

F B I

Date:

Transmit the following in _____
(Type in plain text or code)

Via _____
(Priority or Method of Mailing)

OC 7-6

The USA desires to know whether the Director in a "recent publication" made the statement that this Bureau now concedes the ransom notes were not written in the handwriting of KATHRYN KELLY but that she suggested the phraseology. Close contact is being maintained with the USA.

DOYLE

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

April 19, 1958

Air Mail

Mr. James L. Laughlin,
Attorney and Counsellor at Law,
National Press Building,
Washington, D. C.

Re: Ora L. Shannon and Kathryn Thorne
Kelly, No. 10,478 - Criminal

Dear Mr. Laughlin:

Section 2255, although extremely liberal insofar as requiring a hearing, does not intend to give rise to a second appeal. And, the hearing must be granted "Unless the motion and files and records of the case conclusively show that the prisoner is entitled to no relief * * *".

Prior to overruling the petitioners' requests for hearing, the court studied the motions, files and records in these cases. Almost without exception the various issues raised in these two motions were directly or indirectly embraced by the original trial and appeal therefrom.

The most serious point urged is that perjured testimony was knowingly used by the prosecution. Generally, such an allegation demands a hearing. James vs. United States, 175 F. 2d 760 (C.A.5, 1949). However, the appeal transcript in Mrs. Kelly's case reveals that throughout the proceedings Mrs. Kelly did not deny participating in this crime but urged that she had been coerced into such actions by her husband. The Court of Appeals found no merit in this contention. In view of such record, my present opinion is that Mrs. Kelly cannot now, some twenty five years after trial, drastically alter her

7-115-2396

ENCLOSURE

Mr. James L. Laughlin

-2-

APR 11 1938
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U.S. DEPT. OF JUSTICE

earlier position and assert that perjured testimony was used to implicate her in the commission of the crime and deny that she in fact committed the acts charged by the government.

Admittedly, on this specific point, petitioner Shannon is not in an identical position. But it would not be an unreasonable construction of the whole record to conclude that even assuming the alleged perjured testimony were used that such did not materially enter into the jury's verdict. In addition, much of the alleged perjury is stated by way of conclusion rather than ultimate fact.

Although there still remains a serious question in my mind on whether a hearing should take place on these matters, I'm resolving such doubt in the petitioners' favor by setting aside my earlier order and putting this matter down for hearing at 9:30 a.m. on June 9, 1938, at Oklahoma City.

This letter has been somewhat detailed in order to make clear, that although every consideration will be shown the petitioners as to matters properly cognizable under section 2255, the court will not entertain testimony or evidence which amounts to an attempt to reopen the former case or gain a reconsideration of matters which were, or should have been, formerly considered. Doubtless, this will help you in preparation for this hearing.

Very truly yours,

W. R. WALLACE

C.C.
Mr. Lee Jenkins, Clerk,
United States Attorney

Ora Shannon and Kathryn Kelly, through their Attorney James J. Laughlin, Washington, D. C., filed motions in U. S. District Court, Oklahoma City. In the affidavits supporting these motions Shannon and Kelly made allegations against (1) the presiding judge; (2) E. E. Kirkpatrick; (3) J. B. Keenan, the Government attorney; and (4) the FBI. Judge Wallace at first denied the motions and later reversed his decision. In a letter 4/19/58 (attached) to Laughlin, the judge states he studied the records, etc., and without exception the issues were raised in trial and on appeal. He states Kelly, according to the record, did not deny participating in the kidnaping, but urged she had been coerced into it by her husband. Kelly, now 25 years later, alters her earlier position. Shannon's position is not identical. The judge set hearing 6/9/58, and will limit it to "perjured testimony." The judge states that it would not be an unreasonable construction of the whole record to conclude that even assuming the alleged perjured testimony were used that such did not materially enter into the jury's verdict. Attached airtel requests FBI record of Arnold's identification Division is forwarding this record. Shannon in her affidavit claimed the Government put on testimony of a handwriting expert concerning the ransom note. The judge refused a delay to permit the defense to get a document examiner. Kelly states the present head of the FBI in a "recent publication" has stated in effect the FBI now concedes the ransom note was not written by Kelly, but attempts to justify it on the grounds that the ransom note contained Kelly's phraseology. The FBI library checked the readers guide index and the article index maintained in Crime Records Section for all articles relating to Kathryn Kelly and could find no mention of such a quote from the Director. Oklahoma City being so advised.

X WITNESS

FBI

Date: May 12, 1958

Transmit the following in Plain Text
(Type in plain text or code)

Via AIRTEL
(Priority or Method of Mailing)

TO: DIRECTOR, FBI (7-115)

FROM: SAC, OKLAHOMA CITY (7-6)

GEORGE KELLY BARNES, was.
ET AL
CHARLES F. URSCHER - VICTIM
KIDNAPING

OO OKLA. CITY

ReBulet May 5, 1958, requesting airtel on progress being made on locating LUTHER WILLIAM ARNOLD in connection with this case.

The Dallas Office advised by airtel May 10, 1958, that [redacted] of Mrs. JOHN HOGAN, had advised that LUTHER WILLIAM ARNOLD died about 1944 near Long Beach Calif. The Los Angeles Office has been requested to verify ARNOLD'S death.

[redacted]
(5)

All b7c

- 3 - Bureau
- 1 - Los Angeles
- 2 - Okla. City

REC-7

2397

EX. - 139

MAY 15 1958

[Handwritten signatures and initials]

AIRTEL

5/16/58
B. Sullivan

TO: DIRECTOR, FBI (7-115)

7/10
FROM: SAC, WFO (7-19)

GEORGE KELLY BARNES, was.; et al
CHARLES F. URSHEL - VICTIM
KIDNAPING
(OO:OC)

ReOCairtel to Director dated 5/6/58.

Mr. CHARLES A. APPEL, Jr., formerly assigned to the FBI Laboratory, stated he was employed in FBI Laboratory during 1933 and 1934, and recalls examining ransom note in this case. He stated as he recalled, ransom note written on typewriter which he identified as a Remington, stated several specimens received, however, no identification of a particular typewriter was made on the ransom note. APPEL said he also recalled that during progress of trial of BOSS SHANNON, ORA SHANNON and others, extortion letters were directed to the U.S. District Judge and JOSEPH B. KEENAN (deceased) former Assistant Attorney General who assisted in prosecution. APPEL stated he recalled that while trial of BOSS SHANNON and others was in progress, the extortion letters were received, one from GEORGE KELLY and one from KATHRYN KELLY.

APPEL stated as no identification was made on ransom note other than make of typewriter, he could not have testified to any matter of the material value in the BOSS SHANNON, ORA SHANNON case. APPEL stated he believed as he identified extortion letters from GEORGE and KATHRYN KELLY, he testified in trial of KATHRYN KELLY, identifying the letter she had directed, he believed, to the U. S. District Judge in which she threatened to kill him for prosecuting her relatives. *ml*

3 - Bureau
1 - Oklahoma City (7-6)
1 - WFO

b7c
[REDACTED]
(5)

AIRTEL

52 MAY 22 1958

EX - 102

REC-99

7-11-58
12 MAY 16 1958

WFO 7-19

Attention of OC directed to page four, paragraph two, reference airtel, wherein it is stated that a handwriting expert was used by the Government to give testimony damaging to KELLY. Further is is alleged this testimony was purgered and that JOSEPH B. KENNEN with USA HERBERT K. HYDE knew the testimony was false. It is believed this allegation refers to testimony offered by former SA APPEL and, therefore, every effort should be made to locate transcript of original trial of KATHRYN KELLY in order that exact testimony of APPEL can be discussed with him in this matter.

FBI

Date: 5/15/58

Transmit the following in _____
(Type in plain text or code)

Via AIRTEL AIR MAIL
(Priority or Method of Mailing)

TO: DIRECTOR, FBI (7-115)
FROM: SAC, DENVER (7-7)
SUBJECT: GEORGE KELLY BARNES, was.;
ET AL
CHARLES F. URSCHEL - VICTIM
KIDNAPING

Hugh Kelly

(OO: OKLAHOMA CITY)

Re Oklahoma City Airtels dated May 5, 1958.

██████████, Clerk, United States Tenth Circuit Court Clerk's Office, Denver, Colorado, on May 9, 1958 advised SA ██████████ that his records fail to reveal that a court reporter's transcript was ever sent to his office. He stated that a check of the appeals by subjects in this case revealed that the testimony of the pertinent witnesses was not set out verbatim but as an "agreed narrative statement of evidence." The testimony of KATHRYN KELLY was narrated as Folio 56, Page 42, and is available to the United States Attorney at Oklahoma City.

██████████ also pointed out that the material found in the files of the U. S. District Court Clerk's Office in Oklahoma City pertaining to a "certified type-written transcript of the record in the case of KATHRYN THORNE KELLY vs. U.S." did not contain a verbatim transcript of the testimony in the matter but was the same "agreed narrative statement of evidence" referred to above. The printer would have received only that same narrative.

- 3 - Bureau (AM)
- 2 - Oklahoma City (7-6) (AM)
- 1 - Denver

7-115-2399

16 MAY 17 1958

All b7C

Approved: _____

Sent _____

Per _____

(10) *SVD*
[Signature]

EX-108

F B I

Date:

Transmit the following in _____
(Type in plain text or code)Via _____
(Priority or Method of Mailing)

DN 7-7

A review of the Denver file in this matter failed to disclose copy of transcript of testimony ever in possession of Denver Division.

[REDACTED] Clerk, U. S. Attorney's Office, Denver, Colorado, advised on May 9, 1958 that even if received, transcript would not be presently available as all transcripts of testimony coming to their office are destroyed after five years.

On May 9, 1958, efforts were made to contact MOLLIE O. EDISON, Denver Attorney, former partner of BEN B. LASKA, a convicted subject in this case. [REDACTED] had suggested that if there ever had been a transcript of the testimony in this case, LASKA might have obtained it and it might have been retained by EDISON;

MOLLIE EDISON advised on May 14, 1958 that she did not know that LASKA ever had a transcript of testimony in this case and that she is not aware that any was prepared. She suggested that DAVE TANT, Oklahoma City Attorney active in defense of subjects in this matter, may have had transcript prepared and still available.

RUC.

WERNER

All b7C

FBI

Date: 5/16/58

Transmit the following in AIRTEL
(Type in plain text or code)

Via AIR MAIL
(Priority or Method of Mailing)

TO: DIRECTOR, FBI (7-115)

FROM: SAC, SAN ANTONIO (7-11)

RE: GEORGE KELLY BARNES, was.; ET AL
CHARLES F. URSCHEL - VICTIM
KIDNAPING
(OO: OKLAHOMA CITY)

E H [Signature]

BUDED; INVESTIGATION MUST BE COMPLETED BY 5/21/58

Re Oklahoma City airtel to the Director, 5/6/58, one copy of which is enclosed for Memphis.

Former SA [redacted] presently visiting with relative [redacted] c/o [redacted] will not return to [redacted] until after 5/30/58.

Memphis interview [redacted] per reairtel and advise him of hearing date as he may desire to go back through Oklahoma City.

END

BLAYLOCK

- 3-Bureau
- 2-Memphis (Encl. 1)
- 2-Oklahoma City (7-6)
- 1-SA

All b7c

mlp

(8)

7-115-2400

REC-62

16 MAY 17 1958

AIR TEL

108

[Signature]

Approved: [Signature]

Sent _____ M Per _____

61 MAY 23 1958 Special Agent in Charge

Handwritten initials

FBI

Date: 5/15/58

Transmit the following in PLAIN TEXT
(Type in plain text or code)

Via AIRTEL AIR MAIL
(Priority or Method of Mailing)

TO: DIRECTOR, FBI (7-115)

FROM: SAC, DALLAS (7-7)

GEORGE KELLY BARNES, was.; ET AL
CHARLES F. URSCHEL - VICTIM
KIDNAPING

(OO: OC)

Handwritten signature

Re Oklahoma City airtel to Bureau, 5/6/58, and
WFO airtel to Bureau, 5/8/58.

BUDED: INVESTIGATION MUST BE COMPLETED BY 5/21/58.

Investigation Ft. Worth, Texas, reflects [redacted]
[redacted] SAM SAYERS, not SAYRES, attorney,
reported to have represented ORA L. SHANNON and KATHRYN THORNE
KELLY in captioned case, out of city and will not return
until May 16, 1958.

[redacted] Ft. Worth, Texas,
advised SAM SAYERS was his uncle and SAM SAYERS now deceased.
[redacted] advised law firm MC LEAN, SCOTT, SAYERS and [redacted]
no longer in effect. Further WALTER B. SCOTT, WILLIAM P.
MC LEAN, and SAM SAYERS, members above firm now deceased.
Further [redacted]

[redacted] said his brother, [redacted]
was junior partner in above law firm during trial of ORA L.
SHANNON and KATHRYN KELLY in 1933.

[redacted] believes [redacted] participated in
the above trial; and that [redacted] was not member of law
firm MC LEAN, SCOTT, SAYERS, and [redacted] during the above-
mentioned trial.

- 3 - Bureau
- 2 - Houston (Encl. 1)
- 2 - Oklahoma City (7-6)
- 2 - Dallas

REC-62

Handwritten: 7-115-2401

16 MAY 17 1958

(9)(rd)

Approved: _____ Agent in Charge

Sent _____ M Per _____

61 MAY 23 1958

41

All b7C

F B I

Date:

Transmit the following in _____
(Type in plain text or code)Via _____
(Priority or Method of Mailing)

DL 7-7

For information Oklahoma City, JOHN B. WATSON, Chief, Reference Service Branch, Federal Records Center, Ft. Worth, advised 5/14/58, that Federal Record Center Container (box) containing all of the court records pertaining to the SHANNON-KELLY trial, which were shipped to Ft. Worth Record Center for storage, have been forwarded to R. LEE JENKINS, Clerk, USDC, Oklahoma City, on 3/24/58. WATSON said this was done at request of JENKINS. WATSON said further he does not know what this container actually contained in matter concerning this case. WATSON said records of U. S. Attorney, Oklahoma City, pertaining to this case, which were in the Ft. Worth Record Center for storage purposes, were forwarded to PAUL CRESS, USA Office, Oklahoma City, on 3/21/58. He said that additional printed transcripts of testimony were forwarded to CRESS on April 29, 1958. WATSON said there is nothing of record concerning the SHANNON-KELLY case at the Ft. Worth Record Center at the present time.

On 5/15/58, JOHN WATSON advised in reviewing records FRC in Oklahoma Criminal Case No. 11024 entitled U.S. vs. BEN B. LASKA, correspondence in case reflects copy of transcript of record in case of KELLY vs. U.S. in circuit court of appeals, Denver, was forwarded USA J. CHARLES DENNIS, Seattle, Wash., by WILLIAM C. LEWIS, USA, Oklahoma City, 6/17/35. WATSON states possibly this transcript could be in files USA, Seattle, and may contain transcript of testimony offered in trial KATHRYN T. KELLY. No lead Seattle, Oklahoma City contact USA, Oklahoma City, for additional info.

For information of Oklahoma City, [REDACTED] attorney-at-law, Decatur, Texas, advised his former partner, M. W. BURCH, now deceased. [REDACTED] advised that he and BURCH represented R. G. "BOSS" SHANNON and his son, ORMAN SHANNON, during the trial. [REDACTED] said he and his partner did not represent ORA L. SHANNON or KATHRYN THORNE KELLY.

- 2 -

All b7C

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plain text or code)

Via _____
(Priority or Method of Mailing)

DL 7-7

HOUSTON Office at Houston, Texas, will locate and interview _____ and _____ and attempt to determine the information as set forth in referenced Oklahoma City airtel to Bureau, 5/6/58.

Enclosed to Houston is copy of Oklahoma City airtel to Bureau, 5/6/58.

Report follows.

BOYLE

All b7C

RECEIVED
MAY 11 1958

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: 5/15/58

FROM: SAC, CHARLOTTE (7-13)

SUBJECT: ^①GEORGE KELLY BARNES, was., et al;
CHARLES F. URSCHEL - VICTIM
KIDNAPPING

Handwritten: 1-1
10-1

OO: CHARLOTTE *OC*

Re WFO airtel to Bureau, 5/9/58.

Enclosed for the Oklahoma City Office is a certified certificate of death for JOSEPH B. KEENAN, birth date January 11, 1887, white male, who died 12/8/54, Asheboro, N. C.

- 2 - Bureau
- 2 - Oklahoma City (7-6)(Encl. 1)(RM)
- 1 - WFO (7-19)(Info)
- 1 - Charlotte (7-13)

b7c
(6)

P

REC-31

7-115-2402

MAY 19 1958

EX-135

Handwritten initials/signature

50 MAY 23 1958 41

FEDERAL BUREAU OF INVESTIGATION

Reporting Office SAN FRANCISCO	Office of Origin OKLAHOMA CITY	Date 5/16/58	Investigative Period 5/15/58
TITLE OF CASE GEORGE KELLY BARNES, was.; ET AL CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
<i>BC</i>		CHARACTER OF CASE KIDNAPING	

Synopsis:

HAROLD NATHAN, former Assistant Director, interviewed and answers set forth concerning the allegations made by ORA L. SHANNON and KATHRYN THORNE KELLY in their motions to vacate their sentences.

- RUC -

DETAILS: AT SAN FRANCISCO, CALIFORNIA

Mr. HAROLD NATHAN, former Assistant Director, FBI, [REDACTED] was interviewed on May 15, 1958, and his answers to the allegations made by ORA L. SHANNON and KATHRYN THORNE KELLY in their motions to vacate their sentences are set out hereinafter. It should be noted that Mr. NATHAN will be 78 years of age in September 1958.

Mr. NATHAN advised that he was not present in Oklahoma City, Oklahoma, during the entire trial of SHANNON and KELLY as it was necessary for him to be in St. Paul, Minnesota, on a contingent matter.

Approved <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below			
Copies made: ① - Bureau (7-115) 3 - Oklahoma City (7-6) (1-USA, WDDO) 1 - San Francisco (7-9)	7-	115-	2403	REC-1 E-101

All b7C

70 MAY 27 1958/1

b7C

Allegation: During the trial or preparation for trial were the attorneys for the defense interrogated concerning the source of their fees, or did such interrogation begin upon completion of prosecutive action against OPA L. SHANNON and KATHRYN THORNE KELLY?

Mr. NATHAN: "Not at any time by me or in my presence."

Allegation: Were the attorneys for the defense threatened with criminal prosecution during the interrogations?

Mr. NATHAN: "Not to my knowledge."

Allegation: Was any false testimony used in the prosecution of either OPA L. SHANNON or KATHRYN THORNE KELLY?

Mr. NATHAN: "No, at least not to my knowledge."

Allegation: Was the atmosphere of the Court Room "circus like" and were dozens and dozens of FBI Agents in the Court Room daily?

Mr. NATHAN: "The atmosphere was not 'circus like' in any sense and I cannot recall over three or four FBI Agents being in the Court Room."

Allegation: Were there newsreel cameras and press photographers operating in the Court Room during the trial of these cases?

Mr. NATHAN: "I do not recall having seen any."

Allegation: Was advance publicity given out by the FBI (Division of Investigation) which resulted in the streets being roped off?

Mr. NATHAN: "No advance publicity was given out by me and I do not recall any streets being roped off."

Allegation: Were there 40 FBI men armed with shotguns and machine guns surrounding the Court House and along the way from the Court House to the Federal Building?

Mr. NATHAN: "There were no FBI Agents armed with shotguns and machine guns surrounding the Court House."

Allegation: Was Mr. E. E. KIRKPATRICK allowed to sit at the counsel table and assist Government prosecutors in selecting a jury?

Mr. NATHAN: "Not to my knowledge."

[REDACTED] b7C
SF 7-9

Allegation: Determine how many Agents were in the group that arrested ORA L. SHANNON. (She says 30 to 50.) Determine if any Agent advised ORA SHANNON he would "shoot her guts out."

Mr. NATHAN: "I was not present at the arrest of ORA L. SHANNON. I know nothing as to this allegation."

Allegation: Determine if any of the Agents can refute the allegation that when taken to the Dallas County Jail, ORA L. SHANNON was told unless she made a full and complete confession, her children would be sent away and she would never see them again; whether she was allowed to see an attorney until after confession made; and whether she was refused food and drink until she made a confession and signed her name.

Mr. NATHAN: "I was not present and have never heard anything that would indicate there is any truth whatsoever in this allegation."

Allegation: Will determine if the Agent can refute the allegation that Defense attorneys were told by Agents they would listen in on all conversations and would not permit confidential conferences with their clients.

Mr. NATHAN: "I never heard any such statement by any FBI Agent."

Allegation: Will determine if any can refute the allegation that KATHRYN THORNE KELLY was allowed to confer with her defense counsel for only ten minutes.

Mr. NATHAN: "I know nothing as to this allegation. The United States Attorney was in charge of the prosecution."

Allegation: Will determine if he can refute the allegation that 200 to 300 FBI Agents were in the Court Room or corridors of the Post Office Building in Oklahoma City during the trial of KATHRYN KELLY.

Mr. NATHAN: "The allegation that 200 to 300 FBI Agents were in the Court Room or corridors of the Post Office Building in Oklahoma City is absurd. As I recall we had only about 300 Agents in the Bureau at that time and I personally never saw over six FBI Agents in the building at one time."

[REDACTED] b7C
SF 7-9

Allegation: Whether he can refute the allegation that when taken to court, people tried to strike KATHRYN KELLY but the guarding Agents made no effort to protect her.

Mr. NATHAN: "This did not happen in my presence and I have never heard anything that would indicate that this took place."

Allegation: Will determine whether the Agent can refute the allegation that en route to Court, a Texas Ranger struck GEORGE KELLY over the head with "pistol or club."

Mr. NATHAN: "I never saw such an alleged occurrence and have no knowledge that such a thing happened."

Allegation: Can the Agent refute the allegation that the testimony of LUTHER W. ARNOLD was perjured?

Mr. NATHAN: "I recall nothing about LUTHER W. ARNOLD's testimony."

Allegation: Can he refute the allegation that ARNOLD was paid a \$15,000 reward after testifying? Does he have information concerning the whereabouts of LUTHER W. ARNOLD, FLOSSIE MAE ARNOLD or GERALINE ARNOLD?

Mr. NATHAN: "LUTHER W. ARNOLD was not paid any reward by us and I know nothing about anyone paying a reward to him. I have no information concerning the whereabouts of LUTHER W. ARNOLD, FLOSSIE MAE ARNOLD or GERALINE ARNOLD."

Allegation: Can he refute the allegations that ARNOLD during the trial was kept in good hotels, furnished good clothing and later was assisted in preparing articles for periodicals concerning his part in the capture of GEORGE and KATHRYN KELLY?

Mr. NATHAN: "I never heard nor do I know of anything to this effect."

Allegation: Can he refute the allegation that efforts were made to prevent her from receiving a fair trial?

Mr. NATHAN: "To the best of my knowledge and belief KATHRYN KELLY received an absolutely fair trial. There were no efforts made to prevent it."

[REDACTED] b7C
SF 7-9

Allegation: Can he refute the allegation that 75 Agents and 18 members of the Memphis Police Department arrested KATHRYN and GEORGE KELLY in Memphis, Tennessee?

Mr. NATHAN: "I was not present when KATHRYN and GEORGE KELLY were arrested in Memphis, Tennessee."

Allegation: Can he refute the fact that KATHRYN T. KELLY was held in jail at Memphis, Tennessee three or four days and questioned constantly by the FBI?

Mr. NATHAN: "I was not present in Memphis, Tennessee during this time but nothing of this nature ever came to my attention."

Allegation: Can he refute the allegation she was refused counsel until she confessed?

Mr. NATHAN: "I was not there and I could not say."

Allegation: Can he refute the allegation that 50 FBI men accompanied her and her husband to Oklahoma City, during which the Agents cursed and threatened them?

Mr. NATHAN: "I know that 50 Agents did not accompany KATHRYN and GEORGE KELLY to Oklahoma City. I was present in Oklahoma City when they arrived and it is my recollection that there were not more than three or four Agents with her, certainly not anywhere near the number indicated."

Allegation: Can he refute the allegation that while en route to Oklahoma City, KATHRYN KELLY was told the Attorney General was personally prosecuting the case, and would make efforts to see she got the "chair?"

Mr. NATHAN: "I have no knowledge of what happened en route to Oklahoma City. I was not present."

Allegation: Can he refute the allegation that KATHRYN KELLY was told Mrs. ORA SHANNON would receive no consideration unless KATHRYN KELLY admitted a long list of unsolved crimes?

Mr. NATHAN: "This was not done by me or in my presence. I never heard anything concerning this."

[REDACTED] b7C
SF 7-9

Allegation: Can he refute her allegation that guards sat in front of her open cell with machine guns on their laps; or that stronger light bulbs were placed in her cell? Can he refute the allegation of KATHRYN KELLY that she was told if she did not confess, steps would be taken to make her confinement hard, rigorous and difficult?

Mr. NATHAN: "I was at the jail and in KATHRYN KELLY's cell on one or two occasions. I saw no guards in front of her open cell with machine guns in their laps and I noticed no stronger light bulbs in her cell. As to the allegation that KATHRYN KELLY was told if she did not confess, steps would be taken to make her confinement hard, rigorous and difficult, this was not done by me or in my presence or to my knowledge."

Allegation: Can the Agent furnish any information concerning press releases given by the FBI (Division of Investigation); the guard assignments and how many men were used, and can any of them furnish information concerning where there can be located a copy of the transcript of testimony in the KATHRYN THORNE KELLY trial?

Mr. NATHAN: "I recall nothing concerning any press releases. I know nothing as to the guard assignments at the jail. I know nothing concerning the whereabouts of the transcript of testimony in the KATHRYN KELLY trial."

- RUC -

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (7-115)

DATE: 5/16/58

FROM : SAC, San Francisco (7-9)

SUBJECT: GEORGE KELLY BARNES, was.; ET AL
CHARLES F. URSCHEL - VICTIM
KIDNAPING
OO: Oklahoma City

Enclosed are one copy and three copies respectively for the Bureau and Oklahoma City of the report of SA [redacted] at San Francisco, dated and captioned as above.

REFERENCE

Airtel from Oklahoma City to the Bureau dated 5/6/58.

- 1 - Bureau (encl.1)
- 2 - Oklahoma City (encl.3)(7-6)
- 1 - San Francisco

All b7C

E

[redacted]
(4)

REC-1

7-115-2404

MAY 21 1958

ENCLOSURE

ENCLOSURE

GEN

70 MAY 27 1958 41

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Rosen *R*

DATE: April 30, 1958

FROM : F. L. Price *flp*

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

SUBJECT: GEORGE KELLY BARNES, WAS., ET AL.;
CHARLES F. URSCHEL - VICTIM;
KIDNAPING

Oklahoma City has requested the Bureau to furnish the location of Bureau personnel (all have since left the service) who participated in the arrest of Ora Shannon and Kathryn Kelly. Shannon and Kelly have filed affidavits to have their sentences set aside. The motion is to be heard 6/9/58, Oklahoma City. The judge indicated the hearing would be confined to possible perjury aspects. The U. S. Attorney is to refute on the record allegations made against Bureau personnel. Kelly and Shannon claim they were coerced into giving a signed statement, their attorneys were continually questioned regarding the source of their fees, and there always loomed the possibility of criminal prosecution if they handled ransom money. They claimed Agents numbering from 20 to 300 arrested them, were used as guards in escorting them to and from the courtrooms, and the publicity by the FBI in their search for Kelly adversely affected Shannon's trial.

All Bureau personnel who participated in the arrests have terminated their employment with the Bureau by voluntary resignation or retirement. Their services were satisfactory. Some are deceased.

Shannon was arrested 8/12/33, at Paradise, Texas. *7-115-2405*

[Redacted] and Gus T. Jones testified at her trial. They participated in the arrest of Shannon and Jones took a supplemental statement from her. F. J. Blake and R. H. Colvin took the original statement from Shannon, but both are deceased. E. J. Dowd (deceased) participated in the arrest. Fort Worth and Dallas Police Department officers also participated. Victim Urschel was also present. Other possible witnesses were J. A. Dowd, Val C. Zimmer, and R. C. Coulter. Their testimony appeared to be confined to matters other than Shannon.

Kelly was arrested 9/26/33, at Memphis, Tennessee. The trial transcript is at the Court of Appeals in Denver, U. S. Attorney, Oklahoma City, is endeavoring to obtain it. W. A. Rorer, *[Redacted]* and B. F. Fitzsimons (deceased) arrested Kelly. G. B. Norris, *[Redacted]* and F. F. Yearsley interviewed Kelly after the arrest. *[Redacted]* (civilian) testified as a handwriting examiner. The file shows C. A. Appel, Jr., conducted document examinations in this case. Oklahoma City suggests former Assistant Director Harold Nathan, who was present and apparently directed the investigation from Oklahoma City, as a possible witness in connection with guard duty assignments and releases to the newspapers. Attached is a list of the personnel involved and their

68 MAY 16 1958
Enclosures (2)

1 - Mr. Parsons, Mr. Mohr *[Redacted]*
(8)

All b7c

7-115

PERM. FILED

Memorandum for Mr. Rosen

RECOMMENDATION:

It is recommended the attached letter be sent to Oklahoma City furnishing the location, as reflected in Bureau files, of all the above except [redacted] and John A. Dowd. [redacted] recently made derogatory remarks about the Bureau and [redacted]. The names and addresses are made available to Oklahoma City for selection of witnesses as may be requested by the U. S. Attorney,

EHS

AK

All b7c

Sent
5/1/58
JHS

[REDACTED]

[REDACTED]

Gus T. Jones:

[REDACTED]

John A. Dowd:

[REDACTED]

Val C. Zimmer:

[REDACTED]

R. C. Coulter:

[REDACTED]

W. A. Rorer:

[REDACTED]

[REDACTED]

7-115-240.5
~~7-115-241~~

ENCLOSURE

All b7C

G. B. Norris: [REDACTED]

F. F. Yearsley: [REDACTED]

[REDACTED] A memorandum dated 3/17/58, indicates [REDACTED] has made critical remarks about the administration of the Bureau and should not be contacted.

C. A. Appel, Jr: [REDACTED]

Harold Nathan: [REDACTED]

All b7C

F B I

Date: 5-19-58

AIRTEL

Transmit the following in _____

(Type in plain text or code)

Via _____

AIRMAIL

(Priority or Method of Mailing)

TO: DIRECTOR, FBI (7-115)
 FROM: SAC, HOUSTON (7-7)
 SUBJECT: GEORGE KELLY BARNES, Was.; ET AL
 CHARLES F. URSCHEL - VICTIM
 KIDNAPING

Re: Oklahoma City airtel to Bureau 5-6-58.
 Dallas airtel to Bureau, dated 5-15-58.

[REDACTED]
 Houston, Texas, interviewed 5-19-58, and advised he was [REDACTED] of SAM R. SAYERS, a lawyer at Fort Worth, Texas, who was formerly in the firm of McLEAN, SCOTT and SAYERS, during period of instant trial, in 1933. He took no part in instant trial of ORA L. SHANNON and KATHRYN KELLY and was not even present during this trial.

[REDACTED] further stated that in latter part of 1934 or early part of 1935, he read the complete record of this trial and assisted Mr. SAM SAYERS in the actual preparation of an appellate brief which according to his best recollection was for ORA L. SHANNON only. He stated that the stenographer who assisted him and Mr. SAYERS in preparing this brief was [REDACTED] present whereabouts unknown. [REDACTED] advised that Mr. SAM SAYERS was the leading counsel for ORA L. SHANNON.

[REDACTED] advised that [REDACTED]

[REDACTED] should have some knowledge as to where the old

3-Bureau (AM)
 2-Dallas (7-7) (AM)
 2-Oklahoma City (7-6) (AM)
 1-Washington Field (Info) (AM)
 1-Houston

REC-32

7-115-2406

23 MAY 20 1958

(9)

All b7C

Approved: [Signature]
 Special Agent in Charge

Sent _____ M Per _____

70 MAY 23 1958 41

F B I

Date:

Transmit the following in _____
(Type in plain text or code)Via _____
(Priority or Method of Mailing)

HO 7-7

transcript pertaining to KATHRYN KELLY is now located. He also stated that it was his, [REDACTED] opinion that the case was taken to the Supreme Court of the United States on a writ of certiorari in which event there should be copies of the transcript on file in the United States Supreme Court, Washington, D. C., as well as in the Library of Congress.

[REDACTED] advised that he had heard that [REDACTED] may know something about the records in this case, as it was [REDACTED] understanding that [REDACTED] had borrowed some of these records for use in another case, perhaps a kidnaping case, in Fort Worth, Texas.

[REDACTED] telephonically contacted [REDACTED] SAM SAYERS at Fort Worth, Texas, by phone and [REDACTED] informed him that his father had told him before his death that the files of the old law firm of McLEAN, SCOTT and SAYERS had been turned over to a [REDACTED] by the name of [REDACTED] a practicing attorney in Fort Worth. However, [REDACTED] advised [REDACTED] that he had also been contacted by "both sides" in this matter regarding the records in this case.

Information was obtained at the office of [REDACTED] that [REDACTED] would be away from the city until Wednesday, 5-21-58. He will be interviewed immediately on his return and a report submitted.

Dallas Office will, at Fort Worth, Texas, contact [REDACTED] for any information he might have regarding the records in this case.

Will, if it has not been done, contact [REDACTED] a practicing Fort Worth attorney and [REDACTED] at Fort Worth for any information they might

All b7c

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

F B I

Date:

Transmit the following in _____
(Type in plain text or code)

Via _____
(Priority or Method of Mailing)

HO 7-7

have regarding the records in this case.

Oklahoma City Office, will at Oklahoma City, determine if the instant case was sent to the U. S. Supreme Court on a writ of certiorari and if so appropriate leads should be furnished to Washington Field Office to determine if the transcript in the SHANNON case is available.

A copy of this report is furnished for information of Washington Field in the event further investigation is requested by Office of Origin.

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

FD-205
(12-14-54)

TO : Director, FBI (File 7-115) DATE: 5/21/58

FROM : SAC, Memphis (File 7-1)

SUBJECT: GEORGE KELLY BARNES, was et al; CHARLES F. URSCHEL-Vic.
Kidnaping. OO: OC.

Re OC airtel to Bureau 5/6 & OC tel to Memphis 5/20.

mix
This case will be delinquent.

Date of Bureau deadline: 5/21/58

Reason for the delinquency: Above communications received 5/19 & 5/20
respectively. Lead in 5/20 tel referred to Atlanta 5/21.
Detailed 302 being prepared re investigation at Nashville.

Date the report or necessary communication
will reach the Bureau: 5/24/58

AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

7-115-9, H. K. [unclear]
NOT RECORDED
14 MAY 23 1958
GRAND

50 MAY 26 1958 41

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

DATE: 5/20/58

FROM : SAC, KANSAS CITY (7-8)

SUBJECT: *Fr*
GEORGE KELLY BARNES, was.;
ET AL
CHARLES F. URSCHEL - VICTIM
KIDNAPPING

00:0C

Re Kansas City letter to Bureau 4/8/58.

On May 12, 1958, [REDACTED]
[REDACTED] U. S. Penitentiary, Leavenworth, Kansas, made available the file of HARVEY J. BAILEY, inmate at the U. S. Penitentiary. A review of the file reflected a letter dated May 2, 1958, concerning BAILEY from Mr. JAMES V. BENNETT, Director of Bureau of Prisons, to Warden LOONEY, U. S. Penitentiary, Leavenworth, Kansas. The letter stated:

"Dear Warden Looney:

"Please tell Harvey Bailey that I received his letter of April 7 telling me that he would be pleased to cooperate with Mr. Kirkpatrick on a story of his life if it should be so written as to have a helpful effect in reducing juvenile delinquency. Apparently he asks for my advice in regard to this matter.

"If you agree with me, I think I would tell him to be cautious about this matter for the time being at least. After he is paroled and has found he can make a satisfactory go of it outside he might want to cooperate with Mr. Kirkpatrick. It's too risky a business otherwise, and, also, we couldn't permit him to grand Mr. Kirkpatrick endless interviews to write the story of his life without making an exception in his case to our general rules about permitting magazine writers, reporters, and free lance people to interview a prisoner while in our custody.

2-Bureau (7-115)
1-Oklahoma City (7-6) (Info)
1-Kansas City (7-8)

REC- 35

7-115-2407

(4)

52 JUN 2 1958

EX - 123

All b7c

KC 7-8

"I'd also like to help him find a job if that's essential to his receiving parole. There's nothing in his file to indicate that he would be paroled in the event he found a job, but perhaps some implications of this kind have been given him by members of the Parole Board. If that is true, then I hope you will do everything you can to help him find a job. No doubt your Employment Placement man can be of help."

The file also contained a letter dated May 6, 1958, from Warden C. H. LOONEY to the Director, Bureau of Prisons, concerning HARVEY J. BAILEY, which stated:

"I talked with Bailey in line with suggestion contained in your letter of May 2. Bailey graciously accepts the advice you offered in regard to Mr. Kirkpatrick's proposition and agrees that a more proper approach to his problem is that of obtaining a steady job that would assure him a steady income and a comfortable home. He tells me that his brother and his attorney are working on a plan to place him as a maintenance man at St. Benedict's College in Atchison. As soon as they have a few more of the details worked out his attorney will be in touch with the Parole Board. The attorney has made Bailey feel that if the Parole Board is assured that Bailey will have employment that he can handle and that will keep him from becoming a public charge, there is a good likelihood of his receiving favorable parole action. I have informed Bailey of your desire and my intention of using the facilities of this institution to provide a suitable job for him if his personal efforts fails and if the Board indicates the securing of a job to be necessary before final consideration."

The files contained no other information indicating a possible change in BAILEY's status.

The Kansas City Office will continue to follow this matter closely and advise the Bureau of any changes.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office PHOENIX	Office of Origin OKLAHOMA CITY	Date 5/20/58	Investigative Period 5/7, 8, 12, 14-16, 19/58
TITLE OF CASE GEORGE KELLY BARNES, was. ET AL; CHARLES F. URSHEL - VICTIM		Report made by SA [REDACTED] b7C	Typed by [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

Records Maricopa County SO, Phoenix, Arizona, reflect that L. W. ARNOLD was arrested on 3/8/37 for the Sheriff's Office, St. Johns, Arizona, and released to the St. Johns officials, 3/11/37. Phoenix PD records reflect ARNOLD's arrest 10/24/39, on a charge of investigation. ARNOLD arrested 12/6/36, Holbrook, Arizona, on a bad check charge and was also arrested 3/6/37, St. Johns, Arizona, and released to Sheriff's Office, Holbrook, Arizona. ARNOLD was sentenced to the Arizona State Prison, Florence, Arizona, for a term of 18 months to three years and released on expiration of sentence, 6/18/38. No record located for ARNOLD at Mesa, Arizona, Phoenix Credit Bureau, or Bureau of Vital Statistics, Phoenix. Former SAC RUFUS C. COULTER, Phoenix, Arizona, was witness in trial of ORA SHANNON and was present in court with other witnesses throughout trial. He knows of no irregularities and feels SHANNON received fair trial. He does not believe over 20 FBI men were in Oklahoma City during pertinent period. His knowledge is confined to proceedings in the court room during the SHANNON trial.

-RUC-

Approved <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below			
Copies made: ① - Bureau (7-119) 3 - Oklahoma City (7-6) 1 - USA, Oklahoma City 1 - Phoenix (7-154)	7-	115	2408	REC-1
	MAY 23 1958			EX-102
	<i>[Signature]</i> STAT SECT.			

MAY 23 1958 41

EX 7-154

DETAILS: AT PHOENIX, ARIZONA

The following investigation was conducted by SA [REDACTED]

[REDACTED] Identification Division, Maricopa County Sheriff's Office, advised that Jail record book No. 4, Page 25, reflected the arrest of L. W. ARNOLD, No. 9881, on March 8, 1937, for the Sheriff's Office, St. Johns, Arizona, and was released to the Sheriff's Office, St. Johns, on March 11, 1937. The only additional record is a fingerprint card taken March 8, 1937, reflecting the description of ARNOLD as age 47, born in Texas, 69" in height, 149 pounds, hazel eyes, brown-gray hair, balding, occupation listed as a bartender.

[REDACTED] explained that records were incomplete prior to 1943.

On May 15, 1958, [REDACTED] Phoenix Police Department, advised that incomplete records reflected the arrest of ARNOLD on October 24, 1939, on charge of investigation. This record appears on the police blotter and no additional information is reflected. The fingerprint card of ARNOLD shows age 49, born in Texas, and physical description and occupation, painter.

The ex-convict registration which was inaugurated in 1936 does not show the registration of ARNOLD.

The following investigation was conducted by SA [REDACTED]:

AT HOLBROOK, ARIZONA

Sheriff [REDACTED] advised that his records reflect that on December 6, 1936, L. W. ARNOLD was arrested on a bad check charge. On December 21, 1936, he was given a two year suspended sentence.

Sheriff [REDACTED] also advised that his records reflect that on March 24, 1937, L. W. ARNOLD was booked for breaking parole and was given a sentence of from 18 months to three years in the Arizona State Prison, at Florence, Arizona.

All b7c

PX 7-154

Sheriff [REDACTED] stated that these records do not have any additional information that might apply to LUTHER WILLIAM ARNOLD, alias JESS AKERS.

AT ST. JOHNS, ARIZONA

Sheriff [REDACTED] advised that his records reflect that L. W. ARNOLD was arrested on March 6, 1937, on a bad check charge and was released to the Navajo County Sheriff's Office at Holbrook, Arizona, where he was sentenced for parole violation and sent to the Arizona State Prison. Sheriff [REDACTED] stated that his records do not contain any additional information concerning ARNOLD.

The following investigation was conducted by SA [REDACTED]

AT FLORENCE, ARIZONA

On May 8, 1958, [REDACTED] Arizona State Prison, made available records reflecting that L. W. ARNOLD was received at the Arizona State Prison March 27, 1937, from Navajo County to serve a term of 18 months to three years, charge not listed. Records reflect that ARNOLD was released from the Arizona State Prison June 18, 1938, upon expiration of sentence. No forwarding address was listed. Records also reflect that ARNOLD corresponded with his wife, FLOSSIE MAE ARNOLD, and GERALDINE ARNOLD, Bonnie Bray Rooms, Mesa, Arizona. No other correspondence were listed.

[REDACTED] advised that their files were very incomplete prior to about 1942, and no further information was available regarding ARNOLD.

AT MESA, ARIZONA

On May 16, 1958, [REDACTED] Mesa Police Department, advised that his records reflected no information regarding L. W. ARNOLD, with aliases, JESS AKERS. He further stated that the Bonnie Bray Rooms had been out of existence for approximately 12 to 15 years. He stated that the Bonnie Bray Rooms, during the 1930s, was a very cheap rooming house where more or less transients resided on a short term basis. He advised that he knew of no one in the Mesa area who might remember L. W. ARNOLD or ARNOLD's family.

All b7c

FX 7-154

ALL PHOENIX, ARIZONA

On May 19, 1958, [REDACTED] Phoenix Credit Bureau, **b7C**
advised that her records reflected no information regarding
L. W. ARNOLD.

b7C
[REDACTED] Board of Vital Statistics,
advised on May 19, 1958, that her records reflected no
information regarding L. W. ARNOLD.

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

Date: 5/20/58

RUFUS C. COULTER, [REDACTED] b7C

[REDACTED] furnished the following
information:

COULTER participated in the investigation of seven men from the Minneapolis - St. Paul, Minnesota area who were arrested for handling part of the ransom money from the URSCHEL kidnaping. These men were tried jointly with ORA L. SHANNON and other defendants in Federal Court in Oklahoma City, about September 19, 1953. COULTER was present in the court room daily with other witnesses throughout the trial. According to COULTER's recollection, GEORGE and KATHRYN KELLY were arrested at Memphis, Tennessee about the time that COULTER was attending the trial of other subjects at Oklahoma City. COULTER left Oklahoma City before the KELLYs were brought there and he never had any connection with them.

COULTER has no knowledge of any interrogation of any defense attorneys concerning the source of their fees. He has never heard any question raised concerning the source of their fees. He recalls that Assistant Attorney General KEENAN was quoted in the press as remarking sometime after the trial that he was going to prosecute anyone found in possession of the kidnap money. According to COULTER's recollection, this appeared in an Oklahoma City or Minneapolis - St. Paul, Minnesota paper after he had testified in the case involving Mrs. SHANNON and other defendants.

COULTER stated he has no reason to believe any false testimony was used in the trial of Mrs. SHANNON as the testimony closely followed the official reports on the investigation.

COULTER further stated there was nothing "circus-like" about the trial of Mrs. SHANNON. He added that about the middle of the trial and at the beginning of court one day, some fellow from Texas asked permission of the court to address the jury. The court promptly refused. Turning to the jury, the man started "Gentlemen and Ladies." COULTER recalls that the man reversed the usual order of Ladies and Gentlemen. The

Interview with RUFUS C. COULTER File # 7-154
on 5/14/58 at Phoenix, Arizona Dictated: 5/20/58
by Special Agent [REDACTED] b7C

PX 7-154

U. S. Marshal or a Deputy promptly seized the man and hustled him from the court room. The incident created no great disturbance and there was no comment by the judge or any of the attorneys. According to COULTER's present recollection, he was told at the time that this man was a distant relative of the SHANNONS from Texas.

According to COULTER's present recollection, about ten agents were under subpoena as witnesses and sat in the court room daily with other witnesses and spectators throughout the trial, the defense having made no request for exclusion of the witnesses.

It was COULTER's recollection that D. KELLY DEADRICK and PAUL HANSEN, former Special Agents, were in the court room during the trial and he does not recall that they testified during the trial. He does not recall whether they were on subpoena as witnesses. HANSEN's present address is care of Reynolds Metals, 2500 South 3rd Street, Louisville, Kentucky. DEADRICK is believed to be in the vicinity of Portland, Oregon.

COULTER further stated that according to his present recollection, there was no disturbance of any kind as a result of pictures being taken during the trial. He faintly recalls some photographs being taken in the court room. He added that his wife has a clipping believed to be from a Minneapolis - St. Paul paper showing COULTER on the witness stand during the trial of the case. COULTER states positively that the picture must have been taken during the trial as he definitely did not pose for one during any recess in order that a picture might be taken by photographers. He also stated he does not recall any motion pictures being taken at any time during the trial.

COULTER stated he had no connection with transporting women prisoners from the County Jail to the Federal building during the trial, and that he has no recollection of any streets being roped off during the trial of Mrs. SHANNON. He added that he does not believe there were over 20 FBI Agents in Oklahoma City at any time during the SHANNON trial.

COULTER stated he has no recollection of E. E. KIRKPATRICK sitting at the counsel table at any time during the trial of Mrs. SHANNON. He further stated he had never seen ORA SHANNON until the beginning of the trial.

PX 7-154

COULTER added that a young banker from Minneapolis, Minnesota, was present during a part of the trial of Mrs. SHANNON, and should have a good recollection of the proceedings; that Mrs. CHARLES F. URSHEL was present during the entire trial; that she was very observing and fair minded and would probably have as good a recollection of the trial as any other person. COULTER also expressed the belief that former Special Agent in Charge HAROLD E. ANDERSON, presently with [REDACTED] b7c was connected with the trial of both KELLYs and SHANNON, and should be able to furnish pertinent information.

In concluding, COULTER stated he feels that all defendants in the SHANNON case received a fair trial. He recalls that a telephone operator from some small town in Texas testified during the trial. It was his impression that she seemed more "nosey" than the average small town telephone operator, but he did not feel that her testimony was particularly damaging for ORA SHANNON.

-RUC-

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

FROM : SAC, PHOENIX (7-154)

SUBJECT: GEORGE KELLY BARNES, was. ET AL;
 CHARLES F. URSCHEL - VICTIM;
 KIDNAPING
 OO: OKLAHOMA CITY

DATE: 5/20/58

Enclosed herewith report of SA [REDACTED] dated 5/20/58, at Phoenix.

REFERENCES: Oklahoma City letter to Bureau, 4/29/58.
 Bureau letter to Oklahoma City, 5/6/58.
 Oklahoma City airtel to Bureau, 5/6/58.

ADMINISTRATIVE

The setting out of further leads is left to the discretion of the Office of Origin.

- 1 - Bureau (Encl. 1)
- 3 - Oklahoma City (7-6) (Encls. 4)
- 1 - Phoenix

(5)

EX-102
 ENCLOSURE
 P

All b7C

REC-1

7-115-2409

EX-102

11 MAY 23 1958

60 MAY 28 1958

4/

FEDERAL BUREAU OF INVESTIGATION

Reporting Office JACKSONVILLE	Office of Origin OKLAHOMA CITY	Date MAY 21 1958	Investigative Period 5/17/58
TITLE OF CASE GEORGE KELLY DARNES, Was.; ET AL; CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

Former SA FRANK F. YEARSLEY, now residing [REDACTED] advises he arrived Memphis, Tenn. from St. Louis, Mo., few minutes after apprehensions of GEORGE and KATHRYN KELLY at Memphis on 9/26/33. States he was assigned to guard duty on GEORGE KELLY for three or four days at Memphis, and alternated shifts with another Bureau Agent, whose identity he cannot recall. No other law enforcement officer was assigned to this duty. YEARSLEY advises he never interviewed KATHRYN KELLY at Memphis jail, did not accompany group that took KATHRYN and GEORGE KELLY to Oklahoma City for trial, did not attend trial, and therefore has no information regarding allegations which occurred at trial.

- RUC -

DETAILS: AT [REDACTED]

Mr. FRANK F. YEARSLEY, [REDACTED] was interviewed at the Tallahassee Resident Agency Office on May 17, 1958 by SA [REDACTED]. YEARSLEY explained that although he maintains his

Approved <i>[Signature]</i>	Special Agent in Charge	Do not write in spaces below	
Copies made:		7-115-2410	REC-1 EX-102
① - BUREAU (7-115) (AIRMAIL)		23 MAY 23 1958 FILES SEC. SECT.	
3 - OKLAHOMA CITY (7-6) (AIRMAIL) (1 - USA, WDO)			
1 - JACKSONVILLE (7-11)			

70 JUN 4 1958

All b7C

JH 7-11

[REDACTED]
[REDACTED] He pointed out that in the event his testimony becomes necessary in instant case, a subpoena would reach him at either his business or residence address.

Mr. YEARSLEY explained that he [REDACTED]

[REDACTED] He pointed out that although he had been involved in some phases of instant case regarding GEORGE and KATHRYN KELLY, the case had occurred approximately twenty-five years ago, and his memory was hazy on some points.

As to the actual trial in Federal Court of the subjects in this case, YEARSLEY emphasized that he would be unable to furnish any direct information inasmuch as he had not been present at the trial. He explained that he first became involved in the case when he flew from St. Louis, Missouri to Memphis, Tennessee on the morning of September 26, 1933, with a small group of other Bureau Agents. Upon arriving at Memphis, he and the Agents with him learned that GEORGE and KATHRYN KELLY had been apprehended just a few minutes prior to their arrival in Memphis.

It was YEARSLEY's recollection that he and the Agents with him proceeded to the jail at Memphis where GEORGE and KATHRYN KELLY were being detained. He, YEARSLEY, was assigned to guard duty on subject GEORGE KELLY at the Memphis jail for a period of three or four days. In this guard duty, YEARSLEY alternated shifts with another Bureau Agent, whose identity he was unable to recall. He said that he was either on duty four hours and then off duty four hours or on duty eight hours and then off duty eight hours, but he could not remember the exact duration of his shift.

It was YEARSLEY's recollection that he and the Agent who relieved him from time to time in the guard duty of GEORGE KELLY had utilized machine guns in their tours of duty. However, he was unable to specifically recall just which Agents were assigned to the guard duty of KATHRYN KELLY or just how they were armed for this duty. He said the main thing the Agents were guarding against was the possibility of an attempt to deliver GEORGE and KATHRYN KELLY from the Memphis jail.

All b7C

YEARSLEY said that no other law enforcement officer was assigned to the duty of guarding either GEORGE or KATHERYN KELLY while in Memphis to the best of his knowledge. He also pointed out he himself never interviewed KATHERYN KELLY while she was at the Memphis jail, he did not accompany the group of Agents that took KATHERYN and GEORGE KELLY to Oklahoma City for trial, he did not attend the actual trial in Oklahoma City, and therefore has no direct information regarding the allegations which occurred at the trial. YEARSLEY explained that when GEORGE and KATHERYN KELLY were flown from Memphis, Tennessee to Oklahoma City for trial, he, YEARSLEY, proceeded to return to his office of assignment in St. Louis, Missouri.

It should be noted that the United States Attorney in Oklahoma City has requested that former SA FRANK F. YEARSLEY, as well as other former Bureau Agents, be interviewed in order to obtain their answers to certain specific questions which might be propounded through the attorney for ORA L. SHANNON and KATHERYN KELLY during the hearing on their motions to have their sentences set aside. These questions, together with former SA FRANK F. YEARSLEY's answers to them, are as follows:

Question No. 1. During the trial or preparation for trial were the attorneys for the defense interrogated concerning the source of their fees, or did such interrogation begin upon completion of prosecutive action against ORA L. SHANNON and KATHERYN THORNE KELLY?

Answer No. 1. YEARSLEY states he was not present at this trial, and therefore could furnish no information regarding the above question.

Question No. 2. Were the attorneys for the defense threatened with criminal prosecution during the interrogation?

Answer No. 2. (Same as Answer No. 1.)

Question No. 3. Was any false testimony used in the prosecution of either ORA L. SHANNON or KATHERYN THORNE KELLY?

Answer No. 3. (Same as Answer No. 1.)

Question No. 4. Was the atmosphere of the Court Room "circus like" and were dozens and dozens of FBI Agents in the Court Room daily?

Answer No. 4. (Same as Answer No. 1.)

Question No. 5. Were there newsreel cameras and press photographers operating in the Court Room during the trial of these cases?

Answer No. 5. (Same as Answer No. 1.)

Question No. 6. Was advance publicity given out by the FBI (Division of Investigation) which resulted in the streets being roped off?

Answer No. 6. (Same as Answer No. 1.)

Question No. 7. Were there 40 FBI men armed with shot guns and machine guns surrounding the Court House and along the way from the Court House to the Federal Building?

Answer No. 7. (Same as Answer No. 1.)

Question No. 8. Was Mr. E. E. KIRKPATRICK allowed to sit at the counsel table and assist Government prosecutors in selecting a jury?

Answer No. 8. (Same as Answer No. 1.)

Question No. 9. Determine how many agents were in the group that arrested ORA L. SHANNON. (She says 30 to 50.) Determine if any Agent advised ORA SHANNON he would "shoot her guts out".

Answer No. 9. YEARSLEY stated that the arrest of ORA L. SHANNON occurred at Paradise, Texas, and he was not present there at the time of the arrest and did not in any way participate in that phase of the case.

Question No. 10. Determine if any of the Agents can refute the allegation that when taken to the Dallas County Jail ORA L. SHANNON was told unless she made a full and complete confession her children would be sent away and she would never see them again; whether she was allowed to see an attorney until after confession made; and whether she was refused food and drink until she made a confession and signed her name.

Answer No. 10. (Same as Answer No. 9.)

Question No. 11. Will determine if the Agent can refute the allegation that Defense attorneys were told by Agents they would listen in on all conversations and would not permit confidential conferences with their clients.

Answer No. 11. YEARSLEY stated that he knew nothing whatsoever of this allegation, that he himself had never conferred with the defense attorneys in the case and had no knowledge of any statements that other Agents may have made to Defense attorneys in this regard.

Question No. 12. Will determine if any can refute the allegation that KATHERYN THORNE KELLY was allowed to confer with her defense counsel for only ten minutes.

Answer No. 12. YEARSLEY stated that he knew nothing at all regarding this allegation.

Question No. 13. Will determine if he can refute the allegation that 200 to 300 FBI Agents were in the Court Room or corridors of the Post Office Building in Oklahoma City during the trial of KATHERYN KELLY.

Answer No. 13. YEARSLEY stated that he had not attended the trial and therefore had no definite knowledge as to the number of FBI Agents who were there, however, he pointed out that at the time, there were only approximately 350 Agents in the entire Bureau.

Question No. 14. Will determine if he can refute the allegation that when taken to court, people tried to strike KATHERYN KELLY but the guarding Agents made no effort to protect her.

Answer No. 14. YEARSLEY pointed out that since this is alleged to have occurred in Oklahoma City, he would have no knowledge whatsoever regarding the allegation as he was not present there.

Question No. 15. Will determine whether the Agent can refute the allegation that enroute to Court, a Texas Ranger struck GEORGE KELLY over the head with "pistol or club".

Answer No. 15. (Same as Answer No. 14.)

Question No. 16. Can the Agent refute the allegation that the testimony of LUTHER W. ARNOLD was perjured?

Answer No. 16. YEARSLEY stated that he did not attend the Oklahoma City trial, does not recall knowing LUTHER W. ARNOLD or his connection with instant case, and therefore would be unable to state whether or not ARNOLD's testimony was perjured.

Question No. 17. Can he refute the allegation that ARNOLD was paid a \$15,000 reward after testifying? Does he have information concerning the whereabouts of LUTHER W. ARNOLD, FLOSSIE MAE ARNOLD or GERALENE ARNOLD?

Answer No. 17. YEARSLEY stated that he does not recall having known any of the above ARNOLDS, their connections with this case, their whereabouts at the present time, or whether or not LUTHER W. ARNOLD was paid any sort of reward after testifying.

Question No. 18. Can he refute the allegations that ARNOLD during the trial was kept in good hotels, furnished good clothing and later was assisted in preparing articles for periodicals concerning his part in the capture of GEORGE and KATHERYN KELLY?

Answer No. 18. Since he does not know ARNOLD and his connection with instant case, did not attend the trial in Oklahoma City, he is unable to furnish any information whatsoever regarding the above allegations.

Question No. 19. Can he refute the allegation that efforts were made to prevent her from receiving a fair trial?

Answer No. 19. Inasmuch as he did not accompany GEORGE and KATHERYN KELLY to Oklahoma City for trial and did not attend the actual trial himself, he would not be in a position to either confirm or refute the above allegation.

Question No. 20. Can he refute the allegation that 75 Agents and 18 members of the Memphis Police Department arrested KATHERYN and GEORGE KELLY in Memphis, Tennessee?

Answer No. 20. YEARSLEY pointed out that he arrived in Memphis about fifteen minutes after the actual arrests of GEORGE and KATHERYN KELLY. Although he had no first-hand knowledge of the exact number of Agents and members of the Memphis Police Department who participated in the arrests, he later learned the same day of the arrest that not over six

JH 7-11

Bureau Agents and approximately seven or eight members of the Memphis Police Department had actually participated in the arrests of GEORGE and KATHERYN KELLY.

Question No. 21. Can he refute the fact that KATHERYN T. KELLY was held in jail at Memphis, Tennessee three or four days and questioned constantly by the FBI?

Answer No. 21. He recalls that she was held in jail at Memphis for three or four days prior to being taken to Oklahoma City for trial, however, he denied that she had been constantly questioned by the FBI. It was his belief that former SA JOHN KEITH had been in charge of the interrogation of subjects GEORGE and KATHERYN KELLY. During YEARSLEY's tour of guard duty on subject GEORGE KELLY, he was unable to observe the number of Agents questioning KATHERYN KELLY or the number of times she was questioned, however, he felt certain that she was not constantly questioned by the FBI.

Question No. 22. Can he refute the allegation she was refused counsel until she confessed?

Answer No. 22. He has no knowledge whatsoever of this matter.

Question No. 23. Can he refute the allegation that 50 FBI men accompanied her and her husband to Oklahoma City, during which the Agents cursed and threatened them?

Answer No. 23. YEARSLEY did not accompany the group to Oklahoma City, however, he recalls that they made the trip in a chartered condor plane with two motors, and which had a capacity of far less than fifty persons.

Question No. 24. Can he refute the allegation that while enroute to Oklahoma City, KATHERYN KELLY was told the Attorney General was personally prosecuting the case, and would make efforts to see she got the "chair"?

Answer No. 24. He would not be in a position to confirm or deny this allegation inasmuch as he did not make the trip to Oklahoma City.

Question No. 25. Can he refute the allegation that KATHERYN KELLY was told Mrs. GAI SHANKS would receive no consideration unless KATHERYN KELLY admitted a long list of unsolved crimes?

Answer No. 25. YEARSLEY states that he knows nothing whatsoever regarding this allegation.

Question No. 26. Can he refute her allegation that guards sat in front of her open cell with machine guns on their laps; or that stronger light bulbs were placed in her cell? Can he refute the allegation of KATHRYN KELLY that she was told if she did not confess, steps would be taken to make her confinement hard, rigorous and difficult?

Answer No. 26. YEARSLEY pointed out that he had been assigned to the guard duty of GEORGE KELLY only and never guarded KATHRYN KELLY. For this reason he could not say whether or not her guards sat in front of her open cell with machine guns on their laps, however, he and the Agent assisting him in the guard duty of GEORGE KELLY may have utilized machine guns in this guard duty. He said he knew nothing regarding the allegation that stronger light bulbs were placed in KATHRYN KELLY's cell, nor did he have any information at all concerning the allegation that KATHRYN KELLY was told if she did not confess, steps would be taken to make her confinement hard, rigorous and difficult.

Question No. 27. Can the Agent furnish any information concerning press releases given by the FBI (Division of Investigation); the guard assignments and how many men were used, and can any of them furnish information concerning where there can be located a copy of the transcript of testimony in the KATHRYN THORNE KELLY trial?

Answer No. 27. YEARSLEY stated that he may have been present when KATHRYN KELLY was initially interviewed at the Memphis Police Department shortly after her arrest. He recalled that former SAs JOHN KEITH and D. MILTON LADD were present at this time, however, he, YEARSLEY, observed no pressure or illegal tactics that were used by the Agents during the course of this interview. He also recalled that no threats, promises or means of violence were used against her, and he has no reason to believe that any of her allegations regarding same have any substance at all.

In conclusion, he pointed out that his connection with this case terminated when he was relieved of his guard duties of GEORGE KELLY and the two KELLYs were flown to Oklahoma City by another group of Agents. YEARSLEY said that most of the Agents who were involved in the case at Memphis had stayed at the Claridge Hotel there, however, his memory was somewhat vague on the exact number of Agents who had been at Memphis, as well as their identities.

-RUC-

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

DATE: MAY 21 1958

FROM : SAC, JACKSONVILLE (7-11)

SUBJECT: GEORGE KELLY BARNES,
Was.; ET AL;
CHARLES F. URSCHEL -
VICTIM
KIDNAPING

JK

(OO: OC)

Enclosed herewith is report of SA [REDACTED] dated as above at Jacksonville.

REFERENCE: Oklahoma City airtel to Director dated 5/6/58
Report of SA [REDACTED] dated 5/13/58
at Miami

P

REC-1

1-115-2411

23 MAY 23 1958

EX-102

EX-102

ENCLOSURE

- ① - BUREAU (ENCL. 1) (AIRMAIL)
 - 2 - OKLAHOMA CITY (7-6) (ENCL. 3) (AIRMAIL)
 - 1 - JACKSONVILLE [REDACTED]
- (4)

All b7C

80 JUN 4 1958

FEDERAL BUREAU OF INVESTIGATION

Reporting Office WASHINGTON FIELD	Office of Origin OKLAHOMA CITY	Date 5/21/58	Investigative Period 5/8, 15, 21/58
TITLE OF CASE GEORGE KELLY BARNES, was., et al; CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis: CHARLES A. APPEL, Jr., states he was employed in Laboratory of FBI during 1933 and 1934, and made examination of ransom note of URSCHEL kidnaping case. States he recalled ransom note typewritten and typewritten specimens examined, but not identified. APPEL said he recalled identifying letters directed to U. S. District Judge Oklahoma City and JOSEPH B. KEENAN, that were received by these victims during kidnaping trial of ORA SHANNON, BOSS SHANNON and others. He states he could not have testified in trial of ORA and BOSS SHANNON, but believes he testified in trial of KATHRYN KELLY on basis of identifying her handwriting with extortion letters. He said he believed he was in Oklahoma City only for purpose of testifying and did not participate in any interviews with any of the subjects. Legal papers of JOSEPH B. KEENAN turned over to Attorney [REDACTED] by [REDACTED] [REDACTED] unable to locate any transcript of trials to date.

- P - All b7c

Approved <i>T J McInerney</i> Special Agent in Charge	Do not write in spaces below		
Copies made: ① - Bureau (7-115) 3 - Oklahoma City (7-6) (1-USA, Oklahoma City) 2 - Washington Field (7-19)	7-115-2412	15 MAY 23 1958	REC-50 EX-135

57 MAY 29 1958 *JP*

STRICTLY CONFIDENTIAL

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

5/21/58

Mr. CHARLES A. APPEL, Jr., [REDACTED] advised that during 1933 and 1934, he was employed in the FBI Laboratory. APPEL stated that he recalled examining the original ransom note in the URSCHEL kidnaping case and as best as he can recall without reviewing the FBI Laboratory file, he recalled that the ransom typewritten note was written on a Remington typewriter. APPEL said that he also recalled comparing typewritten specimens with the original ransom note, however, no identification was made. Continuing APPEL said that he recalled that while the trial of ORA SHANNON, BOSS SHANNON and others was in progress, threatening letters were directed to the U. S. District Judge and former Assistant Attorney General JOSEPH B. KEENAN, who assisted in the prosecution of the ORA SHANNON case. APPEL said he recalled that he examined these extortion letters and identified one of the letters as being in the handwriting of KATHRYN KELLY, but he said he believed the letter that KATHRYN KELLY wrote was directed to the U. S. District Judge threatening him in the event her relatives, who were on trial, namely ORA SHANNON and others, were found guilty. Mr. APPEL stated that he believed that the other letter was written by GEORGE KELLY and as he recalled it, a fingerprint of KELLY was also on the letter sent by KELLY in this case.

APPEL said that he did not make a positive identification on the ransom typewritten note and, therefore, could not have testified in the trial involving ORA and BOSS SHANNON, but believes that he did testify in the case against KATHRYN KELLY based on the fact that he identified her handwriting in the letter that she had directed to the U. S. District Judge.

APPEL stated that he could have been in Oklahoma City to testify for only a short period of time in the KATHRYN KELLY case. As he recalled, there were several other cases in other sections of the country requiring his testimony. APPEL says as he recalled, he was only in Oklahoma City for a short period of time during the KATHRYN KELLY case and did not participate in any investigation in Oklahoma City, Oklahoma, or Memphis, Tennessee, where KATHRYN KELLY was apprehended.

Interview with Mr. CHARLES A. APPEL, Jr. File # 7-19
on 5/15/58 at Washington, D. C. Date of Dictation: 5/16/58
by Special Agent [REDACTED] All b7c

WFO 7-19

Mr. APPEL stated in other words, his only connection with this case was the examinations he conducted of the ransom note and extortion letters received. In conclusion, Mr. APPEL said as he was only in Oklahoma City for a very limited time, he could not offer any information concerning any of the allegations made by ORA SHANNON and KATHRYN KELLY in their motions to have their sentences set aside.

On May 8, 1958, [REDACTED] of JOSEPH B. KEENAN, [REDACTED] advised that she did not possess any of [REDACTED] legal papers. She informed that all of his legal documents were taken over by Attorney [REDACTED] whose office is located in the [REDACTED]. [REDACTED] said she did not know whether [REDACTED] had ever obtained a copy of the transcript of the trials in this matter.

On May 8, 1958, [REDACTED] Attorney, [REDACTED] telephonically communicated with SA [REDACTED] and advised that he possessed several boxes containing legal matters left by JOSEPH B. KEENAN. He said that he did not know whether the legal papers of [REDACTED] contained any of the transcripts of the trials in this matter. [REDACTED] said he would examine the contents of the legal papers left by Mr. KEENAN in an effort to determine whether they contained a transcript of any of the trials of the URSCHEL kidnaping case.

Periodic contact was maintained with the office of Attorney [REDACTED] and on May 21, 1958, [REDACTED] informed that he had examined several of the boxes left by Mr. KEENAN but to date had been unable to locate any material relating to the URSCHEL kidnaping case. [REDACTED] pointed out that time did not permit him to complete examining all of the material left by Mr. KEENAN; however, he would continue examining the material in an effort to locate a copy of the transcript. [REDACTED] informed that the WFO will be immediately informed upon completion of the examination of Mr. KEENAN's papers.

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Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

DATE: 5/21/58

FROM : SAC, WFO (7-19)

SUBJECT: GEORGE KELLY BARNES, was., et al;
CHARLES F. URSCHEL - VICTIM
KIDNAPING
(OO:OC)

Enclosed to the Bureau is one copy of the report of SA [redacted], dated and captioned as above, at Washington, D. C.

REFERENCES: Oklahoma City airtel to Director dated 5/5/58.
Oklahoma City airtel to Director dated 5/6/58.

LEADS

WASHINGTON FIELD OFFICE

AT WASHINGTON, D. C.

1. Will maintain ^{CONTACT} with Attorney [redacted]
2. Will, in the event a copy of the transcript of the trial of KATHRYN KELLY is located by the Oklahoma City Division, reinterview former Special Agent CHARLES A. APPEL, Jr., concerning his testimony.

- ① - Bureau (Encl. 1)
- 2 - Oklahoma City (7-6) (Encls. 3)
- 2 - WFO

(5)

REC-50

7-115-2413

15 MAY 23 1958

EX-135

ENCLOSURE

57 MAY 29 1958

All b7c

FEDERAL BUREAU OF INVESTIGATION

Reporting Office DALLAS	Office of Origin OKLAHOMA CITY	Date 5/19/58	Investigative Period 5/6,8,9,13,14,15/58
TITLE OF CASE GEORGE KELLY BARNES, Was.; ET AL; CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

[REDACTED] Attorney, Decatur, Texas, advised that he and former partner, M. W. BURCH, now deceased, represented R. G. "BOSS" SHANNON and son, ORMAN SHANNON, during trial in 1933. States did not represent ORA L. SHANNON or KATHRYN THORNE KELLY. Investigation Ft. Worth, Texas, reflects that firm representing ORA SHANNON and KATHRYN KELLY no longer in existence and all members now deceased except one member that presently resides in Houston, Texas. Former telephone operator at Paradise, Texas, in 1933 states she did not perjure herself in testifying during trial. States she did not violate any Federal Communication Commission orders, to her knowledge, by her testimony. No records concerning trial presently in Federal Record Center, Ft. Worth; all records have been forwarded to Oklahoma City by the Record Center. Mr. and Mrs. JOHN HOGAN, formerly of Sunset, Texas, are now deceased.

[REDACTED] advised LUTHER WILLIAM ARNOLD and FLOSSIE MAE ARNOLD are both deceased. GERALDINE ARNOLD in 1944 was in Long Beach, California. No information developed Paris, Texas, regarding LUTHER WILLIAM ARNOLD family.

-RUC-

Approved <i>[Signature]</i>	Special Agent in Charge	Do not write in spaces below		
Copies made: <ul style="list-style-type: none"> 1 - Bureau (7-115) 3 - Oklahoma City (7-6) (1-USA, Oklahoma City) 2 - Los Angeles; 2 - Houston 1 - Dallas (7-7) 		7-	115-2414	REC-93
		<div style="border: 1px solid black; padding: 5px; display: inline-block;"> MAY 23 1958 </div>		X-102

MAY 28 1958 41 All b7C

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

5/19/58

██████████ Attorney at Law, mailing address ██████████ ██████████ Decatur, Texas, advised that he and his former partner, M. W. BURCH, were the defense attorneys for R. G. "BOSS" SHANNON and his son, ORMAN SHANNON, in 1933, at which time the SHANNONS were on trial for the CHARLES F. URSCHEL kidnapping. ██████████ said that M. W. BURCH is now deceased. ██████████ said further that he and BURCH did not represent ORA L. SHANNON and KATHRYN THORNE KELLY in this matter. ██████████ said, as he recalls, ORA SHANNON and KATHRYN KELLY were represented by WALTER B. SCOTT and SAM SAYERS, of Ft. Worth, Texas, during this trial.

██████████ said the circumstances under which he was employed by R. G. SHANNON are as follows: SHANNON called from the Dallas, Texas, County Jail to ██████████ in Decatur that he desired to see him. ██████████ stated he went to see SHANNON and SHANNON wanted ██████████ and BURCH to represent him, his wife, ORA, and son, ORMAN. ██████████ said that he set a fee of \$2500 with the stipulation that the money would be paid by personal check and would come from SHANNON's bank account in the First State Bank, Paradise, Texas. This bank is now defunct, according to ██████████. SHANNON said he would have to talk to his wife and asked ██████████ to return the following day.

██████████ said that on the following day he again talked to SHANNON in the Dallas County Jail and SHANNON told him that ORA had said no to the manner in which ██████████ was to be paid. ██████████ said from the conversation with SHANNON he understood that ORA wanted the money to come from some other source. ██████████ said he does not know from what source. ██████████ said he declined to represent SHANNON under those conditions. ██████████ said further that SHANNON then employed him and BURCH to represent him and his son, ORMAN. ██████████ said the \$2500 fee was paid by SHANNON on a check drawn on the SHANNON account at the First State Bank in Paradise.

██████████ said he understood, source not recalled, that KATHRYN KELLY personally employed SCOTT and SAYERS and paid them in cash.

██████████ said that he did not make an appeal for

Interview with ██████████ File # DL 7-7
on 5/13/58 at Decatur, Texas Dictated: 5/15/58
by Special Agent ██████████ -2-

All b7c

DL - 7-7

R. G. SHANNON or his son after they were sentenced in United States District Court, Oklahoma City.

b7c [REDACTED] said that he does not have a copy of the transcript of testimony in this case and does not know where one could be located.

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

5/19/58

On May 14, 1958, [REDACTED] Ft. Worth, Texas, advised that she was formerly [REDACTED] now deceased. [REDACTED] advised that she was Chief Operator at Paradise, Texas, for the Southwestern States Telephone Company from 1928 to 1937.

[REDACTED] said that she testified for the United States Government during the trial of ORA SHANNON and KATHRYN KELLY in 1933. [REDACTED] said that she was not conversant with all the activities of Mrs. SHANNON or any other member of the family at that time. [REDACTED] said she testified to the facts as known to her and answered questions that were asked of her.

[REDACTED] said she did not perjure herself at any time during the trial. [REDACTED] said further that she "would not lie for my own Daddy, the FBI, or anyone else".

[REDACTED] said that she did not violate any Federal Communication Commission orders, to her knowledge, by her testimony during this trial.

It is noted that [REDACTED] advised that she is now 60 years of age and is a "highly nervous person."

Interview with [REDACTED] File # DL 7-7
on 5/14/58 at Ft. Worth, Texas Dictated: 5/15/58
by Special Agent [REDACTED]

-4-

All b7c

DL - 7-7

Following investigation conducted by SA [REDACTED] at Ft. Worth, Texas.

Efforts to locate [REDACTED] Attorney, [REDACTED] SAM SAYERS, person reported to have represented ORA L. SHANNON and KATHRYN THORNE KELLY, on May 6, 8, 19 and 13, 1958, were negative and it was determined from his office on May 14, 1958, that SAYERS is out of the city and not expected to return until May 16, 1958.

On May 14, 1958, [REDACTED]

[REDACTED] advised that SAM SAYERS was [REDACTED] advised that SAYERS is now deceased. He said that [REDACTED] was not a member of the law firm of SCOTT, MC LEAN, SAYERS and JOE S. MOSS, which firm represented SHANNON and KELLY. [REDACTED] said further, with regard to this firm, that WALTER B. SCOTT, WILLIAM P. MC LEAN and SAM SAYERS are now deceased. He said this firm no longer exists.

[REDACTED] said that [REDACTED] is presently a practicing attorney in Houston, Texas, and is located at [REDACTED]

[REDACTED] said that [REDACTED] was a junior partner in the firm of SCOTT, MC LEAN, SAYERS and JOE S. MOSS during the trial of SHANNON and KELLY. [REDACTED] said he believes that [REDACTED] and [REDACTED] participated in the trial of SHANNON and KELLY. [REDACTED] said that his brother is now practicing law in Houston, Texas, and is located in the [REDACTED]

On May 14, 1958, JOHN B. WATSON, Federal Records Center, advised that a Federal Records Center Container (box), containing all the court records pertaining to the SHANNON-KELLY trial which were sent to the Records Center for storage purposes, was forwarded to [REDACTED] Clerk, United States District Court, Oklahoma City, Oklahoma, on March 24, 1958. WATSON said this was done on the request of [REDACTED]. WATSON said that he does not know what this container actually contained in the way of material or records.

WATSON said that the United States Attorney's records, Oklahoma City, which were records in this matter and which were sent to the Records Center, Ft. Worth, for storage purposes, were forwarded to PAUL CRESS, United States Attorney's Office,

DL - 7-7

Oklahoma City, on March 21, 1958. He said that additional printed transcripts of testimony were forwarded to CRESS on April 29, 1958.

WATSON said there is nothing of record concerning the SHANNON-KELLY case at the Records Center at the present time.

On May 15, 1958, WATSON advised that a review of the records in Oklahoma City Criminal Case #11024, titled U. S. vs. BEN B. LASKA, discloses that correspondence in this case reflects that a copy of transcript of record in case of KELLY vs. U. S. in the Circuit Court of Appeals at Denver was forwarded to United States Attorney J. CHARLES DENNIS at Seattle, Washington, by WILLIAM LEWIS, United States Attorney, Oklahoma City, on June 17, 1935. WATSON states it is possible this copy of transcript of record could be in the files of the United States Attorney at Seattle.

Following investigation conducted by SA [REDACTED]

On May 8, 1958, [REDACTED] Sunset, Texas, [REDACTED] advised he was not acquainted with LUTHER WILLIAM ARNOLD or with FLOSSIE MAE ARNOLD. [REDACTED] advised, however, he had known Mr. and Mrs. JOHN HOGAN very well. He stated both Mr. and Mrs. JOHN HOGAN are now deceased and buried at Sunset, Texas. He advised these people had a son named [REDACTED] who ran a gin at Byers, Texas.

On May 8, 1958, [REDACTED] Byers, Texas, advised [REDACTED] resided at Charlie, Texas.

On May 8, 1958, [REDACTED] Charlie, Texas, advised she and her husband did not recall LUTHER WILLIAM ARNOLD or FLOSSIE MAE ARNOLD. She stated her husband was the [REDACTED] and not actually related to FLOSSIE MAE or to LUTHER WILLIAM ARNOLD. [REDACTED] stated [REDACTED] of Mrs. JOHN HOGAN was [REDACTED] who resided at [REDACTED] Wichita Falls, Texas.

On May 9, 1958, [REDACTED] Wichita Falls, Texas, advised she recalled LUTHER WILLIAM ARNOLD and FLOSSIE MAE ARNOLD. She stated she had not heard of them for a number of years, but the last time she had heard of them was about 7 years ago when she believed they resided in Long Beach, California.

DL - 7-7

[redacted] advised [redacted] Bowie, Texas, who was [redacted] of Mrs. JOHN HOGAN, would have more information regarding the ARNOLDS, as she kept in touch with the family more than did [redacted]

On May 9, 1958, [redacted] Bowie, Texas, advised she last saw Mrs. FLOSSIE MAE ARNOLD about 1944 in California. [redacted] advised LUTHER WILLIAM ARNOLD was deceased at that time. She stated FLOSSIE MAE died sometime after 1944. [redacted] stated she was unable to recall the exact date of ARNOLD's death or the place, but advised it was near Long Beach, California.

[redacted] further advised she knew of no one else who would have more detailed information concerning the death of ARNOLD.

[redacted] on May 15, 1958, advised she had no knowledge of the whereabouts of FLOSSIE MAE's daughter, GERALDINE ARNOLD.

[redacted] stated when she had visited FLOSSIE MAE near Long Beach, California, about 1944, GERALDINE was "living with some man" at that time and was not with her mother.

[redacted] advised she knew of no one who would know of GERALDINE ARNOLD's whereabouts. She stated she did not know if GERALDINE had married and had heard nothing of her since she visited FLOSSIE MAE in about 1944. [redacted] advised FLOSSIE MAE ARNOLD had [redacted] who is now about 70 years of age and is in "some veterans hospital in Los Angeles, California".

[redacted] stated, however, she did not know if [redacted] would recall GERALDINE ARNOLD or have knowledge of her present whereabouts.

[redacted] Wichita Falls, Texas, on May 15, 1958, advised she had not seen GERALDINE since before 1933 and did not know of her whereabouts.

DL - 7-7

Following investigation conducted by SA [REDACTED] at Paris, Texas.

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On May 6, 1958, the city directory and telephone book were checked with negative results for information regarding LUTHER WILLIAM ARNOLD, including his alias, JESS AKERS, and his wife and other relatives.

On May 6, 1958, [REDACTED] Chief of Police; [REDACTED] Chief Deputy Sheriff; BEN F. MOORING, United States Commissioner; [REDACTED] Lamar Real Estate Company, and [REDACTED] Insurance Broker, all advised the names LUTHER WILLIAM ARNOLD, JESS AKERS and other relatives of ARNOLD were unknown to them.

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On May 6, 1958, [REDACTED] Credit Bureau, advised he is in possession of no information regarding ARNOLD or his relatives.

-RUC-

Office Memorandum • UNITED STATES GOVERNMENT

DIRECTOR, FBI (7-115)

DATE: 5/19/58

SAC, DALLAS (7-7)

SUBJECT:

GEORGE KELLY BARNES, Was.;
ET AL;
CHARLES F. URSCHEL - VICTIM
Kidnaping

OO - Oklahoma City

Enclosed is report of SA [redacted] Dallas,
5/19/58.

REFERENCES

Oklahoma City letter to Bureau, 4/29/58
Oklahoma City airtel to Bureau, 5/6/58
Washington Field airtel to Bureau, 5/8/58
Dallas airtel to Bureau, 5/15/58.

ADMINISTRATIVE

No lead is being set forth in this matter for the
Seattle Office to check records of USA's Office, Seattle, in
an effort to locate printed transcript of record as this is
being left to the discretion of the Office of Origin.

LEADS

HOUSTON:

AT HOUSTON, TEXAS:

Will report interview with [redacted] Attorney,

- 1 - Bureau (Encls-1)
- 2 - Oklahoma City (7-6)(Encls-3)
- 2 - Los Angeles (Encls-2)
- 2 - Houston (Encls-2)
- 1 - Dallas

(8)(rd)

EX-102

REC-93

7-115-2415

MAY 23 1958

MAY 28 1958

All b7c

APR 24 1958
FBI - HOUSTON

DL - 7-7

Will report interview with [REDACTED] Attorney.
[REDACTED] It is noted this lead to interview [REDACTED]
was previously set forth in Dallas airtel to Bureau, 5/15/58.

LOS ANGELES:

AT LONG BEACH, CALIFORNIA:

Will, through vital statistics and credit records,
attempt to verify the death of LUTHER WILLIAM ARNOLD.

OKLAHOMA CITY:

AT OKLAHOMA CITY, OKLAHOMA:

Will contact USA's Office to determine if informa-
tion desired by USA is in possession of that office or if this
office has knowledge of correspondence with USA, Seattle, on
6/17/35 re Criminal Case #11024, titled U. S. vs. BEN B. LASKA,
in which a copy of transcript of record in case of KELLY vs.
U. S. in the Circuit Court of Appeals at Denver, was forwarded
to USA, Seattle.

All b7C

FEDERAL BUREAU OF INVESTIGATION

Reporting Office ALBUQUERQUE	Office of Origin OKLAHOMA CITY	Date 5/20/58	Investigative Period 5/15, 16, 19/58
TITLE OF CASE GEORGE KELLY BARNES, Was.; ET AL; CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

PS Former Special Agent [REDACTED] was present during arrest of ORA SHANNON at the SHANNON farm and was present during the trial as a witness and a guard at times. States trial was not circus-like; did not recall cameras in the court room nor roping off of streets. Has no information indicating other than that defendants got fair trial and knows of no perjured testimony by Government witnesses. Former Special Agent (retired) [REDACTED] was present when KELLYs arrived in Oklahoma City by plane and had guard duty in court room and at jail. Recalls photographic cameras at trial and photographs of inside court room appearing in papers. States trial was not circus-like and that defendants received fair trial. Estimates four to five agents on guard duty in court room most of time and around 15 agents present during transporting of prisoners. [REDACTED] attended all sessions of SHANNON trial and states was very business-like, with proper decorum and not circus-like. States a few pictures were taken in court room mainly at time of sentencing. [REDACTED] has scrapbook of

Approved <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below		
Copies made: ① - Bureau (7-115) (AM) 3 - Oklahoma City (7-6) (AM) (1 - USA, Oklahoma City) 1 - Albuquerque (7-120)	7-115-	2416	REC-86
	MAY 23 1958		
	[REDACTED]		

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newspaper clippings between 10/1 and 10/17/33, showing pictures and relating progress of trial from day to day.

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DETAILS:

At Albuquerque, New Mexico:

FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

May 20, 1958

[REDACTED] furnished the following information in his own words concerning his activity during the arrest of ORA SHANNON and others at the SHANNON farm and subsequent part in the trial of this case:

In connection with the URSCHHEL kidnaping case in 1933, my assignments were primarily as follows:

The day following the actual kidnaping, I was ordered to Oklahoma City in company with SAC FRANK J. BLAKE, now deceased, and remained assigned to instant case in Oklahoma City until August 11, 1933 when a group of agents and other officers, namely as I recall, SAC GUS JONES, SAC FRANK BLAKE, SA [REDACTED] myself, and Deputy Sheriff [REDACTED] accompanied by the victim CHARLES F. URSCHHEL, left Oklahoma City for the vicinity of Paradise, Texas. Upon arrival at Decatur, Texas, it was decided that the hour was too late to attempt to make a search at the BOSS SHANNON farm, near the town of Paradise in Wise County, Texas, so the party proceeded on to Fort Worth and Dallas. On the next morning, the party accompanied by police officers [REDACTED] and [REDACTED] of the Dallas Police Department, and [REDACTED] of the Fort Worth Police Department, proceeded to Wise County and just about daybreak, arrived at the BOSS SHANNON farm where one HARVEY BAILEY, whose criminal record is well known, was a guest and asleep on a cot in the back yard. He was apprehended and chained up in the back yard and Mrs. SHANNON, the mother of KATHRYN KELLY and who is the widow of BOSS SHANNON, together with her husband, BOSS SHANNON, and his son by a former marriage, were at the SHANNON farm and were also apprehended. However, Mrs. SHANNON was shown a great deal of consideration and not taken into physical custody but made a nuisance of herself by running back and forth looking after the wants of Mr. BAILEY. They

Interview with [REDACTED] File # AQ 7-120

on 5/15/58 at Albuquerque, New Mexico dictation date 5/15/58

by Special Agent [REDACTED]

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were taken to the County Jail in Dallas, Texas, by police officers and under the supervision of SAC GUS JONES. Interrogation of these individuals was carried on in the Bureau Office while the writer, together with ██████████ remained at the SHANNON farm until hours later. I had no assigned part in the interrogation or taking of statements. b7c

I had no connection with the arrest of GEORGE KELLY or KATHRYN KELLY in Memphis and had no connection with the interrogation and transportation of them to Oklahoma City. I did help with taking Mrs. SHANNON out to the airport in Fort Worth after a removal hearing. Between this time and the trial, I was working other aspects of the case. At the trial I was a witness. I sat in the courtroom part of the time during the trial and part of the time I was guarding GEORGE KELLY in the Marshal's holdover cell in the Federal Building.

He furnished the following answers in his own words to following specific questions asked:

1. Q: During the trial or preparation for trial were the attorneys for the defense interrogated concerning the source of their fees, or did such interrogation begin upon completion of prosecutive action against ORA L. SHANNON and KATHRYN THORNE KELLY?

A: If they were ever questioned about it, it was after the trial, but I wasn't present. Actually, I did not interrogate any of the attorneys.

2. Q: Were the attorneys for the defense threatened with criminal prosecution during the interrogations?

A: They weren't interrogated until after the trial.

3. Q: Was any false testimony used in the prosecution of either ORA L. SHANNON or KATHRYN THORNE KELLY?

A: Not on the part of the prosecution.

4. Q: Was the atmosphere of the Court Room "circus like" and were dozens and dozens of FBI Agents in the Court Room daily?

A: The only demonstration I observed was when GEORGE KELLY jumped up and started to do something, what I do not know. He was immediately taken from the court room on instructions from the court. There were not dozens and dozens of agents in Oklahoma City. I would say there were no more than four agents as guards in the court room at one time during the trial.

5. Q: Were there newsreel cameras and press photographers operating in the Court Room during the trial of these cases?

A: No, so far as I can recollect, there were no cameras whatsoever in the court room during the progress of the trial, and if there was a motion picture camera in the Federal Building, on the court room floor, I do not recall having seen it. I do recall one press photographer with a camera set up in the hallway on the court room floor but an agent endeavored to prevent his photographing any of the defendants.

6. Q: Was advance publicity given out by the FBI (Division of Investigation) which resulted in the streets being roped off?

A: No, definitely not. I don't remember any instance where streets were roped off.

7. Q: Were there 40 FBI men armed with shot guns and machine guns surrounding the Courthouse and along the way from the Courthouse to the Federal Building?

A: No, there weren't that many agents there. Every precaution was taken to prevent any of those

people being rescued but the number of officers involved is unknown to the writer. I would estimate that maybe there might have been three shotguns or tommy guns carried by the agents during the transportation of defendants to and from the Federal Building and the jail.

8. Q: Was Mr. E. E. KIRKPATRICK allowed to sit at the counsel table and assist Government prosecutors in selecting a jury?

A: No one was allowed to assist the Government prosecutor in selecting the jury. I don't remember KIRKPATRICK at the counsel table.

9. Q: Determine how many agents were in the group that arrested ORA L. SHANNON. (She says 30 to 50.) Determine if any Agent advised ORA SHANNON he would "shoot her guts out".

A: (a) The agents who were present at the arrest of ORA L. SHANNON and her late husband have been set out in the opening paragraph of this statement. This was four that I recall.

(b) The facts concerning this statement are; the writer was assigned to guard the outlaw HARVEY BAILEY who was handcuffed and chained to a fencepost in the yard back of SHANNON house. Mrs. ORA SHANNON was so solicitous of Mr. BAILEY's welfare, that she kept going from the house to where he was being detained and worrying about his handcuffs being too tight on his wrists that, after having walked between the writer and the prisoner a number of times, she was cautioned by this writer that if Mr. BAILEY succeeded in getting one hand released from the cuffs, it was my intention to kill him and if necessary to shoot through her in order to do so if she persisted in standing between me and the prisoner. At this juncture, she was ordered into the house to be seated, as I recall, by Mr. JONES.

10. Q: Determine if any of the Agents can refute the allegation that when taken to the Dallas County Jail ORA L. SHANNON was told unless she made a full and complete confession her children would be sent away and she would never see them again; whether she was allowed to see an attorney until after confession made; and whether she was refused food and drink until she made a confession and signed her name.

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A: I cannot answer this because I was at the SHANNON farm with [REDACTED] and some local officers when they were taken into Dallas, Texas.

11. Q: Will determine if the Agent can refute the allegation that Defense attorneys were told by Agents they would listen in on all conversations and would not permit confidential conferences, with their clients.

A: I had no interviews with any of the defense attorneys.

12. Q: Will determine if any can refute the allegation that KATHRYN THORNE KELLY was allowed to confer with her defense counsel for only ten minutes.

A: I had no part in the arrest, transportation or subsequent interviews of KATHRYN KELLY.

13. Q: Will determine if he can refute the allegation that 200 to 300 FBI Agents were in the Court room or corridors of the Post Office Building in Oklahoma City during the trial of KATHRYN KELLY.

A: From my recollection, there were no more than 15 agents in Oklahoma City at that time, and, as mentioned before, my best guess is that there were only about four or five agents in the court room at any one time the trial was in progress.

14. Q: Whether he can refute the allegation that when taken to court, people tried to strike KATHRYN KELLY but the guarding agents made no effort to protect her.

A: I know of no instance where people tried to strike KATHRYN KELLY when taken to court.

15. Q: Will determine whether the Agent can refute the allegation that enroute to Court, a Texas Ranger struck GEORGE KELLY over the head with "pistol or club".

A: There was no Texas Ranger there to my knowledge.

16. Q: Can the Agent refute the allegation that the testimony of LUTHER WILLIAM ARNOLD was perjured?

A: I don't know of any perjured testimony anybody gave among the prosecutive witnesses.

17. Q: Can he refute the allegation that ARNOLD was paid a \$15,000 reward after testifying? Does he have information concerning the whereabouts of LUTHER W. ARNOLD, FLOSSIE MAE ARNOLD or GERALENE ARNOLD?

A: I have no information that ARNOLD was paid any money. I have no information concerning the whereabouts of LUTHER W. ARNOLD, FLOSSIE MAE ARNOLD or GERALENE ARNOLD.

18. Q: Can he refute the allegations that ARNOLD during the trial was kept in good hotels, furnished good clothing and later was assisted in preparing articles for periodicals concerning his part in the capture of GEORGE and KATHRYN KELLY?

A: I know he had a room at the Skirvin Hotel but it was my assumption that he was paying for it with money KATHRYN KELLY gave him. If he ever wrote any articles for magazines I never knew it.

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19. Q: Can he refute the allegation that efforts were made to prevent her from receiving a fair trial?

A: She got a fair trial; a public trial with lots of people to witness it before a U. S. District Judge and was represented by counsel.

20. Q: Can he refute the allegation that 75 agents and 18 members of the Memphis Police Department arrested KATHRYN and GEORGE KELLY in Memphis, Tennessee?

A: I was not on the arrest.

21. Q: Can he refute the fact that KATHRYN T. KELLY was held in jail at Memphis, Tennessee three or four days and questioned constantly by the FBI? (check jail records also).

A: I was not on the KATHRYN KELLY arrest.

22. Q: Can he refute the allegation she was refused counsel until she confessed?

22. A: I was not on the arrest.

23. Q: Can he refute the allegation that 50 FBI men accompanied her and her husband to Oklahoma City, during which the Agents cursed and threatened them?

A: I was not in on the transportation of KATHRYN KELLY or her husband from Memphis to Oklahoma City.

24. Q: Can he refute the allegation that while enroute to Oklahoma City, KATHRYN KELLY was told the Attorney General was personally prosecuting the case, and would make efforts to see she got the "chair"?

A: I have no knowledge concerning this.

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25. Q: Can he refute the allegation that KATHRYN KELLY was told Mr. ORA SHANNON would receive no consideration unless KATHRYN KELLY admitted a long list of unsolved crimes?

A: I never talked to KATHRYN KELLY.

26. Q: Can he refute her allegation that guards sat in front of her open cell with machine guns on their laps; or that stronger light bulbs were placed in her cell? Can he refute the allegation of KATHRYN KELLY that she was told if she did not confess, steps would be taken to make her confinement hard, rigorous and difficult?

A: I had no connection with the guarding of KATHRYN KELLY at the Oklahoma City Jail or elsewhere. I had no connection with the interview of KATHRYN KELLY.

27. Q: Can the Agent furnish any information concerning press releases given by the FBI (Division of Investigation); the guard assignments and how many men were used, and can any of them furnish information concerning where there can be located a copy of the transcript of testimony in the KATHRYN THORNE KELLY trial?

A: The only press release I have any knowledge of was the one given by SAC JONES to the Dallas, Texas papers after the arrest of Mrs. SHANNON, HARVEY BAILEY, her husband BOSS SHANNON and her step-son, whose name I do not recall.

If this question refers to the trial, I do recall that there were guards, agents posted in the County Jail at Oklahoma City, [REDACTED] and various other agents I do not recall. I never had guard duty at the jail. I would estimate that about four agents were used along with the regular jail personnel.

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I have no information concerning where a copy of the transcript of the testimony in the **KATHRYN THORNE KELLY** trial can be located.

Concerning whether the rule was invoked during the trial, I do not recall. However, I was a witness and was in and out of the court room during the course of the trial. Some of the witnesses, however, had been excused from the rule.

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INTERVIEW REPORT

5/19/58

[REDACTED] advised that he is a retired Special Agent of the Federal Bureau of Investigation. He stated he was assigned to the Oklahoma City Office of the Bureau of Investigation during 1933 during the time of the URSHEL kidnaping case. He stated that he was present when KATHRYN KELLY and GEORGE KELLY arrived at the airport at Oklahoma City following their arrest in Memphis, Tennessee. He also informed that during the trial of the individuals, he was a guard both in the court room and at the jail during different times.

In response to specific questions, he informed that he did not talk with any of the attorneys, and that he does not believe any of the attorneys were interrogated prior to the trial. He stated that, as he recalled, suspicion that the attorneys may have taken some of the ransom money came during the progress of the trial.

He informed that he knows of no false testimony on the part of Government witnesses that was used during either the ORA L. SHANNON or KATHRYN KELLY trials. He stated that the atmosphere of the court room was not circus-like. He estimated that there were four to six FBI Agent guards inside and outside the court room during the progress of the trials, plus agent witnesses.

He recalled that there were press photographers around and that some pictures were taken in the court room. He verified this by exhibiting a scrapbook of newspaper clippings that his wife, [REDACTED] kept during that period. These reflected photographs of the sentencing and a photograph of KATHRYN KELLY testifying and a photograph of GERALENE ARNOLD testifying. These photographs are from the Daily Oklahoman and are variously shown as between October 1 and 17, 1933. He stated that he recalled newsreel cameras being some place around the

Interview with [REDACTED] File # AQ 7-120
 on 5/19/58 at Albuquerque, New Mexico Dictated: 5/19/58
 by Special Agent [REDACTED]

All b7C

trial but does not recall specifically whether or not they were in the court room.

He knows of no advance publicity given out by the FBI which resulted in the streets being roped off but does recall that the people had to be pushed aside and does not know for sure whether or not ropes were used. He stated there was a large crowd and the sight-seers had to be kept back when the prisoners were transported.

He stated that there were not 40 FBI men armed with shotguns and machine guns surrounding the court house and along the way from the court house to the Federal building. As he recalls, the only time machine guns and shotguns were visible was at the airport when KATHRYN and GEORGE KELLY arrived. He believes there were shotguns and machine guns in the accompanying cars when the prisoners were taken from the court house to the jail.

He has no knowledge that E. E. KIRKPATRICK was allowed to sit at the counsel table and does not believe that he ever did.

He recalls that Attorney MATHERS came to the jail several times while he was on guard duty to see KATHRYN KELLY and GEORGE KELLY, and he knows of no instance where defense counsel was limited in their visits.

██████████ estimates that there were only about 15 Special Agents in all who were at the trial either in or out of the court room.

He states that he did not, at any time, see anyone try to strike KATHRYN KELLY when taken to or from the court room.

██████████ states that he does not know of any Texas Ranger, who was present during the trial, but believes that one referred to was probably SA ██████████ who did hit GEORGE KELLY over the head with a pistol when he was being taken between

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the court room and the jail. He relates that KATHRYN KELLY was trying to get close to GEORGE KELLY, and that she was instructed to stay away which apparently made GEORGE KELLY mad. GEORGE KELLY raised both hands, while he was handcuffed, and attempted to strike SA [REDACTED] and [REDACTED] hit him over the side of the head with his pistol. [REDACTED] exhibited newspaper clippings which showed a bruise on the side of GEORGE KELLY's head, and related articles thereto.

[REDACTED] has no information concerning whether or not LUTHER WILLIAM ARNOLD gave perjured testimony and no information whether ARNOLD received \$15,000.00 reward after testifying. Neither does he have any information concerning the whereabouts of ARNOLD or his family or where he stayed during the trial.

Concerning the allegation that 50 FBI men accompanied KATHRYN KELLY and her husband to Oklahoma City, [REDACTED] was one of the agents who met this plane and he states there were very few agents and recalls four or five but can state there were not 50.

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FEDERAL BUREAU OF INVESTIGATION IN
INTERVIEW REPORT

5/20/58

[REDACTED] informed that she was present during the entire trial of ORA SHANNON. She stated that the trial was held in a very business-like manner with proper decorum and certainly was not circus-like. She stated there were press photographers who took some pictures at special times in the court room, and she was sure it was on the authority of Judge VAUGHT. She stated that she clipped the papers concerning this trial and has them in a scrapbook which contains articles and photographs and covers a period from approximately October 1, to October 17, 1933. They are articles from the Daily Oklahoman.

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Interview with [REDACTED] File # AQ 7-120
on 5/19/58 at Albuquerque, New Mexico Dictated: 5/19/58
by Special Agent [REDACTED]

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Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: 5/20/58

FROM : SAC, ALBUQUERQUE

SUBJECT: GEORGE KELLY BARNES, Was.; ET AL;
CHARLES F. URSCHEL - VICTIM
KIDNAPING

Enclosed herewith is report of SA [redacted] at Albuquerque, dated 5/20/58.

REFERENCE

Oklahoma City airtel dated 5/6/58

- ① - Bureau (7-115) (Encl.1) (AM)
- 2 - Oklahoma City (7-6) (Encl.3) (AM)
- 1 - Albuquerque (7-120)

REC-86

15 MAY 23 1958

(4) ENCLOSURE

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57 JUN 309

70 JUN 4 1958

02 MAY 20 1958
 2-115-2411
 6-2-58

5/23/58

PLAIN TEXT

TELETYPE

URGENT

TO SAC OKLAHOMA CITY

FROM SAC ATLANTA 1P

GEORGE KELLY BARNES, WAS, ET AL, CHARLES F. URSHEL, VIKID.

REURAIRTEL TO BUREAU MAY SIXTH, FIFTYEIGHT. FORMER SA

W. A. RORER, [REDACTED] INTERVIEWED CONCERNING HIS

ACTIVITIES IN ARREST AND TRIAL OF KATHRYN KELLY. RORER

DENIED ALL ALLEGATIONS OF KELLY SET OUT IN REFERENCED

AIRTEL. RORER HAS NO KNOWLEDGE OF ARREST OF SHANNON.

REPORT WILL REACH OKLAHOMA CITY BY MAY TWENTYSIXTH NEXT.

END

[REDACTED]
(2)

1 cc: Bureau (AM)

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NOT RECORDED
20 MAY 27 1958

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52 MAY 28 1958

41 7-115

[Handwritten signatures and initials]

FEDERAL BUREAU OF INVESTIGATION

Reporting Office HOUSTON	Office of Origin OKLAHOMA CITY	Date 5/21/58	Investigative Period 5/19,21/58
TITLE OF CASE GEORGE KELLY BARNES, Was.; ET AL CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

Attorney [REDACTED] and Attorney [REDACTED], Houston, Texas, have no information regarding whereabouts of transcript of testimony of KATHRYN KELLY. [REDACTED] states there may not have been a transcript on her case as it was his opinion her case was not appealed. Neither attorney was member of law firm of McLean, Scott and Sayers in Fort Worth, Texas, in 1933 and took no part in trial of instant case. Both attorneys, however, assisted in preparation of briefs in this matter. [REDACTED] and [REDACTED] both advise it was their recollection that the above firm represented ORA SHANNON only and not KATHRYN KELLY in this matter. [REDACTED] states he believes attorneys' fees were obtained through an attorney by the name of BURCH from Decatur, Texas, who originally brought instant case to firm of McLean, Scott, and Sayers.

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DETAILS: AT HOUSTON, TEXAS.

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below			
Copies made: ① - Bureau (7-115) (AM) 3 - Oklahoma City (7-6) (1 - USA, Oklahoma City) 1 - Houston (7-7)		7-	115-	2418	REC-68
		11 MAY 26 1958			EX-102
		STAT. SECT.			

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FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

Date: 5/21/58

[REDACTED] Houston, Texas, advised that he recalls when the case involving the SHANNONS was being tried in 1933 he was working in the law firm of McLean, Scott, and Sayers in Fort Worth, Texas. He stated, however, at that time he was not even an attorney and took no part in the trial of this case and did not sit in on the trial. [REDACTED] advised that SAM R. SAYERS, the leading defense counsel for the SHANNONS in this case, was [REDACTED] and that Mr. SAYERS simply took him, [REDACTED] into the firm to help [REDACTED] get some experience at that time. [REDACTED] advised he was not admitted to the practice of law until May 22, 1934.

[REDACTED] did state, however, that either in the latter part of 1934 or early part of 1935 he read the entire record in this matter and assisted SAM SAYERS, now deceased, in preparing an appellate brief and that it was his impression at this time that the brief was for the SHANNONS only and not KATHRYN KELLY.

[REDACTED] stated the only persons he knew who might have any information regarding the transcript of KATHRYN KELLY would be [REDACTED] McLEAN, who is now deceased. [REDACTED] stated that [REDACTED]

[REDACTED] also stated that he remembered that a [REDACTED] was a secretary or stenographer who assisted him and Mr. SAYERS in preparing instant appellate brief. He further stated that he believes a writ of certiorari in this case was filed with the U. S. Supreme Court, Washington, D. C., in which event transcripts of testimony would have been filed with the Supreme Court and should be available at the U. S. Supreme Court or the Library of Congress.

[REDACTED] also stated it was his opinion that [REDACTED]

Interview with [REDACTED] File # HO 7-7
 on 5/19/58 at Houston, Texas Dictated: 5/21/58
 by Special Agent [REDACTED]

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Fort Worth, Texas, may know something about the records, including the transcript in this case, as [REDACTED] was of the opinion that [REDACTED] borrowed some of the records for use in another case in Fort Worth, perhaps a kidnaping case.

[REDACTED] telephonically contacted [REDACTED] in Fort Worth and inquired as to the present whereabouts of instant records. [REDACTED] according to [REDACTED] advised that the files of the old firm had been turned over to a [REDACTED] a practicing Fort Worth attorney. [REDACTED] further informed [REDACTED] that he had been contacted by "both sides" in connection with this matter.

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FEDERAL BUREAU OF INVESTIGATION
INTERVIEW REPORT

Date: 5/21/58

Attorney [REDACTED] Houston, Texas, advised that in 1933 he was a young "embryo" attorney working in the law office of McLean, Scott, and Sayers at Fort Worth, Texas. He advised that SAM SAYERS was [REDACTED] and that he, [REDACTED] was working in the office but was not a member of the firm. He stated he took no active part in the trial of this case and was not even present in court when the case was tried, although he had obtained some information from [REDACTED] Mr. SAYERS, and had attended a habeas corpus hearing in Fort Worth, Texas, in 1933.

[REDACTED] advised he did assist SAYERS in preparing a trial brief as well as an appellate brief in this case and as well as he could recall a man by the name of GLOVER JOHNSON, now deceased, also assisted in preparing these briefs.

[REDACTED] stated as he recalled the manner in which the McLean, Scott, and Sayers firm got into the case was that an attorney named BURCH from Decatur, Texas, had come to Fort Worth and enlisted the aid of that firm to assist in the defense in this matter. [REDACTED] stated although he was not positive in this matter he was inclined to believe that this firm, as well as BURCH, was interested in the defense of the SHANNON family only and not KATHRYN KELLY. He advised, of course, that the records would clarify this.

[REDACTED] further advised that in regard to the fee received by the McLean, Scott, and Sayers firm that the matter of the fee was handled through Mr. BURCH although there could have been additional fees paid to the McLean firm without his knowledge. He stated he remembered Mr. SAYERS once told him that in his opinion he did not believe that R. G. "BOSS" SHANNON was guilty in this matter and that Mr. SAYERS and Mr. SHANNON became quite close during this association. He stated he, [REDACTED] believed that Mr. SAYERS would have continued to represent SHANNON whether he had the fee or not.

Interview with Attorney [REDACTED] File # HO 7-7
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by Special Agent [REDACTED]

██████████ also stated that ██████████, SAM SAYERS, had told him that Judge VAUGHT, who tried instant case, was never convinced that R. G. "BOSS" SHANNON was guilty and he believed that "BOSS" SHANNON's sentence was subsequently reduced, although he was not positive of this.

██████████ stated, as reported above, that he did not believe the McLean firm represented KATHRYN KELLY but that he was of the opinion that ORA L. SHANNON had adequate defense counsel in that SAM SAYERS, as well as others on the defense of this case, were competent lawyers and he was not of the opinion that they were serving conflicting interests in this matter. ██████████ advised that, of course, he would have no knowledge as to the manner of subpoenaing the witnesses for the defense but that he believes had there been any difficulty in subpoenaing defense witnesses that his uncle, Mr. SAYERS, would surely have mentioned it to him.

██████████ further stated he believed the defense attorneys, particularly SAM SAYERS, were questioned regarding the fees in this matter although he cannot positively state this. He advised that as well as he could remember Mr. SAM SAYERS had obtained an automobile from some of the KELLYs which car was supposed to have been turned over to a daughter of KATHRYN KELLY's and that he thinks SAYERS may have been questioned about this transaction. He was unable to say whether this occurred during the trial or after prosecution had been completed.

██████████ was questioned as to the atmosphere of the court room and if there was a "circus-like" atmosphere prevailing to such an extent that a fair trial was prevented. He stated he could not comment as to the actual trial as he was not present. ██████████ stated, however, that Mr. SAYERS filed for a writ of habeas corpus in U. S. District Court, Fort Worth, Texas, before a Judge WILSON, and that the defendants, including the SHANNONs, were brought into the court room in shackles and that there were machine guns in evidence in the court room. He stated he believed ██████████ then

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a United States Marshal at Fort Worth, could say the same thing. He advised that it was his opinion that [REDACTED] was at this time living in Arlington, Texas, address unknown. He also stated that of course he did not know who the officers were who had the machine guns nor the organization they represented. He did state, however, that strictly as a matter of opinion he concluded that the extra precautions taken at that time might have been prompted by the fact that "MACHINE GUN" KELLY was still at large and the authorities were attempting to forestall another "Kansas City Massacre".

[REDACTED] stated that he understood that Judge VAUGHT had received several threatening communications, apparently from the KELLYs, as a result of this trial.

[REDACTED] stated he could not comment as to whether the rule was invoked excluding witnesses from the court room and neither could he state whether or not press cameras, news reel men, and radio announcers were operating in the court while the trial was in progress. He advised that he believed that SAM SAYERS would have told him about it had there been such activities in this court.

He stated he could not comment as to whether a relative of Mr. URSCHEL was allowed to sit at the counsel table to assist in the selection of the jury and that neither could he state from personal observation as to whether the attorneys were afraid to attack the validity of the written statements of ORA L. SHANNON. He added, however, that knowing his uncle, SAM SAYERS, as he did to be a man of great courage, he was convinced that Mr. SAYERS would not have hesitated in the least to attack the validity of these confessions or statements if he had any reason to believe they were obtained under duress.

[REDACTED] advised that it was his opinion that JOSEPH B. KEENAN was the leading counsel for the prosecution, assisted by HERBERT K. HYDE, although he could not state this to be a fact. He added, however, that Mr. HYDE and SAM SAYERS became close friends.

All b7C

██████████ was questioned as to whether he had any information that there were numerous FBI agents in the court room at all times and advised that he had no such information as he was not present at the actual trial of the case. He stated, as reflected above, that there were some armed men in the court room, at Fort Worth, during the habeas corpus hearing, but he did not know whether they were FBI agents. Regarding FBI agents, ██████████ stated that the only contact he had with agents was as follows:

He stated that sometime during the process of the investigation and trial of this case an older lawyer from Oklahoma City had come to Fort Worth and contacted the law firm of McLean, Scott, and Sayers, and it was his impression that this lawyer and his younger son, with whom he was associated, were representing HARVEY BATES. He stated that when the older lawyer arrived he was quite drunk and that he, ██████████ took him to a room in the Texas Hotel and called the lawyer's son in Oklahoma City and told him of his father's condition.

A few days later, according to ██████████ agents contacted him and questioned him regarding the telephone call he had made to Oklahoma City. He stated he explained the nature of the call and although the agents did not say so, he, ██████████ believed they were checking up on the call in view of the fact that ██████████ a local Dallas and Fort Worth hoodlum and gambler, was around at that time and the agents may have thought it was ██████████ who was calling Fort Worth and that he might be involved in instant case in some manner.

██████████ concluded by stating he could not comment as to whether KATHRYN KELLY was hurried to trial without adequate preparation as he did not believe that the McLean firm had anything to do with her case. He also stated he could not comment as to whether KATHRYN KELLY was advised by the court to cooperate with newsmen or photographers. He stated that somewhere in his mind he had gained the idea that KATHRYN KELLY plead guilty to the charges against her in which event there possibly was not a transcript of the testimony of the trial, prepared.

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

DATE: 5/21/58

FROM: SAC, HOUSTON (7-7)

SUBJECT: GEORGE KELLY BARNES, Was.; ET AL
CHARLES F. URSHEL - VICTIM
KIDNAPING
(OO: Oklahoma City)

Enclosed is one copy of the report of SA [redacted] dated 5/21/58 at Houston in captioned case.

REFERENCES

Report of SA [redacted] Dallas, 5/19/58.
Houston airtel to Bureau, 5/19/58.

ADMINISTRATIVE

Appropriate leads were set out in referenced airtel for the Dallas and Oklahoma City offices and are not being re-set in this letter.

- 1 - Bureau (Encl-1) (AM)
- 2 - Oklahoma City (7-6) (Encls-3)
- 1 - Houston

[redacted]
(4)

All b7C

REC-69

7-115-2419

EX-102

MAY 26 1958

59 JUN 2 1958

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FEDERAL BUREAU OF INVESTIGATION

Reporting Office MEMPHIS	Office of Origin OKLAHOMA CITY	Date 5-24-58	Investigative Period 5-21-58
TITLE OF CASE GEORGE KELLY BARNES, was.; ETAL CHARLES F. URSCHEL - VICTIM		Report made by SA [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPPING	

Synopsis: [REDACTED] retired SA, FBI, participated in instant investigation in 1933. Did not participate in interrogation of defendants. Was assigned guard duty and was present in the court room during two trials in question. Refutes allegations by defendants re lack of decorum in court room and excessive number of investigating agents, recalling there were never more than 5 agents in the court room. [REDACTED] participated in arrests at Shannon Farm near Paradise Tex., stating he was accompanied by 3 other agents and 4 police officers thus refuting allegation of 30 to 50 agents. States no one threatened to shoot ORA SHANNON. [REDACTED] states he struck GEORGE KELLY BARNES with .45 revolver after BARNES attempted to strike [REDACTED] with handcuffed arms. This occurred inside entrance to Federal Building in Oklahoma City while defendants were being escorted from jail to court room and following incident wherein KATHRYN KELLY slapped [REDACTED] [REDACTED] has no information indicating perjured testimony during trials. [REDACTED] USDC Clerk, advised that RAMSEY & TICHENOR convicted Memphis, Tenn., in 1933. Records of conviction forwarded to General Service Administration, East Point, Ga. [REDACTED] Administrative Clerk, USA's Office, advised she has no records of the files for RAMSEY or TICHENOR. She stated that files for the year 1933 were destroyed 2-50 by burning.

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Approved: <i>[Signature]</i> Special Agent in Charge	Do not write in spaces below			
Copies made: ② - BUREAU (AM) (7-115) 3 - OKLAHOMA CITY (7-6) (1 - USA) 1 - MEMPHIS (7-1)	7-	115-	2420	102
	MAY 26 1958 REC-5			
	All b7c			

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1 auto copy
6-3-58

[Handwritten signatures and stamps]
REC. FILE

FEDERAL BUREAU OF INVESTIGATION ON
INTERVIEW REPORT

May 24, 1958

[REDACTED]
advised that he was employed as a Special Agent, Federal Bureau of Investigation. [REDACTED]

[REDACTED] that in 1933 he participated in the investigation of the kidnapping of CHARLES F. URSCHEL and testified in the two trials involving various defendants in that case. He said he did not participate in the interrogation of any defendant but that he was assigned to guard duty during the trial of GEORGE KELLY BARNES and KATHRYN KELLY and as such was present in the court room during the entire trial. He said he did not participate in interrogation of defense attorneys and has no information indicating that such attorneys were threatened with criminal prosecution or that any false or perjured testimony was used in the trials. He recalled that this was the first trial of a kidnapping case in Federal Court; that the court room was "jammed", but that good order was maintained throughout the trials. He said that at no time were there more than five agents in the court room during the trial of GEORGE KELLY BARNES and KATHRYN KELLY. Specifically he recalled that SAs GUS JONES, RALPH H. COLVIN, HAROLD ANDERSON, and himself were generally in the court room on guard duty during the trial of BARNES and KELLY. [REDACTED] said that his duties consisted of guarding KELLY and also assisting in keeping the crowds back when the defendants were taken in and out of the court room.

[REDACTED] recalled that there were two newsreel cameras in operation in connection with the second trial as well as some news photographers. However, he said that the cameras were not operated during the actual court sessions recalling that possibly pictures were taken when court opened and before testimony was introduced. He also recalled that the question of whether to allow such activity in the court room was raised and it was the opinion of the prosecutor that it was within the discretion of the court.

[REDACTED] advised that he had no information concerning publicity released by the Government but did recall that no news releases were given without the expressed authority of Director JOHN EDGAR HOOVER. He said that no streets were roped off, however, there were police officers near the entrance of the Federal Building to keep the crowds back when the defendants were taken into and out of the Federal Building.

Interview with [REDACTED] File # 7-1
on 5-21-58 at Franklin, Tennessee DATE DICTATED: 5-21-58

by Special Agent [REDACTED]

All b7C

ME # 7-1

██████████ advised that no Special Agent was assigned to guard the court house; that there were six agents assigned to guarding the jail to prevent any effort by others to effect the release of the defendants or to frustrate any possible escape attempt. He said the two agents worked an eight-hour shift, one agent being stationed in the jail and the other in the jailer's office.

██████████ advised that at no time did he see E. E. KIRKPATRICK sitting at the council table with the Government prosecutors but specifically recalled that KIRKPATRICK sat in the back of the court room among the spectators.

██████████ advised that he participated in the arrest of ORA SHANNON, her husband, her son, and HARVEY BAILEY at the Shannon Farm near Paradise, Texas. He said that to the best of his recollection SAs ██████████ ED DOWD, GUS JONES, and four police officers, two from the Dallas Police Department and two from the Fort Worth Police Department, participated in this arrest. He recalled that they found a machine gun at the Shannon Farm. He said that at no time did an agent threaten to shoot ORA SHANNON. He recalled that following the arrest of these individuals he, ██████████ and two of the local officers remained at the Shannon Farm, recalling that the daughter of KATHRYN KELLY as well as Mrs. SHANNON's daughter were present at the farm on that occasion. He said the persons arrested were removed by the other officers to be taken to Dallas. He said he therefore was not present at the Dallas County Jail during the interrogation of the defendants.

██████████ advised that to his knowledge no defense attorney was told that he could not consult his client or that all conversations would be monitored. He said that to the best of his recollection KATHRYN KELLY consulted with her defense council on several occasions at the jail prior to the trial.

██████████ advised that during the second trial which lasted approximately one week he was assigned to escorting the defendants from the jail to the court room and return and on no occasion did anyone from the crowds of spectators attempt to strike KATHRYN KELLY. He recalled that one morning shortly before 9 AM when the defendants were being escorted from the jail to the court room that as they entered the Federal Building KATHRYN KELLY's father, a man named BROOKS, was observed in the crowd. KATHRYN embraced her father at considerable length and because of the delay ██████████ who was behind the defendants, tried to get her to proceed and gave her a slight push. He said that this occurred as they

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ME # 7-1

entered the Federal Building and that she, KATHRYN KELLY, slapped [REDACTED] in the face with her hand. [REDACTED] said that he pushed KATHRYN away from him and she fell into the arms of a police officer, name unknown, and in doing this she lost a heel off a shoe. She then ran to her husband, GEORGE KELLY BARNES, who threatened [REDACTED] and raised his handcuffed arms to strike [REDACTED] where upon [REDACTED] hit BARNES in the head with a .45 caliber revolver. [REDACTED] advised that to the best of his recollection, SA HAROLD ANDERSON was in the group of officers escorting the defendants as were [REDACTED] then U. S. Marshal, and [REDACTED] a Deputy Sheriff.

[REDACTED] advised that he has no information indicating that the testimony of LUTHER WILLIAM ARNOLD was perjured nor did he recall that ARNOLD was paid a reward at any time in the case. He said he could not recall any reward being offered except possibly by the Government; that ARNOLD was put in the Roberts Hotel by SA GUS JONES, to the best of [REDACTED] recollection, but that the Government did not pay ARNOLD's hotel bill or furnish him clothing. He recalled that KATHRYN KELLY had paid ARNOLD to assist her in obtaining an attorney and for other purposes. [REDACTED] said that to his knowledge ARNOLD did not assist in the preparation of any article concerning this case. He said that to his knowledge no effort was made to prevent any of the defendants from receiving a fair trial and that all defendants did receive a fair trial.

[REDACTED] advised that he did not participate in the investigation at Memphis, Tennessee in connection with the arrest there of GEORGE and KATHRYN but that he did proceed from Oklahoma City to Little Rock, Arkansas where he met the private plane carrying the two defendants to Oklahoma City. He recalled that SA W. A. RORER and [REDACTED] were on the plane. [REDACTED] advised that he rode on the plane from Little Rock to Oklahoma City and does not believe there were more than six officers on the plane. He could not recall the identity of the others. He said that at no time during this trip did he hear anyone threaten the defendants or attempt to extract a confession from them. He recalled nothing being said about KATHRYN getting "the chair", pointing out that at that time a life sentence was the maximum for the crime of kidnapping. [REDACTED] said he had no information concerning the allegation that KATHRYN KELLY was told that Mrs. ORA SHANNON would receive no consideration unless KATHRYN KELLY admitted a long list of unsolved crimes. With respect to the allegation that guards sat in front of KATHRYN KELLY's open cell armed with machine guns, [REDACTED] advised that no guns were permitted to be carried by officers inside the jail. He said he had no recollection of a strong light bulb being placed in her cell and, in fact,

ME # 7-1

said that no agent was in or near KATHRYN KELLY's cell, that any such activity would have to be performed by a matron since KATHRYN was confined in the womens' quarters of the jail.

He pointed out that the agents on guard duty at the jail were principally interested in GEORGE KELLY BARNES and defendant BAILEY to prevent any possible escape attempt.

██████████ advised that he could furnish no information concerning press releases made by the Government in connection with this case nor does he have any information as to the location of a copy of the transcript of testimony in the KATHRYN KELLY trial.

██████████ advised that he has no information concerning the whereabouts of LUTHER W. ARNOLD or other members of that family.

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ME # 7-1

[REDACTED] U. S. District Court Clerk, Memphis, Tennessee, advised SA [REDACTED] on May 21, 1958 that LANGFORD RAMSEY and J. C. TICHENOR were convicted in District Court, Memphis, in 1933 and were assigned criminal court case Nos. 4583 and 4584, this being in Western Division of the Western Judicial District of Tennessee. Criminal court cases regarding these two persons were forwarded General Service Administration, Federal Records, 221 St. Joseph Street, East Point, Georgia. She stated if the transcript of testimony from trial of KATHRYN KELLY was used in Memphis at trial of RAMSEY and TICHENOR, this transcript would be in East Point, Georgia. She states her files contain no information regarding this transcript of testimony.

[REDACTED] Administrative Clerk, U. S. Attorney's Office, Memphis, Tennessee, advised that she has no record of the files for RAMSEY or TICHENOR and their files are not stored with U. S. Attorney's records in Atlanta, Georgia. Check of record file in her office does not reflect these files ever sent to Atlanta for storage, and disposal file in her office reflects criminal case files for 1933 were destroyed in February, 1950, by burning at the city crematory, Memphis.

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Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (7-115)

DATE: 5-24-58

FROM : SAC, MEMPHIS (7-1)

SUBJECT: GEORGE KELLY BARNES, was.; ETAL
CHARLES F. URSHEL - VICTIM
KIDNAPPING
(OC:OO)

Enclosed herewith is the report of SA [redacted] at Memphis dated May 24, 1958.

REFERENCES

Memphis teletype to Atlanta and Oklahoma City dated 5-21-58
Oklahoma City teletype to Dallas, Chicago, Memphis, and Portland dated 5-20-58.
San Antonio airtel to Bureau dated 5-16-58.

ADMINISTRATIVE

Files at Memphis reflect no information relating to transcript of any testimony in KATHRYN THORNE KELLY trial.

EX-102

- 2 - BUREAU (Encs. 2) (AM)
- 2 - OKLAHOMA CITY (7-6) (Encs. 3)
- 1 - MEMPHIS

(5)

All b7c

REC-5

7-115-2421

13 MAY 26 1958

EX-102

52 JUN 4 1958

FEDERAL BUREAU OF INVESTIGATION

Reporting Office LOS ANGELES	Office of Origin OKLAHOMA CITY	Date 5/21/58	Investigative Period 5/12,16,19-21/58
TITLE OF CASE GEORGE KELLY BARNES, was.; ET AL CHARLES F. URSCHEL - VICTIM		Report made by [REDACTED]	Typed By: [REDACTED]
		CHARACTER OF CASE KIDNAPING	

Synopsis:

Reported death of witness LUTHER WILLIAM ARNOLD, wa., Jess Akers, near Long Beach, California, about 1944 unconfirmed by city and county death records or other inquiry. Attempts to locate relatives of ARNOLD unproductive to date. ARNOLD as JESS AKERS arrested Long Beach Police Department 8/20/30, fictitious checks, sentenced to 180 days in jail, 170 days suspended; arrested Riverside County Sheriff's Office, 9/27/30, fictitious checks, case dismissed. ARNOLD also sought by Riverside County Sheriff's Office on grand theft warrant, November, 1930. Results of interview with former Special Agent VAL C. ZIMMER, [REDACTED] set out.

-P-

DETAILS

At Long Beach, California

Investigation at Long Beach was conducted by SA [REDACTED] *ml*

Approved <i>DKC</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: 3- Bureau (7-115) 3- Oklahoma City (7-6) (1-USA, Western District of Oklahoma) 2- Los Angeles (7-19)		7- 115-2422	REC-8
		24 MAY 26 1958	
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LA 7-19

The records of the Long Beach City Bureau of Vital Statistics, 2655 Pine Avenue, checked on May 16, 1958, by [REDACTED] failed to disclose any death certificate in the name of LUTHER WILLIAM ARNOLD or JESS AKERS, who was reported to have died near Long Beach, California, about 1944.

The identification records of the Long Beach Police Department disclosed an index card, Long Beach Police Department No. 20040, on LUTHER WILLIAM ARNOLD disclosing that as JESS AKERS he had been arrested by this department on August 20, 1930, on a charge of issuing fictitious checks. He was sentenced to 180 days in the county jail, but 170 days of the sentence was suspended.

On September 27, 1930, ARNOLD was arrested for the Riverside County, California, Sheriff's Office on a fictitious check charge, disposition not shown. The card also disclosed that on September 14, 1933, ARNOLD had been arrested by the Oklahoma City, Oklahoma, Police Department, their No. 14839, on a charge of vagrancy and investigation, disposition not shown. The file has been destroyed and no addresses or other data which might indicate ARNOLD's present whereabouts appeared on the index card. The card did disclose the following description: male, white, born in Texas, no age indicated, grey eyes, medium complexion, dark chestnut hair, 5' 8", 145 pounds, blotch scar on top of head, occupation salesman.

The records of the Riverside County Sheriff's Office, set out herein below, revealed that FLOSSIE AKERS, wife of JESS AKERS, as of November 20, 1930, resided at 927 West 3rd Street, Long Beach, California; that he was also in 1931 reported to be driving an automobile, the legal owner of which was [REDACTED] and [REDACTED] Long Beach, California.

Inquiry at 927 West 3rd Street, an apartment house, revealed, [REDACTED] on May 21, 1958, [REDACTED] and that the former owner, a Mr. BUSH, who had owned the property in 1930, was now deceased. [REDACTED] stated that the apartment was in a highly transient area and that there

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LA 7-19

were not any persons residing in the apartment or immediate vicinity, to her knowledge, who were here in 1930. Furthermore, she claimed that she was not acquainted with anyone by the name of ARNOLD or AKERS as former tenants.

The address of [REDACTED] is an unoccupied residence which, according to the city directory, was occupied by one [REDACTED] in 1940. [REDACTED] did not appear in available city directories, nor was [REDACTED] or [REDACTED] identified in the 1930 or current city directories.

The known names of ARNOLD and relatives FLOSSIE ARNOLD and daughter GERALDINE ARNOLD, did not appear in the Long Beach city directory for 1930, nor in current directories.

No record identifiable with LUTHER WILLIAM ARNOLD, JESS AKERS, FLOSSIE MAE ARNOLD or GERALDINE ARNOLD was located in the files of the Long Beach Credit Bureau on May 19, 1958.

Records of the Registrar of the Veterans Administration (VA) Facilities in the Long Beach area, checked by [REDACTED] on May 19, 1958, failed to disclose the name of [REDACTED] of FLOSSIE MAE ARNOLD, who was thought to be in some veterans' hospital near Los Angeles.

At Riverside, California

Investigation at Riverside was conducted by SA [REDACTED]

On May 12, 1958, the records of the Riverside County Sheriff's Office disclosed a microfilm arrest report, revealing that JESS AKERS, arrest No. 9831, had been arrested on September 27, 1930, at Long Beach, California, on a fictitious check warrant, returnable to the Justice Court at Elsinore, California. On September 30, 1930, he was released when the case was dismissed.

The above record also revealed that on November 20, 1930, a grand theft warrant had been issued against JESS AKERS.

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LA 7-19

On January 8, 1931, the Long Beach Police Department advised the Riverside County Sheriff's Office that the property of the victim had been located in a pawn shop in Long Beach. On January 20, 1931, the Long Beach Police Department further advised that AKERS was reported to be at his mother-in-law's residence, one [REDACTED] at Yermo, California.

Subsequent investigation by the San Bernardino County Sheriff's Office at Yermo had disclosed that AKERS had departed from Yermo driving a 1930 Studebaker registered to L. W. ARNOLD, bearing California license 2Z7075. The legal owner of this car was [REDACTED] and [REDACTED] Long Beach, California.

Descriptive data appearing in the arrest records of the Riverside County Sheriff's Office revealed the wife of JESS AKERS, FLOSSIE AKERS, resided as of November, 1930, at 927 West 3rd Street, Long Beach. It gave his birth as March 6, 1890, at Perris, Texas (probably Paris, Texas). His occupation was listed as insurance salesman for the Federal Insurance Corporation, Los Angeles, California.

At Santa Ana, California

Investigation at Santa Ana was conducted by SA [REDACTED]

On May 20, 1958, no death record identifiable with LUTHER WILLIAM ARNOLD, wa., Jess Akers, was located in the records of Orange County, which county encompasses some of the area near Long Beach, California.

At San Bernardino, California

Investigation at San Bernardino was conducted by SA [REDACTED]

On May 20, 1958, no record identifiable with JESS AKERS or LUTHER WILLIAM ARNOLD was located in the identification files of the San Bernardino County Sheriff's Office or San Bernardino Police Department.

LA 7-19-

At Los Angeles, California

No record identifiable with LUTHER WILLIAM ARNOLD, wa., Jess Akers, or FLOSSIE MAE ARNOLD was located in the death records of Los Angeles County, which covers Long Beach, California, or death records of the City of Los Angeles, which covers a part of the Long Beach Harbor area, checked on May 19, 1958, by SA [REDACTED]

No record, past or present, identifiable with [REDACTED] was located in the following VA Facilities in the Los Angeles area, checked on May 20, 1958, by [REDACTED] VA Center, Los Angeles 25, at the request of SA [REDACTED]

VA Wadsworth General Hospital
VA Brentwood Neuro Psychiatric Hospital
VA Domiciliary
VA Regional Office

On May 20, 1958, [REDACTED] VA Index, 1380 Sepulveda Boulevard, checked the name of [REDACTED] through these indices at the request of SA [REDACTED] without disclosing a record of [REDACTED].

The current Los Angeles telephone directories listed a Federal Insurance Corporation at 601 South Catalina.

On May 20, 1958, [REDACTED] advised SA [REDACTED] that this firm did not open an office in Los Angeles until 1948 and that the only records prior to that time pertained to individual agents representing the company and that she could not identify anyone by the name of ARNOLD or AKERS among those agents.

The telephone directory also listed a Federal Life Insurance Company, 3479 West 6th Street.

On May 20, 1958, [REDACTED] and [REDACTED] advised that they were unable to identify any former employee by the name of LUTHER WILLIAM ARNOLD or JESS AKERS. They stated that in 1930 the company was represented by a

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LA 7-19

general agent, [REDACTED] Culver City, California.

[REDACTED] on May 20, 1958, advised SA [REDACTED] that he could not identify Mr. ARNOLD or Mr. AKERS by name or description. He suggested a [REDACTED] who formerly operated as an agent about 1930.

[REDACTED], on May 20, 1958, advised SA [REDACTED] that he could not identify Mr. ARNOLD or Mr. AKERS by name or description.

The telephone directory listed a Federal Insurance Service at 223 South Gale, Beverly Hills, California.

[REDACTED] on May 21, 1958, advised SA [REDACTED] that he began operation in Los Angeles in 1928, in the Merritt Building, 8th and Broadway, Los Angeles, but under the name of the Federal Motors Club. He said he recalled having a salesman by the name of ARNOLD about 1930 who was in the Long Beach area, but he was only with him for a short time and he did not have any records or personal knowledge which might disclose the full identity of ARNOLD or the latter's whereabouts, nor could he suggest anyone who might have such information. He described the employee ARNOLD as being male, white, about 40 years of age, 150-160 pounds, dark hair, 5' 8", and having a pleasant personality.

The records of the Los Angeles Retail Merchants Credit Association, checked at the request of SE [REDACTED] on May 20, 1958, failed to disclose a record identifiable with LUTHER WILLIAM ARNOLD, JESS AKERS, FLOSSIE MAE ARNOLD, nee HELMS, [REDACTED] or GERALDINE ARNOLD.

The identification records of the Los Angeles Police Department and Los Angeles County Sheriff's Office, checked at the request of SE [REDACTED] on May 21, 1958, failed to disclose a record identifiable with LUTHER WILLIAM ARNOLD, alias JESS AKERS, FLOSSIE MAE ARNOLD nee HELMS, GERALDINE ARNOLD or [REDACTED]

The records of the Los Angeles County Registrar of Voters, which include current registrations and cancellations

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