise. The chronology should be assembled in a notebook, with a reference to the name of the witness who can establish the event and the time of the event.

Dennis Dillon

1. Complete assembling of the picture notebooks including a numbering system for the pages.
2. Select with Finnelly's cooperation the persons in the pictures who you want to have identified. You are responsible for all law enforcement officers, state and local, up to the rank of Colonel Birdsong. In this connection it would be well if you would have the Bureau determine the organization and structure, including names of the Mississippi State Highway Patrol and the names of all sheriffs and deputy sheriffs in Mississippi, so we can determine which ones were at Oxford between September 20 and October 1.

1. Make a list of the witnesses who can identify the pictures in the notebooks; establishing the time of the picture may be important. We will want two lists, one, a list of the persons who took the pictures and a second list, a list of witnesses who we know will testify who can say that the pictures were fair and accurate representations of what they purport to portray.

Planney

1. You are responsible for obtaining and assembling in neat packages or notebooks the documents listed in No. 1-8 of the second list. Please consult with me after you have determined how you will assemble this so that I can give my prior approval as to format.

2. Select those high state officials and persons suspected to be close to the Governor who we wish to have identified in the notebook and instruct the Bureau to establish their identity.

3. Send a copy of McShane's testimony on adverse examination in the Paneca case to Mr. Vaughan under my signature.

4. Obtain a witness who can testify to Barnett's speech at the football game.

5. Obtain a witness who heard the tape of Barnett's speech on September 13, as well as obtaining the tape.

6. Develop and organize a suggested outline of the proof to establish the third count in our petition. This deals with the events on September 27.

DOMR

Messrs. Flannery, Dillon and
Schwib
Attorneys, Trial Staff
Civil Rights Division

February 16, 1963

John Dear
First Assistant

FBI Reports on the Oxford Riot

Every day I am getting additional FBI reports on the riot in Mississippi. I want to be sure that someone is reading these and indexing them and cataloging the information so that it is available for use.

FEB 21 1963

2/19/63

Director
Federal Bureau of Investigation

Burke Marshall
Assistant Attorney General
Civil Rights Division

BM:DID:gjh
21-40-17
12,232

Ross R. Barnett; Paul B. Johnson, Jr.;
Contempt of Court

This memorandum confirms conversations on February 14, 15 and 18, between Mr. Woodcock of your Bureau and Messrs. Billon and Flannery of this Division.

The following aspects of the above-matter require certain additional investigation and action to be conducted on an expedited basis in preparation for trial.

1. Secure pictures relating to the above-captioned matter taken by photographer Curt Best and turned over by him to the Memphis office of your Bureau. Determine the time, date and location at which each picture was taken. Identify those people appearing in the pictures. If there are any law enforcement officers in these pictures we wish to know the name, address and duty station of each.

2. Several pictures taken by Photographer Jerry Huff have been delivered to Mr. Woodcock of your Bureau. Mr. Huff states that these photographs were taken on September 26 or September 28, 1962. Comparison with other photographs which were taken on September 27, 1962 indicates that these photographs were probably taken on this day. September 27, 1962 was the day on which an attempt to register James Meredith at the University of Mississippi was called off before the Meredith party reached Oxford. Nothing of any relevancy occurred in Oxford on September 28, 1962. Interview Mr. Huff

cc: Records
Chron.
Mr. Dear ✓
Mr. Barrett
Trial File (Rm. 1140)
United States Attorney, Oxford, Miss.

in order to determine if he can fix the date on which the photographs were taken.

3. A Life Magazine picture showing University of Mississippi campus Police Chief Burns Tatum was delivered to Mr. Woodcock of your Bureau. Please make an 8"x10" enlargement of this picture for use in our chronology and determine the time, date and location at which the picture was taken. Determine also the name, employer and home address of the photographer.

4. Three reels of movie film were delivered to Mr. Woodcock of your Bureau. Please splice two of the reels and excerpt one segment of the third reel. This matter was discussed by Mr. Flannery of this Division and Mr. Woodcock on February 18, 1962.

5. Please furnish the home address of the following named photographers whose pictures were used in our chronology:

- | | |
|----------------------|--|
| a. Marion Trikosko | - U.S. News and World Report |
| b. Fred W. Lyon | - United Press International,
Atlanta, Georgia |
| c. James Bourdier | - Associated Press, Times-
Picayune Building, New
Orleans, La. |
| d. Jerry Huff | - United Press International,
Nashville, Tennessee |
| e. Judith Gardner | - Student, University of
Mississippi, Oxford, Miss. |
| f. Fred Powledge | - Atlanta Journal, Atlanta,
Ga. |
| g. Jerry McNeill | - United Press International |
| h. William Leaptrott | - Memphis Press Scimitar,
Memphis, Tenn. |

- i. Francis Miller - Life Magazine, Chicago, Illinois
- j. Bob Williams - Memphis Commercial Appeal, Memphis, Tennessee
- k. Rible Sutherland - Clarion Ledger, Jackson, Mississippi
- l. Charles L. Moore - Corcoran and Moore, 3108 Caffery Drive, Montgomery, Ala.
- m. Pete Fisher - United Press International
1024 North Rampart Street
New Orleans, Louisiana

typed 2-26-63

BN:JHF:mc 12,232
81-40-17

AIR MAIL

Honorable Louis C. LaCour
United States Attorney
437 Federal Building
New Orleans 12, Louisiana

Attention: Miss Alice Bittenbring

Re: Ross E. Barnett; Paul B. Johnson, Jr.;
Contempt of Court

Dear Mr. LaCour:

Thank you for your letter of February 11, 1963 concerning the Barnett-Johnson FBI reports that you sent to Mr. Vaughn in Houston.

We shall appreciate it if you will continue to send the reports and their enclosures to Mr. Vaughn as you receive them.

Best wishes.

Very truly yours,

BURKE MARSHALL
Assistant Attorney General
Civil Rights Division

By:

J. MARCEL FLANNERY
Attorney

cc: Records
Chrono
Mr. Boar
Mr. Barrett
Trial File (Rm. 1140)

T. 2/25/63

Director
Federal Bureau of Investigation

Burke Marshall
Assistant Attorney General
Civil Rights Division

BA:DED:ash
31-40-17
12,232

Re: R. Barnett; Paul S. Johnson, Jr.,
Contempt of Court

This memorandum confirms a conversation on February 21, 1963 between Mr. Woodcock of your Bureau and Mr. Dillon of this Division.

1. We have delivered to Mr. Woodcock a number of contact prints which were supplied to us through your Bureau by Mr. William Leaptrott, a photographer who works on the Memphis Press-Scimitar a newspaper located in Memphis, Tennessee.

We would like to have 8 x 10 inch enlargements made of sixty-eight of these prints in accordance with the terms set forth by Mr. Leaptrott and referred to by you in the memorandum dated December 11, 1962. For purposes of identifying the desired prints, an "x" mark has been scratched on each.

- 2. Please determine the location, date and time at which each picture was taken.
- 3. On many of the prints we have circled (with a yellow grease pencil) certain individuals whose identities are presently unknown to us. Their names and addresses should be ascertained. We are particularly interested in identifying legislators and other

cc: Records
Chrono
Dear ✓
Futzel
Trial File(Rm. 1140)
USA, Oxford, Miss.

state officials who appear in the photos. It is not feasible with the prints in their present size to number the persons we would like to have identified. We have circled their heads, and where a group is too large or too far in the background to make this practical, we have circled the entire group.

We wish to know the name, address, and duty station of each law enforcement officer, uniformed or in plain clothes depicted in each photograph. All Mississippi Highway Patrolmen and their deputies; special or regular, and all municipal or local law enforcement personnel should be thus identified.

In order to identify legislators and other state officials you may wish to contact your sources in the state's legislative and executive branches, newspaper sources, University officials and faculty, and persons already identified in the photographs. In identifying law enforcement officers, the interviewing agents may wish to contact highway patrol officials, sheriffs and local police chiefs. Because time is a factor in this matter, it will not be necessary for the investigating agents to pursue exhaustively the identities of those persons whose features are obscure in the pictures.

4. A Department of Justice purchase order has been delivered to Mr. Woodcock. This should be delivered to Mr. Lemptrott

with the film from which the enlargements are to be made.

3. Please determine the home address of Richard Pipes, a photographer on the Amarillo Globe News Publishing Company, 900 Harrison Street, Amarillo, Texas.
6. We have delivered a picture taken by Richard Pipes on October 1, 1962 to Mr. Woodcock of your Bureau. Mr. Pipes stated that the man we have circled with yellow grease pencil is a Mississippi Highway Patrolman. His uniform, however, appears different from that of other members of the Mississippi Highway Patrol. Determine who he is and if he is a law enforcement officer. If he is, please determine his address and duty station.

Alan R. Dietrich
Margie Witt

NATIONAL BANK OF COMMERCE BLDG.
NEW ORLEANS 12, LA.

522-3111

~~XXXXXXXXXX~~

Sunday, March 24, 1963

To:

Messrs. Burke Marshall, Esq.
Leon Jaworski, Esq.
William H. Vaughan, Jr., Esq.
John Doar, Esq.
Clerk, Fifth Circuit Court of Appeals, Mr. Wadsworth
Joe T. Patterson, Esq.
Charles Clark, Esq.
Dugas Shands, Esq.

In re: Transcript of Proceedings in the Matter of
USA VS. ROSS R. BARNETT & PAUL B. JOHNSON, JR.,
No. 20240 (Criminal), Fifth Circuit Court of
Appeals of the United States -- February 8,
1963.

Dear Sirs:

An explanation of the delay in delivery of the above transcript is not only in order, it is long overdue. You have been most patient not to have inquired into the matter.

I am just emerging from a time of distress, both personal and business. Since February 8th, we have moved to new office quarters (on February 16th). Before we could get settled after the move, the office was utterly decimated by an epidemic of influenza, which left for nearly two weeks only four of our staff of eleven to conduct our business. During the same time, my mother has been hospitalized with pneumonia-influenza, and so seriously ill that I had to call home members of the family living in other cities. Much of my time has been required at the hospital and in unaccustomed demands at home. Yesterday I took her home from the hospital, have set up a professional nursing schedule at home, and am now turning again to my work.

I hope to have the transcript in progress by Tuesday of this week. I cannot now give you a delivery date, but I shall do all I can to complete it at an early date.

Sincerely yours,

Alan R. Dietrich
Dietrich & Witt, Inc.

Where charges of criminal contempt have been initiated in this Court of Appeals against two individuals, asserting that such individuals wilfully disobeyed a temporary restraining order of the court, which order was entered at the request of the United States, acting as amicus curiae pursuant to its appointment by an order of the court which granted to it, among other rights, the right to initiate proceedings for injunctive relief, and the acts charged as constituting the alleged disobedience were of a character and constitute also a criminal offense under an Act of Congress, ^{are} if such persons entitled, upon their demand, to ^{be} try by jury for the criminal contempt with which they are charged?

Form No. DJ-466
(Rev. 4-19-61)

DEPARTMENT OF JUSTICE
ROLLING SLIP

TO	
NAME	BUILDING AND ROOM
1. Mr. DORT	
2.	
3.	
4.	
5.	

<input type="checkbox"/> SIGNATURE	<input type="checkbox"/> COMMENT	<input type="checkbox"/> PER CONVERSATION
<input type="checkbox"/> APPROVAL	<input type="checkbox"/> NECESSARY ACTION	<input type="checkbox"/> AS REQUESTED
<input type="checkbox"/> SEE ME	<input type="checkbox"/> NOTE AND RETURN	<input type="checkbox"/> NOTE AND FILE
<input type="checkbox"/> RECOMMENDATION	<input type="checkbox"/> CALL ME	<input type="checkbox"/> YOUR OPERATOR
<input type="checkbox"/> ANSWER OR ACKNOWLEDGE ON OR BEFORE _____		
<input type="checkbox"/> PREPARE REPLY FOR THE SIGNATURE OF _____		

REMARKS

This is the question certified by the Court of Appeals to the Supreme Court in United States v. Barnett.

[Handwritten signature]

[Handwritten initials]

FROM		
NAME	BUILDING, ROOM, EXT.	DATE

Memorandum

TO : John Doar

DATE: APR 5 1963
JD:DED:swb
21-40-17 12,232

FROM : Denis Dillon

SUBJECT: Ross R. Barnett; Paul B. Johnson, Jr., Contempt of Court

Nearly all the pictures sent to the Memphis and New Orleans Offices of the FBI for identification have been returned. The New Orleans Office has retained six for further investigation.

The pictures, which are all included in the United States v. Barnett Pictorial Chronology were given numbers based on the date taken. The following table is a guide to the numbering system used in the FBI request and the Chronology.

	Sept
100 series -	October 20, 1962
200 series -	October 25, 1962
300 series -	October 26, 1962
400 series -	October 27, 1962
500 series -	October 30, November 1, 1962

I have assembled two lists. List "A" contains the names of the photographers who took the pictures used in the Chronology and who can authenticate them for introduction into evidence at the trial. The name of the photographer is followed by the numbers of the pictures he took. List "B" contains all the names known to us of persons in the pictures and the numbers of the pictures in which these persons appear. List "B" is divided into six categories numbered I - VI in Roman numerals. The particular significance of each category is explained by the head note which accompanies it.

The FBI has not yet supplied the home addresses of all the persons identified. Mr. Woodcock told me this information will probably be included in a later report. Where the address is known to us, I have included it in the list.

Denis - Here is a good job. Dennis has changed the end some things. It is an awful nice job. as far from Carl. He wants to go back on some as he can be released but he has called Woodcock through him. I told him he could go

Revised

6

for new photo

A. List of Photographers who have Pictures in
United States v. Barnett Chronology

Marion Trikosko, U. S. News and World Report, Residence:
2147 "O" Street, N. W., Apt. 301, Washington, D. C.
CO 5-9207
#544.

Mike Smith, Free Lance, Residence: 6851 Yumuri Street,
Coral Gables, Florida
#113, #121.

Fred W. Lyon, U.P.I., Residence: 3904 West Hilda Circle,
Decatur, Georgia
#100, #101, #102, #104, #105, #106, #107, #109, #114,
#115, #118.

Fred Ward, Residence: Apartment 729, Dominion Towers
Building, 1201 South Court House Road, Arlington 4, Virginia
#500, #510, #515, #520, #523, #530, #539, #547, #549,
#561.

James Bourdier, Associated Press, Residence:
#103, #110, #303, #304.

Jerry Huff, U.P.I., Residence: 2309 Cabin Hill Road,
Donelson, Tennessee
#112, #305, #306, #308, #310, #311, #314, #316, #317,
#318, #422, #424, #426, #503, #504, #505, #506, #507,
#508, #554, #555.

Judith Gardner, New Hall, Room 152, University of Mississippi,
Oxford, Mississippi, Residence: 5524 Concord Drive, Jackson,
Mississippi
#517, #518, #519, #524, #525, #526, #527, #528, #529,
#531, #532, #533, #534, #535, #536, #537, #538.

Fred Fowlage, Atlanta Journal, Residence: 99 Peachtree
Circle, N. E., Atlanta, Georgia
#541, #542, #543, #545, #546.

Jerry McNeil, U.P.I., Residence: 10408 Vistadale Drive,
Dallas, Texas
#560.

William Leaptrott, Memphis Press Scimitar, Residence:
1058 North Highland, Memphis, Tennessee
We are expecting 67 pictures shortly which were taken
by Mr. Leaptrott.

Francis Miller, Life Magazine, Residence: 1432 West
Juneway Terrace, Chicago, Illinois
#548, #550.

Bob Williams, Memphis Commercial Appeal, Residence: 1068
Stonewall, Memphis, Tennessee
#501, #502, #551, #557.

Jack Thornell, Jackson Daily News, Residence: 4647 Estelle
Drive, Jackson, Mississippi
#108, #111, #116, #117, #119, #120, #205, #206, #207,
#208, #209, #210, #211, #212, #402, #403, #428, #429.

Charles L. Moore, Residence: 3901 Northwest 64th Avenue,
Miami Springs, Florida (Temporary)
#319, #320, #321, #322, #323, #324, #406.

Phelps Schulke, Free Lance, Residence: 6025 S. W. 106th
Street, Miami, Florida
#405, #412a, #413, #414, #415, #417, #418, #420a,
#509, #511, #512, #513, #514, #540, #552, #556.

Lynn Pelham, Residence: 2325 Northwest 195th Street,
Opa Locks, Florida
#516, #553.

Richard Pipes, Amarillo Globe News, Residence: 1407 West
Alabama, Apartment 8, Houston, Texas - JA 8-7507
#555a, #558, #559.

Frederick O. Waters, Residence: 510 Yeatman Avenue, Webster
Groves, Missouri
#401a, #402a, #403a, #428a, #530a.

Donald Proehl, Residence: Campus, University of Mississippi,
Building 140, Apartment 3
#521, #522

Gary Haynes, U.P.I., Residence: 2841 Cravenridge Drive, N.W.,
Atlanta, Georgia
#200, #201, #202, #203, #204, #427, #562.

Fred J. Griffith, Memphis Commercial Appeal, Residence:

#300, #301, #302, #307, #309, #312, #313, #315, #325,
#400, #401, #404, #407, #408, #409, #410, #411, #412,
#416, #419, #420, #421, #423, #425.

The following list contains the names of those people identified by the FBI from the pictures we have included in the United States v. Barnett Pictorial Chronology and the numbers of the pictures in which they appear.

U. I. List of Mississippi Sheriffs and Deputy Sheriffs
who have been Identified in the
United States v. Barnett Chronology

William T. Ferrell, Sheriff, Adams County
#118, #325, #406, #408, #420.

Willie Coleman (deceased), Sheriff, Alcorn County
#212.

W. T. Masson, Sheriff, Attala County
#408.

John Henry Spencer, Sheriff, Calhoun County
#303, #406, #407.

Harold Fisher Sanders, Sheriff, Carroll County
#317, #318.

J. S. Middleton, Sheriff, Claiborne County
#301, #303, #325, #406.

Robert Waller, Sheriff, Hattiesburg, Mississippi
#406.

S. L. Davis, Sheriff, Grenada County
#117 (tentative)

J. R. "Bob" Gilfoy, Sheriff, Hinds County
#119.

Kenneth Fairley, Deputy Sheriff, Hinds County
#114, #118, #412.

Frank Jones, Deputy Sheriff (deceased), Hinds County
#113, #118, #421, #423.

John Byrd, Deputy Sheriff, Hinds County
#211.

Bill Shuttlesworth, Deputy Sheriff, Hinds County
#318, #412, #421, #423.

James Ira Grimsley, Sheriff, Jackson County
#406.

D. E. Grubbs, Sheriff, Jefferson Davis County
#118.

W. J. (Joe) Ford, Sheriff, Lafayette County
#301

James Garrison, Deputy Sheriff, Lafayette County
#406, #407, #420

John Ed Cothran, Sheriff, Le Flore County
#406, #407, #408.

Sol Cox, Sheriff, Marshall County
#301, #303.

Earl Wayne Patridge, Sheriff, Montgomery County
#317.

Roy Elder, Sheriff, Prentiss County
#301, #303, #408.

Woodley Carr, Sheriff, Sunflower County
#325.

Eliott R. Degan, Sheriff, Tallahatchie County
#303, #410.

Harold Koff, Deputy Sheriff, Tate County
#303.

Robert Chapman, Deputy Sheriff, Yalobusha County
#408.

II. List of Highway Patrolmen Identified in the
United States v. Barnett Chronology whose
Patrol District is Known

a. Jackson

1. Dave Gayden
#302, #517
2. B. S. Harper (Governor Barnett's Chsuffer)
#421, #422, #423, #426, #428
3. R. L. Morgan
#517
4. Charlie Snodgrass
#542

b. Batesville

1. L. Y. Griffin, Inspector and Commanding Officer
#555a
2. K. B. Magness
#500, #501

c. New Albany

1. Zeke Clark,
#316

d. Starkville

1. (FNU) Nichols
#528, #529, #530

e. Meridian

1. J. N. Stennis
#321

f. Hattiesburg

1. W. G. "Bud" Gray, Inspector and Commanding Officer,
Residence: 307 Park Avenue, Hattiesburg
#116, #117, #300, #302, #304, #305, #306, #308, #309,
#311, #315, #400

2. M. T. Richardson, 305 Kimball, Hattiesburg
#300, #309, #311, #400
3. J. B. Dickerson, 207 Oliver Avenue, Hattiesburg
#300, #400, #412a, #413
4. J. T. Bond, 1203 Cherry Street, Hattiesburg
#304
5. C. H. Tyrone, 509 South 19th Street, Hattiesburg
#304
6. Steve L. Henderson, 716 North Hill Drive, Hattiesburg
#314, #315, #400, #545

8. Gulfport

1. J. A. Pol (tentative) 810 - 43rd Street, Gulfport,
Mississippi
#211
2. W. D. King, Orange Grove, Gulfport
#400
3. Joe Price
#400

We haven't determined whether any of the Highway Patrolmen identified are stationed at the Greenwood or Brookhaven Patrol Districts.

III. List of Highway Patrolmen whose Patrol Districts are not known, or who are not Assigned to a Patrol District

Lynwood Vinson, Auto Theft Bureau
#114, #212

Leonard Themes, Auto Theft Bureau
#114

W. B. Hughes, M.H.S.P., Quitman, Mississippi
#114

Jack Smith, Cattle Theft Bureau
#116 (tentative)

Sam Ivey, Director, Bureau of Identification
#118 (tentative)

Gwin Cole, Assistant Director, Bureau of Identification
#206, #212

J. S. Puckett, M.H.S.P., Prentiss, Mississippi
#300, #304

W. E. Everett, M.H.S.P., Taylorsville
#304, #309, #312

Bob Tillman, Cattle Theft Bureau
#309

Ford O'Neal, Identification Bureau, Wiggins, Mississippi
#313

Hulon C. Fairley, M.H.S.P., 500 Vaughn, Picayune, Mississippi
#427

S. L. Green, M.H.S.P., Pineview Drive, Laurel, Mississippi
#401

Jimmy Warren, M.H.S.P., Holly Springs, Mississippi
#402, #402a

Jack De Poyster, M.H.S.P., Laurel, Mississippi
#421, #424, #428, #428a

Wayne Valentine, M.H.S.P., 615 North 15th Avenue, Laurel,
Mississippi
#544

D. B. Crockett, Bureau of Identification, Tupelo, Mississippi
#307

E. C. Clark, M.H.S.P., Belmont, Mississippi
#316

Julian Davis, M.H.S.P., Fulton, Mississippi
#316, #320, #528

Creekmore Wright, M.H.S.P., Fulton, Mississippi
#320

Wood Stringer, M.H.S.P., Pontotoc, Mississippi
#322, #425

Webb Brunt, M.H.S.P., Ackerman, Mississippi
#543

George Metz, Reporter, Birmingham News (Formerly with
M.H.S.P. as a photographer)
#301

O. H. Hampton, M.H.S.P., Tupelo, Mississippi
#416

Johnny Price, M.H.S.P., Tupelo, Mississippi
#416, #425

R. J. Johnson, M.H.S.P., Pontotac, Mississippi
#425

IV. List of other Mississippi Peace Officers identified
in the United States v. Barnett Chronology

G. A. "Jiggs" Martin, Constable, Hinds County
#118, #428, #428a

Allen Moore, Constable, Hinds County
#118

J. W. Richardson, Hinds County Patrolman, Jackson, Mississippi
#317, #318, #323

W. R. Sullivan, Hinds County Constable, Jackson, Mississippi
#318, #323

Lucien Davis, Hinds County Patrolman
#412

Burns Tatum, Chief of Campus Police, University of Mississippi
#117, #420a

V. Mississippi State Legislators Identified in the
United States v. Barnett Chronology

Representative Joseph Robert Meadows, Clarke County,
Quitman, Mississippi
#202

Representative Jesse M. Ash, Potts Camp, Mississippi
#203, #204

Representative David Holmes Bennett, Lamar, Mississippi
#203, #204

State Senator George Malone Yarbrough, Red Banks, Mississippi
#203, #207 (tentative)

State Senator Tommy Norman Brooks, Carthage, Mississippi
#203, #205, #207

State Senator Hugh Bailey, Winona, Mississippi
#203

Representative Roy H. Thames, Brookhaven
#203, #204

State Senator Dennis M. Baker, Batesville, Mississippi
#203, #204

Representative Edward Sidney Jolly, Collinsville, Mississippi
#203, #204

Representative George Ben Holmes, Brookhaven, Mississippi
#203

Representative George Simmons Carruth, Summit, Mississippi
#203, #204

Representative Bradford Johnson Dye, Jr., Grenada, Mississippi
#204

Representative Jesse Edward Chaffin, Booneville, Mississippi
#204

Representative Clarence Benton Newman, Valley Park, Mississippi
#205, #207

Representative Joseph Gibson Moss, Raymond, Mississippi
#209

Representative Edward Wilbur Hooker, Sr., Holmes County,
Lexington, Mississippi
#209

Representative Charles Odie Trenor, Houston, Mississippi
#211

State Senator John Campbell McLaurin, Brandon, Mississippi
#502

Representative Hervey Owens Hicks, Benton, Mississippi
#210-4

Former Representative Paul Messell, Newton, Mississippi
#210

VI. All Others Identified in the United States v. Barnett
Chronology

T. B. Birdsong, Commissioner of Public Safety, Jackson,
Mississippi

#117, #206

Richard O. Gregerson, Special Agent Federal Bureau of
Investigation, Memphis, Tennessee

#305, #313

Phillip Scheffer, CBS News, N.Y.C.

#309, #313

Clark Porteous, Memphis Press Scimitar

#113, #304

James Hester, Attorney, Laurel, Mississippi

#116 (tentative), #117 (tentative)

Pat Smith, Director of News Bureau, University of
Mississippi, Oxford, Mississippi

#118

R. L. Moss, County Supervisor, Leake County, Lena,
Mississippi

#203

James Ard Barnett, Attorney, Clinton, Mississippi, (Cousin
of Governor Barnett)

#209

Jules Sharp, Student, Millsaps College, Jackson, Mississippi

#209

Robert D. McGregor, WRBC, Jackson, Mississippi

#211

Russell Moore, Judge, Hinds County, Jackson, Mississippi

#301, #304, #309

Carl Fleming, Newsweek Magazine

#305, #309

Lee Daniels, U.P.I., Atlanta, Georgia

#309

William J. Simmons, Administrator, Citizens Council,
Jackson, Mississippi
#309

Cliff Bingham, WLBT, Jackson, Mississippi
#309, #408, #561

Bill Miles, Tupelo Journal, Tupelo, Mississippi
#309

William Leaptrott, Memphis Press Scimitar
#107, #109, #309

Tom Prendergast, Associated Press, St. Louis
#414, #415

Professor John Fox, University of Mississippi Law School
#414

Ed Noel, Reporter, Jackson Clarion Ledger
#415

Leo Moore, Photographer, Jackson, Mississippi
#420

James H. Tolhurst, 1908 Cameo Lane, Gretna, Louisiana,
Photographer for WDSU-TV, New Orleans, Louisiana

Bern Rotman, Reporter, WDSU-TV, New Orleans, Louisiana

Forrest Cox, Station WLBT, Jackson, Mississippi
#502

(FNU) Meek, Photographer, University of Mississippi,
Oxford, Mississippi
#504

Jack Thornell, Jackson Daily News
#107, #109

Elmore Greaves, Madison, Mississippi (Active in the Citizens
Council; well-to-do landowner)
#120

Donald Moffett, Reporter, Wall Street Journal, Dallas, Texas
#113

Ross R. Barnett, Governor of Mississippi, Jackson, Mississippi
#112, #120, #203, #204, #205, #207, #212, #412, #421,
#422, #423, #424, #426, #428, #428a, #429

St. John Barrett, Attorney, U. S. Department of Justice,
Washington, D. C.
#116, #117, #118, #119.

John Doar, Attorney, U. S. Department of Justice, Washington,
D. C.
#200, #201, #202, #203, #204, #207, #304, #305, #306,
#307, #308, #309, #310, #311, #312, #313, #557

James McShane, Chief U. S. Marshal, Washington, D. C.
#116, #117, #119, #200, #201, #202, #304, #305, #306,
#307, #308, #309, #310, #311, #312, #313, #314, #315,
#557

James Meredith, Student, University of Mississippi, Residence:
Baxter Hall, University Campus
#116, #117, #118, #119, #200, #201, #202, #206, #304,
#305, #306, #307, #308, #309, #310, #312, #313, #315,
#557

Lt. Governor Johnson, State Capitol, Jackson, Mississippi
#112, #304, #305, #306, #307, #308, #309, #310, #311,
#312, #313, #314, #315, #412, #421, #422, #423, #424,
#428, #428a

Dr. John D. Williams, Chancellor, University of Mississippi
#509, #522

William Peart, Reporter, Jackson Daily News, Jackson,
Mississippi
#212-2

Donald Forsht, U. S. Marshal
#304, #305, #307, #309, #311, #312, #313, #315

Clyde Miller, U. S. Marshal
#304, #306, #309, #312, #313, #315

Claude Sitton, Reporter, New York Times
#304

Rufus Jones, Director of Personnel, University of Mississippi,
Residence: Box 581, Philip Road, Oxford, Mississippi
#112

Form No. DJ-26a
(Rev. 6-13-61)

DEPARTMENT OF JUSTICE

ROUTING SLIP

TO	
NAME	BUILDING AND ROOM
1. Mr. Marshall	
2.	<i>File</i>
3.	
4.	
5.	

<input type="checkbox"/> SIGNATURE	<input type="checkbox"/> COMMENT	<input type="checkbox"/> PER CONVERSATION
<input type="checkbox"/> APPROVAL	<input type="checkbox"/> NECESSARY ACTION	<input type="checkbox"/> AS REQUESTED
<input type="checkbox"/> SEE ME	<input type="checkbox"/> NOTE AND RETURN	<input type="checkbox"/> NOTE AND FILE
<input type="checkbox"/> RECOMMENDATION	<input type="checkbox"/> CALL ME	<input type="checkbox"/> YOUR INFORMATION
<input type="checkbox"/> ANSWER OR ACKNOWLEDGE ON OR BEFORE _____		
<input type="checkbox"/> PREPARE REPLY FOR THE SIGNATURE OF _____		

REMARKS

Burke:

Here is a good job. Dennis took charge of this and saw it through. He is an awfully nice boy, on leave from Civil. He wants to go back as soon as he can be released but he has worked steadily and thoroughly here. I told him he could go when we get more people.

Please return.

John
*John D. ...
Good man. Thank you.
Jm.*

FROM		
NAME	BUILDING, ROOM, EXT.	DATE

April 27, 1963

Report on Movie "Oxford, U.S.A."
By Dennis E. Dillon

John Rosenberg and I went over to Oxford to see the movie "Oxford, U.S.A.". This picture was produced by Sins Associates. Patrick Sins was approached by the F.B.I. when we first learned he had films which were taken at Oxford on September 30. He refused at that time to cooperate in any way with the Federal Government and expressed sympathy for the rioters. This was consistent with his actions on the University campus during the riot, when according to a statement in our files, he circulated among the rioters congratulating them and patting them on the back.

The movie was shown at the Lyric Theater in Oxford. This was its fourth public showing. It consisted of statements by Governor Barnett, Lt. Governor Johnson, T. B. Birdsong, Attorney General Patterson and interviews with various witnesses.

The action on the campus and in Oxford on September 30 was depicted by still photos as well as action pictures. There were comments made by a narrator on the soundtrack as the pictures appeared. These comments placed the blame for the riot and resulting injuries directly on the Federal Government. At certain points in the film, a section of the Constitution would appear on the screen, and the narrator would explain that the actions of the Federal Government just shown violated this particular section.

The pictures shown were obviously not taken by Sins. The stills shown are all in our notebooks and must have been gotten from the same sources. They showed the marshals lined up around the Lyceum right after arriving on the campus. One of the pictures shown was the one we have showing Marshal Daley standing in front of his squad holding a gas gun.

The confrontation on University Avenue on September 26 was shown. None of the conversation between John Bear and Lt. Governor Johnson was reported. The pushing incident between McInane and Johnson was shown. None of the sheriffs who blocked the street appeared.

There were scenes shown of soldiers searching students. These appeared to have been taken on October 1 on the campus. One student had his hands above his head while a soldier frisked him. The soldier was shown rolling up the student's pants leg looking for hidden weapons. Soldiers were shown stopping and searching cars. These scenes also looked as though they took place on October 1. A soldier was shown stopping a Highway Patrol car. The comment on the soundtrack at that time was that no one was spared from the illegal search.

Scenes were shown of the riot itself. These consisted of shots showing burning cars, and shots of the Lyceum area after the gas was fired. There was a scene showing a caravan of Army trucks moving up onto the campus.

Meredith's arrival at the airport with John Dear was shown.

I believe we are in possession of most, if not all of the film contained in this documentary depicting the events leading up to the riot, during the riot and after the riot. The most significant parts of the film for our purposes are the interviews.

F. B. Birdsong said that the Highway Patrol was unarmored on September 30. He had 200 men in the University area. Seventy-five of these men were on the campus trying to control the crowd. One hundred twenty-five of the men were serving on roadblocks which were set up at all six entrances of the campus. He made a point of saying it is not a regular function of the Mississippi Highway Patrol to control crowds. Birdsong estimated the crowd to be between 1500 and 2000. I believe his estimate referred to the time the gas was fired but he was not clear on this. He claimed the Highway Patrolmen were attempting to control the crowd when the marshals fired gas. This forced the Highway Patrolmen to retreat to their headquarters in the gymnasium. Birdsong claimed the accumulation of gas forced them later on in the evening to leave even the gymnasium.

Patrolman Nichols, whose pictures appear in our notebooks in several places, said he saw his partner badly gassed by the marshals. He said he himself was hurt in the head by the tear gas shells. He was

separated from his partner in the melee but some other patrolmen took him to the campus hospital. The film then showed a Highway Patrolman being carried on a stretcher into an elevator followed by Patrolman Nichols, T. E. Birdsong and a doctor. The doctor is stopped and interviewed. He identified himself as Dr. Harris or Dr. Ayers. The soundtrack was poor and I couldn't be sure of the name. He said he was in charge of the University Infirmary. He said the patrolman, who was identified as Patrolman Brunt, was badly hurt and had less than a 50-50 chance to live. He said that he was then being removed to a bigger hospital.

Lt. Governor Johnson was shown. He said that Senator Yarbrough contacted the Governor and himself about removing the Highway Patrol. He said Yarbrough told them a full-scale riot had erupted. Johnson said he advised Yarbrough to keep the Highway Patrol on the campus. Johnson said he then went to the University as a representative of the Governor and spoke with the Federal officials. He commented on a conversation he had with John Doar inside the Lyceum but I cannot recall now what he said. Johnson said the Highway Patrol left the campus, but remained at the gate of the University and turned away hundreds of armed outsiders. He said if these men had ever gotten onto the campus there wouldn't be a marshal left in the morning. Johnson said the Highway Patrol remained at their posts near the University gates until forced away by troops at bayonet point the next morning. The next scene showed gas masked troops marching at bayonet point into the camera. A Highway Patrol Inspector whose name escapes me but is from Starkville and is in photograph #555a in our notebooks was shown walking toward the camera with the bayonets at his back. It is a daylight scene and probably did take place on the morning of October 1.

Several students were interviewed whose names were not given. These were the students who were shown in the pictures taken by William Leaptrott of the Memphis Press Scimitar, exhibiting the marks of shotgun pellets on their stomachs. Two of the boys were brothers. They said the shotgun fire came from the direction of the marshals and there was nobody standing between them and the marshals.

An interview with two students was shown which appeared to have taken place at a time and place removed from the riot. One of these students was identified as Crawford Jones, a freshman at the University. Jones claimed he was stopped while in his car and searched by Army troops on the morning of October 1. The troops found his rifle in the trunk of his car and accused him of using it during the riot. He said he remained in his room during the riot. The troops took him to the Lyceum where he was held for 13 hours. He said the students from the three Mississippi schools were treated better than the older people and outsiders who were forced to crowd into the Public Safety Office, a small hot room. He said no one was given food or medical attention. Many of the prisoners had whips on their heads where the marshals beat them. Some were detained 24 hours. They were all treated like notorious criminals.

The other student's name sounded like Nelson Childers, Jr. He said he witnessed the firing of the gas, and in his opinion this caused the riot. He said the Highway Patrol had the crowd under control until the gas was fired. He mentioned an incident which occurred on University Avenue. Soldiers stopped a car which a co-ed was driving and searched it. They forced her to open her suitcase and then passed her underwear around while laughing and making comments.

Another interview was with a University student who said the marshals gassed his fiancée. He said she was in the dormitory when the marshals fired into it. The next scene showed a girl, unconscious, being carried into the infirmary. The student said the girl suffered temporary paralysis in her hands.

The girl herself is shown a few days later and is identified. I did not get the last name, but her first name is Thelma and she comes from Vicksburg. She claimed the dormitory was locked, and the girls did not provoke the marshals, but the marshals fired tear gas into the dormitory.

Mississippi State Representative Jim Backus was interviewed. He stated that he was on the campus during

the riot and it was caused by the Federal Government's illegal interference with Mississippi's right to regulate her schools. He said the marshals provoked the riot.

A picture of a gas shell, supposedly used by the marshals during the riot, was shown and the instructions on the shell were read by the narrator. These instructions were that the shell was not to be used against crowds, but only against people entrenched or barricaded in buildings. There was a scene showing the site of Paul Quihard's death and an interview with the student who found the body. He could only testify to finding of the body. The narrator tried to relate the death with the invasion of marshals.

The theater was only about one-half full during the showing of the film. There was little response from the audience who were mostly students. The theater across the street had a line about one-half block long waiting to see "To Kill a Mockingbird".

Nicholas deB. Katzenbach
Deputy Attorney General
Department of Justice

Burke Marshall
Assistant Attorney General
Civil Rights Division

Enclosed is a summary of the movie, "Oxford,
U.S.A.", which is now being shown in Mississippi.
It was produced by Patrick Sims, President of Sims
Associates of Dallas, Texas.

Two of our attorneys were in Mississippi in the
Oxford area and since one of them, Dennis Dillon,
was familiar with the pictures and other investiga-
tive material which we had in our file, I asked him
to view the movie and send me a report.

RIOT FILM TO BE SHOWN

Oxford Disorder Pictured By Texans

OXFORD, Miss., April 23 — "Oxford, U. S. A.," a documentary film to be shown in Oxford this week, depicts from the viewpoint of its producer, Patrick Sims, "How the Federal Government violated the Constitution in the invasion of Mississippi last fall."

The film verifies the Mississippi Legislature's special investigating committee report — which will be released to the public this week — according to Mr. Sims, president of Sims Associates of Dallas, Texas.

Sims and his associates were at the University of Mississippi during the racial crisis until Federal troops barred them from the campus.

He described the 50-minute film as picturing injured patrolmen, gassed coeds, wounded students, and soldiers "driving away Mississippi highway patrolmen at bayonet point from the roadblocks."

The showing here Wednesday night will be the fourth showing to the public. The film also will be shown Friday and Saturday nights at 7 each night.

COX, DUNN & CLARK
ATTORNEYS AT LAW
DEPOSIT GUARANTY BANK BUILDING
JACKSON 1, MISSISSIPPI

VERDAMAN B. DUNN
CHARLES CLARK
WILLIAM H. COX, JR.

P. O. BOX 1048
PL. 3 498
TELEPHONE PL. 2-4172

May 1, 1963

Hon. John F. Davis
Clerk of the United States Supreme Court
Washington 25, D. C.

Re: United States of America v. Ross
R. Barnett, Governor of the State
of Mississippi, and Paul B. Johnson,
Jr., Lt. Governor of the State
of Mississippi.

Dear Mr. Davis:

Please docket and file the enclosed motion
in the above styled cause.

Yours very truly,

Charles Clark

In
enc.
cc: Burke Marshall, Esq.
John Roor, Esq.
Leon Janowski, Esq.
Solicitor General of the U. S.

SEP 10 1963

Director
Federal Bureau of Investigation

T. 9/12/63

Burke Marshall
Assistant Attorney General
Civil Rights Division

BM:DBD:ash
51-40-17
12,232

Rees E. Barnett; Paul B. Johnson, Jr.,
Contempt of Court

3

We have selected for possible use as exhibits at the trial certain of the photographs previously supplied by your Bureau. We wish to know the name, address, and duty station of each law enforcement officer, uniformed or in plain clothes, depicted in each photograph. If the law enforcement officer's duty station has been changed since October 1, 1962 we would like to know what his duty station was at that time. All Mississippi Highway Patrolmen, all Sheriffs and their deputies; special or regular, and all municipal or local law enforcement personnel should be thus identified.

On many of the photographs we have numbered pictured individuals whose identities are presently unknown to us. Their names and addresses should be ascertained. We are particularly interested in identifying legislators and other state officials who appear in the photographs.

Two copies of each photograph will accompany this request.

In order to identify legislators and other State officials you may wish to contact your sources in the State's legislative and executive branches, newspaper sources, University officials and faculty, and persons already identified in the photographs.

The following law enforcement officers were identified in a previous report from your Bureau but the Patrol District they were assigned to as of October 1, 1962

cc: Records
Chene
Dear
Barrett
Trial File(Rm. 1140)
USA, Oxford, Miss.

was not included in the report. Please determine which Patrol District they were assigned to:

Webb Brant	M.H.S.P.	Acherman, Miss.
B. C. Clark	M.H.S.P.	Belmont, Miss.
Jack DePoyster	M.H.S.P.	Laurel, Miss.
Julian Davis	M.H.S.P.	Fulton, Miss.
W. E. Everett	M.H.S.P.	Taylorville, Miss.
Eulen C. Fairley	M.H.S.P.	300 Vaughn, Picayune, Miss.
S. I. Green	M.H.S.P.	Pineview Drive, Laurel, Miss.
O. M. Hampton	M.H.S.P.	Tupelo, Miss.
H. B. Hughes	M.H.S.P.	Quitman, Miss.
R. J. Johnson	M.H.S.P.	Pontotoc, Miss.
Johnny Price	M.H.S.P.	Tupelo, Miss.
J. S. Puckett	M.H.S.P.	Prentiss, Miss.
Wood Stringer	M.H.S.P.	Pontotoc, Miss.
Wayne Valentine	M.H.S.P.	613 North Fifteenth Ave. Laurel, Miss.
Jimmy Warren	M.H.S.P.	Bolly Springs, Miss.
Creechmore Wright	M.H.S.P.	Fulton, Miss.

If it is possible to determine the Patrol Districts of these Highway Patrolmen without contacting the Highway Patrol or the men themselves this would be preferable.

The dates Mr. William Leaptrott of the Memphis Press Scimitar says he took the photographs numbered 38, 39 and 40 are questionable. Question him about this. Ask him the questions indicated on the back of the photographs.

Make two copies of the photographs numbered 3 and 6 taken by Curt Best of the Louisville Times. Identify the man in the dark suit walking slightly in front of and to the left of General Walker in photograph number 6. Identify the man in the cowboy hat walking on General Walker's left in photograph number 3.