

FD-302 (Rev. 3-3-59)

FEDERAL BUREAU OF INVESTIGATION Commission Exhibit No. 2257

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Date 12/1/631Date December 4, 1963

SAMUEL MACK PATE, news reporter for KBOX Radio Station, Dallas, Texas, was interviewed at his home at 310 Beautycrest, Dallas, Texas, concerning his presence as a newsman at the Police Department, Dallas, at the time of the shooting of LEE HARVEY OSWALD. PATE stated that he was not at the Police Department when LEE HARVEY OSWALD was shot; that he was home at the time and heard about the shooting on the radio. Consequently, he knew nothing of the security precautions taken by the Dallas Police Department in connection with OSWALD's transfer from the Police Department to the County Jail.

PATE advised he has known RUBY for several years, but only as a casual acquaintance. He has never heard RUBY express any political opinions, never discussed anything concerning politics with him and had never seen LEE HARVEY OSWALD prior to his arrest for the assassination of President KENNEDY. He does not know of any possible contact between OSWALD and RUBY. PATE states he did see RUBY at the Assembly Room of the Dallas Police Department about midnight, Friday, November 22, 1963 at a press conference held by HENRY WADE. PATE said RUBY appeared to be only an interested observer at this conference and he heard RUBY make no statements in the Assembly Room. After the conference, PATE and JERRY KUNKEL, who is also a reporter for KBOX Radio Station, talked with RUBY in the hall outside the Assembly Room. The conversation at this time was primarily about RUBY's night club business. PATE recalls nothing specific about the conversation concerning the assassination of President KENNEDY. He recalls that RUBY did not seem particularly disturbed by the event. He also remembers that RUBY asked for the "hot line" of KLIFF and was given the number which he wrote on a business card or a piece of paper. He did not say why he wanted the number. During this conversation, which lasted less than five minutes, RUBY was introduced to JERRY KUNKEL by PATE. RUBY then invited KUNKEL to the Carousel Club and gave him a business card. RUBY was still standing in the hall outside the Assembly Room when PATE and KUNKEL left the area.

PATE states he quit his job with KBOX at 6:00 P.M., Saturday, November 23, 1963 due to a budget cut and has no other information concerning this case.

DAVID FLINT "MIKE" SMITH, 2321 Chandler Street, advised that he is employed as a Photographer for Associated Press in Los Angeles and that his office is located in the Los Angeles Times Building, 202 West 1st Street, Los Angeles, California. Mr. SMITH advised that approximately one hour after hearing of the President's assassination in Dallas, Texas on November 22, 1963, he and the Photographing Editor, RICHARD STROBEL, left Los Angeles for Dallas, Texas.

He advised that on Sunday morning, November 24, 1963, all of the news media people had congregated in the Dallas Police Department Building. He advised that he picked a place in the basement about one-third of the way from the door from which LEE HARVEY OSWALD would emerge and approximately two-thirds from where the armored truck was parked. He advised that OSWALD was to emerge from a door where the police have a booking office and would have to walk about eight feet to a driveway. Mr. SMITH stated that he could observe and photograph OSWALD from his vantage point as he walked to the armored truck. At the last moment, however, the Dallas Police Department brought two unmarked cars from the parking space below this area and parked them directly behind the armored truck. SMITH got pushed back from where he wanted to be and he advised that as he tried to maneuver around the back of the second car to gain a vantage point he heard someone say, "Here he comes". Mr. SMITH advised that because of the small hallway from which OSWALD emerged, he could not see him. He stated that almost immediately, about three seconds, after hearing the comment, "Here he comes", SMITH stated that he heard a shot. He looked over the heads of people in front of him and saw the top of OSWALD's head as OSWALD was falling backwards between two detectives. Immediately he observed Dallas Police Officers pounce on a man, who he later determined was JACK RUBY.

Mr. SMITH advised that he was present in the Dallas Police Building during Friday evening, November 22, 1963 and at various times on Saturday, November 23, 1963

On 12/1/63 at Burbank, California File # Los Angeles 44-895

on 11/30/63 at Dallas, Texas File # DL 44-1639
 by Special Agents GARY S. WILSON & RICHARD T. BARIDEAU/jn Date dictated 12/4/63

by SAA EUGENE I. TUGGEE, JR./mjc Date dictated 12/1/63

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