(12:00 a.m.)

Herring:

Walker was still around at midnight.

Mrs. Joslin Kerciu's

Troops coming in at 12:30. At 12:30 army trucks coming in.

Mrs. Silver:

Saw a press car, and Professor Stewart's car, wrecked.

Lynch:

Fires started after 12:00 in grove. Buckshot was fired.

Jackson (Conner & Petty):

12:30 saw 6 or 7 marshals beating two handcuffed prisoners with bullet clubs; big Union Building victims had been cursing and throwing things. Hit them on the legs. Did not beat them after they took them off.

Doar:

Midnight -- Lt. Gov. Johnson came in, said marshals had caused riot. Doar suggested putting patrolmen back on duty and Johnson agreed and went to armory.

Dolan:

12:30 - Dr. Hopkins runs out of medical supplies. Molotov cocktail thrown, hits two car lenghs away.

Boe:

12:00 - People with bags come on campus; give them out - no troopers.

DICK

Fire brush comes second line - 20-25 mph being driven to new undown James James James James James James James Contract Democratic Prompted James Jame Then, driveless con (Cherry) ofeeds - the brack used 6 slot il explans carbon " no jui , toleme, CTaylor stot '557 its have office trad & 38 w/s Cherry

Taylor

(1:00 a.m.)

Savel1:

1:00 - 1:30 the National Guard comes in Students try to attack them. Two soldiers in a jeep forced back. Savell arrested by marshals.

Prof. Hahn:

Hahn says 1:00 a.m. is the turning point.

Silver, Jr:

1:30 or so, returns to campus, cars burning all over. Stoned Red Cross truck. Used cars as barricade against tear gas.

Conner,
(campus cop
and also)
Jackson:

Saw Ott short out light in front of Ricks dormitory. Officer Petty got the weapon. Told him to come in next day or there would be a warrant. He came in to see Chief Tatum. He denied shooting, said he couldn't stand Negro at Ole Miss. Sawman with him.

(2:00 a.m.)

Savell: By then, shotguns and few students.

Silver, Jr.: Troops arrive.

Blakeway: At 2:30 showers of bricks changed to buckshot.

(3:00 a.m.)

3:30, saw soldiers, who awakened him, drive on campus with bayonets. Prof. Grate

3:00 am. a crowd of 300 near 400. Shephard:

Between 3:00 and 4:00 the MP's arrive. Atcock:

At 3:00, someone hit by a *22 blast. (Inspector Donnelly). Very low on gas. Infantry company comes at 3:00, then Blakeway:

convoy of MP's. Heavy agitators captured

then.

Brower: Army came at 3:00 or 4:00.

Co. of 108th Cavalry arrived 3:15; drove Major Callecot

mob back with tear gas.

Mess and rock throwing at back of Lyceum

stopped 3:30 or 4:00. Embry:

(4:00 a.m.)

Mrs. Gareau: 4:15 Mrs. Gareau woke up and saw soldiers.

Prof. Garcau: 4:30 Federalized Miss. National Guard.

Prof. Herndon: Still rioting, 4:00 - 5:00 a.m., but situation begins to be brought under control.

Shepard: 4:00 or 4:15 troops came in. Marshals checked trees.

Marshals

Alexander:

First army units came to help 4:00 a.m.

Arcock:

Was with MP's - 1st arrest was of Summerville at 4:15 - 40 years old. MP's moved the riot back to a "being constructed" building. Later group knew all about teargas, etc.; brought teargas and grenades with them. 4:50 a.m. arrested Jim McMerry, George N. Sanderson, Bill Boyd, Lawrence Y. Mellen, all from out of town - all claim they were "observing".

Garner:

Riot lasted till 4:00 a.m. when army arrived broke up Molotov cocktail group.

T. 10/5/62

BM:SJB:arg 9782

144-100-40-1

Mr. Marry M. Ayers The Assistes Ster Assistes, Alabama

Dear Mr. Ayers:

I appreciate, very much, receiving your thoughtful letter regarding the situation in Mississippi.

Since the day of your letter the federal government has been compelled to use the Arned Forces to upheld the orders of the federal court requiring admission of James N. Meredith to the University of Nissiscippi. Until the last hour the President and I had hoped that this could be avoided. The actions of the governor, however, left no alternative. I can assure you that as soon as state and local officials display their willingness and ability to preserve law and order while refraining from interference with the implementation of the orders of the federal courts, the federal Arned Forces will be withdrawn.

Sincerely,

ROBERT T. KENNERY

Atterney General

CC: Records Chron. Mr. Barrett Mrs. Werdegar Trial File (Rm. 1140) The Atterney General To m Golden

DOT 1 2 1962

BM: HJG: mu 144-100-40-1 9782

- AIR MAIL - SPECIAL DELIVERY

Monorable Morbert A. Schlei s/o The United States Attorney Oxford, Mississippi

Pear Mr. Schlei:

I enclose the outline of the P.B.I. report that I made while I was in Oxford earlier this week. If there is snything further that I can do to be of help, please let me know.

Best regards, Sir.

Sincerely yours,

MARRISON J. GOLDIN Attorney

lac.

cc: Rec. Chrono. Mr. Doer Mr. Putsel Triel File T. 10/16/62

BM:SJB:arg 9782 144-100-40-1

> Memorable J. Frank Wilson Mayor, City of Martinaville Martinaville, Virginia

Dear Mayor Wilson:

OCT 1 7 1952

The Atterney General has asked that I reply, on his behalf, to your letter regarding the Department's participation in the recent events at the University of Mississippi.

The fundamental issue in the Meredith case - and the sole issue in which this Department is involved - is not whether one person shall attend a particular school. The basic issue is whether the orders of our courts nadd be obeyed. In the face of open and avowed defiance of the clear orders of the Nation's courts the federal government had no choice but to take such steps as were necessary to effect the compliance which the law requires.

Sincerely.

BURES MARSHALL Assistant Attorney General Civil Rights Division

CC: Records Chron. Mr.Barrett Virial File (Rm. 1140) Typed: 10/22/62

BM:FES:seh 144-100-40-1 9782

Lawrence W. Rabb. Esq. Attorney At Law 411 Dixie Towers Meridian, Mississippi

Re: Oxford, Nississippi Riot

Dear Mr. Rabb:

Thank you for your letter of October 3, 1962, enclosing Mr. Dearman's article in the October 1, 1962 issue of the <u>Moridian Star</u>. We are investigating the entire matter of the Oxford riet to determine what further legal action, if any, is warranted. If you have any more information which would be helpful to our investigation, I would greatly appreciate your letting me have it.

Very truly yours,

BURKE MARSHALL Assistant Attorney General Civil Rights Division

ec: Records
Chrono
Dear
Putzel
Trial File (1140)

Typed: 10/24/62

BM:FES:ach 144-100-40-1 9782

> Thomas L. Robinson, Esq. United States Attorney Western District of Tenn. Memphis, Tennessee

Attention: Mr. William McTighe, Jr.

Re: Meredith v. Pair

Dear Sir:

Thank you for your letter of October 15, 1962, advising that you had taken the statements of William S. Whiteman, et al. Please forward these statements to the undersigned.

Sincerely yours,

BURKE HARSHALL Assistant Attorney General Civil Rights Division

By:

PRANK E. SCHWELB Attorney

ec: Records Chrono Doar Putzel Trial File (1140) T. 10/25/62

BM:SJB:arg 9782

144-100-40-1

OCT 2 6 1962

MEMORANDUM TO LAWRENCE F. O'BRIEM, SPECIAL ASSISTANT TO THE PRESIDENT

In accordance with your request of October 10, 1962 to Mr. Andrew Cehmann, of this Department, I am enclosing a suggested draft reply, for your signature, to the letter of Congressman John Dowdy dated October 8, 1962, and addressed to the President.

BURKE MARSHALL Assistant Attorney General Civil Rights Division

CC: Records
Chron.
Mr. Barrett
Mr. Marshall
Fiss Blair
*Trial File (Rm. 1140)

Mr.Andrew F. Ochmann, Executive Assistant to the Attorney General T. 11/1/62

#M:8JB:arg 11,801 144-40-254

1 1 1962

Honorable John Bowdy Mouse of Representatives Washington 25, D. C.

Bear Congressmen Dowey:

The President has referred to this Department your letter of October & regarding events surrounding the admission of James H. Herodith to the University of Mississippi.

You inquire, first, whether General Edwin A. Walker has been accorded his rights under the Constitution. General Halker has been fully accorded all of his rights. Within an hour of his arrest he was taken before United States Conmissioner Omer Craig, in Oxford, for a preliminary hearing. The commissioner advised him of his rights. General Walter waived counsel. After consulting with a companion, he also waived preliminary hearing. Commissioner Craig them ordered him held for the United States Bistrict Court in \$100,000 bond. In view of the fact that General Walker was charged with four separate violations of the criminal code, including rebellion and incurrection (18 U.S.C. 2383), and seditions conspiracy (18 U.S.C. 2384), carrying a maximum aggregate pensity of 39 years' imprisonment, the emount of the bond was entirely reasonable. In any event, it has since been reduced to \$50,000 by stipulation between the Covernment and General Walter's counsel, and he has been released on posting a bond in that amount.

With respect to the presence of Negro troops among those sent to Oxford pursuant to the President's Proclamation, those troops were regular members of their units. Recial segregation in the armed forces was abeliahed by executive order over a decade ago. The social composition of the units sent to Oxford played no part in designating them for such duty.

You say some believe that the conduct of the United States Marshals touched off the rioting in Oxford. There is no basis for so believing. Crowds had collected

cc: Records

Mr. Marshall

Mr. Barrett

Mr. Ochmann, Executive Asst. to AG Lawrence P. O'Brien, Special Asst. to the President Trial File (Rm. 1140) and disorder commenced long before the marchals were forced to use tear gas to control the situation. The gas was used only after a number of marchals had been injured and it was clear that no other means could prevent the crowd from forcibly storning the lyceum building at the University.

Tow also refer to reports that a University co-ed had been shot and was in serious condition. While it is true that such reports were published in the press, they were later retracted when it was found that the co-ed in question had not been barned in any way.

The President and this Department join with you and your constituents in your concern over the effect of the events in Oxford. It is our hope that responsible citizens will join with us in urging state and local officials to receme the discharge of their responsibility for the maintenance of law and order, to the end that the orders of the federal courts may be effective without unlawful and violent interference.

Sincerely,

BURES HARBHALL Assistant Attorney General Civil Rights Division 11,801

₹3....

MOV 1 1002

Mrs. Bill Hall P. O. Box 427 Greensville, Tennesses

Dear Mrs. Halls

Thank you for your latter of October 16, 1962. I appropriate your interest in writing. I am sure that you realise that the was of troops at Oxford was made necessary by the unusually high degree of violence and the uncontrolled rioting. No troops were called in until the violence made this action imporative.

Tory truly yours,

ROBERT P. MINTEL

ROBERT F. KIRNELT Attorney General

ec: Rec.
Chrono.
Mr. Doar
Mr. Barrett
Mr. Schwelb
Trial File (Rm. 1140)

Hovember 1, 1962

PES:ma 11,1-10-251 11,801

St. John Barrett Second Assistant Civil Rights Division

Frank E. Schwelb Attorney

Oxford Riot

A review of our newspaper and other files relating to the desegregation of the University of Mississippi fails to disclose any newspaper reports suggesting that United States Marshals prevented students from leaving classrooms which James Meredith had entered. The closest thing to such a statement is a remark in the Jackson, Mississippi Clarion Ledgor that the Army had assumed the responsibility for students leaving and entering the school. This security precaution is a far cry from restricting the novement of students from a class. Several students were, of course, arrested during and after the riot, and many of them have been disciplined by the University. None of these armsts was for leaving a classroom in which Mr. Heredith was present.

I have spoken with Chief Harshal McShane and shown him the latter from C. C. Selvage of Birmingham, Alabama. Mr. McShane advises that no action such as that described in the letter was taken by United States Marshals or other armed personnel.

Attached is a proposed letter to Senator Sparkman on this matter.

Attechment

cc: Rec.
Chrono.
Mr. Doar
Mr. Peteol
Trial File (Rm. 111/c)

11,801

Senorable John Sparkman United States Senate Vestington 25, P. C.

Dear Senstor Sperkmans

These you for forwarding to us a copy of the letter of Mr. Charles C. Salvage of Rivelegham, Alabama, relating to the Marchith case. This communication has been referred to the undersised for reply.

Please be secured that no United States Marchal or other officer of the Pointal Covernment has unde any attempts to provent any attempts from leaving a classroom in thich hr. Excellib was present. While secured statements were agreeded in connection with the ricting which took place on the evening of September 30, and early marcing of Counter 1, 1962, no sotion of any kind has been taken against a statem under the circumstances described in Ar. Selvego's inquiry.

Sincerely yours,

STRIKE MARSHALL Assistant Attorney Occorel Civil Mights Division

ec: Rec.
Chrone.
Br. Emrett
Br. Door
Trial File (Rm. 1140)
Deputy Attorney General

Off. I det -) Grande

Typed: December 6, 1962

DEC : 1952

Director Federal Suresu of Investigation Attention: Mr. Fred Woodcock

BH: NJG: ach 144-40-254 11,801

Burke Harshall Assistant Attorney General Civil Rights Division

Prints from World Wide Photo

Relative to your memorandum of October 19, 1962 to Assistant Attorney Geneal Herbert J. Miller, Jr., I would like to request that you obtain for our pictorial chromology prints in the following five of the categories specified in that memorandum:

- 1) Views of downtown Oxford Courthouse Square (if these pictures fall within the relevant time period);
- 2) Guards at campus entrances (if these pictures fall within the selevant time period);
- 3) View of marshals arriving, assembling, arming, etc.;
- 4) Aeris1 view of the campus area; and
- 5) Views of burnt automobiles and the rubble strewn campus after the rioting (if these foll within the relevant time period).

This memorandum confirms the previous telephone discussion of this matter on Thursday, & December 1962, between Mr. Goldin of this Division and Mr. Woodcock of your Bureau.

CRECORDS
Chrone
Mr. Doar
Mr. Putzel
Mrial File
U.S. Attorney

December 5, 1962

BM:HJG:ash 144-20-254 11801

> Denald M. McGannon, President Westinghouse Breadcasting Company 122 Hast Forty-Second Street New York, New York

Dear Mr. McGannon:

As I mentioned on the telephone yesterday, we are anxious to view again the film taken by Reginald Smith, of your Cleveland television outlet, at the University of Mississippi on September 30, 1962. In conjunction with the Government's defense of several different pieces of litigation emanating from the Oxford riet, this Department is interested in examining all available photographs of what transpired on the University campus on September 30. Reginald Smith has indicated that he was the second photographer to gain access to the campus on that date, and the 100 feet of film he took could be extremely useful to us. We may wish to make still shots of some of the frames.

We hope that your Company will see its way clear to permitting us to borrow this film. While some of your efficials have explained that your established policy requires the service of a subpoena duces tecum, I wish to point out that under Rule 45(b) of the Federal Rules of Civil Procedure it would be necessary for us to notice the deposition of an appropriate corporate official before we could compel the production of the film. I am sure that you appreciate the delay, and the inconvenience to all concerned, attendant upon such a procedure.

cc: Records
Chrono
Bear
Trial File(Rm.-1140)

Thank you for your consideration of this request.

Sincerely.

BURKE MARSHALL Assistant Attorney General Civil Rights Division

By: MARRISON J. GOLDIN Attorney William J. Holleran Executive Assistant Civil Rights Division

John Doar First Assistant December 7, 1962 JD:HJG:ash 144-40-254 11801

Purchase of Film Re Desegregation of the University of Mississippi

In connection with our attempt to assemble a detailed and complete pictorial chronology of the situation on the campus of the University of Mississippi on September 30, 1962, the Federal Bureau of Investigation has learned that the Columbis Broadcasting System in New York has 3200 feet of motion picture film which it is prepared to make available to us. The CBS film is a negative, not suitable for viewing in that form. In order to be inspected it must be developed into positive movie film; it can then be shown on a standard film projector in the manner of ordinary motion pictures. Once the negative has been developed into positive film it will become our property to do with as we choose; we will be able to develop any suitable frames into prints.

CBS charge for this operation is .07 per foot (for a total charge of \$224.00), which apparently covers overtime costs of assembling, developing and splicing the film; \$28.00 for research; and \$25.00 for handling charges. The total cost is \$277.00.

Chrono

Boar

Trial File(Rn. 1140)

File Official vict - Se Correjo.

United States Department of Justice

UNITED STATES ATTORNEY
NORTHERN DESTRICT OF MISSISSIPTI
OXFORD, MISSISSIPTI

December 27, 1962

AIR MAIL SPECIAL DELIVERY

Mr. Herbert J. Miller, Jr. Assistant Attorney General Criminal Division Department of Justice Washington 25, D. C.

Attention: Mr. Carl W. Belcher, Chief

General Crimes Section

Re: Grand Jury

University of Mississippi Matters

Dear Mr. Miller:

This is to advise that our next grand jury is scheduled to convene here Jamuary 8, 1963. I expect that the cases involving defendants who are charged with incidents arising out of the University of Mississippi riots will be presented no sooner than Priday, Jamuary 11. I plan to call you in a few days to discuss with you your ideas as to these presentations.

Yeary truly yours,

H. N. RAY United States Attorney

BE/Et

ec: Mr. John Donr First Assistant Civil Rights Division

Will the Pictures be Ready?

Retyped 12/31/62 M:1s 11,801 144-40-254

14N 2 150

Memorable John Bell Villians Concress of the United States Mouse of Representations Washington 25, D. C.

Peas Congressant Villians:

It is a matter of regret that in the rush of sail this worth we temperatily misplaced your letter of December 6, asking for the names and addresses of the deputy murshals as duty at Oxford in connection with the enforcement of the court orders in the Reposith case.

The Repertment is most anxious to furnish full information is response to inquiries conserming the way in which it not its incampable obligation to enforce the orders of the federal courts in the matter. A substantial number of regular deputy marginals and other employees of the Department deputized for the purpose were necessary to preserve order. At the direction of the Attorny General, these can were under my personal supervision on the camput at the time of the riot, and I am responsible for their conduct, within the scope of their orders.

take the liberty of suggesting that at least as a first even, it would be quicker and easies for you to obtain all the fasts you are interested in by falking directly to me. How that Compress is about to enter a man consider, I am ease that this could be arranged conveniently to both of us. I would be glad to make appeals spaliable after the start of the lies Year.

Your truly yours,

60: Records Chrono Heatra

Micholes del. Laturmach Deputy Attacmey General

Feets. Estenbach Harahall Outhern Berrett Trial File

DL RTMENT OF JUSTICE

Memorandum

TO: St. John Barrett
Second Assistant
Civil Rights Division

DATE: December 17, 1962

FROM 50 John Doar First Assistant

SUBJECT: Depositions in connection with University of Mississippi events

For the depositions with Carl Eardley read the following:

- (1) The memos of the telephone conversations. They are on Burke's desk.
- (2) The Look Magazine article.
- (3) The statements of the Justice Department personnel at Oxford.
- (4) The Chronology of the events.
- (5) Find out what information the Bureau has gotten on their investigation.

BM:1s 9782 Ret. 1/4/63 144-100-40-1

MN 4 1963

Mr. George B. Bezch North Rutledge Road Porest Hills Route 5 Greenwood, South Carolina

Dear Kr. Beach:

This is in reply to your letter to the Attorney General regarding a recent article in Look magnaine.

The account of the events is in general accurate, although the reporters of course did not purport to set forth the entire course of the efforts by the federal government to enforce the court orders and at the same time avoid violence.

Sincerely,

Burke Marshall Assistant Attorney General Civil Rights Division

Chrono
Ms. Barrett
Frial File (1140)

4

IN REPLY PLEASE

United States Beparlment of Justice

Cotte produce.

UNITED STATES ATTORNEY

P. O. Box 1701
San Antonio 6, Texas
January 14, 1963

#9782

Honorable Burke Marshall Assistant Attorney General Civil Rights Division Department of Justice Washington, D. C.

DOCKETED,

JAN 2 1 1963

Dear Mr. Marshall:

The attached copy of letter from Judge Joe Greenhill, Associate Justice, Supreme Court of Texas, pertaining to your address in regard to the Mississippi situation is self-explanatory, as well as is the attached copy of my reply to Judge Greenhill.

Sincerely yours,

Enclosure

EM/gg

ERNEST MORGAN

United States Attorney

DEPARTMENT OF JUSTICE R
CONTROL OF JUSTICE R
CONTRO

P. O. Box 1701 Sam Antonio 6, Texas Jamery 14, 1963

Honorable Joe Greenhill Associate Justice Supreme Court of Texas Austin, Texas

Degr Joe:

Thenk you very much for your letter of January 8, 1963, pertaining to the address of Homoreble Burks Marshall on the handling of the hississippi matter. Your comments are appreciated.

In view of the possibility that federal court preceedings could arise out of the activities of General Walker, it might not be appropriate at this time for the Department of Justice to issue a statement with respect to that matter. However, I will call your letter to the attention of Mr. Marshall.

Please call me at any time I may be of service to you.

Your friend,

ERMEST MORGAN
United States Attorney

DVES

The Supreme Court of Texas

. A.guitt

January 8, 1963

SEO M TEMPLIN

The Econorable Ernest Morgan United States Attorney Box 1701 San Antonio 6, Texas

Dear Ernest:

Thank you for the copy of the address of Burks Marshall on the handling of the Meredith matter. I read it with great interest. It is always refreshing to get facts in 8 matter which is so greatly clouded with passion and

handling of the affair of General Walker, creating cat the Mississippi incidents. I have received large amounts of mail from different groups, most of which are strongly prowalker and anti-Robert Kennedy. I presume that these general mailings have gone to lots of people. None of it was solicited by me. I have discarded most of it. It might be helpful from the standpoint of the government for some statement, similar to the one you sent me about Meredith, to be issued about General Walker.

Mindest personal regards.

Sincerely your

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Line at Caranana MAR 1 1 1963

144-40-254

Monorable Thomas G. Abersethy Member of Congress Mouse of Representatives Washington 25, D. C.

Dear Congressman Abernethy:

This is in response to your letters to the President and to no enclosing copies of sesolutions adopted by the Campus Senate at the Waiversity of Rississippi sequesting the removal of military forces from the Oxford area.

We are perfectly ready and willing to remove all military forces from that area. I have so informed the state officials. I am enclosing for your information a copy of a letter I sent recently to Governor Barnett on this sublect.

Yery truly yours,

ROBERT F. KENNEDY

Attorney General

Honorable Jamie L. Whitten Heaber of Congress House of Representatives Hashington 25, D. C.

Bear Congressman Waltten:

This is in response to your letters to the President and to me enclosing topics of resolutions adopted by the Campus Senate at the University of Mississippi requesting the renoval of military forces from the Oxford area.

We are perfectly ready and willing to senow all military forces from that area. I have so informed the state officials. I am exclusing for your information a copy of a letter I sent recently to Governor Euroett on this subject.

Yery truly yours,

ROBERT F. KENNEDY

Attorney General

Memorable William H. Colner Member of Companies Member of Appresentatives Weskington 25, D. C.

Bear Congressmen Williams:

This is in response to your letters to the President and to me enclosing copies of sessistions adopted by the Campus Senate at the University of Mineiszippi requesting the removal of military forces from the Oxford area.

We are perfectly ready and willing to remove all military forces from that area. I have so informed the state officials. I am enclosing for your information a copy of a letter I sent recently to Governor Barnett on this subject.

Very truly yours.

Attorney Comeral

Memorable John Bell Williams Member of Congress Newse of Representatives Washington 23, D. C.

Dear Congressman Williams:

This is in response to your letters to the President and to me casiosing copies of resolutions adopted by the Campus Senate at the University of Rissinsippi requesting the removal of military forces from the Oxford area.

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Very truly yours,

ROBERT F. KENNELL

Attorney General

MAR 1 1 1963

Remorable Arthur Wanstrad Member of Congress Mouse of Representatives Vashington 25, 2. C.

Bear Congressum Winstead:

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Very truly yours,

ROBERT F. KENNEDY

Attorney General