

FEDERAL BUREAU OF INVESTIGATION

Date 12/3/63

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BILLY JOE MAXEY, Sergeant, Police Department, Dallas, Texas, was interviewed at his residence at 8912 Freeport Drive, Dallas, home telephone DA 7-8743. He was advised at the outset that he did not have to furnish a statement, that any statement he did furnish could possibly be used against him in court, and of his right to an attorney. He furnished the following information:

He is presently assigned to the Patrol Division of the Dallas Police Department and works out of the Northeast Substation at 8916 Adlora Lane. He was on duty from 7:00 AM to 4:00 PM on November 24, 1963. He was aware that LEE HARVEY OSWALD was to be transported from the Dallas City Jail to the County Jail on the morning of that day. It is his daily routine to visit the Central Police Headquarters at least once during the day, and on the morning of November 24, 1963, he left the Northeast Substation for the ostensible purpose of delivering some overtime cards to the Central Headquarters. He had not received an assignment to do this.

He arrived at the Central Police Headquarters in Dallas at about 11:00 AM driving an unmarked patrol car. He drove into the basement parking lot from the Main Street entrance and at that time observed members of the Patrol Division being briefed on their traffic assignments as regards the transfer of the prisoner OSWALD. He was wearing his uniform at the time.

He parked at the north end of the basement and walked over to a group of officers that he recognized, which included Sgt. J. A. PUTNAM, Officer P. T. DEAN and Captain TALBERT. When the briefing was concluded, he told Sgt. PUTNAM that he would help in any way he could and was told that everything was in good shape but that he could wait for a while with PUTNAM and DEAN. He had no definite advance knowledge as to where they were taking the prisoner but assumed it was to the County Jail. He waited for a few moments and saw a number of police officers near the jail entrance to the parking lot and also approximately thirty-five to forty individuals who he assumed were newspaper reporters or radio and TV men. At that time he was standing in the northeast section of the garage.

A few moments after that, Lieut. PIERCE entered the garage, driving a black detective car, and PUTNAM waved to him and said,

Ex.No.5096

MAXEY, B.J.
DallasDeposition
3-25-64

on 12/2/63 at Dallas, Texas File # DL 44-1639

by Special Agent R. NEIL QUIGLEY;
JOHN E. DALLMAN - LAC Date dictated 12/2/63

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"Come with us". He walked up to PIERCE and asked if he could assist and was told he should go with them as they were going to escort the armored car. With that he got in the back seat of the car driven by PIERCE and seated himself on the left-hand side of the vehicle. The vehicle then started to leave the garage by the north entrance leading into Main Street, but the area was full of reporters and it became necessary for PUTNAM to get out of the car. PUTNAM, with the assistance of some Dallas reserve police officers, whose identity he did not know, moved the people out of the way and the vehicle was then driven up the ramp to Main Street. During this time he saw no other vehicles in, or leave, the basement garage.

After entering Main Street, the vehicle made a left-hand turn, went down Main to Harwood, went down Harwood to Commerce, and after turning left on Commerce, took a position in front of the armored car which was parked in the ramp at that location, leading from the basement. A few moments after the car had been positioned, he and the other officers observed police officers apparently making an effort to seal the exits of the police headquarters and City Hall building. He in particular noticed that there were reserve officers keeping people from leaving the new City Hall building. They then heard a broadcast over the police radio in their car requesting an ambulance be brought to the City Hall basement. They then moved their car out of the ramp, and the armored car cleared out of the Commerce Street ramp, and a few moments later an ambulance arrived and entered the basement. He and the other officers in the car immediately proceeded to Parkland Hospital and set up security arrangements there where they stayed until it was learned that OSWALD had died.

At no time did he see JACK RUBY during his visit to the Central Police Headquarters on November 24, 1963. He recalled reading in the newspaper and hearing accounts of the incident indicating that RUBY had slipped into the basement from the Main Street ramp. If this were true it must have happened after he and the other officers had driven out of the basement because they saw no one entering the basement from the Main Street ramp while they were driving up it, and it would have been physically impossible for anybody to walk by the car because of the narrowness of the ramp. He recalled as they were leaving the Main Street ramp, Officer R. E. VAUGHN was standing guard at the exit to his right. He also recalled VAUGHN had made sure of his identity visually as he drove down the Main Street ramp when he first arrived at the Central Police Headquarters.

He also recalled when they left, that, in addition to VAUGHN, an ex-police officer by the name of (FNU) DANIELS, a Negro, was standing to his left at the exit of the ramp. He also believed that the head

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"shine boy", also a Negro, from the Central Police Headquarters, was standing in the vicinity of DANIELS (FNU).

He did not personally require anybody to identify themselves while in the basement, nor did he engage in conversation with anyone other than the aforementioned police officers. He had no personal knowledge of what security precautions had been taken although he certainly felt they were adequate from what he saw in the basement of the garage.

As concerns JACK RUBY, he first met him about two years ago. On that occasion he was with his wife and had visited the Carousel in downtown Dallas for strictly social purposes. He, of course, was dressed in civilian clothes and, as he was leaving the night club, RUBY asked him if he liked the show. He told him that he enjoyed it and RUBY then asked him what business he was in, and he told him he was with the Police Department. He also took his wife to the Vegas Club on one occasion, but RUBY was not present at that time. He personally does not like to be recognized as a police officer when he is nightclubbing and never made it a point to seek RUBY out on the two or three occasions he visited his night clubs. He never had any occasion to visit them while he was on duty or in uniform and doubted very much that RUBY would know who he is at this time.

He never worked for RUBY, nor does he know of anyone presently with the Police Department or in any way connected with the Police Department who has worked for him. The last time he saw RUBY was approximately one month ago at one of his night clubs, and he has not seen him since that time. He did not see RUBY at any time on November 24, 1963. He has heard very little concerning RUBY prior to this time, knows nothing of his background, nor has he heard that he ever carried a gun. After the shooting of OSWALD, he talked to one of the officers in the Special Services Division, whose name he did not know, who told him that RUBY had caused them no trouble. He knows nothing concerning LEE HARVEY OSWALD and had heard no mention of him prior to November 22, 1963. He knows of no relationship between HARVEY and OSWALD, nor has he heard mention of any such relationship.

Ruby

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