

FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1202154-0

Total Deleted Page(s) = 1  
Page 79 ~ Duplicate - Dupe to page 70;

```
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
X   Deleted Page(s)       X
X   No Duplication Fee X
X   For this Page         X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
```

## FEDERAL BUREAU OF INVESTIGATION

|                                                                                                                                                                                |                                        |                                                                                           |                                             |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|-------------------------------------------------------------------------------------------|---------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                                                                                                                                         | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>5/27/71</b>                                                                    | INVESTIGATIVE PERIOD<br><b>5/21 - 27/71</b> |
| TITLE OF CASE<br><b>DENNIS JAMES BANKS;</b><br><b>CLYDE HOWARD BELLECOURT;</b><br><b>RUSSELL DEAN BELLONGER;</b><br><b>CONRAD FUNMAKER;</b><br><b>(CONTINUED COVER PAGE B)</b> |                                        | REPORT MADE BY<br><div style="border: 1px solid black; height: 20px; width: 100%;"></div> | TYPED BY<br><b>jsm</b>                      |
|                                                                                                                                                                                |                                        | CHARACTER OF CASE<br><br><b>AFO - TRESPASSING ON<br/>NAVAL INSTALLATION</b>               |                                             |

b6  
b7C

- P -

ENCLOSURESTO BUREAU

Two (2) copies of FD-376.

LEADSCLEVELAND DIVISIONAT CLEVELAND, OHIO

Will conduct indices, credit and criminal checks for  
subject **RUSSELL CHARLES MEANS.**

MILWAUKEE DIVISION

| ACCOMPLISHMENTS CLAIMED |       |      |       |         | <input checked="" type="checkbox"/> NONE | ACQUIT-<br>TALS | CASE HAS BEEN:                                                                                                                                                                                          |
|-------------------------|-------|------|-------|---------|------------------------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| CONVIC.                 | AUTO. | FUG. | FINES | SAVINGS | RECOVERIES                               |                 |                                                                                                                                                                                                         |
|                         |       |      |       |         |                                          |                 | PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |

|                                                                                                                                                                       |                            |                                                                                                                                                                                                                                                                                           |  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| APPROVED                                                                                                                                                              | SPECIAL AGENT<br>IN CHARGE | DO NOT WRITE IN SPACES BELOW                                                                                                                                                                                                                                                              |  |
| COPIES MADE:                                                                                                                                                          |                            | <div style="text-align: right;">REC-5</div> <div style="text-align: center; font-size: 2em;">1939-1</div> <div style="text-align: center;">JUN 1 1971</div> <div style="text-align: right; font-size: 1.5em;">MCT-38</div> <div style="text-align: right; font-size: 1.5em;">EX-109</div> |  |
| (3) - Bureau (Encl. 2)<br>1 - USA, Minneapolis, Minnesota<br>1 - Secret Service, Minneapolis, Minnesota<br>2 - Cleveland<br>2 - Milwaukee<br>3 - Minneapolis (89-113) |                            |                                                                                                                                                                                                                                                                                           |  |
| Dissemination Record of Attached Report                                                                                                                               |                            | Notations                                                                                                                                                                                                                                                                                 |  |
| Agency                                                                                                                                                                | 1 - Sup. Sec.              | <div style="text-align: center; font-size: 1.5em;">STAT. SECT.</div>                                                                                                                                                                                                                      |  |
| Request Recd.                                                                                                                                                         | 1 - WAK                    |                                                                                                                                                                                                                                                                                           |  |
| Date Fwd.                                                                                                                                                             | WAK                        |                                                                                                                                                                                                                                                                                           |  |
| How Fwd.                                                                                                                                                              | 6-9-71                     |                                                                                                                                                                                                                                                                                           |  |
| By                                                                                                                                                                    |                            |                                                                                                                                                                                                                                                                                           |  |

51 JUN 15 1971

COVER PAGE

MP 89-113

TITLE OF CASE (CONTINUED)

ROBERT JOSEPH GRAVES, aka  
Bobby Joe Graves;  
WILLIAM LOUIS HOLMES;

BRUCE HARVEY LIVINGSTON;  
RUSSELL CHARLES MEANS;  
GERALD JOSE ROY;  
CHARLES DURRELL ROBERTSON;

b6  
b7C

\* \* \* \* \*

AT RIVER FALLS, WISCONSIN

Will conduct credit and criminal checks for subject  
CONRAD FUNMAKER.

MINNEAPOLIS DIVISION

AT MINNEAPOLIS, MINNESOTA

Will follow prosecution and report.



UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

In Reply, Please Refer to

File No.

Minneapolis 89-113

May 27, 1971

Director  
United States Secret Service  
Department of the Treasury  
Washington, D. C. 20220

RE: DENNIS JAMES BANKS; ETAL  
ASSAULTING A FEDERAL OFFICER -  
TRESPASSING ON NAVAL INSTALLATION

Dear Sir:

The information furnished herewith concerns an individual who is believed to be covered by the agreement between the FBI and Secret Service concerning Presidential protection, and to fall within the category or categories checked.

1. ☒ Has attempted or threatened bodily harm to any government official or employee, including foreign government officials residing in or planning an imminent visit to the U. S., because of his official status.
2. ☐ Has attempted or threatened to redress a grievance against any public official by other than legal means.
3. ☐ Because of background is potentially dangerous; or has been identified as member or participant in communist movement; or has been under active investigation as member of other group or organization inimical to U. S.
4. ☐ U. S. citizens or residents who defect from the U. S. to countries in the Soviet or Chinese Communist blocs and return.
5. ☐ Subversives, ultrarightists, racists and fascists who meet one or more of the following criteria:
  - (a) ☐ Evidence of emotional instability (including unstable residence and employment record) or irrational or suicidal behavior;
  - (b) ☐ Expressions of strong or violent anti-U. S. sentiment;
  - (c) ☐ Prior acts (including arrests or convictions) or conduct or statements indicating a propensity for violence and antipathy toward good order and government.
6. ☐ Individuals involved in illegal bombing or illegal bomb-making.

Photograph ☐ has been furnished ☐ enclosed ☐ is not available

☒ may be available through United States Marshal, Minneapolis,  
Minnesota.

Very truly yours,

*J. Edgar Hoover*  
John Edgar Hoover  
Director

1 - Special Agent in Charge (Enclosure(s) (1)  
U. S. Secret Service, Minneapolis, Minnesota

Enclosure(s) (1)

(Upon removal of classified enclosures, if any, this transmittal form  
becomes UNCLASSIFIED.)

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Minneapolis, Minnesota  
1 - Secret Service, Minneapolis, Minnesota

Report of: [REDACTED]  
Date: May 27, 1971

Office: Minneapolis,  
Minnesota

Field Office File #: 89-113

Bureau File #:

Title: DENNIS JAMES BANKS;  
[REDACTED]  
CLYDE HOWARD BELLECOURT;  
RUSSELL DEAN BELLONGER;  
[REDACTED]

~~Keywords:~~ CONRAD FUNMAKER;  
ROBERT JOSEPH GRAVES;  
~~Synopsis:~~ WILLIAM LOUIS HOLMES;  
[REDACTED]

b6  
b7C

BRUCE HARVEY LIVINGSTON;  
RUSSELL CHARLES MEANS;  
GERALD JOSE ROY;  
CHARLES DURRELL ROBERTSON;  
[REDACTED]

Character: ASSAULTING A FEDERAL OFFICER;-  
TRESPASSING ON NAVAL INSTALLATION

Synopsis: On [REDACTED] Deputy United States Marshals arrested sixteen Indians who were illegally occupying Naval Air Station, Fort Snelling, Minnesota. Two Deputy USMs were injured as a result of assault while making arrests. On [REDACTED] AUSA, Minneapolis, Minnesota,

MP 89-113

Synopsis: (Continued)

authorized prosecution for subjects LIVINGSTON and ROY for assaulting Federal officers in violation Title 18, Section 111, USC. AUSA authorized prosecution for remaining subjects for violation Title 18, Section 1382, USC for trespassing on Naval installation. On [redacted] subjects LIVINGSTON and ROY committed to Hennepin County Jail by U.S. Magistrate in lieu of \$25,000 Surety Bond and remaining subjects released on \$5,000 Personal Recognizance Bond. Descriptions set forth.

- P -

DETAILS:

This investigation was predicated on [redacted] on receipt of information from United States Marshal HARRY D. BERGLUND, Minneapolis, Minnesota, that sixteen Indians, who were illegally occupying and trespassing on the United States Naval Air Station, Fort Snelling, Minnesota, were evicted and arrested by a team of United States Marshals. BERGLUND advised Deputy United States Marshals [redacted] were injured while making arrests.

b6  
b7c

1

## FEDERAL BUREAU OF INVESTIGATION

Date May 25, 1971

[redacted] Deputy United States Marshal, assigned to United States District Court Offices, Third and Constitution Avenue, Washington, D.C., resides at [redacted] [redacted] Bowie, Maryland.

[redacted] arrived in Minneapolis during the early morning hours of [redacted]. At about 5:15 A.M., on [redacted] Marshal [redacted] through the loud speaker public address system, announced to the protestors at the United States Naval Air Station to voluntarily leave the Base or they would be arrested. At about 6:15 A.M., the Special Task Force of United States Marshals entered the theater building in which the Indians had been housed. During the period the Indians were permitted to leave the Base, two carloads of about ten women and children voluntarily left the Base. b6 It was necessary to enter the building through the front b7C door by force. They were unable to locate anyone in the building initially; however, subsequently it was determined that the protestors were behind locked doors in a projection booth in the upper level of the theater. The arresting officers obtained a fire ax and chopped the lock and the door mechanism on the door to the projection booth, but were unable to gain entry in view of the fact that a large projector had been blocked and jammed the door.

[redacted] removed a masonite panel on a wall adjacent to the projection room and he and others were able to gain entrance to a small storage room adjacent to the projection room. [redacted] and about five or six other Marshals rammed the door to the projection booth from the small adjacent storage room and it was [redacted] belief that he was probably the first person to enter the room. After several of the officers, including himself, landed in the room the door was temporarily shut. He recalls the protestors swinging baseball bats and that he was immediately thrown to the floor as a

On 5/21/71 at Minneapolis, Minnesota File # Minneapolis 89-113

by SA WILLIAM P. BEFFERTZ/jem 3 Date dictated 5/21/71

MP 89-113

result of his sudden burst into the room. It was rather dark in the projection room at the time and about all that he could recall was that Deputy Marshal [ ] fell on top of him and he observed an Indian in an orange shirt beating [ ] with a baseball bat.

[ ] subsequently arrested this Indian and had his photograph taken with him. He described him as in his twenties, having long hair, and build rather stocky. b6 b7C

[ ] was not injured principally in view of the fact that he was lying under [ ] during the main period of attack. Other Marshals he recalled being in the area at the time were [ ] was the only Marshal whom he actually saw being assaulted. Although [ ] removed the baseball bat from the Indian who attacked [ ] he could not positively identify the particular baseball bat that was used. He however indicated that he would be able to positively identify the person who did attack and assault [ ]

1

## FEDERAL BUREAU OF INVESTIGATION

Date May 25, 1971

[redacted] United States Marshal's Office,  
Post Office Building, Post Office Box Number 391, Miami,  
Florida. home address [redacted]  
[redacted] Hallandale, Florida, was interviewed at Minneapolis,  
Minnesota and furnished the following information:

[redacted] arrived in Minneapolis, Minnesota, about  
2:15 A.M. [redacted] and proceeded directly to the United  
States Marshal's Office in the United States Courthouse,  
Minneapolis, for a meeting. At about 4:00 A.M., [redacted]  
[redacted] he left the United States Courthouse with other Deputy  
United States Marshals for the United States Naval Air Station  
where they arrived at a building just next to the Base Theater  
at approximately 4:45 A.M.

b6  
b7C

At this time Mr. [redacted]  
with the group, entered the building and held a conference with  
a group of Indians who were known to be inside the theater  
building. At this time he advised them they would be given  
until 6:00 A.M., [redacted] to leave the premises otherwise  
they would be arrested. At about 5:20 A.M., [redacted] observed  
six women and children leave the building and depart in two  
automobiles.

At approximately 6:05 A.M., [redacted] [redacted]  
and other Deputy United States Marshals forced entrance to the  
theater building through a door just to the left of the front  
door. As they entered the building they discovered there  
were no lights available and that there were people on the  
third floor. Further, that very possibly the Indians had  
barricaded themselves in the main projection room. Investigation  
disclosed that there were very heavy doors on the projection  
room and nearly impossible to enter this room. However,  
they discovered a storage room which appeared to join the  
projection room and that this room had walls of a celotex-type

On 5/21/71 at Minneapolis, Minnesota File # Minneapolis 89-113

by SA MARVIN L. SHAY/jsm Date dictated 5/21/71

5

MP 89-113

material. [ ] and Deputy [ ] as well as other Deputy United States Marshals, were able to chop a small hole in this wall and enter the storage room. From this area [ ] was the first Deputy to enter the projection room. Although it was very dark he estimated there were at least ten to twelve Indian men in the projection room. They immediately attacked him with baseball bats, two inch by two inch clubs and other type clubs. At this time he realized that he had laid his club on the floor outside the storage room when he was breaking through the celotex wall and neglected to pick up the club when he entered the room. Therefore, he was unable to protect himself against the Indians' weapons, except with his hands.

b6  
b7C

[ ] exhibited a badly bruised and swollen right arm, as well as a black and blue lump on the left side of his forehead. He said he was also struck several times about the neck, shoulders, and he felt he may possibly have a cracked or injured rib in the right rib cage in addition to the fact he is swollen and encounters pain in most of the upper part of his body. He said he has no idea of the number of times he was struck or the weapons used in addition to the baseball bats and two inch by two inch clubs as it was dark. He also was not acquainted with the Indians and due to the darkness it would be difficult to identify the Indians who were beating on him. He recalled he was the first Deputy to enter the project room and he estimated that at least six or eight Indians came at him with the clubs. He recalled that one Indian, who struck him several times, was wearing a reddish orange pullover sweater and a green Army fatigue jacket.

[ ] said Deputy [ ] was right behind him; however, he was very busy defending himself in the dark and did not see [ ] struck, the persons who struck him or the number of times he was struck. In fact, he did not realize that [ ] was severely injured until the fight was over.

3

MP 89-113

As soon as they were able to open the doors of the projection booth, approximately ten Deputy United States Marshals entered the room. At this time the Indians said "we give up." They then submitted to arrest.

b6  
b7C

[redacted] advised he was photographed with one of the Indians arrested and he is positive the Indian he was photographed with is one of those in the room with a club. However, he is not certain whether this man struck him or Deputy [redacted]

## FEDERAL BUREAU OF INVESTIGATION

1

Date May 24, 1971

[redacted] Deputy United States Marshal, Denver, Colorado, stated he participated in the arrest of several individuals at the United States Naval Air Station, Minneapolis, Minnesota, during the early morning hours on [redacted]

He stated he was one of about thirty United States Marshals who surrounded Building 11, United States Naval Air Station, at about 5:15 A.M., on that date. After the persons inside the building had been asked, by use of megaphone, to voluntarily leave the building and they had refused to do so, several of the Marshals entered the building and began a search for the individuals inside. After searching the third floor level they were unable to enter a room through a fireproof door. They then entered an adjacent room through a panelled wall at the stairway. After entering this room, they had to enter the room where the individuals were hiding.

[redacted] observed Deputy [redacted] forcibly open the wooden door leading to the main room. After [redacted] hit the door and it flew open, [redacted] fell to the floor inside the main room and Deputy United States Marshal [redacted] who was just behind [redacted] almost fell over [redacted]

b6

b7C

[redacted] was following [redacted] The rooms were dark but [redacted] observed an individual who was wearing an orange colored shirt or jacket swing a lengthy object and hit Deputy [redacted] on his upper left side. [redacted] later observed this object to have been a baseball bat, one of several such objects in possession of the individuals who had hidden in this room. Immediately after [redacted] was hit, [redacted] blocked, with his hand, a blow from another of the individuals in the room. He grabbed this individual and handcuffed him.

[redacted] stated he did not see Deputy [redacted] attacked nor did he see any other United States Marshal attacked other than the blow struck against Deputy [redacted] He also stated he would be able to identify the man in the orange shirt or jacket if he could see him, but he does not know his name.

On [redacted] at Minneapolis, Minnesota File # Minneapolis 89-113

by SA [redacted] /jsm Date dictated [redacted]

8

1

## FEDERAL BUREAU OF INVESTIGATION

Date May 24, 1971

[redacted] Deputy United States Marshal,  
Miami, Florida, telephone 305-350-5346, residence [redacted]  
[redacted] Avenue, Miami, Florida, telephone [redacted] advised  
as follows:

[redacted]  
[redacted] and arrived in Minneapolis, Minnesota, during the early  
morning of [redacted] [redacted] was assigned a squad of ten  
Deputy Marshals consisting of [redacted]

[redacted] This squad and two other squads were in position  
in the vicinity of the theater at the United States Naval  
Air Station, Minneapolis, Minnesota, at about 4:45 A.M.,  
May 21, 1971 and at about 5:10 A.M., the local United States  
Marshal announced over a loud speaker that they were United  
States Marshals, that those occupying the theater would have  
to leave and if they left voluntarily there would be no arrests.  
The Marshals also announced that if they refused to leave  
they would be arrested for trespassing.

b6  
b7C

At this time a number of women and children left  
the air station and the squads waited for an additional  
thirty-five or forty minutes. At about 5:45 A.M., two squads  
of about eleven men each entered the theater building to  
clear it and one squad remained on the outside. The two  
squads inside the theater searched for about fifteen minutes  
without locating anyone.

At about 6:00 A.M., a locked door was located  
to the projection booth. [redacted] banged on the door, announced  
they were United States Marshals and instructed those inside  
the room to come out or the door would be forced open. His  
request was met with shouts from inside the projection room  
of "The Indians are rising again," other slogans, war hoops  
and shouting. The lock was then chopped from the door but the

On [redacted] at Minneapolis, Minnesota File # Minneapolis 89-113

by SA [redacted] /jsm 9 Date dictated [redacted]

MP 89-113

door still would not open. [ ] then decided to chop through the wall and as the plasterboard was removed another door was found. When this door was exposed, an attempt was made by Deputies [ ] to force it open and those on the inside held it shut. At this time several more deputies pushed on the door and as they entered the room, which was in darkness, they were met by a roomful of club swinging Indians. Deputy [ ] lost his helmet as he entered the projection booth and was hit by a male Indian wielding a baseball bat. [ ] grabbed the man who hit [ ] and with the assistance of Deputy [ ] they forced this man to the floor, removed the bat from his hand, and cuffed his hands with flexcuffs. [ ] observed this individual to hit Deputy [ ] in addition to [ ] [ ] described this individual as a male Indian in his twenties. [ ] did not know this individual's name; however, he was photographed with him as a means of identification.

b6  
b7C

[ ] also observed a second Indian swinging a club at the Marshals and this was also a male in his twenties. This man was subdued by Deputies [ ] [ ] would recognize him from the photograph which was taken at the scene. Additionally, [ ] was photographed with five to eight Indians who were removed from the projection room and were observed by him to have bats or clubs and to be beating on the Marshals as they entered the projection booth, these included males and females.

The projection room was about ten feet by twenty feet, occupied by twenty-five to thirty Indians and by the time they were subdued there were about thirty Deputy Marshals in this room.

[ ] removed five baseball bats, a knife which he removed from the belt of an unidentified Indian in the room, a length of black conduit hose and a taped metal conduit pipe.

3

MP 89-113

Marshals participating in the above were wearing blue uniforms identifying them as United States Marshals, wore helmets, carried batons, gas masks, and mace.

[ ] advised he had numerous bruises, not visible; however, he could not specifically identify the individuals who struck him.

b6

b7C

[ ] advised he had initialed those weapons he removed from the projection booth, with the exception of the bats.

1

## FEDERAL BUREAU OF INVESTIGATION

Date May 25, 1971

[redacted] United States Marshal, I.D. Number [redacted] (to be changed to I.D. # [redacted]) office at 521 12th Street Northwest, Washington, D.C., was interviewed regarding assaults of Federal officers at the United States Naval Air Station, Minneapolis, Minnesota, on [redacted] [redacted] furnished the following information:

[redacted] stated that around 6:00 A.M., [redacted] he was one of several United States Marshals assigned to remove some American Indians from the old theater building at the Naval Air Station. The Indians had been given numerous warnings to leave the building and in fact, the women and children did leave. [redacted] stated that after entry was accomplished into the building, he held a strobe portable light to break down the door of the projection room. Inside the projection room were several American Indians, who had barricaded themselves and had armed themselves with baseball bats.

b6  
b7C

[redacted] stated as entry into the projection room was accomplished, Deputy United States Marshal [redacted] was knocked down as he attempted to grab one of the Indians inside. [redacted] stated that a big American Indian struck [redacted] across [redacted] left arm. [redacted] described the big Indian as being an American Indian male, in late twenties, long black hair, wearing light khaki pants, a yellow shirt with an orange or red sweatshirt underneath. [redacted] stated he could probably identify this Indian again.

[redacted] continued to state that United States Marshal Deputies [redacted] and [redacted] were going into the projection room and they were also knocked down. Deputy United States Marshal [redacted] then reached to grab an American Indian male, age sixteen or eighteen. Although the Indian male struck [redacted] was able to hold him and pull

at Minneapolis, Minnesota File # Minneapolis 89-113

by SA [redacted] /jcm Date dictated [redacted]

12

MP 89-113

the Indian outside the projection room. [ ] stated that he then sat on the Indian male until someone handcuffed him. [ ] stated he then entered the projection room where he saw [ ] had been seriously hurt.

[ ] described the individual who struck [ ] as follows:

|            |                                                                                  |
|------------|----------------------------------------------------------------------------------|
| Race       | American Indian                                                                  |
| Sex        | Male                                                                             |
| Age        | 16 to 18                                                                         |
| Height     | 5'10"                                                                            |
| Weight     | 140-150 pounds                                                                   |
| Hair       | Long shoulder length, wavy<br>black                                              |
| Appearance | Wore a thin mustache and dressed<br>in blue denim jacket and blue<br>denim pants |

b6  
b7C

[ ] stated that he could definitely identify the sixteen or eighteen year old American Indian again.

[ ] stated that five or six other American Indians were swinging baseball bats, but he stated that he could not identify the rest of the American Indians.

[ ] furnished the following additional background information of himself:

|                  |                                      |
|------------------|--------------------------------------|
| Name             | [ ]                                  |
| Sex              | Male                                 |
| Race             | Caucasian                            |
| Date of Birth    | [ ]                                  |
| Residence        | [ ]<br>Mitchellville, Maryland 20716 |
| Telephone Number | [ ]                                  |

3

MP 89-113

Employment

Office of the Director  
United States Marshal Service  
521 12th Street Northwest  
Washington, D.C.  
Telephone 202-739-3965

1

## FEDERAL BUREAU OF INVESTIGATION

Date May 25, 1971

[redacted] Deputy United States Marshal, Muskogee, Oklahoma, residing at [redacted] Street, Muskogee, Oklahoma, was interviewed at Minneapolis, Minnesota and advised as follows: b6 b7C

He arrived in Minneapolis, Minnesota, at 12:42 A.M., on [redacted] on special assignment to United States Marshal's Office, Minneapolis, Minnesota. He was briefed at the United States Marshal's Office, Minneapolis, along with approximately thirty other Deputy United States Marshals from different sections of the United States, after his arrival on May 21, 1971. They were told that a group of American Indians had taken possession of the United States Naval Air Station, Minneapolis, Minnesota and their assignment was to remove them.

He, along with the other Deputy United States Marshals, arrived at above United States Naval Air Station at approximately 4:45 A.M., on [redacted] and at about 5:00 A.M., the Indians were notified to leave the Air Station within thirty minutes or they would be arrested. Indian women and children departed from the Air Station and he and other Marshals waited an hour until 6:00 A.M., before entering the theater building located within the United States Naval Air Station.

The door to the theater where he entered was locked and it was necessary to break in the door to gain entry. After entering the theater, he, along with the other Marshals, searched the basement, first and second floors, and no Indians were found.

Some of the Marshals proceeded up the stairs from the second floor to a projection room and he was assigned to stay on the stairs leading up to the projection room. The projection room was locked and barricaded and it was

On [redacted] at Minneapolis, Minnesota File # Minneapolis 89-113  
by SA [redacted] /jism 15 Date dictated [redacted] b6 b7C

2

MP 89-113

necessary to use axes to gain entry. He did not participate in this as he was on the stairs.

After the Marshals gained entry to the projection room, he could hear yelling and he went up the stairs and into the projection room. There he observed Deputy United States Marshal [ ] from Denver, Colorado, scuffling on the floor with an Indian male. He assisted [ ] in handcuffing this subject, name unknown, and he took this subject down the stairs and out of the theater, where he and this subject were photographed together by a Deputy Sheriff, name unknown. After they were photographed, he placed the Indian in a Sheriff's van, which was being utilized for transporting prisoners.

b6  
b7C

He described the Indian, who had been scuffling with [ ] as male, eighteen to nineteen years of age, 5'8", medium build, long black hair.

Following the above, he removed four more Indians, who had been arrested, from the theater and placed them in the van. He did not observe any other incidents of resisting arrest.

## FEDERAL BUREAU OF INVESTIGATION

Date May 27, 1971

United States Marshal HARRY D. BERGLUND advised that he had in the United States Marshal's Property Room, maintained as evidence, the weapons which were used against the Deputy United States Marshals who were attacked in making arrests at the United States Naval Air Station, Fort Snelling, Minnesota, on [redacted] Mr. BERGLUND advised these items had been properly marked and taken into custody for keeping as evidence by Deputy United States Marshal [redacted]

b6  
b7C

On 5/26/71 at Minneapolis, Minnesota File # Minneapolis 89-113

by SA [redacted] /jgm 17 Date dictated 5/27/71

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

Date May 27, 1971b6  
b7C

United States Marshal HARRY D. BERGLUND turned over to SA [ ] the remains of a wristwatch, the property of Deputy United States Marshal [ ] Mr. BERGLUND advised this watch was found by [ ] Street, Faribault, Minnesota, on the floor of the projection room, Building Number 11, (Station Theater) at the United States Naval Air Station. [ ] turned this over to SA [ ] of the Naval Investigative Service, who in turn furnished the watch to USM BERGLUND.

On 5/26/71 at Minneapolis, Minnesota File # Minneapolis 89-113  
by SA [ ] /jsm 18 Date dictated 5/27/71

b6  
b7C

MP 89-113

On [ ] the facts surrounding this investigation were presented to Assistant United States Attorney [ ] who advised he would authorize prosecution.

On [ ] a complaint was filed by SA WILLIAM P. EFFERTZ before United States Magistrate BERNARD G. ZIMPFER charging BRUCE HARVEY LIVINGSTON and GERALD JOSE ROY with violation Title 18, Section 111, United States Code, and a warrant was issued charging them with assaulting, resisting, opposing, impeding, and interfering with Federal officers with a dangerous weapon.

b6  
b7C

On [ ] ROY and LIVINGSTON appeared before United States Magistrate BERNARD G. ZIMPFER and were committed to the Hennepin County Jail, Minneapolis, Minnesota, in lieu of \$25,000 Surety Bond.

On [ ] a complaint was filed by Captain [ ] United States Navy, before United States Magistrate BERNARD G. ZIMPFER charging DENNIS JAMES BANKS, [ ] CLYDE HOWARD BELLECOURT, RUSSELL DEAN BELLONGER, [ ] CONRAD FUNMAKER, ROBERT JOSEPH GRAVES, WILLIAM LOUIS HOLMES, [ ] RUSSELL CHARLES MEANS, CHARLES DURRELL ROBERTSON, [ ] and [ ] and a warrant was issued charging them with violation of [ ] in that they were found upon the United States Naval Air Detachment, Minneapolis, Minnesota, having been ordered to leave and not re-enter by an authorized commissioned officer of the United States Navy.

The afore listed subjects charged with violation [ ] appeared before United States Magistrate on [ ] and each was released on a \$5,000 Personal Recognizance Bond.

MP 89-113

The following descriptive data was obtained from the records of the United States Marshal:

|                |                                                   |
|----------------|---------------------------------------------------|
| Name           | DENNIS JAMES BANKS                                |
| United States  |                                                   |
| Marshal Number | 5221                                              |
| Occupation     | Recruiter for American Indian Movement            |
| Home Address   | 2743 First Avenue South<br>Minneapolis, Minnesota |
| Place of Birth | Federal Dam, Minnesota                            |
| Date of Birth  | April 12, 1937                                    |
| Age            | 34                                                |
| Nationality    | American                                          |
| Race           | American Indian                                   |
| Sex            | Male                                              |
| Height         | 71"                                               |
| Complexion     | Dark                                              |
| Build          | Medium                                            |
| Weight         | 160 pounds                                        |
| Eyes           | Brown                                             |
| Hair           | Black                                             |

|                |                                                   |
|----------------|---------------------------------------------------|
| Name           | [REDACTED]                                        |
| United States  | [REDACTED]                                        |
| Marshal Number | [REDACTED]                                        |
| Occupation     | None                                              |
| Home Address   | [REDACTED] Avenue South<br>Minneapolis, Minnesota |
| Place of Birth | Redlake, Minnesota                                |
| Date of Birth  | [REDACTED]                                        |
| Age            | 17                                                |
| Nationality    | American                                          |
| Race           | American Indian                                   |
| Sex            | Male                                              |
| Height         | 71"                                               |
| Complexion     | Dark                                              |
| Build          | Medium                                            |
| Weight         | 150 pounds                                        |

b6  
b7C

MP 89-113

Eyes  
Hair  
Scars and Marks

Brown  
Black

b6  
b7C

Name  
United States  
Marshal Number  
Occupation

CLYDE HOWARD BELLECOURT

6847

Executive Director  
American Indian Movement

Home Address

1901 Fifth Avenue North  
Minneapolis, Minnesota

Place of Birth

White Earth, Minnesota

Date of Birth

May 8, 1936

Age

35

Nationality

American

Race

American Indian

Sex

Male

Height

73"

Complexion

Dark

Build

Heavy

Weight

210 pounds

Eyes

Brown

Hair

Black

Scars and Marks

3" scar back of right hand

Name  
United States  
Marshal Number  
Occupation  
Home Address

RUSSELL DEAN BELLONGER

6845

Student

666 Simms

St. Paul, Minnesota

Place of Birth

St. Paul, Minnesota

Date of Birth

December 25, 1953

Age

17

Nationality

American

Race

American Indian

Sex

Male

Height

74"

MP 89-113

|                 |                               |
|-----------------|-------------------------------|
| Complexion      | Dark                          |
| Build           | Medium                        |
| Weight          | 167 pounds                    |
| Eyes            | Brown                         |
| Hair            | Black                         |
| Scars and Marks | "COCO" tattooed on left thumb |

|                 |                                                   |
|-----------------|---------------------------------------------------|
| Name            | [REDACTED]                                        |
| United States   | [REDACTED]                                        |
| Marshal Number  | [REDACTED]                                        |
| Occupation      | [REDACTED]                                        |
| Home Address    | [REDACTED] Avenue North<br>Minneapolis, Minnesota |
| Place of Birth  | Minneapolis, Minnesota                            |
| Date of Birth   | [REDACTED]                                        |
| Age             | 17                                                |
| Nationality     | American                                          |
| Race            | American Indian                                   |
| Sex             | Male                                              |
| Height          | 74"                                               |
| Build           | [REDACTED]                                        |
| Weight          | [REDACTED]                                        |
| Eyes            | Brown                                             |
| Hair            | Black                                             |
| Scars and Marks | [REDACTED]                                        |

b6  
b7C

|                |                                           |
|----------------|-------------------------------------------|
| Name           | CONRAD FUNMAKER                           |
| United States  |                                           |
| Marshal Number | 6851                                      |
| Occupation     | Student, River Falls, Wisconsin           |
| Home Address   | 129 B, May Hall<br>River Falls, Wisconsin |
| Place of Birth | Portage, Wisconsin                        |
| Date of Birth  | August 30, 1950                           |
| Age            | 20                                        |
| Nationality    | American                                  |

MP 89-113

|                 |                                                                                                     |
|-----------------|-----------------------------------------------------------------------------------------------------|
| Race            | American Indian                                                                                     |
| Sex             | Male                                                                                                |
| Height          | 65 "                                                                                                |
| Complexion      | Dark                                                                                                |
| Build           | Medium                                                                                              |
| Weight          | 135 pounds                                                                                          |
| Eyes            | Brown                                                                                               |
| Hair            | Black                                                                                               |
| Scars and Marks | 1" scar on lower lip<br>2" scar on left back hand                                                   |
| Name            | ROBERT JOSEPH GRAVES                                                                                |
| Alias           | BOBBY JOE GRAVES                                                                                    |
| United States   |                                                                                                     |
| Marshal Number  | 6848                                                                                                |
| Occupation      | Housing Consultant<br>Minnesota State Indian Affairs<br>Commission                                  |
| Home Address    | 2518 Blaisdell Avenue South<br>Minneapolis, Minnesota                                               |
| Place of Birth  | Minneapolis, Minnesota                                                                              |
| Date of Birth   | January 27, 1947                                                                                    |
| Age             | 24                                                                                                  |
| Nationality     | American                                                                                            |
| Race            | American Indian                                                                                     |
| Sex             | Male                                                                                                |
| Height          | 69"                                                                                                 |
| Complexion      | Dark                                                                                                |
| Build           | Heavy                                                                                               |
| Weight          | 205 pounds                                                                                          |
| Eyes            | Brown                                                                                               |
| Hair            | Black                                                                                               |
| Scars and Marks | Circular scar right forefinger<br>knuckle<br>3" diameter circular scar on<br>left cheek of buttocks |

MP 89-113

|                 |                                                                                  |
|-----------------|----------------------------------------------------------------------------------|
| Name            | WILLIAM LOUIS HOLMES                                                             |
| United States   |                                                                                  |
| Marshal Number  | 6850                                                                             |
| Occupation      | None                                                                             |
| Home Address    | 1117 North Sixth Street<br>Minneapolis, Minnesota                                |
| Place of Birth  | Minneapolis, Minnesota                                                           |
| Date of Birth   | May 22, 1954                                                                     |
| Age             | 17                                                                               |
| Nationality     | American                                                                         |
| Race            | American Indian                                                                  |
| Sex             | Male                                                                             |
| Height          | 71"                                                                              |
| Complexion      | Dark                                                                             |
| Build           | Medium                                                                           |
| Weight          | 200 pounds                                                                       |
| Eyes            | Brown                                                                            |
| Hair            | Black                                                                            |
| Scars and Marks | "BILL" tattooed on left wrist<br>heart on left forearm<br>cross on right forearm |

|                |                        |
|----------------|------------------------|
| Name           |                        |
| United States  |                        |
| Marshal Number |                        |
| Occupation     |                        |
| Home Address   | No permanent address   |
| Place of Birth | Minneapolis, Minnesota |
| Date of Birth  |                        |
| Age            | 23                     |
| Nationality    | American               |
| Race           |                        |
| Sex            | Male                   |
| Height         | 70"                    |
| Complexion     | Light                  |
| Build          | Slender                |
| Weight         | 200 pounds             |
| Eyes           | Brown                  |
| Hair           | Brown                  |

b6  
b7c

MP 89-113

|                 |                                                            |
|-----------------|------------------------------------------------------------|
| Name            | BRUCE HARVEY LIVINGSTON                                    |
| Occupation      | Student                                                    |
| Home Address    | 67 St. Mary's Avenue Southeast<br>Minneapolis, Minnesota   |
| Place of Birth  | Minneapolis, Minnesota                                     |
| Date of Birth   | March 17, 1953                                             |
| Age             | 18                                                         |
| Nationality     | American                                                   |
| Race            | American Indian                                            |
| Sex             | Male                                                       |
| Height          | 70"                                                        |
| Complexion      | Ruddy                                                      |
| Build           | Medium                                                     |
| Weight          | 155 pounds                                                 |
| Eyes            | Brown                                                      |
| Hair            | Black                                                      |
| Scars and Marks | "BL" on right forearm (tattoo)<br>"LIVE" palm of left hand |

|                                 |                                                 |
|---------------------------------|-------------------------------------------------|
| Name                            | RUSSELL CHARLES MEANS                           |
| United States<br>Marshal Number | 6842                                            |
| Occupation                      | Director, Cleveland American<br>Indian Center   |
| Home Address                    | 2600 Church Avenue Northwest<br>Cleveland, Ohio |
| Place of Birth                  | Pine Ridge, South Dakota                        |
| Date of Birth                   | November 10, 1939                               |
| Age                             | 31                                              |
| Nationality                     | American                                        |
| Race                            | American Indian                                 |
| Sex                             | Male                                            |
| Height                          | 73"                                             |
| Complexion                      | Dark                                            |
| Build                           | Medium                                          |
| Weight                          | 185 pounds                                      |
| Eyes                            | Brown                                           |
| Hair                            | Black                                           |
| Scars and Marks                 | 3" and 4" scars on forehead<br>and in eyebrows  |

MP 89-113

|                 |                                                             |
|-----------------|-------------------------------------------------------------|
| Name            | GERALD JOSE ROY                                             |
| United States   |                                                             |
| Marshal Number  | 6857                                                        |
| Occupation      | Works for American Indian<br>Movement (Housing Specialist)  |
| Home Address    | 1723 Fifth Street North<br>Minneapolis, Minnesota           |
| Place of Birth  | White Earth, Minnesota                                      |
| Date of Birth   | November 20, 1941                                           |
| Age             | 29                                                          |
| Nationality     | American                                                    |
| Race            | American Indian                                             |
| Sex             | Male                                                        |
| Height          | 71"                                                         |
| Complexion      | Ruddy                                                       |
| Build           | Stocky                                                      |
| Weight          | 200 pounds                                                  |
| Eyes            | Brown                                                       |
| Hair            | Dark brown                                                  |
| Scars and Marks | Large burn scar inside forearm<br>and upper arm of left arm |

|                |                                                                     |
|----------------|---------------------------------------------------------------------|
| Name           | CHARLES DURRELL ROBERTSON                                           |
| United States  |                                                                     |
| Marshal Number | 6852                                                                |
| Occupation     | Graduate student<br>University of Minnesota                         |
| Home Address   | 2732 Second Avenue South<br>Apartment 103<br>Minneapolis, Minnesota |
| Place of Birth | Redby, Minnesota                                                    |
| Date of Birth  | August 25, 1938                                                     |
| Age            | 32                                                                  |
| Nationality    | American                                                            |
| Race           | American Indian                                                     |
| Sex            | Male                                                                |
| Height         | 73"                                                                 |
| Complexion     | Dark                                                                |

MP 89-113

|                 |                                                                       |
|-----------------|-----------------------------------------------------------------------|
| Build           | Medium                                                                |
| Weight          | 220 pounds                                                            |
| Eyes            | Brown                                                                 |
| Hair            | Black                                                                 |
| Scars and Marks | "C" tattooed on right forearm<br>"56" tattooed on upper left<br>bicep |

Name  
United States  
Marshal Number  
Occupation

[REDACTED]

b6  
b7C

[REDACTED]

Virginia Poly-Tech Institute  
Blacksburgh, Virginia  
Works for American Indian Movement

Home Address

[REDACTED] Street

Minneapolis, Minnesota

Place of Birth

Stanford, Connecticut

Date of Birth

[REDACTED]

Age

23

Nationality

American

Race

[REDACTED]

Sex

Male

Height

72"

Complexion

Light

Build

Medium

Weight

150 pounds

Eyes

[REDACTED]

Hair

Name

[REDACTED]

United States

Marshal Number

[REDACTED]

Occupation

None

Home Address

[REDACTED]

Cloquet, Minnesota

Place of Birth

Cloquet, Minnesota

Date of Birth

[REDACTED]

Age

23

MP 89-113

|             |                 |
|-------------|-----------------|
| Nationality | American        |
| Race        | American Indian |
| Sex         | Male            |
| Height      | 65"             |
| Complexion  | Dark            |
| Build       | Small           |
| Weight      | 155 pounds      |
| Eyes        | Brown           |
| Hair        | Black           |

Name  
United States  
    Marshal Number  
Occupation  
Home Address

Care of  
    Bethel, Minnesota  
    Craig, Alaska

Place of Birth  
Date of Birth

|                 |                 |
|-----------------|-----------------|
| Age             | 28              |
| Nationality     | American        |
| Race            | American Indian |
| Sex             | Male            |
| Height          | 72"             |
| Complexion      | Dark            |
| Build           | Slender         |
| Weight          | 170 pounds      |
| Eyes            | Brown           |
| Hair            | Black           |
| Scars and Marks |                 |

b6  
b7c

FBI

Date: 6/4/71

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO : DIRECTOR, FBI  
ATTENTION: MECHANICAL SECTION

FROM : SAC, MINNEAPOLIS (89-113) (P)

SUBJECT: DENNIS JAMES BANKS;  
ETAL  
AFO; TRESPASSING ON  
NAVAL INSTALLATION

RECEIVED  
DEVELOPED  
PRINTED  
ENLARGEMENTS  
COPIED  
INSPECTED

b6  
b7c

Re Minneapolis report of SA [redacted] 5/27/71.

Enclosed for the Bureau are three sets of Poloroid photographs - #1, 4 color; #2, 33 black and white; and #3, 17 black and white.

The Mechanical Section is requested to make 25 copies each of the 33 photos in Pack #2. The Section is further requested to make five enlargements each, dependant upon quality, of the other two packs of photos.

3 - Bureau (Enc. 54) (RM)

2 - Minneapolis

[redacted] rfr

(4)

NOT RECORDED

7 JUN 7 1971

54 JUN 24 1971  
Approved: \_\_\_\_\_  
F-420 Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

*Ack. Mech. Sec.  
Neg. and photo. made 6/18/71 JLB*

*Det. and Ret. to Minneapolis 6/18/71*  
89-1939-  
ENCLOSURE  
[Handwritten signatures and initials]

SAC, Minneapolis (89-113)

June 18, 1971

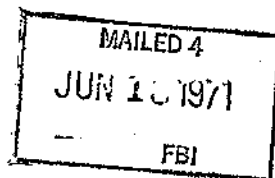
Director, FBI

89-1939-  
 DENNIS JAMES BANKS;  
 ET AL  
 AFO; TRESPASSING ON  
 NAVAL INSTALLATION

Reference is made to your communication dated **6/4/71** transmitting  
☐ negative(s) ☐ film ☒ photograph(s) ☐ document(s) ☐  
 pertaining to the above-captioned matter.

In accordance with your request ☐ film has been developed  
☐ enlargement(s) made  
☐ positive copy made  
☒ print(s) made  
☐ slide(s) made  
☒ negative(s) made  
☐ Photostats made

The above is ☒ attached  
☐ being sent under separate cover, via ☒ registered mail  
☐ REA Express



54 JUN 24 1971  
 F-4A  
 DMG:ffu  
 (6)  
 MAIL ROOM ☐ TELETYPE UNIT ☐

b6  
 b7C

F B I

Date: 9/21/71

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via Airtel \_\_\_\_\_  
(Priority)TO: DIRECTOR, FBI (89-1937)  
ATTENTION: EXHIBIT SECTION

FROM: SAC, MINNEAPOLIS (89-113) P

SUBJECT: DENNIS JAMES BANKS,  
ET AL  
AFO; TRESPASSING ON NAVAL  
INSTALLATION

Re Minneapolis report of SA [REDACTED] 5/27/71.

Enclosed herewith for the Bureau is a rough diagram and measurement of the projection room and attached closet of the theatre building, Naval Air Station, Fort Snelling, Minnesota.

b6  
b7C

On 9/17/71, AUSA [REDACTED] requested the projection room and attached closet be measured and a scale drawing made suitable for use in front of a trial jury.

The Exhibit Section is requested to prepare such drawing and furnish same to Minneapolis. Trial on instant matter set for 10/4/71.

ENCLOSURE

3 - Bureau (ENC. 1) (RM)

2 - Minneapolis

[REDACTED] wkb

(5)

NOT RECORDED

15 SEP 23 1971

THREE

Approved: SEP 28 1971  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

## FEDERAL BUREAU OF INVESTIGATION

|                                                                                  |                                        |                                                                        |                                               |
|----------------------------------------------------------------------------------|----------------------------------------|------------------------------------------------------------------------|-----------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                                           | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>9/27/71</b>                                                 | INVESTIGATIVE PERIOD<br><b>6/22 - 9/21/71</b> |
| TITLE OF CASE<br><b>DENNIS JAMES BANKS;<br/>ETAL</b>                             |                                        | TYPED BY<br><b>dja</b>                                                 |                                               |
|  |                                        | CHARACTER OF CASE<br><b>AFO; TRESPASSING ON NAVAL<br/>INSTALLATION</b> |                                               |
|                                                                                  |                                        | <b>b6<br/>b7C</b>                                                      |                                               |

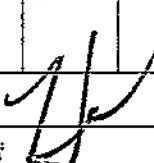
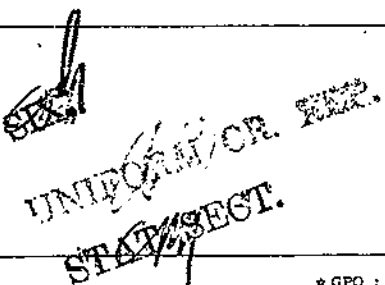
REFERENCE

Minneapolis report of SA   
dated 5/27/71

- P -

Attached are two FD-376's.



|                                                                                                                                                                            |         |      |       |         |            |                                                                                            |                 |                                                                                                                                                                                                         |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|------|-------|---------|------------|--------------------------------------------------------------------------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ACCOMPLISHMENTS CLAIMED                                                                                                                                                    |         |      |       |         |            | <input checked="" type="checkbox"/> NONE                                                   | ACQUIT-<br>TALS | CASE HAS BEEN:<br><br>PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO |
| CONVIC.                                                                                                                                                                    | AUTO.   | FUG. | FINES | SAVINGS | RECOVERIES |                                                                                            |                 |                                                                                                                                                                                                         |
| APPROVED                                                                                |         |      |       |         |            | SPECIAL AGENT<br>IN CHARGE                                                                 |                 |                                                                                                                                                                                                         |
| COPIES MADE:<br>3 - Bureau (89-1937)<br>1 - USA, Minneapolis, Minnesota<br>1 - Secret Service, Minneapolis,<br>Minnesota<br>2 - Minneapolis (89-113)<br>FBI 217 to MP 10-4 |         |      |       |         |            | DO NOT WRITE IN SPACES BELOW<br><br>89-1939-2<br><br>1 SEP 30 1971<br><br>REC-46<br>ST-106 |                 |                                                                                                                                                                                                         |
| Dissemination Record of Attached Report                                                                                                                                    |         |      |       |         |            | Notations                                                                                  |                 |                                                                                                                                                                                                         |
| Agency                                                                                                                                                                     | 1-2555  |      |       |         |            |        |                 |                                                                                                                                                                                                         |
| Request Recd.                                                                                                                                                              | CBO/al  |      |       |         |            |                                                                                            |                 |                                                                                                                                                                                                         |
| Date Fwd.                                                                                                                                                                  | 10/6/71 |      |       |         |            |                                                                                            |                 |                                                                                                                                                                                                         |
| How Fwd.                                                                                                                                                                   |         |      |       |         |            |                                                                                            |                 |                                                                                                                                                                                                         |
| By                                                                                                                                                                         | FBI     |      |       |         |            |                                                                                            |                 |                                                                                                                                                                                                         |

62 OCT 8 1971

COVER PAGE

CV 89-64

mah

1

ADMINISTRATIVE

The following investigation was conducted at  
Cleveland, Ohio by SA [REDACTED]

b6  
b7c

Cleveland references indicate that RUSSELL CHARLES MEANS is employed as Executive Director of the Cleveland American Indian Center, 2600 Church Avenue, Cleveland, Ohio. Cleveland references further indicate that MEANS has been involved in two demonstrations, as a leader, which have taken place at the Cleveland Federal Building. Both demonstrations were reported as being nonviolent and leaflets were distributed listing Indian grievances and demands.

The demonstrations occurred on November 15, 1969 and March 24, 1970. MEANS had to be removed by the Cleveland Police Department at the latter demonstration and was charged with trespassing.

MEANS also reportedly gave a forum on October 16, 1970 before the Socialist Workers Party (SWP), Cleveland, on the topic "Indian Liberation".

MP 89-113

LEAD

MINNEAPOLIS

AT MINNEAPOLIS, MINNESOTA

Will follow and report prosecution.



UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

9/27/71

Bufile 89-1937

WASHINGTON, D.C. 20535

In Reply, Please Refer to

File No. MPfile 89-113

Director  
United States Secret Service  
Department of the Treasury  
Washington, D. C. 20220

DENNIS JAMES BANKS;  
ETAL  
ASSAULTING A FEDERAL OFFICER;  
TRESPASSING ON NAVAL  
INSTALLATION

Dear Sir:

The information furnished herewith concerns an individual who is believed to be covered by the agreement between the FBI and Secret Service concerning Presidential protection, and to fall within the category or categories checked.

1. ☒ Has attempted or threatened bodily harm to any government official or employee, including foreign government officials residing in or planning an imminent visit to the U. S., because of his official status.
2. ☐ Has attempted or threatened to redress a grievance against any public official by other than legal means.
3. ☐ Because of background is potentially dangerous; or has been identified as member or participant in communist movement; or has been under active investigation as member of other group or organization inimical to U. S.
4. ☐ U. S. citizens or residents who defect from the U. S. to countries in the Soviet or Chinese Communist blocs and return.
5. ☐ Subversives, ultrarightists, racists and fascists who meet one or more of the following criteria:
  - (a) ☐ Evidence of emotional instability (including unstable residence and employment record) or irrational or suicidal behavior;
  - (b) ☐ Expressions of strong or violent anti-U. S. sentiment;
  - (c) ☐ Prior acts (including arrests or convictions) or conduct or statements indicating a propensity for violence and antipathy toward good order and government.
6. ☐ Individuals involved in illegal bombing or illegal bomb-making.

Photograph ☒ has been furnished ☐ enclosed ☐ is not available  
☐ may be available through \_\_\_\_\_

Very truly yours,

*J. Edgar Hoover*  
John Edgar Hoover  
Director

1 - Special Agent in Charge (Enclosure(s))<sup>1</sup>  
U. S. Secret Service, Minneapolis, Minnesota

Enclosure(s)

(Upon removal of classified enclosures, if any, this transmittal form  
becomes UNCLASSIFIED.)

MP 89-113

On September 9, 1971 subjects LIVINGSTON and ROY were afforded a preliminary hearing before U. S. Magistrate BERNARD G. ZIMPFER, Minneapolis, Minnesota. Following this hearing ZIMPFER found probable cause based on the original complaint and ordered subjects held for trial in U. S. District Court, Minneapolis. ZIMPFER ordered that bond remain the same.

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Minneapolis, Minnesota  
1 - Secret Service, Minneapolis, Minnesota

Report of: [REDACTED] Office: Minneapolis, Minnesota  
Date: 9/27/71

Field Office File #: 89-113 Bureau File #: 89-1937

Title: DENNIS JAMES BANKS;  
ET AL

b6  
b7c

Character: ASSAULTING A FEDERAL OFFICER; TRESPASSING  
ON NAVAL INSTALLATION

## Synopsis:

Interviews of USMs set forth which reflect witnesses of those marshals who saw subjects LIVINGSTON and ROY assault DUSMs. On 6/22/71 subjects indicted by FGJ, St. Paul, Minnesota, on three counts each of assaulting a federal officer in violation of Title 18, Section 111, USC. On 9/9/71 preliminary hearing held before US Magistrate, Minneapolis, at which time probable cause was found and subjects ordered held for trial in USDC.

- P -

DETAILS:

On June 22, 1971 the facts surrounding this investigation were presented to the U. S. Federal Grand Jury, St. Paul, Minnesota, following which a true bill indictment was returned against BRUCE HARVEY LIVINGSTON and GERALD JOSE ROY charging them with three counts each of assaulting a federal officer in violation of Title 18, Section 111, U. S. Code.

## FEDERAL BUREAU OF INVESTIGATION

Date August 3, 1971

United States Deputy Marshal [ ] was interviewed and furnished the following information:

On [ ] a detachment of U.S. Deputy Marshals was sent to the Naval Air Station at Fort Snelling, Minnesota, with the assignment to remove trespassing Indians from said installation. Upon their arrival the marshals read a message to the Indians saying if they would voluntarily depart from the naval station no action would be taken against them.

The entire group of marshals began moving into the base theatre to search with the purpose of removing Indians from the premises. Upon completion of the search of the first floor, several of the marshals began movement up a spiral staircase to the second floor projection booth. Upon their arrival at the top of the staircase, they heard noise and voices inside the booth. After a verbal request to open the door, a warning was given that the door was about to be broken down, and the marshals began chopping on the fireproof door with axes. This action met with little success and the door could not be broken down. A compartment was discovered above the marshals' heads outside of the projection booth but adjoining same. Upon removing several boards from the bottom of this compartment, Marshal [ ] entered the compartment followed by Marshal [ ] and Marshal [ ]. A small door was found to separate the compartment from the projection booth. Marshal [ ] opened this door and entered the projection booth. Marshal [ ] advised that at this time he saw Marshal [ ] fall against the wall and the door slammed shut after him. He further stated that he then hit the door with his shoulder knocking it open whereupon he entered the projection booth. Immediately upon his entry into the booth he saw two Indians, one considerably taller than the other, advancing on Marshal [ ] with baseball bats. Marshal [ ] advised he confronted these two Indians with his baton whereupon both began swinging

b6  
b7c

On 8/2/71 at Grand Rapids, Michigan File # Detroit 89-93

by [ ] /srb

Date dictated 8/3/71

DE 89-93

2

at him with baseball bats. It was at this time that Marshal [ ] was hit from behind across the head with what he believed to have been a baseball bat. Shortly after this blow, he saw a club coming toward him out of the corner of his eye and was shortly afterwards struck across the back and then again across the left arm. After these repeated blows, Marshal [ ] fell unconscious against the wall. He stated he momentarily regained consciousness and tried to stand up but could not discovering that his left arm had been broken. He said that shortly after this, other marshals entered the booth and subdued the Indians and took him to a nearby hospital where he was admitted with multiple head injuries, a broken left arm, and a bruised back and spine.

b6  
b7c

A group of ten pre-numbered pictures were displayed to Marshal [ ]. In pictures 1, 2, 4 and 5 Marshal [ ] identified the Indian in the dark T-shirt and jacket with long straight hair as the taller of the two assailants that he encountered upon entering the projection booth. He stated that he did not know this Indian's name but that he had indeed been assaulted by this man on [ ].

## FEDERAL BUREAU OF INVESTIGATION

1.Date of transcription 8/2/71

[redacted] Deputy U. S. Marshal viewed a group of ten photographs that were taken on [redacted] at the Naval Air Station, Fort Snelling, Minnesota, and identified himself as the individual second from the left in photo number 9.

[redacted] identified the following U. S. Marshals:

Photograph NumberIdentification

2 and 5

Deputy U.S. Marshal [redacted]  
Washington, D.C., on the right.

3

Deputy U.S. Marshal  
in the center.

4

Deputy U.S. Marshal  
on the left.

6

Deputy U.S. Marshal  
on the left.

7

Deputy U.S. Marshal  
Pennsylvania, on the left.

8

Deputy U.S. Marshal [redacted]  
Orlando, Florida, on the left.

10

Deputy U.S. Marshal [redacted]  
Miami, Florida, on the left.

[redacted] stated that the Indian with the long hair in photos number 1, 2, 4 and 5 was the most violent of the group and it took five men to subdue him and handcuff him to a stop sign. He said that this was the Indian who hit Deputy U. S. Marshal [redacted] with a baseball bat.

Interviewed on 7/26/71 at Miami, Florida File # Miami 89-70

by SA [redacted] thm Date dictated 7/30/71

## FEDERAL BUREAU OF INVESTIGATION

I.Date of transcription 8/2/71

Deputy U. S. Marshal [redacted] viewed a group of ten photographs that were taken on [redacted] at the Naval Air Station, Fort Snelling, Minnesota, and identified himself as the individual on the left in photo number 10.

[redacted] stated that the Indian in photo number 10 appeared to be the leader of the group inasmuch as the Indians finally stopped fighting when this Indian made the remark, "That's enough."

He recognized the Indian on the right in photo number 1, and who also appears in photos number 2, 4 and 5, as the Indian who hit him with a club or bat when he [redacted] broke through a partition in the projection booth at Fort Snelling. He said he warded off the blows with his forearms and was beaten to the floor. There, three other Indians beat him and his body was covered with bruises.

He identified the Indian on the left in photo number 1 and those in photo numbers 6, 7 and 9 as Indians who were in the projection booth at Fort Snelling, but he can recall nothing specific about them.

[redacted] said the Indian in photo number 8 is one that he had observed swinging a club.

[redacted] identified the following Deputy U. S. Marshals:

Deputy U. S. Marshal [redacted] in photo numbers 3, 4 and 6.

Deputy U. S. Marshal [redacted] in photo number 8, on the left.

Deputy U. S. Marshal [redacted] in photo number 9, second from the left.

Interviewed on 7/26/71 at Miami, Florida File # Miami 89-70

by SA [redacted] thp Date dictated 7/30/71

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/27/71

1

[redacted] United States Marshal Service,  
United States Department of Justice, Washington, D. C. (WFO),  
advised:

On [redacted] he was assigned to a detail with  
other United States (U.S.) Marshals to expell some Indians  
who had barricaded themselves in a third floor projection  
room at the Naval Air Station, Fort Snelling, Minnesota.  
Other U. S. Marshals assigned to this detail recalled by Mr.  
[redacted] were:

b6  
b7C

Mr. [redacted] had a portable light which was plugged  
into a wall receptacle just outside the doorway into the  
projection room. In front of him were Marshals [redacted] and  
[redacted]. The door was barricaded and an entrance into the  
room was effected by pulling the wall paneling off and  
entering between the wall studs. [redacted] reached into the  
room and grabbed an Indian. He was then hit upon his wrist  
by another Indian wielding a baseball bat. When hit, [redacted]  
fell into the room with the Indians. Marshal [redacted] then  
reached over [redacted] and grabbed the Indian with the baseball  
bat who had hit [redacted]. When [redacted] grabbed for this Indian,  
[redacted] saw another Indian hit [redacted] in the palm of his  
left hand. [redacted] caught the Indian who had hit [redacted] with  
his left hand and pulled this Indian between the wall studs and  
handed the Indian to [redacted]. [redacted] placed this Indian on  
the floor and with [redacted] knee in the small of the Indian's  
back began struggling with the Indian to place handcuffs on him.  
Marshal [redacted] was still holding the only source of light in

Interviewed on 7/9/71 at Washington, D. C. File # WFO 89-160

by SA [redacted] dis Date dictated 7/9/71

WFO 89-160

1

the room. During the struggle the light went out when the plug was pulled out of the receptacle. While the light was being restored, [ ] continued to hold onto the Indian and placed him in handcuffs.

b6  
b7C

Marshal [ ] identified the person on left side of photograph number one as the Indian he had handcuffed as the Indian who had hit [ ] on the wrist. He identified the Indian on the right side of photograph number one as the Indian [ ] had observed hit Marshal [ ] in the left hand.

[ ] also identified the Indian in photograph number one on right side as the Indian he observed hit Marshal [ ] on the head as [ ] fell from the blow on his wrist.

[ ] advised there were approximately thirty Indians of both sexes barricaded in the room. He observed a large number of these Indians armed with ball bats, axe handles, aluminum wire wrapped in tape and sections of garden hose filled with metal.

Marshal [ ] does not appear in any photograph.

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/16/711

[redacted] Deputy United States Marshal, Federal Building, Muskogee, Oklahoma, was shown a group of photographs numbered one through ten of subjects arrested by the United States Marshal's Office on [redacted] at the Naval Air Station, Fort Snelling, Minnesota. Deputy Marshal [redacted] identified himself as the person holding subject in photograph number three and stated this photograph was taken of a subject, whose name he cannot now recall, immediately after the subject was arrested for assaulting Deputy Marshal [redacted]

Mr. [redacted] stated that he had walked into a projection room on the Navy Base and that Deputy Marshal [redacted] and this subject were both on the floor scuffling around. Deputy Marshal [redacted] stated he heard [redacted] ask for assistance and for someone to turn on the lights of the room as it was semidark and Deputy Marshal [redacted] stated that as soon as he turned the lights on he saw subject and [redacted] on the floor. He stated he saw subject swing his fist at [redacted] and that he [redacted] immediately assisted [redacted] in subduing subject and then took him outside at which time the photograph as shown as number three was taken.

b6  
b7c

Deputy Marshal [redacted] advised he cannot recall the names of any of the subjects arrested that evening, however, noted that the two persons shown in photograph one were both arrested for assaulting Deputy Marshals and that the subject on the left in photograph one is the same subject he saw swing at Deputy Marshal [redacted] and who is listed as the subject in photograph three.

Interviewed on 7/12/71 at Muskogee, Oklahoma File # Oklahoma City  
89-86

by SA [redacted] :pwo Date dictated 7/14/71

-1-  
HCL/bc  
MI 89-53

The following investigation was conducted by  
SA HOBART C. LOVETT.

AT LA CROSSE, WISCONSIN

On July 14, 1971, Mrs. [REDACTED]  
La Crosse Police Department advised SA LOVETT they have  
the following arrests of CONRAD FUNMAKER, 1911 Wood Street,  
La Crosse, Wisconsin.

b6  
b7c

|                   |                                                           |
|-------------------|-----------------------------------------------------------|
| December 2, 1970  | Drunk; \$20.00 and costs                                  |
| December 2, 1970  | Drunk; \$20.00 and costs                                  |
| November 8, 1970  | Drunk; \$20.00 and costs                                  |
| September 1, 1970 | Drunk; \$20.00 and costs                                  |
| May 9, 1970       | Theft; reduced to Disorderly Conduct<br>\$25.00 and costs |
| May 2, 1970       | Drunk; \$10.00 and costs                                  |

On July 14, 1971, [REDACTED] La Crosse,  
Wisconsin County Sheriff's Office advised their files re-  
flect the following arrests of FUNMAKER:

|                  |                                                                   |
|------------------|-------------------------------------------------------------------|
| October 27, 1970 | Drunk; Disorderly Conduct                                         |
| October 28, 1970 | Plead guilty<br>\$25.00 and costs                                 |
| October 25, 1970 | Traffic charge; released to Wood County,<br>Wisconsin authorities |

FUNMAKER is described as follows:

|                |                                            |
|----------------|--------------------------------------------|
| Race           | Indian                                     |
| Date of Birth  | August 30, 1950                            |
| Place of Birth | Portage, Wisconsin                         |
| Height         | 5'5"                                       |
| Weight         | 140                                        |
| Complexion     | Dark                                       |
| Hair           | Black                                      |
| Eyes           | Brown; glasses                             |
| Scars          | Under lower lip; back of left hand         |
| [REDACTED]     | [REDACTED] Street,<br>La Crosse, Wisconsin |

FEDERAL BUREAU OF INVESTIGATION

Date 7/29/71

[redacted] Deputy Marshal, Eastern District of New York, Brooklyn, New York, was shown a set of ten photographs of individuals involved in an assault of United States Marshals at Naval Air Station, Fort Snelling, Minnesota, on [redacted]

[redacted] identified photo marked Number One as being two individuals who had baseball bats during the assault. He could not state their names.

[redacted] could furnish no further information concerning the actual assault of the three Marshals.

b6  
b7c

On 7/28/71 at Brooklyn, New York File # NY 89-131

by SA THOMAS J. O'CONNOR Date dictated 7/28/71

## FEDERAL BUREAU OF INVESTIGATION

1.Date of transcription July 27, 1971

[redacted] Deputy U. S. Marshal, Denver, Colorado, was shown ten photographs marked 89-71-1A, numbered 1 through 10. He made the following identifications:

1. Individual to right of picture struck Marshal [redacted] on left arm with baseball bat. This occurred while [redacted] and [redacted] were attempting to remove this individual from the Old Movie House, Naval Air Station, Fort Snelling, Minnesota, on [redacted] [redacted] stated this individual was wearing a bright orange shirt.

Individual to left of picture attempted to strike [redacted] with a club. [redacted] deflected this assault with his hand. This also occurred when [redacted] was attempting to remove this individual from the same location.

2. Same individual as photo No. 1 on right.

3. Same individual as photo No. 1 on left.

4. Same individual as photo No. 1 on right.

5. Same individual as photo No. 1 on right.

6. [redacted] did not recognize anyone in this photograph.

7, 8, 9. Same as No. 6, above.

10. [redacted] recognizes this individual but stated that he was not involved in any violence against the U. S. Marshals.

[redacted] stated that he was not pictured in any of the photographs shown to him.

b6  
b7C

Interviewed on 7/7/71 at Denver, Colorado File # Denver 89-71

by SA [redacted] ple Date dictated 7/13/71

## FEDERAL BUREAU OF INVESTIGATION

Date August 9, 1971

Deputy U.S. Marshal [redacted] Middle District of Florida, Orlando, Florida, advised on August 5, 1971, that he did not witness assaults on Deputy Marshal [redacted] or [redacted] at the Naval Air Station, Ft. Snelling, Minnesota, on [redacted] however, he did participate in the arrest.

Photographs, which were submitted to the Tampa Division in a letter from Minneapolis to Baltimore, dated June 25, 1971, were exhibited to [redacted] on August 5, 1971 with the following identification being made:

Photograph Number 2  
U.S. Deputy Marshal [redacted]  
District of Columbia  
(Standing behind Indian)

Photograph Number 3  
U.S. Deputy Marshal [redacted]  
Eastern District of Oklahoma  
(Standing behind Indian)

b6  
b7C

Photograph Number 4,  
U.S. Deputy Marshal [redacted]  
Western District of Oklahoma  
(Standing to right of Indian)

Photograph Number 5  
U.S. Deputy Marshal [redacted]  
District of Columbia,  
(Standing behind Indian)

Photograph Number 6,  
[redacted]  
U.S. Deputy Marshal,  
Western District of Oklahoma  
(Standing to right of Indian)

On 8/5/71 at Winter Garden, Fla. File # Tampa 89-23

by SA [redacted] :ls Date dictated 8/5/71

TP 89-23

Photograph Number 7,  
U.S. Deputy Marshal

[redacted]  
Western District of Pennsylvania  
(Standing behind Indian)

b6  
b7C

Photograph Number 8,  
U.S. Deputy Marshal,

[redacted]  
Middle District of Florida,  
(Standing to right of Indian)

Photograph Number 10,  
U.S. Deputy Marshal,

[redacted]  
Miami, Florida  
(Standing to right of Indian)

[redacted] advised that he could not specifically identify any of the Indians' photograph; however, he believed that the Indian depicted in photographs 1,2,4 and 5 was pointed out to him during the arrest as one of the Indians who assaulted [redacted] or [redacted]

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date 8/9/71

[redacted] Deputy U.S. Marshal, Western District of Pennsylvania, Pittsburgh, was interviewed and advised that on [redacted] he was on detail at the Naval Air Station, Fort Snelling, Minn. While there he participated in the arrest of certain Indians, names unknown, who were occupying the Projection Room of the base theater.

He viewed 10 photographs and advised that he is the deputy pictured to the left of the individual, as you look at the picture in photograph #7.

He arrested the individual in photograph #7 in the Projection Room and took him to be photographed.

He advised that he participated in the arrest of the individual pictured in the photographs numbered 1, 2, 4, and 5. He helped place plastic handcuffs on this individual in the Projection Room and then helped turn him over to deputies who took him to be photographed.

b6  
b7c

He identified the individual in photographs 1, 2, 4, and 5, as the individual who assaulted Deputy Marshal [redacted] hitting him on the arm with a two by four, or a baseball bat.

Minneapolis 89-113

On 8/9/71 at Pittsburgh, Pa. File # Pittsburgh 89-56by SA [redacted] Date dictated 8/9/71

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/12/71

[redacted] Deputy United States Marshal, Western District of Oklahoma, advised he resides at [redacted] Piedmont, Oklahoma, and has home telephone number [redacted]

[redacted] advised that on [redacted] he was on special assignment at the Naval Air Station, Fort Snelling, Minnesota, as a member of the Special Operations Group for the arrest and removal of the Indians illegally occupying the Naval Air Station at Fort Snelling, Minnesota. [redacted] said the Special Operations Group consisting of thirty members, left the United States Marshal's Office at 3:30 A.M. on [redacted] and arrived at the Naval Air Station at about 4 A.M.. Upon arrival at the Naval Air Station, it was determined that the Indians were occupying a large building which contained a gym, bowling alley, and theater. This building was surrounded and at 6 A.M. twelve of the Special Operations Group, including [redacted] entered the building. [redacted] stated it was determined the Indians had barricaded themselves in the projection room located at the head of a narrow stairway. The interior of the building was dark and portablights were used for illumination. Instructions were given to chop through the door. This was attempted unsuccessfully, and it was necessary to chop through the wall next to the door. After the hole was opened and while the Marshals were going through this hole in the wall, the light became disengaged, putting the stair area in total darkness. [redacted] advised Deputy United States Marshal [redacted] was one of the first into the room where the Indians were located. [redacted] said he was further down the line and did not get into the room until after the portable light was again operational.

b6  
b7C

[redacted] stated during this period he heard someone holler, "need help over here," or something to that effect. He said there was alot of noise and confusion, Indians were screaming and yelling, and Marshals running up the stairs attempting to get into the room through the hole in the wall. Upon entering this room, [redacted] advised he observed one of the Deputy United States Marshals lying on the floor. Another Marshal was assisting him. [redacted]

Interviewed on 7/1/71 at Oklahoma City, Oklahoma File # 89-86 Oklahoma City

by SA [redacted] sal Date dictated 7/8/71

stated he did not know the Marshal who was lying on the floor and did not know how he got there. After the initial scuffle, the Indians were told by Deputy United States Marshal [redacted] Miami, Florida, to line up against the wall in the room, and the Indians did so. They were then searched for weapons. [redacted] advised there were pipes and baseball bats on the floor, apparently thrown there by the Indians, and in [redacted] opinion the Indians saw what they were up against and gave up. After they were searched, they were handcuffed and led outside where they were photographed prior to being taken away.

b6  
b7C

[redacted] was exhibited a group of photographs numbered one through ten, which were taken following the arrest of the above Indians. [redacted] said he cannot personally identify any of the Indians who participated in the assaults of the Deputy United States Marshal since he did not witness any of the assaults. [redacted] said he observed Deputy United States Marshal [redacted] lying on the sidewalk outside the building from which he had been removed and saw that he was bleeding from his head and holding his left arm. He asked one of the other U. S. Marshals, name not recalled, who was responsible and was informed it was the Indian appearing in the photographs 1, 2, 4 and 5. [redacted] said he does not know the identity of this Indian.

[redacted] said he does not appear in any of these photographs.

## FEDERAL BUREAU OF INVESTIGATION

1

8/6/71

Date of transcription

[redacted] Deputy United States Marshal.  
Middle District of Tennessee, Nashville, residence [redacted]  
[redacted] Goodlettsville, Tennessee, was contacted, at  
which time he supplied the following information:

[redacted] advised that he was one of many Deputy  
United States Marshals who were on special assignment at  
the Naval Air Station, Fort Snelling, Minnesota, on [redacted]

[redacted] advised that the Marshals arrested 16  
Indians who were illegally occupying the Naval Air Station  
at Fort Snelling, and he was aware of information that some  
U. S. Marshals were assaulted by the Indians.

[redacted] advised that he did not personally  
observe any of the assaults on the Marshals, and he entered  
the building where the assaults occurred after other U. S.  
Marshals had entered the building.

b6  
b7C

[redacted] was supplied a group of 10 photographs,  
and he advised, after viewing the photographs, that the two  
individuals, whose names were unknown to him, depicted in  
photograph #2 were the individuals who Deputy U. S. Marshal  
[redacted] told him were the ones responsible for the  
assault, although [redacted] stated that he had no personal  
knowledge of this.

[redacted] advised that he assisted in removing the  
Indians from the building which they were occupying and that  
the Marshals worked as a group in handling the arrests and  
transportation of the persons responsible for illegally  
occupying the Naval Air Station.

On 8/5/71 at Nashville, Tennessee File # Memphis 89-44

SA [redacted]

wp

17

8/5/71

by

Date dictated

CV 89-64

[redacted] mah

1

The following investigation was conducted at  
Cleveland, Ohio by SA [redacted]

On June 15, 1971, records check conducted by IC  
[redacted] at the Cleveland, Ohio Police Department  
revealed that MEANS was arrested on March 25, 1970 for a  
trespassing violation. Cleveland Police Department  
records revealed the following descriptive data regarding  
MEANS:

|                      |                       |
|----------------------|-----------------------|
| Name:                | RUSSELL CHARLES MEANS |
| Height:              | 6'1"                  |
| Weight:              | 180 lbs.              |
| Hair:                | Brown                 |
| Eyes:                | Brown                 |
| Social Security No.: | 569-54-5953.          |
| Date of Birth:       | 11/10/39              |

b6  
b7c

On June 16, 1971 records check conducted by IC  
[redacted] at the Credit Bureau, Cleveland revealed  
the following information regarding MEANS:

|                 |                                              |
|-----------------|----------------------------------------------|
| Address:        | 20255 Lorain                                 |
| Former Address: | Mission, South Dakota                        |
| Employment:     | Cleveland Metropolitan Housing<br>Authority. |

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/14/71

[redacted] Deputy United States Marshal, [redacted] Gulfport, Mississippi, was interviewed at his place of employment, United States Government Federal Building, Main Street, Biloxi, Mississippi, and provided the following information:

[redacted] stated he was on special assignment at the Naval Air Station, Fort Snelling, Minnesota, at the time of the confrontation between a number of Indians and United States Marshals. He stated that he had been instructed that a number of Indians had sealed themselves off in the Projection Room of the Naval Air Station Theater. He advised that access to the theater was gained through a spiral-type staircase and a number of United States Marshals broke through a panel wall into the Projection Room because of their inability to gain entrance through the door. [redacted] stated he was about the tenth man to go into the room through the panel wall and when he arrived, he was struck on the arm by an unknown individual and had a small flashlight which he was carrying knocked from his grasp. He stated there was a great deal of confusion in the room and he could not positively identify any of the individuals there present as being assailants against any particular United States Marshal. [redacted] was exhibited photographs numbered one through ten and asked if he could identify any of the individuals exhibited as being identical with those who were in the Projection Room and caused the disturbance. [redacted] stated he recognized the individual exhibited in photographs one, two, four, and five and stated this individual was present in the Projection Room with a small baseball bat or stick in his hand. He stated he could not positively identify any of the other displayed individuals nor could he positively identify the individual identified as being the assailant against any particular United States Marshal. He advised that one would have to be present to understand the situation, stating that the room was dark and there were a number of

b6  
b7cInterviewed on 7/9/71 at Biloxi, Mississippi File # Jackson 89-22by SA [redacted] /vhbDate dictated 7/12/71

JN 89-22

2

individuals in the room. He advised that confrontations broke out between United States Marshals and those then present but to positively identify any particular one as being the aggressor or assailant would be difficult.

## FEDERAL BUREAU OF INVESTIGATION

1Date JULY 22, 1971

Deputy U.S. Marshal [ ] was interviewed at the office of the U.S. Marshal, Houston, Texas, at which time he provided the following information:

[ ] stated that he was not pictured in any of the photographs, however, he recognized subject in picture numbers 1, 2, 3, 4, and 5 as being the same person who "clubbed" Deputy U.S. Marshal [ ] stated that he does not remember the indian's name, nor did he actually see the "clubbing" incident. He said that Deputy U.S. Marshal [ ] was probably in the best position to see the assaults on [ ] said that he was told later that the indian in the above photographs was the one that hit [ ] He stated that he does not know who assaulted [ ] or [ ]

b6  
b7c

On 7/20/71 at Houston, Texas File # MP 89-113  
HO 89-60  
by SA [ ] :bj Date dictated 7/22/71

## FEDERAL BUREAU OF INVESTIGATION

Date 7/20/711

[redacted] Deputy U. S. Marshal, Southern District of Alabama, Mobile, Alabama, was interviewed and furnished the following information.

On [redacted] [redacted] together with other U. S. Marshals, arrested 16 Indians who were illegally occupying the Naval Air Station at Fort Snelling, Minnesota. The Indians were located inside a room of the theater on this base.

[redacted] was in the second wave of marshals to break through the door of this room.

He could not name the marshals were were in the first wave but stated, after they got through, the doors were closed again and the second wave had to force its way through. At the time that [redacted] stepped into the dark room, accompanied by the second wave of marshals, two Indians swung clubs and bats at him. He identified the Indian on the left side of photograph #1 and the Indian in photograph #6 as being the two who swung clubs at him.

[redacted] was able to trap one blow with his stick; however, the other blow struck him at a grazing angle on the right shoulder. At this time, he cannot recall which of the two caused the grazing blow.

He did not personally witness the assaults on the marshals who were injured and could not say which of the Indians inflicted the blows causing injury.

[redacted] felt that if he saw these individuals in person he may be able to identify the one striking him with a grazing blow.

b6  
b7C

On 7/13/71 at Mobile, Alabama File # HO 89-34  
by SA [redacted] /mb Date dictated 7/16/71

## FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription 8/5/71b6  
b7c

Deputy United States Marshal [redacted] Central District of California, Los Angeles, was interviewed at his place of residence, [redacted] Avenue, where he advised that he was at Fort Snelling, Minnesota, on [redacted] for the purpose of removing an unknown number of Indians who were illegally occupying the building on the Naval Air Station property.

[redacted] advised that what he believed to be a maximum of 35 Indians had barricaded themselves in a projection booth in either a theater or gymnasium building.

[redacted] further advised that it was necessary to knock down a wall partition to gain entrance to the projection booth and that he was approximately the eighth or ninth deputy to enter the wall. [redacted] advised that upon entering the booth, he saw Deputy United States Marshal [redacted] from the District of Colorado scuffling with an Indian. [redacted] advised that he eventually saw [redacted] and the Indian end up scuffling on the floor. [redacted] further advised that the Indian at the time he was scuffling with [redacted] was holding either a baseball bat or an axe handle, although he did not see [redacted] get hurt. [redacted] did state, however, that the Indian was swinging the bat. [redacted] stated that the Indian scuffling with [redacted] was wearing either a red jacket or red shirt, and that the Indian appearing in photograph number six was possibly the Indian who was scuffling with [redacted] although because of the excitement and darkness, [redacted] stated he could not be positive. [redacted] further stated that he does know Deputy United States Marshal [redacted] but that he did not see [redacted] assaulted, and in fact did not know [redacted] was hurt until everything was over.

[redacted] further advised that he was not personally assaulted nor did he see any other deputy being assaulted. [redacted] viewed photographs number one through ten and advised that he appears on the right side of the Indian in photographs numbered four, six, and possibly seven. [redacted] further stated that he also believes that he is the furthest Deputy Marshal to the Indian's right in photograph number nine.

Interviewed on 8/3/71 at Van Nuys, California File # Los Angeles 89-167  
by SA [redacted] /rsr Date dictated 8/4/71

<sup>2</sup>  
LA 89-167

[ ] advised that all the Indian occupants of the booth were made to lie down on the floor and they were then brought outside individually and photographed and booked. [ ] concluded by stating that the Indians were brought out in no particular order, and that he had no specific reason for being in the photographs with any particular Indian.

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 7/22/71

Deputy United States Marshal [redacted] Central District of California, was interviewed at the Federal Court Building, 312 North Spring, where he advised that he was at Fort Snelling, Minnesota, on [redacted] and was approximately the tenth Deputy Marshal to enter an attic in which an unknown number of Indians had barricaded themselves. [redacted] advised that he remembers having to step over an unknown Deputy as he entered the attic, but never saw any deputies being assaulted, and was never personally assaulted.

[redacted] viewed photographs one through ten, but advised that he recognized none of the individuals contained therein.

b6  
b7c

Interviewed on 7/20/71 at Los Angeles, California File # Los Angeles 89-167

by SA [redacted] /rsr Date dictated 7/21/71

b6  
b7c

## FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 8/9/71

Deputy United States Marshal [redacted] Central District of California, was interviewed at the Federal Court Building, 312 North Spring where he advised he was at Fort Snelling, Minnesota, on [redacted]. [redacted] advised that he was assigned to watch an entrance on the south side of a theater while another squad of deputies entered the theater through a hole in the wall, which was out of his sight. [redacted] stated that he did not see any Indians until they were already handcuffed, and being brought out of the building. [redacted] stated that he was not personally assaulted, nor did he see any other deputy being assaulted.

b6  
b7c

Interviewed on 8/5/71 at Los Angeles, California File # Los Angeles 89-167

by SA [redacted] rsr Date dictated 8/6/71

b6  
b7c

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

SAC, Minneapolis (89-113)

September 30, 1971

Director, FBI (89-1937)

DENNE JAMES BANKS  
ET AL  
AFO; TRESPASSING ON  
NAVAL INSTALLATION

Re urairtel dated 9/21/71

There is /// being forwarded to **your office**

by Air Express, B/L No. F 9198587 one  
(method of transmittal) (number or quantity)

40" x 60" trial chart  
(article(s) or item(s)) prepared by Exhibits Section,  
Administrative Division, re captioned matter.

The following action should be taken by your office:

- ☒ Check charts against submitted work papers or roughs.
- ☐ Advise of exact trial date, soon as known.
- ☐ After action completed advise Bureau, attention, Exhibits Section, re use and value of charts. Include comments, if any, by court officers.
- ☐ Note list of chart titles on attached sheet.
- ☐ Note Exhibits Section Comments on attached sheet.

OCT 1 1971

COMMENTS:

Rough diagram forwarded with your request is being returned in the package along with two 8" x 10" copies of the above chart.

1 - Package

1 - General Investigative Division (Mr.   (Enc.) (Sent Direct)

HJH/lrk  
(5)

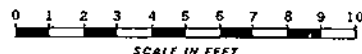
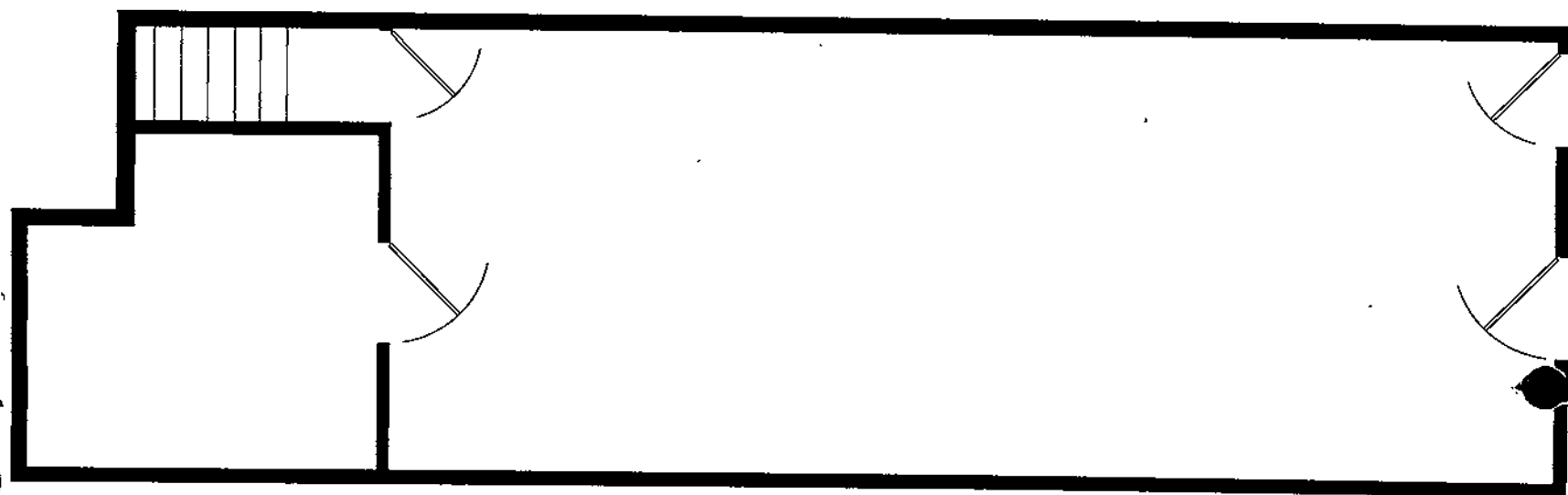
55 OCT 8 1971

MAIL ROOM ☒ TELETYPE UNIT ☐

b6  
b7c

# FLOOR PLAN OF PROJECTION ROOM

THEATRE BUILDING, NAVAL AIR STATION  
FORT SNELLING, MINNESOTA



6-17-59

## FEDERAL BUREAU OF INVESTIGATION

|                                                           |                                        |                                                                                            |                                                |
|-----------------------------------------------------------|----------------------------------------|--------------------------------------------------------------------------------------------|------------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                    | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>11/30/71</b>                                                                    | INVESTIGATIVE PERIOD<br><b>10/5 - 11/24/71</b> |
| TITLE OF CASE<br><br><b>DENNIS JAMES BANKS,<br/>ET AL</b> |                                        | REPORT MADE BY<br><div style="border: 1px solid black; width: 150px; height: 20px;"></div> | TYPED BY<br><b>eb1</b>                         |
|                                                           |                                        | CHARACTER OF CASE<br><br><b>AFO; TRESPASSING ON NAVAL INSTALLATION</b>                     |                                                |

REFERENCEMinneapolis report of SA  9/27/71.b6  
b7C

- P -

ADMINISTRATIVE

Attached hereto are two copies of an FD-376.

|                                            |             |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
|--------------------------------------------|-------------|------|-------|---------|------------|-----------------------------------------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ACCOMPLISHMENTS CLAIMED                    |             |      |       |         |            | <input checked="" type="checkbox"/> NONE            | ACQUIT-<br>TALS | CASE HAS BEEN:<br><br>PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
| CONVIC.                                    | AUTO.       | FUG. | FINES | SAVINGS | RECOVERIES |                                                     |                 |                                                                                                                                                                                                                               |
|                                            |             |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
| APPROVED                                   |             |      |       |         |            | SPECIAL AGENT<br>IN CHARGE                          |                 |                                                                                                                                                                                                                               |
| COPIES MADE:                               |             |      |       |         |            | DO NOT WRITE IN SPACES BELOW                        |                 |                                                                                                                                                                                                                               |
| ③ - Bureau (89-1937)                       |             |      |       |         |            | 89-1939-4                                           |                 |                                                                                                                                                                                                                               |
| 1 - USA, Minneapolis, Minnesota            |             |      |       |         |            | 17 DEC 6 1971                                       |                 |                                                                                                                                                                                                                               |
| 1 - Secret Service, Minneapolis, Minnesota |             |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
| 2 - Minneapolis (89-113)                   |             |      |       |         |            | EX-115                                              |                 |                                                                                                                                                                                                                               |
| Dissemination Record of Attached Report    |             |      |       |         |            | REC-36                                              |                 |                                                                                                                                                                                                                               |
| Agency                                     | 1 Sec. Sec. |      |       |         |            | Notations<br>SEX<br>UNIFORM OR. REP.<br>STAT. SECT. |                 |                                                                                                                                                                                                                               |
| Request Recd.                              | 1 Deputy AG |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
| Date Fwd.                                  | JFH/qa      |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
| How Fwd.                                   | 12-13-71    |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |
| By                                         | FLO         |      |       |         |            |                                                     |                 |                                                                                                                                                                                                                               |

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Minneapolis, Minnesota  
1 - Secret Service, Minneapolis, Minnesota

Report of: [REDACTED]  
Date: November 30, 1971

Office: Minneapolis, Minnesota

b6  
b7c

Field Office File #: 89-113)

Bureau File #: 89-1937

Title: DENNIS JAMES BANKS

Character: ASSAULTING FEDERAL OFFICER; TRESPASSING ON NAVAL  
INSTALLATION

Synopsis: On October 5, 1971, subject LIVINGSTON entered plea of guilty to violation Title 18, Section 1501, U. S. Code. On October 20, 1971, jury trial for subject ROY ended in mistrial with hung jury. On November 1, 1971, ROY entered plea of guilty to violation Title 18, Section 1501, U. S. Code. No dates have been set for sentencing. On November 24, 1971, Assistant U. S. Attorney advised complaints against remaining subjects were dismissed by U. S. Magistrate.

- P -

DETAILS

On October 5, 1971, subject BRUCE LIVINGSTON entered a plea of guilty to the charge of obstructing, resisting, and opposing an officer of the U. S. in violation of Title 18, Section 1501, U. S. Code, before U. S. District Court Judge FRED NICHOL. The matter was referred to the U. S. Probation Office for a pre-sentence investigation. No date for sentencing was set.

On October 20, 1971, the jury trial of GERALD ROY which started on October 4, 1971, ended with a hung jury and a declared mistrial.

On November 2, 1971, Assistant U. S. Attorney [REDACTED] advised on November 1, 1971, ROY

b6  
b7c

MP 89-113

appeared before U. S. District Court Judge EARL LARSON where he entered a plea of guilty to the charge of obstructing, resisting, and opposing an officer of the U. S. in violation of Title 18, Section 1501, U. S. Code. A pre-sentence investigation was requested and no date was set for sentencing.

On November 24, 1971, Assistant U. S. Attorney [ ] advised the complaints against the remaining defendants were dismissed by the U. S. Magistrate BERNARD G. ZIMPFER.

b6  
b7c

## FEDERAL BUREAU OF INVESTIGATION

|                                                            |                                        |                                                                                                                                                        |                                           |
|------------------------------------------------------------|----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                     | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>12/23/71</b>                                                                                                                                | INVESTIGATIVE PERIOD<br><b>12/6-23/71</b> |
| TITLE OF CASE<br><br><b>DENNIS JAMES BANKS;<br/>ET AL.</b> |                                        | REPORT MADE BY<br><b>SA</b> <span style="border: 1px solid black; display: inline-block; width: 150px; height: 1.2em; vertical-align: middle;"></span> | TYPED BY<br><b>jwh</b>                    |
|                                                            |                                        | CHARACTER OF CASE<br><br><b>AFO; TRESPASSING ON NAVAL<br/>INSTALLATION</b>                                                                             |                                           |

b6  
b7CREFERENCE:Minneapolis report of SA  dated 11/30/71.

- C -

ADMINISTRATIVE:

Attached hereto are two copies of an FD-376.

Disposition Sheets for all subjects have been submitted separately.

| ACCOMPLISHMENTS CLAIMED                                                                                                              |              |      |                   |         |            | <input type="checkbox"/> NONE | ACQUIT-<br>TALS | CASE HAS<br><br>PENDING<br>PENDING<br>OVER |
|--------------------------------------------------------------------------------------------------------------------------------------|--------------|------|-------------------|---------|------------|-------------------------------|-----------------|--------------------------------------------|
| CONVIC.                                                                                                                              | AUTO.        | FUG. | FINES             | SAVINGS | RECOVERIES |                               |                 |                                            |
| 2-MP                                                                                                                                 |              |      | 1-\$300.00-<br>MP |         |            |                               |                 |                                            |
| APPROVED <span style="border: 1px solid black; display: inline-block; width: 100px; height: 1.2em; vertical-align: middle;"></span>  |              |      |                   |         |            | SPECIAL AGENT<br>IN CHARGE    |                 |                                            |
| COPIES MADE:                                                                                                                         |              |      |                   |         |            | DO NOT WR                     |                 |                                            |
| 3 - Bureau (89-1939)<br>1 - USA, Minneapolis, Minnesota<br>1 - Secret Service, Minneapolis,<br>Minnesota<br>1 - Minneapolis (89-113) |              |      |                   |         |            | 89-19<br>1-6-<br>1 DEC 28     |                 |                                            |
| Dissemination Record of Attached Report                                                                                              |              |      |                   |         |            | Notations                     |                 |                                            |
| Agency                                                                                                                               | 1-Sec. Ser.  |      |                   |         |            | UNIFORM<br>STAT. SECT.        |                 |                                            |
| Request Recd.                                                                                                                        | 1-RAD (Crim) |      |                   |         |            |                               |                 |                                            |
| Date Fwd.                                                                                                                            | D&B gr       |      |                   |         |            |                               |                 |                                            |
| How Fwd.                                                                                                                             | 12-29-71     |      |                   |         |            |                               |                 |                                            |
| By                                                                                                                                   |              |      |                   |         |            |                               |                 |                                            |

55 JAN 12 1972

-A\*-  
COVER PAGE



UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

In Reply, Please Refer to

File No. Bufile 89-1939

Director MPfile 89-113

United States Secret Service

Department of the Treasury

Washington, D. C. 20220

December 23, 1971

RE: DENNIS JAMES BANKS;  
ET AL.  
ASSAULTING A FEDERAL OFFICER;  
TRESPASSING ON NAVAL INSTALLATION

Dear Sir:

The information furnished herewith concerns an individual who is believed to be covered by the agreement between the FBI and Secret Service concerning Presidential protection, and to fall within the category or categories checked.

1. ☒ Has attempted or threatened bodily harm to any government official or employee, including foreign government officials residing in or planning an imminent visit to the U. S., because of his official status.
2. ☐ Has attempted or threatened to redress a grievance against any public official by other than legal means.
3. ☐ Because of background is potentially dangerous; or has been identified as member or participant in communist movement; or has been under active investigation as member of other group or organization inimical to U. S.
4. ☐ U. S. citizens or residents who defect from the U. S. to countries in the Soviet or Chinese Communist blocs and return.
5. ☐ Subversives, ultrarightists, racists and fascists who meet one or more of the following criteria:
  - (a) ☐ Evidence of emotional instability (including unstable residence and employment record) or irrational or suicidal behavior;
  - (b) ☐ Expressions of strong or violent anti-U. S. sentiment;
  - (c) ☐ Prior acts (including arrests or convictions) or conduct or statements indicating a propensity for violence and antipathy toward good order and government.
6. ☐ Individuals involved in illegal bombing or illegal bomb-making.

Photograph ☒ has been furnished ☐ enclosed ☐ is not available  
☐ may be available through \_\_\_\_\_

Very truly yours,

*J. Edgar Hoover*  
John Edgar Hoover  
Director

1 - Special Agent in Charge (Enclosure(s) (1)  
U. S. Secret Service, Minneapolis, Minnesota

Enclosure(s) (1)

(Upon removal of classified enclosures, if any, this transmittal form becomes UNCLASSIFIED.)

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Minneapolis, Minnesota  
1 - Secret Service, Minneapolis, Minnesota

Report of:   
Date: December 23, 1971

Office: Minneapolis, Minnesota

b6  
b7C

Field Office File #: 89-113

Bureau File #: 89-1939

Title: DENNIS JAMES BANKS;  
ET AL.

Character: ASSAULTING A FEDERAL OFFICER;  
TRESPASSING ON NAVAL INSTALLATION

Synopsis: Subject ROY sentenced 12/6/71 to one-year probation and \$300.00 fine for violation Title 18, Section 1501, USC. On 12/6/71 subject LIVINGSTON sentenced to one-year probation for violation of Title 18, Section 1501, USC. Charges on remaining subjects dismissed 11/9/71.

- C -

DETAILS:

On December 6, 1971, United States Marshal HARRY D. BERGLUND, Minneapolis, Minnesota, advised subject GERALD JOSE ROY was sentenced by United States District Court Judge FRED J. NICHOL to one-year probation and fined \$300.00 for violation of Title 18, Section 1501, United States Code. Judge NICHOL sentenced BRUCE HARVEY LIVINGSTON to one-year probation on December 6, 1971, for violation of Title 18, Section 1501, United States Code.

On December 23, 1971, United States Marshal HARRY D. BERGLUND, Minneapolis, Minnesota, advised the trespassing charges on all other subjects were dismissed by United States District Court Judge EARL R. LARSON on November 9, 1971.

1\*

UNITED STATES GOVERNMENT

# Memorandum

Felt \_\_\_\_\_  
Baker \_\_\_\_\_  
Bates \_\_\_\_\_  
Bishop \_\_\_\_\_  
Callahan \_\_\_\_\_  
Cleveland \_\_\_\_\_  
Conrad \_\_\_\_\_  
Dalbey \_\_\_\_\_  
Jenkins \_\_\_\_\_  
Marshall \_\_\_\_\_  
Miller, E.S. \_\_\_\_\_  
Ponder \_\_\_\_\_  
Soyars \_\_\_\_\_  
Walters \_\_\_\_\_  
Tele. Room \_\_\_\_\_  
Mr. Kinley \_\_\_\_\_  
Mr. Armstrong \_\_\_\_\_  
Ms. Herwig \_\_\_\_\_  
Mrs. Neenan \_\_\_\_\_

TO: Mr. Callahan *Wpof/se*

FROM: J. P. Dunphy *JPD*

SUBJECT: DENNIS JAMES BANKS  
ET AL  
AFO; TRESPASSING ON  
NAVAL INSTALLATION

DATE: August 24, 1972

All work requested of the Exhibits Section in this case has been completed. The following is to be placed in the Bufile.

b6  
b7C

1. Negative of trial chart

Visual Information Specialist  prepared the chart.

Enclosure

89-1939

LRLK *[Signature]*

*Me*

*MC*  
**ENCLOSURE**

ST-106  
REC-37

89-1939-7

AUG 25 1972

53 AUG 30 1972

*[Signature]*  
UNIFORM CR. REP.

Enc. for memo Dunphy to Callahan 8/24/72:

DENNIS JAMES BANKS

ET AL

AFO; TRESPASSING ON NAVAL INSTALLATION

Bufile 89-1939

89-1939-7

FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1202154-0

Total Deleted Page(s) = 6  
Page 44 ~ Duplicate;  
Page 45 ~ Duplicate;  
Page 46 ~ Duplicate;  
Page 98 ~ b6; b7C;  
Page 99 ~ b6; b7C;  
Page 121 ~ Duplicate;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
X Deleted Page(s) X  
X No Duplication Fee X  
X For this Page X  
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

UNITED STATES GOVERNMENT

INSTRUCTIONS - Reverse side

# Memorandum

TO : Director, FBI.  
Att: Special Investigative Division

DATE: 6/19/75 65106

FROM : SAC, MINNEAPOLIS (89-281) (P)

- ☒ Initial Submission  
☐ Supplements FD-65 dated \_\_\_\_\_  
☐ Photograph not needed

SUBJECT: RUSSELL CHARLES MEANS

Indicate following:

- ☐ Extremist (Black)  
☐ Extremist (White)  
☐ Rev. Act.  
☐ Other Security background  
☒ None of these

LIEUTENANT [REDACTED] - FUGITIVE  
BUREAU OF INDIAN AFFAIRS [REDACTED]  
AFO  
OO: MINNEAPOLIS

|                                                  |                                     |            |                                         |                          |                                           |                   |                     |      |                     |
|--------------------------------------------------|-------------------------------------|------------|-----------------------------------------|--------------------------|-------------------------------------------|-------------------|---------------------|------|---------------------|
| Caution                                          | MKE                                 | Name       | [REDACTED]                              |                          | NAM                                       | Sex               | SEX                 | Race | RAC                 |
|                                                  | <input checked="" type="checkbox"/> |            |                                         |                          |                                           | M                 |                     |      |                     |
| Place of Birth                                   | [REDACTED]                          |            | DOB                                     | [REDACTED]               | Height                                    | HGT               | Weight              | WGT  |                     |
|                                                  |                                     |            |                                         |                          | 5'11"                                     |                   | 175                 |      |                     |
| Eye Color                                        | EYE                                 | Hair Color | HAI                                     | FBI No.                  | FDI                                       | Skin Tone         | SKN                 |      |                     |
| Brown                                            |                                     | Black      |                                         |                          |                                           |                   |                     |      |                     |
| Scars, Marks, Tattoos, etc.                      |                                     |            |                                         |                          |                                           |                   |                     |      | SMT                 |
| NCIC Fingerprint Classification                  |                                     |            | FPC                                     | Other Identifying Number | MNU                                       | Social Security # | SOC                 |      |                     |
| Operator's License Number                        |                                     |            | OLN                                     | Operator's License State | OLS                                       | Year Expire       | OLY                 |      |                     |
| Offense Charged OFF                              |                                     |            | [REDACTED]                              |                          |                                           |                   |                     |      |                     |
| U. S. Code, Title and                            |                                     |            | [REDACTED]                              |                          |                                           |                   |                     |      |                     |
| Warrant Issued By                                |                                     |            | HARRY J. PEARCE, U. S. Magistrate       |                          | 6/8/75                                    |                   | DOW F.O. File # OCA |      |                     |
| Date PBV or Bond Default Case Referred to Office |                                     |            | [REDACTED]                              |                          | 89-3220                                   |                   |                     |      |                     |
| Miscellaneous Including Bond Recommended         |                                     |            | Bond recommended \$5,000 cash or surety |                          | Fingerprint Classification (Henry System) |                   |                     |      |                     |
| ARMED AND DANGEROUS                              |                                     |            |                                         |                          | JUN 13 1975                               |                   |                     |      |                     |
| LICENSE PLATE AND VEHICLE INFORMATION            |                                     |            |                                         |                          |                                           |                   |                     |      |                     |
| License Plate Number                             |                                     | LIC        | State                                   | LIS                      | Year Expires                              | LIY               | License Plate Type  |      | LIT                 |
| Vehicle Identification #                         |                                     | VIN        | Year                                    | VYR                      | Make                                      | VMA               | Model               | VMO  | Style VST Color VCO |
| Aliases                                          |                                     |            |                                         |                          | Additional Identifiers                    |                   |                     |      |                     |
| [REDACTED]                                       |                                     |            |                                         |                          | [REDACTED]                                |                   |                     |      |                     |

1 - Bureau  
2 - Minneapolis  
dkp

**FBI**  
**U.S. DEPT. OF JUSTICE**  
**INSTRUCTIONS**

1. **Caution (MKE)** - Insert "C" in block if caution statement indicated. Basis for caution statement must appear in Miscellaneous block, e.g. armed and dangerous.
2. **Name (NAM)** - Place name in block. Aliases are not to be entered in this block but are to be placed in Aliases block.
3. **Sex (SEX)** - Sex will be designated by one letter, M (male) or F (female).
4. **Race (RAC)** - Race will be described by one letter, W (white), N (Negro), I (Indian), C (Chinese), J (Japanese), O (all other). Mexicans who are not definitely Indian or other nonwhite should be described as "W".
5. **Place of Birth (POB)** - Indicate city and state or, if foreign born, city and country. Where multiple birthplaces are reported, list verified birthplace or that which appears most logical in this block.
6. **Birth Date (DOB)** - Enter as month, day and year. Where multiple birth dates are reported, enter verified birth date or that which appears most logical in this block. Place other dates of birth in Additional Identifiers block.
7. **Height (HGT)** - Express in feet and inches, e.g., 6'0". Round off fractions to nearest inch.
8. **Weight (WGT)** - Express in pounds. Omit fractions.
9. **Eye Color (EYE)** - Use appropriate three character symbol.
10. **Hair Color (HAL)** - Use appropriate three character symbol.
11. **Skin Tone (SKN)** - Use appropriate three character symbol.
12. **Scars, Marks, Tattoos, etc. (SMT)** - Place in this block only appropriate NCIC coding for scars, marks, tattoos, birthmarks, deformities, missing body parts and artificial body parts as defined in NCIC Operating Manual. If more than one SMT is to be entered, use Additional Identifiers block for additional appropriately coded items. Use Miscellaneous block to describe all scars, marks, tattoos, etc. which are not defined in the NCIC Operating Manual and to more fully describe SMT's which have been entered in SMT block. For example, an appendectomy scar, not being readily visible, would be described in the Miscellaneous block. A tattoo on right arm, shown as TAT R ARM in block, might be further described in Miscellaneous block as a rose tattoo on inside of lower right arm.
13. **NCIC Fingerprint Classification (FPC)** - Enter NCIC fingerprint classification.
14. **Other Identifying Number (MNU)** - Miscellaneous numbers may be entered with appropriate identifiers (prefixes) as shown below. For first miscellaneous identifying number, use MNU block. When military service number is in fact Social Security Account Number, the number should be entered in both MNU and SOC blocks. Additional identifying numbers are placed in Additional Identifiers block. The identifier (prefix) should precede the number and be separated from the number by use of a hyphen.
  - AF - Air Force Serial Number
  - AR - Alien Registration Number
  - AS - Army Serial Number, National Guard Serial Number or Air National Guard Serial Number (regardless of State)
  - CG - U. S. Coast Guard Serial Number
  - MD - Mariner's Document or Identification Number
  - MC - Marine Corps Serial Number
  - MP - Royal Canadian Mounted Police Identification Number
  - NS - Navy Serial Number
  - PP - Passport Number
  - PS - Post Security Card Number
  - SS - Selective Service Number
  - VA - Veterans Administration Claim Number
15. **Fingerprint Classification (Henry System)** - The Henry System fingerprint classification is to be placed in this block, when available. Do not enter in NCIC.
16. **Social Security Number (SOC)** - Place subject's Social Security Account Number in this block.
17. **Operator's License Number** - Place subject's operator's license number in OLN block. Also show licensing state (OLS) and year license expires (OLY).
18. **Warrant Issued By-On (DOW)** - In Escaped Federal Prisoner cases enter date of escape in DOW block.
19. **Miscellaneous (MIS)** - Enter additional pertinent information in this block. If caution statement used, basis for statement must be set forth as first item in this block.
20. **License Plate and Vehicle Information** - Place information concerning license plate and/or vehicle known to be in the possession of subject in appropriate blocks under License Plate and Vehicle Information heading.
21. **Additional Identifiers** - Enter information concerning additional license plates (number, state, year expires, and where applicable, type); Social Security Numbers; operator's license number, state and year expires; vehicle information (VIN, VYR, VMA, VMO, VST, VCO); MNU's (see list in item 13 above); visible scars, marks, tattoos, etc.; and dates of birth. Clearly identify what data is being set forth; e.g. Social Security # 423-56-3294; Michigan operator's license 234567, expires 1972; DOB's 4/5/32, 5/3/32; etc.
22. Changes and deletions should be so indicated in the appropriate blocks.

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 9 1975

TELETYPE

NR 011 MP CODED

9:30 PM NITEL JUNE 9, 1975 MRH

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

NOTED  
RUSSELL MEANS;

FUGITIVE; LT.

BUREAU OF INDIAN AFFAIRS (BIA) - AFO; OO: MINNEAPOLIS.

COMPLAINT AUTHORIZED AND WARRANT ISSUED ON MEANS AND

MEANS TAKEN INTO CUSTODY THIS DATE AND IS UNDER GUARD ST. ULEXIS  
HOSPITAL, BISMARCK, N.D., BY U.S. MARSHAL. MEANS IN SATISFACTORY  
CONDITION AND WILL APPEAR BEFORE U.S. MAGISTRATE WHEN ABLE. LOCAL  
WARRANTS CHARGING MEANS AND OTHERS WITH ASSAULT NOT EXECUTED AS YET.

FBI IDENTIFICATION DIVISION REQUESTED TO FURNISH MINNEAPOLIS  
UPDATE IDENTIFICATION RECORDS OF RUSSELL CHARLES MEANS, FBI NUMBER  
877277 C, AND DOB BY  
FACSIMILE.

BUREAU WILL BE KEPT ADVISED.

ARMED AND DANGEROUS.

END

HOLD

Assoc. Dir. \_\_\_\_\_  
Dep.-A.D.-Adm. \_\_\_\_\_  
Dep.-A.D.-Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7C

EX-105

REC-1

89-3220-2

3 JUN 12 1975

Data Processing

55 JUL 31 1975  
cc ②-6

*Records sent to SAC, MP  
#1 as p #2 mp, via  
fax. 6-10-75*

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 9 1975

TELETYPE

|                |       |
|----------------|-------|
| Assoc. Dir.    | _____ |
| Dep. A.D.-Adm. | _____ |
| Dep. A.D.-Inv. | _____ |
| Asst. Dir.:    | _____ |
| Admin.         | _____ |
| Comp. Syst.    | _____ |
| Ext. Affairs   | _____ |
| Files & Com.   | _____ |
| Gen. Inv.      | _____ |
| Ident.         | _____ |
| Inspection     | _____ |
| Intell.        | _____ |
| Laboratory     | _____ |
| Plan. & Eval.  | _____ |
| Spec. Inv.     | _____ |
| Training       | _____ |
| Legal Coun.    | _____ |
| Telephone Rm.  | _____ |
| Director Sec'y | _____ |

CC - ADEX FLASH  
NR 011 MP CODED 6-10-75

9:30 PM NITEL JUNE 9, 1975 MRH

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL MEANS; [REDACTED] FUGITIVE; LT. [REDACTED]

BUREAU OF INDIAN AFFAIRS (BIA) - [REDACTED] AFO; OO: MINNEAPOLIS.

COMPLAINT AUTHORIZED AND WARRANT ISSUED ON MEANS AND [REDACTED]  
MEANS TAKEN INTO CUSTODY THIS DATE AND IS UNDER GUARD ST. ULEXIS  
HOSPITAL, BISMARCK, N.D., BY U.S. MARSHAL. MEANS IN SATISFACTORY  
CONDITION AND WILL APPEAR BEFORE U.S. MAGISTRATE WHEN ABLE. LOCAL  
WARRANTS CHARGING MEANS AND OTHERS WITH ASSAULT NOT EXECUTED AS YET.

FBI IDENTIFICATION DIVISION REQUESTED TO FURNISH MINNEAPOLIS  
UPDATE IDENTIFICATION RECORDS OF RUSSELL CHARLES MEANS, FBI NUMBER  
877277 C, AND [REDACTED] DOB [REDACTED] BY  
FACSIMILE.

BUREAU WILL BE KEPT ADVISED.

ARMED AND DANGEROUS.

END

HOLD

*R. Gordon*  
*Fugitive*  
*CEG*  
*2/11*

0-9

89-3220-2

COMMUNICATIONS SECTION

JUN 8 1975

TELETYPE

NR005 MP CODED

1:00 AM SENT ON 6/8/75 NITEL JUNE 7, 1975 DCW

TO DIRECTOR

FROM MINNEAPOLIS (89-NEW) (P)

RUSSELL MEANS;

LT.

BUREAU OF

INDIAN AFFAIRS (BIA)

AFO; OO: MINNEAPOLIS.

RUSSELL MEANS,

AND [REDACTED] ARRESTED BY BIA, FT. YATES, NORTH DAKOTA,

[REDACTED] DURING EARLY EVENING, FOLLOWING ASSAULT BY THE ABOVE INDIVIDUALS

AGAINST SEVERAL BAR PATRONS AT FT. RICE, ORTON COUNTY, NORTH DAKOTA,  
AT APPROXIMATELY 2:30 PM, [REDACTED] RUSSELL MEANS OBSERVED A  
BAR WITH 30-30 RIFLE.

THE [REDACTED] AT FORT RICE OCCURRED ON STATE LAND AND MORTON COUNTY  
AUTHORITIES HAVE ISSUED FELONY WARRANTS CHARGING ALL THE INDIVIDUALS  
IN CUSTODY WITH [REDACTED] REC 53

THE ARREST TOOK PLACE IN NORTH DAKOTA ON THE STANDING ROCK SIOUX  
INDIAN RESERVATION, AGENCY HEADQUARTERS AT FORT YATES. BIA POLICE  
OFFICER [REDACTED] RESPONDING TO A REQUEST FOR ASSISTANCE FROM MORTON  
COUNTY AUTHORITIES, LOCATED VEHICLES ON THE RESERVATION BELIEVED  
INVOLVED IN THE BAR ASSAULT. AS LT. [REDACTED] APPROACHED, RUSSELL MEANS  
STOPPED LT. [REDACTED]

Assoc. Dir. \_\_\_\_\_  
Dep. A.D. Adm. \_\_\_\_\_  
Dep. A.D. Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7C

F30  
Relay by MC to [REDACTED] to [REDACTED] with Analysis & Evaluation Unit  
AAG-Crim. Sec. [REDACTED] Internal Security Sec. & Gen. Crimes Sec.  
115MS + 11555; GR:MK 6/8/75

PAGE TWO MP 89-NEW

[REDACTED] WHOM LT. [REDACTED]

RUSSELL MEANS WAS JOINED BY [REDACTED] AND BOTH  
BECAME BELLIGERENT AND THEN AGGRESSIVE. LT. [REDACTED] PLACED [REDACTED]

ARREST FOR THE TRIBAL OFFENSE OF [REDACTED]

[REDACTED] RESISTED AND WAS ASSISTED BY RUSSELL MEANS. [REDACTED] WAS  
FORCED TO USE A SHOT GUN TO PREVENT OTHER PEOPLE PRESENT FROM INTER-  
FERING. LT. [REDACTED] DREW HIS REVOLVER AND DURING AN ENSUING STRUGGLE  
BETWEEN LT. [REDACTED], MEANS AND [REDACTED], LT. [REDACTED] SERVICE REVOLVER  
ACCIDENTALLY DISCHARGED STRIKING MEANS IN THE BUTTOCK. MEANS IS  
HOSPITALIZED IN GOOD CONDITION FOR OVERNIGHT OBSERVATION AT FORT YATES.  
RUSSELL MEANS WAS ARRESTED ON THE TRIBAL OFFENSE OF BEING INTOXICATED  
ON THE HIGHWAY. THE OTHER INDIVIDUALS ARRESTED WERE ALSO CHARGED WITH  
TRIBAL OFFENSES ARISING OUT OF THE SAME INCIDENT.

b6  
b7C

AUSA [REDACTED] BISMARCK, NORTH DAKOTA, ADVISED ON  
[REDACTED] THAT HE WAS WITHHOLDING PROSECUTIVE OPINION ON AFO CHARGES AT  
THIS TIME AND WILL RENDER A DECISION MONDAY 6/9/75. HE ALSO ADVISED  
THAT MORTON COUNTY, NORTH DAKOTA AUTHORITIES SHOULD PROCEED WITH  
LOCAL [REDACTED] CHARGES. SUBJECTS BEING TURNED OVER TO MORTON COUNTY,  
NORTH DAKOTA AUTHORITIES 6/8/75.

PAGE THREE MP 89-NEW

ALL SUBJECTS ARE AMERICAN INDIANS.

[REDACTED] WAS BORN [REDACTED]

b6  
b7C

[REDACTED]  
[REDACTED]  
AND [REDACTED]

DATES OF BIRTH NOT AVAILABLE FOR

[REDACTED] AND [REDACTED]

INVESTIGATION CONTINUING.

ALL SUBJECTS SHOULD BE CONSIDERED POSSIBLY ARMED AND DANGEROUS IN  
VIEW OF RUSSELL MEANS POSSESSION OF A 30-30 RIFLE AT FORT RICE,  
NORTH DAKOTA, ON [REDACTED]  
END

TMA ACK FORONE FBIHQ CLR

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 18 1975

TELETYPE

NR 005 MP CODED

6:58 PM NITEL JUNE 18, 1975

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL CHARLES MEANS; [REDACTED]

- FUGITIVE

LIEUTENANT [REDACTED], BUREAU OF INDIAN AFFAIRS [REDACTED] AFO.

OO: MINNEAPOLIS.

RE MINNEAPOLIS REPORT OF SA [REDACTED] JUNE 13, 1975.

[REDACTED] VOLUNTARILY SURRENDERED TO U.S.

MARSHAL, BISMARCK, NORTH DAKOTA, EVENING OF JUNE 17, 1975, ACCOMPANIED BY [REDACTED] COUNCIL, UNITED TRIBES EMPLOYMENT TRAINING CENTER, BISMARCK, AND IMMEDIATELY AFFORDED HEARING BEFORE U.S. MAGISTRATE HARRY J. PEARCE. PEARCE RELEASED [REDACTED] ON \$5,000 UNSECURED BOND AND APPOINTED [REDACTED] BISMARCK, AS COUNCIL.

PRELIMINARY HEARING FOR MEANS AND [REDACTED] SCHEDULED FOR USDC, BISMARCK, NORTH DAKOTA, 1:30 PM JULY 10, 1975.

MEANS FREE ON \$25,000 UNSECURED BOND ON MORTON COUNTY, NORTH DAKOTA CHARGES AND PRELIMINARY HEARING SCHEDULED FOR JUNE 26, 1975 AT MANDAN, NORTH DAKOTA.

REC-104

FUGITIVE CREDIT CLAIMED FOR [REDACTED]

ARMED AND DANGEROUS.

END

Assoc. Dir. \_\_\_\_\_  
Dep. A.D.-Adm. \_\_\_\_\_  
Dep. A.D.-Inv. \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7C

CC - GEN. INV. 1044  
JUL 24 1975

13 JUN 19 1975

DATA PROCESSING

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 10 1975

TELETYPE

NR 006 MP CODE

4:20 PM URGENT 6-10-75 JMJ

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL CHARLES MEANS;

- FUGITIVE;

LIEUTENANT [REDACTED] BUREAU OF INDIAN AFFAIRS

AFO;

OO: MINNEAPOLIS.

REMPNITELS TO THE BUREAU DATED JUNE 8, 1975, AND JUNE 9, 1975.

MEANS AFFORDED HEARING BEFORE U.S. MAGISTRATE, BISMARCK,

NORTH DAKOTA, JUNE 10, 1975 AT 11:00 A.M. AND ORDERED RELEASED BY

U.S. MAGISTRATE HARRY J. PEARCE, ON \$5,000 UNSECURED BOND. MEANS

HAS DEMANDED PRELIMINARY HEARING.

UNITED TRIBE'S

EMPLOYMENT TRAINING CENTER, BISMARCK, NORTH DAKOTA, WAS COUNSELOR

FOR MEANS AT HEARING. ACCORDING TO DEPUTY U.S. MARSHAL

ATTORNEY, IS ALLEGEDLY ARRIVING BISMARCK, JUNE 11,

1975.

REC 53

89-3220-5

MORTON COUNTY WARRANT OF ARREST CHARGING MEANS WITH ASSAULT, A

FELONY, WAS SERVED ON MEANS AT 4:30 P.M., JUNE 9, 1975; BOND

RECOMMENDED \$25,000. HEARING NOT YET SCHEDULED.

JUN 13 1975

ARMED AND DANGEROUS.

END

LSG FBIHQ CLR AND TKS

CC: GENERAL INV. DIV.

Assoc. Dir. \_\_\_\_\_  
Dep.-A.D.-Adm. \_\_\_\_\_  
Dep.-A.D.-Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7c

57-111-1 1975 339

## FEDERAL BUREAU OF INVESTIGATION

|                                                                                            |                                 |                                 |                                   |
|--------------------------------------------------------------------------------------------|---------------------------------|---------------------------------|-----------------------------------|
| REPORTING OFFICE<br>MINNEAPOLIS                                                            | OFFICE OF ORIGIN<br>MINNEAPOLIS | DATE<br>6/13/75                 | INVESTIGATIVE PERIOD<br>6/7-10/75 |
| TITLE OF CASE<br>CL-MP w/t 6-9-75<br>RUSSELL CHARLES MEANS - T.C. Par Post<br>R - FUGITIVE |                                 | REPORT MADE BY<br>SA [redacted] | TYPED BY<br>11                    |
| LT [redacted] BUREAU OF INDIAN AFFAIRS - [redacted]                                        |                                 | CHARACTER OF CASE<br>AFO        | 7-8-75<br>b6<br>b7C               |

## REFERENCE:

Minneapolis teletypes to the Bureau, 6/7/75, 6/9/75, and 6/10/75.

-P-

## ADMINISTRATIVE:

Fugitive form letter (FD-65) for [redacted] submitted 6/10/75.

RUSSELL CHARLES MEANS arrested prior to transcription of FD-65. Fugitive credit claimed.

FBI Case Status Forms (FD-320) for [redacted] and RUSSELL CHARLES MEANS, submitted to U. S. Attorney, Fargo, North Dakota, 6/8/75.

|                                                                                                                                                                                       |            |      |       |         |            |                               |                 |                                                                                                                                                                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|------|-------|---------|------------|-------------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ACCOMPLISHMENTS CLAIMED                                                                                                                                                               |            |      |       |         |            | <input type="checkbox"/> NONE | ACQUIT-<br>TALS | CASE HAS BEEN:<br>PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
| CONVIC                                                                                                                                                                                | AUTO.      | FUG. | FINES | SAVINGS | RECOVERIES |                               |                 |                                                                                                                                                                                                                           |
| APPROVED<br>COPIES MADE:<br>3 - Bureau<br>1 - USA, Fargo, North Dakota<br>1 - USA, Sioux Falls, South Dakota<br>4 - Minneapolis (89-231)<br><i>Only two copies of report received</i> |            |      |       |         |            | SPECIAL AGENT<br>IN CHARGE    |                 |                                                                                                                                                                                                                           |
| DO NOT WRITE IN SPACES BELOW                                                                                                                                                          |            |      |       |         |            | 89-3220-6 REC-59              |                 |                                                                                                                                                                                                                           |
| 22 JUN 20 1975                                                                                                                                                                        |            |      |       |         |            | EX-101                        |                 |                                                                                                                                                                                                                           |
| Dissemination Record of Attached Report                                                                                                                                               |            |      |       |         |            | Notations                     |                 |                                                                                                                                                                                                                           |
| Agency                                                                                                                                                                                | DoJ        |      |       |         |            | 173078                        |                 |                                                                                                                                                                                                                           |
| Request Recd.                                                                                                                                                                         | [redacted] |      |       |         |            | DATE PROC                     |                 |                                                                                                                                                                                                                           |
| Date Fwd.                                                                                                                                                                             | 6-19-75    |      |       |         |            | 70 JUN 30 1975                |                 |                                                                                                                                                                                                                           |
| How Fwd.                                                                                                                                                                              | [redacted] |      |       |         |            | [redacted]                    |                 |                                                                                                                                                                                                                           |
| By                                                                                                                                                                                    | [redacted] |      |       |         |            | [redacted]                    |                 |                                                                                                                                                                                                                           |

ADMINISTRATIVE CONT.

An extra copy of this report is being furnished to FBIHQ in order to disseminate a copy to [redacted] Office of Indian Rights, Civil Rights Division, U. S. Department of Justice.

b6  
b7C

LEADS

MINNEAPOLIS

AT BISMARCK, NORTH DAKOTA

1. Attempt to locate and apprehend [redacted]
2. Identify and interview witnesses to captioned offense.
3. Obtain medical reports concerning RUSSELL CHARLES MEANS.
4. Follow and report prosecutive action in USDC, Bismarck.

AT MANDAREE (FT. BERTHOLD INDIAN RESERVATION), NORTH DAKOTA

Attempt to locate and interview witnesses [redacted] and [redacted]

AT ROSEBUD, SOUTH DAKOTA

1. Alert BIA officials concerning [redacted] fugitive status and attempt to locate and apprehend [redacted]

**UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION**

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of: [REDACTED]  
Date: June 13, 1975

Office: Minneapolis, Minnesota

Field Office File #: 89-231

Bureau File #:

Title: **RUSSELL CHARLES MEANS:**  
[REDACTED]  
**LIEUTENANT [REDACTED] BUREAU**  
**OF INDIAN AFFAIRS [REDACTED]**

b6  
b7C

Character: **ASSAULT OF A FEDERAL OFFICER**

Synopsis:

**RUSSELL CHARLES MEANS**, an American Indian male born 11/10/39, and [REDACTED] an American Indian male born [REDACTED] were arrested by [REDACTED] Lieutenant of Police, Bureau of Indian Affairs (BIA), near Cannon Ball, North Dakota, on the Standing Rock Indian Reservation, on [REDACTED] for violation of a tribal ordinance. MEANS and [REDACTED] resisted arrest forcing Lieutenant [REDACTED] to physically subdue them. MEANS was shot in the left side and buttock when Lieutenant [REDACTED] revolver accidentally discharged. On 6/8/75, [REDACTED] Assistant U. S. Attorney, Bismarck, North Dakota, authorized prosecution of MEANS and [REDACTED] for violation of [REDACTED] and recommended \$5,000 bond, cash or surety, for each defendant. A complaint was filed by SA [REDACTED] on 6/8/75, before HARRY J. PEARCE, U. S. Magistrate, Bismarck, who issued warrants of arrest for MEANS and [REDACTED]. MEANS was placed under arrest by U. S. Marshal [REDACTED] at St. Alexius Hospital, Bismarck, where MEANS was a patient, on 6/9/75. MEANS was released from custody on 6/10/75 by U. S. Magistrate PEARCE on \$5,000 unsecured bond. Preliminary hearing scheduled for 1:30 p.m., 6/19/75, U. S. District Court, Bismarck. MEANS taken into custody by Morton County, North Dakota, Sheriff LEO SNIDER, 6/10/75, following Federal release, for aggravated assault and battery; recommended bond \$25,000. FBI Identification Records for MEANS, FBI No. 877 277 C, and [REDACTED] FBI No. [REDACTED] set forth.  
**ARMED AND DANGEROUS:**

-P-

## TABLE OF CONTENTS

|                                                                                               | <u>PAGE</u> |           |
|-----------------------------------------------------------------------------------------------|-------------|-----------|
| I. <u>PREDICATION</u>                                                                         | 3           |           |
| II. <u>WITNESS INTERVIEWS</u>                                                                 |             |           |
| 1. [REDACTED], Ft. Rice Bar,<br>Ft. Rice, North Dakota                                        | 4           | b6<br>b7C |
| 2. [REDACTED], Special Officer,<br>Bureau of Indian Affairs (BIA), Ft. Yates,<br>North Dakota | 5-9         |           |
| 3. [REDACTED], Lieutenant of Police, BIA,<br>Cannon Ball, North Dakota                        | 10          |           |
| 4. [REDACTED]<br>BIA, Ft. Yates, North Dakota                                                 | 11-12       |           |
| 5. [REDACTED], Agency Special Officer,<br>BIA, Ft. Yates, North Dakota                        | 13          |           |
| III. <u>PROSECUTIVE ACTION</u>                                                                |             |           |
| 1. Federal                                                                                    | 14-15       |           |
| 2. State                                                                                      | 15          |           |
| 3. Tribal                                                                                     | 15          |           |
| IV. <u>FBI IDENTIFICATION RECORDS</u>                                                         |             |           |
| 1. RUSSELL CHARLES MEANS                                                                      | 16-20       |           |
| 2. [REDACTED]                                                                                 | 21-22       |           |

DETAILS:

At Bismarck, North Dakota

This investigation was predicated upon receipt of a telephone call from [redacted] Special Officer, Bureau of Indian Affairs, Ft. Yates, North Dakota, at 5:10 p.m., on [redacted] advising that RUSSELL CHARLES MEANS had been shot accidentally by Lieutenant [redacted] Bureau of Indian Affairs, Cannon Ball, North Dakota, on June 7, 1975 when MEANS had resisted arrest by Lieutenant [redacted] Mr. [redacted] advised that other individuals were also in custody in connection with the incident.

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

(1)

6/13/75

Date of transcription

[redacted] Ft. Rice Bar, Ft. Rice, Morton County, North Dakota, provided the following information commencing at approximately 6:45 p.m., concerning an incident which allegedly took place at the Ft. Rice Bar during the afternoon of [redacted]

b6  
b7C

At approximately 2:30 p.m., C.D.T., [redacted] three Indians came into the Ft. Rice Bar where [redacted] was tending bar. One man came to the bar, and two sat at tables. Several more Indians then came into the bar.

[redacted] observed [redacted] standing at one end of the bar. RUSSELL MEANS came up to the bar and [redacted] observed that MEANS was holding a 30-30 rifle. The Indians were looking for [redacted] of the Buckhorn Bar, Mandan, North Dakota.

MEANS was trying to place a round of ammunition in the rifle and [redacted] told him several times to take it out.

[redacted] and [redacted] were customers in the bar. An unknown Indian male began picking on [redacted]

[redacted] came around to the table area from behind the bar and [redacted] got hit with a rifle, but RAMBO did not actually observe the striking. After several of the Indians beat up [redacted] they beat up [redacted] got away and went to report what had happened to [redacted] owner of the Ft. Rice Bar, and [redacted] subsequently reported the incident to the Morton County Sheriff.

Interviewed on

Ft. Rice, Morton County,  
Dakota

File # MP 89-231

by

SA'S [redacted]

11

Date dictated

6/11/75

-4-

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 6/13/75

[redacted] Special Officer, Bureau of Indian Affairs (BIA), Fort Yates, North Dakota, provided the following information:

At 3:42 p.m., [redacted], a radio message was received at the Police Department, Ft. Yates, from the Morton County Sheriff's Office, Mandan, North Dakota, that RUSSELL MEANS, and a group of Indians had assaulted two persons at Ft. Rice, Morton County, North Dakota. The identities of the victims were not furnished by the Morton County Sheriff.

At 3:52 p.m., Lieutenant [redacted] BIA, observed several individuals, a pickup truck, and three other vehicles just south of the Cannon Ball River, on the Standing Rock Indian Reservation, that he considered were possibly related to the alleged offense at Ft. Rice. Lieutenant [redacted] whom Lieutenant [redacted] to assist him in the investigation.

At 4:31 p.m., Lieutenant [redacted] was stopped by RUSSELL MEANS who was standing in the middle of the highway, south of the [redacted] residence in Sioux County, on the Standing Rock Indian Reservation. Lieutenant [redacted] got out of his police vehicle and MEANS asked Lieutenant [redacted] what he wanted. [redacted] replied, "Nothing, what do you want?" [redacted] told Lieutenant [redacted] "We don't want you harassing us". Lieutenant [redacted] replied, "I'm not harassing you. If I was harassing you, I'd be over checking you out". RUSSELL MEANS stated, "Check me out then." [redacted] replied, "I have no reason to check you out". MEANS was standing in front of [redacted] police vehicle.

MEANS then asked [redacted] "Who are you?" [redacted] replied, "I'm [redacted]". MEANS said, "You're a tough son of a bitch". [redacted] then started moving toward [redacted] so [redacted] grabbed him, [redacted] resisted, and Lieutenant [redacted] said, "You're under arrest". MEANS started towards Lieutenant [redacted] so [redacted] said to MEANS, "You're under arrest, too".

At this point, others in MEANS' group began to surround Lieutenant [redacted] as Lieutenant [redacted] was holding on to [redacted]

Interviewed on [redacted] at Ft. Yates, North Dakota File # MP 89-231

by SA's [redacted] 11 Date dictated 6/10/75

Lieutenant [ ] drew his revolver and threw RUSSELL MEANS down and in doing so, Lieutenant [ ] revolver discharged accidentally. The bullet apparently ricocheted off the highway surface striking MEANS in the buttock.

b6  
b7C

MEANS then refused to get in the police vehicle, requiring Lieutenant [ ] to pick up MEANS and place him in the vehicle.

[ ] held off the rest of MEANS' group with a riot gun and the group dispersed. Lieutenant [ ] transported [ ] and MEANS to Ft. Yates and was followed there by the same group.

At 5:00 p.m., MEANS refused medical assistance from Dr. [ ] at the U. S. Public Health Service Hospital, Ft. Yates, North Dakota. MEANS stated he would receive treatment from his medicine man, stating to Dr. [ ] that he knew his rights and could not be compelled to receive medical treatment. Special Officer [ ] then instructed Lieutenant [ ] to place MEANS in the Ft. Yates jail.

Taken into BIA custody at Ft. Yates, besides RUSSELL MEANS, and [ ], who was born [ ] Social Security Account Number [ ] a resident of Rosebud, South Dakota, were the following:

[ ], Blaine, Minnesota, born [ ] Social Security Account Number [ ]

[ ], United Tribes Employment Training Center, Bismarck, North Dakota, born [ ] Social Security Account Number [ ]

[ ] not further described;

[ ] not further described;

[ ] born [ ] and

[ ] born [ ]

MP 89-231

Mr. [REDACTED] advised Complaints for presentation before the Tribal Court, Standing Rock Sioux Tribe, Ft. Yates, North Dakota, had been prepared by the Ft. Yates Police Department, charging violation of tribal code as follows:

No. One

Defendant  
Complainant  
Date of Offense  
Tribal Code Violation  
Charge

RUSSELL MEANS

Lieutenant [REDACTED]

Section 8.17D

"Defendant did willfully and unlawfully, while intoxicated did stagger on to the highway into the driving lane."

b6  
b7C

No. Two

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

[REDACTED]  
Lieutenant [REDACTED]  
[REDACTED]

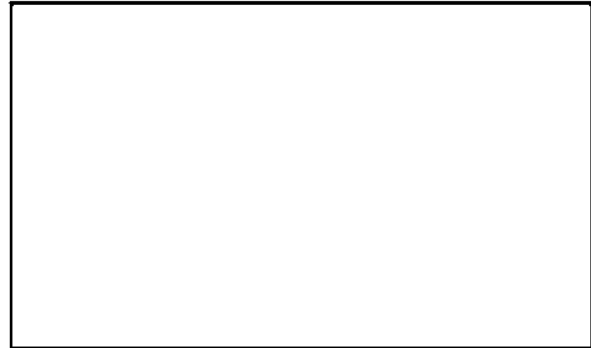
No. Three

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

[REDACTED]

No. Four

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information in the No. Four section.

b6  
b7C

No. Five

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information in the No. Five section.

No. Six

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information in the No. Six section.

No. Seven

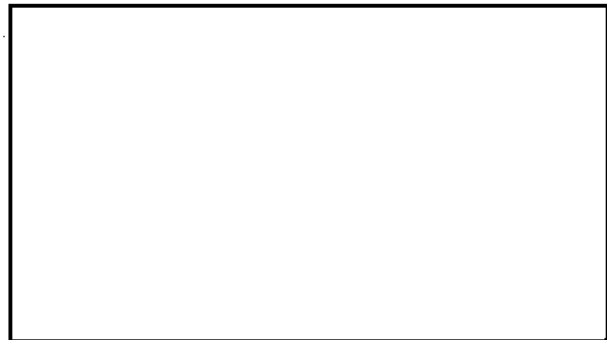
Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information in the No. Seven section.

MP 89-231

No. Eight

Defendant  
Complain FARRELL EAGLEMAN  
Date of offense  
Tribal Code violation  
Charge



b6  
b7C

The above complaints were to be heard by VICTOR PALMER, Tribal Judge, Standing Rock Sioux Tribe, Ft. Yates, North Dakota.

RUSSELL MEANS was taken later to the U. S. Public Health Service Hospital at Ft. Yates for treatment, by BIA Police Officers [redacted] and [redacted]

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/13/75

Lieutenant [ ] Bureau of Indian Affairs (BIA) Police Officer, assigned to the Standing Rock Indian Reservation, and a resident of Cannon Ball, North Dakota, provided the following information concerning his arrest of RUSSELL MEANS:

Lieutenant [ ] had provided a statement concerning the arrest to [ ] Special Officer, BIA, Ft. Yates, prior to being interviewed by Special Agents [ ] and [ ], and Lieutenant [ ] stated that statement was true and correct.

b6  
b7C

Lieutenant [ ] added he had responded to the State Radio (MERC) request for assistance in locating persons responsible for an alleged assault at the Ft. Rice Bar in Morton County, and that just south of the Cannon Ball River, on Highway 1806 on the Standing Rock Indian Reservation, RUSSELL MEANS had jumped in front of his police vehicle, forcing Lieutenant [ ] to stop.

When Lieutenant [ ] placed [ ] and RUSSELL MEANS under arrest for violation of the Tribal Code, [ ] resisted. Lieutenant [ ] grabbed [ ] by the shoulder and when RUSSELL MEANS and officers began moving towards him, Lieutenant [ ] drew his revolver. When RUSSELL MEANS advanced towards him, Lieutenant [ ] threw MEANS to the ground with his right hand, in which he also was holding his police revolver. The revolver accidentally discharged and the bullet apparently bounced off the pavement striking MEANS in the buttock.

RUSSELL MEANS refused to get up off the pavement and Lieutenant [ ] had to lift him up and place him in the police vehicle. [ ] placed [ ] in the police vehicle and both were transported to Ft. Yates.

MEANS' companions pursued the police vehicle, tailgating it at a high rate of speed.

Interviewed on

[ ] Ft. Yates, North Dakota

File #

MP 89-231

by

SA'S [ ]

:11

-10-

Date dictated

6/11/75

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 6/13/75

[redacted] also known as [redacted]  
[redacted] Bureau of Indian Affairs, Ft. Yates, North  
Dakota, was interviewed at the Ft. Yates Police Department,  
commencing at 8:34 p.m., and he provided the following  
information:

[redacted] was being driven to work from his  
residence at Cannon Ball, North Dakota, to Ft. Yates, by  
[redacted], Lieutenant of Police, Bureau of  
Indian Affairs (BIA), on [redacted] shortly before  
4:00 p.m., the time [redacted] was to report for duty.  
While en route, [redacted] and LIEUTENANT [redacted] heard a radio message  
from State Radio (North Dakota Radio Communications Department)  
concerning an offense which took place at Ft. Rice, North  
Dakota, involving RUSSELL MEANS. The radio transmission  
indicated RUSSELL MEANS and others might be heading toward  
the Standing Rock Indian Reservation.

Lieutenant [redacted] [redacted] to assist  
him in checking out the state radio report and they drove  
toward the Sioux County-Morton County line. As they neared  
the Cannon Ball River, [redacted] observed several vehicles parked  
in the ditch on the west side of the road a short distance  
south of the river. They drove across the Cannon Ball  
Bridge, drove east one-half mile, and returned across the  
bridge. As they drove by the parked cars, several people  
waved.

Lieutenant [redacted] and [redacted] drove to the Cannon  
Ball junction and waited 10 to 15 minutes. They returned  
to the location of the parked vehicles and all but one vehicle  
was gone. Lieutenant [redacted] had radioed to Ft. Yates that  
he was returning to that location. Lieutenant [redacted] turned  
around again at the Cannon Ball River, and as they drove  
back south down Highway 1806 a person in a red shirt jumped  
out of a black pickup truck. It was [redacted]  
and he said a "white guy" had pulled a gun on his group at  
Ft. Rice. Lieutenant [redacted] and [redacted] returned to the Cannon  
Ball Junction and reported by radio to Ft. Yates.

Interviewed on [redacted] at Ft. Yates, North Dakota File # MP 89-231

by SA'S [redacted] :ll Date dictated 6/11/75

MP 89-231  
(2\*)

Ft. Yates radio instructed Lieutenant [ ] to go back and find out the names of all the persons present at the location of the vehicles near the Cannon Ball River.

b6  
b7C

Several vehicles were parked by the road when Lieutenant [ ] and [ ] arrived. RUSSELL MEANS jumped out in front of Lieutenant [ ] police vehicle and stopped the [ ]. RUSSELL MEANS asked Lieutenant [ ] why he was harassing them and Lieutenant [ ] replied that he was not. MEANS asked Lieutenant [ ] why he did not check him out.

RUSSELL MEANS then turned to [ ] and said, "What's your name?" [ ] replied, [ ] MEANS then said to [ ] "You're a tough son-of-a-bitch". [ ] did not reply.

[ ] then scuffled with Lieutenant [ ]. RUSSELL MEANS turned around to help [ ] and several others came to help MEANS. [ ] grabbed a shotgun from the police car and stopped the others from interfering. [ ] heard a shot fired, but he did not observe it being fired. [ ] then ran toward [ ] but he stopped after [ ] told him twice to stop or he would shoot him.

Lieutenant [ ] placed [ ] and RUSSELL MEANS under arrest. [ ] had to force [ ] at gun point into the police vehicle. Lieutenant [ ] had to carry RUSSELL MEANS into the police vehicle.

One of the MEANS' men tailgated Lieutenant [ ] police vehicle all the way south to the Porcupine Bridge, where other BIA police officers intercepted them and placed RUSSELL MEANS' companions under arrest. The vehicle behind the police car bumped into the police car several times while both vehicles were traveling at a high rate of speed.

[ ] described himself as having been born on [ ] at McLaughlin, South Dakota, 5'11", 155 pounds. He has been [ ] at the Ft. Yates Police Department since October 1, 1974. He resides at Cannon Ball, North Dakota.

## FEDERAL BUREAU OF INVESTIGATION

(1\*)

6/10/75

Date of transcription

[redacted] Agency Special Officer, Bureau of Indian Affairs (BIA), Ft. Yates, North Dakota, provided the following information concerning injuries sustained by RUSSELL CHARLES MEANS on [redacted] when accidentally shot by Lieutenant [redacted]

b6  
b7C

The projectile appeared to have entered the left front side below the rib cage above the hip. It traveled at a downward angle and exited at a point approximately 4-5" below the point of entry. It was a clean wound and it was difficult to identify entry and exit points. The wound appeared to be consistent with that which would be made with a .38 caliber revolver.

The above observations were made by Mr. [redacted] when he observed RUSSELL MEANS on [redacted] at Ft. Yates.

Interviewed on 6/10/75 at Bismarck, North Dakota File # MP 89-231  
by SA [redacted] 11 -13- Date dictated 6/11/75

PROSECUTION: FEDERAL

The facts of this case were presented to [redacted]  
Assistant U. S. Attorney, Bismarck, North Dakota,  
by SA [redacted] on [redacted] and June 8, 1975.

On June 8, 1975, Mr. [redacted] authorized prosecution  
of RUSSELL CHARLES MEANS and [redacted] for  
violation of [redacted] for  
for resisting, opposing, impeding, and interfering with  
Lieutenant [redacted] Bureau of Indian Affairs (BIA). Mr. [redacted]  
recommended that bond be set at \$5,000, cash or surety, for each  
defendant.

A complaint was filed by SA [redacted] before HARRY J.  
PEARCE, U. S. Magistrate, Bismarck, North Dakota, on June 8,  
1975, charging violation of [redacted]  
"That on or about [redacted] at a point near Cannon Ball,  
North Dakota, on Highway 1806, with the exterior boundaries of  
the Standing Rock Indian Reservation, in Indian country, within  
the exclusive jurisdiction of the United States, in the Southwestern  
Division, District of North Dakota, RUSSELL CHARLES MEANS, an  
American Indian male born November 10, 1939; and [redacted]  
[redacted] an American Indian male born [redacted] did  
resist, oppose, impede, and interfere with [redacted] Lieutenant  
of Police, Bureau of Indian Affairs, Cannon Ball, North Dakota,  
while Lieutenant [redacted] was in performance of his official  
duties. And the complainant states that this complaint is  
based on a statement by Lieutenant [redacted] Bureau of Indian  
Affairs, Cannon Ball, North Dakota, that on [redacted]  
RUSSELL CHARLES MEANS jumped in front of Lieutenant [redacted]  
moving police vehicle forcing Lieutenant [redacted] to stop; and when  
MEANS and [redacted] were arrested by Lieutenant  
[redacted] for violation of [redacted] and  
MEANS resisted, opposed, impeded and interfered with Lieutenant  
[redacted] and forced Lieutenant [redacted] to physically subdue them".  
Witnesses were listed as Lieutenant [redacted] and [redacted]  
[redacted] BIA, both of Cannon Ball, North Dakota.

Mr. PEARCE issued Warrants of Arrest for RUSSELL  
CHARLES MEANS and [redacted] on June 8, 1975.

RUSSELL CHARLES MEANS was placed under arrest on June 9, 1975, at approximately 3:00 p.m. by U. S. Marshal [REDACTED], Deputy U. S. Marshal [REDACTED], SA [REDACTED] and SA [REDACTED] at St. Alexius Hospital, Bismarck, North Dakota, where MEANS was a patient.

MEANS was afforded a hearing before U. S. Magistrate PEARCE at St. Alexius Hospital on June 10, 1975, and MEANS was released on \$5,000 unsecured bond. MEANS indicated he was residing at United Tribes Employment Training Center, Bismarck, North Dakota, with his [REDACTED]

PROSECUTION: STATE

Sheriff LEO SNIDER, Morton County, Mandan, North Dakota, placed RUSSELL CHARLES MEANS under arrest at approximately 4:15 p.m., June 9, 1975, for "Aggravated Assault and Battery", in violation of Section 12-26-10, North Dakota Century Code. The victims of the assault were listed as [REDACTED] and [REDACTED]. Bond was recommended at \$25,000. Following release from custody of the U. S. Marshal, MEANS was taken into custody by Morton County authorities on June 10, 1975.

PROSECUTION: TRIBAL

[REDACTED] Agency Special Officer, BIA, Ft. Yates, North Dakota, stated on June 10, 1975, that persons charged with Tribal offenses at Ft. Yates, North Dakota, on [REDACTED] are scheduled to appear in Tribal Court at Ft. Yates, on June 13, 1975.

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D.C. 20537

6718 2-15-62

The following FBI record, NUMBER 877 277 C, is furnished FOR OFFICIAL USE ONLY.  
Information shown on this Identification Record represents data furnished FBI by fingerprint card.  
WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

| CONTRIBUTOR OF FINGERPRINTS                      | NAME AND NUMBER               | ARRESTED OR RECEIVED | CHARGE                                                                  | DISPOSITION                           |
|--------------------------------------------------|-------------------------------|----------------------|-------------------------------------------------------------------------|---------------------------------------|
| Police Department<br>San Leandro<br>California   | Russell Charles Means 11046   | March 9, 1957        | Petty Theft and violation of curfew                                     |                                       |
| Police Department<br>San Leandro<br>California   | Russell Charles Means 11046   | April 26, 1958       | common drunk                                                            | \$10.00 bail forfeited                |
| Police Department<br>Los Angeles<br>California   | Russell C. Means LA 467 708-M | January 18, 1959     | drunk booking 775889                                                    |                                       |
| Police Department<br>Los Angeles<br>California   | Russell C. Means LA 467 708-M | December 19, 1959    | 211 Penal Code (robbery) booking 001537                                 |                                       |
| Police Department<br>Inglewood<br>California     | Russell Charles Means A-23264 | June 4, 1960         | drunk in private residence                                              |                                       |
| Police Department<br>Oakland<br>California       | Russell Charles Means 155819  | September 9, 1962    | Section 647F Penal Code under the influence                             | 15 days County Jail suspension 1 year |
| Police Department<br>San Francisco<br>California | Russell Charles Means 180373  | October 27, 1962     | G-61366 suspicion Section 245 Penal Code (Assault with a deadly weapon) | October 10, 1962 discharged           |

**UNITED STATES DEPARTMENT OF JUSTICE**  
**FEDERAL BUREAU OF INVESTIGATION**  
**IDENTIFICATION DIVISION**  
**WASHINGTON, D.C. 20537**

6716 2-12-75

2

The following FBI record, NUMBER **877 277 C**, is furnished FOR OFFICIAL USE ONLY.  
 Information shown on this Identification Record represents data furnished FBI by fingerprint contributors.  
 WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
 DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

| CONTRIBUTOR OF FINGERPRINTS                      | NAME AND NUMBER                      | ARRESTED OR RECEIVED  | CHARGE                                                                                                                                                                                         | DISPOSITION                                                                                                                         |
|--------------------------------------------------|--------------------------------------|-----------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------|
| Police Department<br>San Francisco<br>California | Russell C.<br>Means 180373           | April 10,<br>1963     | enroute to Los Angeles<br>California<br>(Section 270 Penal Code<br>omit to provide<br>for a minor child)                                                                                       | April 11,<br>1963<br>Delivered on<br>charge of<br>H-23221<br>enroute to<br>Los Angeles<br>California<br>(Section 270<br>Penal Code) |
| Sheriff's Office<br>Los Angeles<br>California    | Russell Charles<br>Means<br>B-961126 | April 12,<br>1963     | Failure to<br>provide                                                                                                                                                                          |                                                                                                                                     |
| Police Department<br>San Francisco<br>California | Russell Charles<br>Means 180373      | April 1,<br>1964      | no arrest<br>probationer from<br>Los Angeles<br>County<br>fingerprinted<br>in compliance<br>with Case Record<br>keeping as per<br>Section 1203.10<br>Penal Code<br>(Section 270<br>Penal Code) |                                                                                                                                     |
| Police Department<br>Rapid City<br>South Dakota  | Russell C.<br>Means 19389            | September<br>26, 1965 | Disorderly<br>Conduct                                                                                                                                                                          | \$100.00 and<br>30 days<br>suspension<br>on floater                                                                                 |

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D.C. 20537

3

The following FBI record, NUMBER **877 277 C**, is furnished FOR OFFICIAL USE ONLY.  
Information shown on this Identification Record represents data furnished FBI by fingerprint contributors.  
WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

| CONTRIBUTOR OF FINGERPRINTS                          | NAME AND NUMBER                    | ARRESTED OR RECEIVED | CHARGE                                                                                                                | DISPOSITION                           |
|------------------------------------------------------|------------------------------------|----------------------|-----------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| United States Marshal<br>Minneapolis<br>Minnesota    | Russell Charles Means 6842         | May 21, 1971         | 18 United States Code 1382<br>Trespassing on a Naval Installation                                                     | Dismissed<br>November 9, 1971         |
| United States Marshal<br>Sioux Falls<br>South Dakota | Russell Charles Means 8410-1495    | June 6, 1971         | Did unlawfully climb Mount Rushmore and camp                                                                          | Dismissed by Order of the Court       |
| Police Department<br>Washington DC                   | Russell Charles Means 253 183      | September 22, 1971   | Unlawful Entry                                                                                                        |                                       |
| Police Department<br>Scottsbluff<br>Nebraska         | Russell C. Means 28912             | January 14, 1973     | Disorderly Conduct<br>Intoxication<br>Carrying Concealed Weapon<br>Resisting Arrest                                   | To County                             |
| Sheriff's Office<br>Rapid City<br>South Dakota       | Russell Charles Means 11048        | February 6, 1973     | C-1 Riot C-2<br>2 counts arson<br>second degree                                                                       | Released to Custer County Authorities |
| USM Sioux Falls<br>S Dak                             | Russell Charles Means<br>8410-1495 | 4-5-73               | burg, laxe impelo<br>Fed officers<br>during civil<br>disorder-consp<br>A Fed Off-poss<br>unregister<br>firearms-arson |                                       |
| USM<br>Phoenix Ariz                                  | Russell Charles Means 6816 P (c)   | 6-18-73              | Interstate transportation of firearms for civil disorder                                                              |                                       |

577 277 C

The following FBI record, NUMBER

is furnished for official use only.

Information shown on this Identification Record represents data furnished by registered contributors. WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THESE INDICATEMENTS.

| OFFENSE OR<br>DISPOSITION  | NAME AND NUMBER                           | ARRESTED OR<br>RECEIVED | CHARGE                                                  | DISPOSITION |
|----------------------------|-------------------------------------------|-------------------------|---------------------------------------------------------|-------------|
| PD<br>Sioux Falls<br>SDak  | Russell Means<br>J-2070                   | 3-14-74                 | engaging in:<br>Riot injuring<br>public building        |             |
| USM<br>Sioux Falls<br>SDak | Russell Charles<br>Means<br>8410-1495     | 6-28-74                 | act with intent<br>to inflict<br>great bodily<br>injury |             |
|                            | Residence: Porcupine South Dakota         |                         |                                                         |             |
| SO<br>Rapid City SD.       | Russel C Means<br>11049<br>SID 66328      | 3-3-75                  | shooting with<br>intent to kill                         | see suppl   |
|                            | Residence: Porcupine SD                   |                         |                                                         |             |
| SO<br>Rapid City SD        | Russell C.<br>Means<br>11049<br>SID 66328 | 3-10-75                 | murder                                                  |             |
|                            | Residence: Porcupine SD                   |                         |                                                         |             |

# UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

PHOTOGRAPHIC SECTION

WASHINGTON, D.C. 20535

Following is information received from 677 277 0, is furnished for your information.  
 Information shown on this identification based on records data furnished by the subject's employer.  
 THE DISPOSITION IS NOT KNOWN OR FURTHER EXPLANATION OF CASE. ON INVESTIGATION IS  
 BEING CONDUCTED WITH AGENCY CONCERNING THOSE RECORDS.

| DATE OF BIRTH OF<br>IDENTITY | NAME AND NUMBER                                                                                                              | ADDRESS OR<br>LOCATION | CITY | STATE |
|------------------------------|------------------------------------------------------------------------------------------------------------------------------|------------------------|------|-------|
|                              | 411048 SID 66373 3-3-75 SA Dick for the reason<br>that charges for murder are being filed arising<br>from the same incident. |                        |      |       |

FINAL DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CLOSURE IS LACKED, COIN WITH AGENCY CONTRIBUTING THOSE INGREDIENTS.

| CONTENTS OF ENCLOSURE | NAME AND NUMBER | ADDRESS OF ORIGIN | CLASS | EXTENT |
|-----------------------|-----------------|-------------------|-------|--------|
|                       |                 |                   |       |        |
|                       |                 |                   |       |        |

There is no further information on identifying number which is indexed in our files according to your request. FBI cannot guarantee in any manner that this material contains the individual in whom you are interested.

FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D. C. 20535

The following information from FBI record, NUMBER [REDACTED]  
is furnished FOR OFFICIAL USE ONLY.

b6  
b7c

**Description and Related Data:**

Race: Indian

Sex: Male

Height: 71"

Weight: 175

Hair: Black

Eyes: Brown

Date and Place of Birth: [REDACTED]

Chicago, Ill.

Scars and Marks: [REDACTED]

Address: April 75- Rosebud, South Dakota

Occupation: Construction laborer

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220)

DATE: 6/24/75

FROM : SAC, MINNEAPOLIS ((89-231))

SUBJECT: RUSSELL CHARLES MEANS.

LIEUTENANT

BUREAU OF INDIAN AFFAIRS  
AFO

- FUGITIVE

REREP SA

Minneapolis, dated 6/13/75.

Enclosed for Bureau are five copies of LHM, captioned as above.

EX-117

REC-24

89-3220-7

- ② - Bureau (Enc. 3)  
2 - Minneapolis

ENCLOSURE

RHW:sr  
(4)

JUN 30 1975

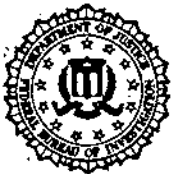
FUGA SUP

UNIFORM OR REG



51 JUL 14 1975

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Minneapolis, Minnesota

June 24, 1975

In Reply, Please Refer to  
File No.

RUSSELL CHARLES MEANS-

LIEUTENANT [REDACTED] BUREAU  
OF INDIAN AFFAIRS - [REDACTED]

b6  
b7c

[REDACTED] is made to report of Special Agent  
[REDACTED] dated June 13, 1975, captioned as above.

By letter dated June 17, 1975, Dr. [REDACTED]  
[REDACTED], Mountain States Regional Office,  
U. S. Commission on Civil Rights, Suite 216, 1726 Champa  
Street, Denver, Colorado, requested the Minneapolis,  
Minnesota Office of the Federal Bureau of Investigation  
to provide her with copies of all reports regarding in-  
vestigation connected with the shooting of Russell Means  
at Cannon Ball, North Dakota on [REDACTED]

By letter dated June 24, 1975, Dr. [REDACTED] was  
informed by the Minneapolis Office of the FBI that copies  
of the report regarding the investigation of the above  
incident were furnished to United States Attorney, Sioux  
Falls, South Dakota and to the Office of Indian Rights,  
Civil Rights Division, U. S. Department of Justice, and  
that she should contact the U. S. Department of Justice  
regarding this matter.

\*\*\*\*\*

This document contains neither recommendations nor  
conclusions of the FBI. It is the property of the FBI and is  
loaned to your agency; it and its contents are not to be  
distributed outside your agency.

89-3220-7  
ENCLOSURE

# MESSAGE RELAY

 Transmit in ☒ Plaintext  
☐ Code

Via Teletype the Attached

☐ Immediate  
☐ Urgent  
☒ Nitel

Message

Date

6-8-75

From: Director, FBI

To: SACs:

To: Legats:

To: RUEADWW/ ☐ The President☐ The Vice President☐ White House Situation Room☐ Attn:☐ Attn:RUEBWJA/ ☐ Attorney General☒ Deputy Attorney General☒ Attn: Analysis and Evaluation UnitRUEBWJA/ ☐ Assistant Attorney General, Civil Rights DivisionRUEBWJA/ ☒ Assistant Attorney General, Criminal Division☒ Attn: Internal Security Section☒ Attn: General Crimes SectionRUEABND/ ☐ Drug Enforcement AdministrationRUEANAT/ ☐ National Aeronautics & Space Adm.RUEBWJA/ ☐ Immigration and Naturalization ServiceRUEOIAA/ ☐ National Security Agency

(DIRNSA/NSOC (Attn: SOO))

RUEBWJA/ ☒ U. S. Marshal's ServiceRUEBDUA/ ☐ Department of the Air Force (AFOSI)RUEOLKN/ ☐ Naval Investigative ServiceRUEACSI/ ☐ Department of the ArmyRUEAUSA/ ☐ U. S. Postal Service (if Classified)

(Use RUEVDFS if Unclassified)

RUEAIIA/ ☐ Director, CIARUEHSE/ ☒ U. S. Secret Service (PID)RUEBJGA/ ☐ Commandant, U. S. Coast GuardRUEHOC/ ☐ Secretary of StateRUEKJCS/ ☐ Director, Defense Intelligence AgencyRUEBJGA/ ☐ Department of TransportationRHEGGTN/ ☐ Energy Research and Development  
Administration

Attn: Director of Security

RUEOGBA/ ☐ Federal Aviation Administration

REC-105

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTIONJUN 8 1975  
3400  
TELETYPE
 Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.:  
 Adm. \_\_\_\_\_  
 Comp. Syst. \_\_\_\_\_  
 Ext. Affairs \_\_\_\_\_  
 Files & Com. \_\_\_\_\_  
 Gen. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Inspection \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Eval. \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director Sec'y \_\_\_\_\_

Classification:

☐ Top Secret  
☐ Secret  
☐ Confidential  
☐ Unclassified

Subject (Text begins next page):

Foreign Liaison Unit

☐ Route through for review  
☐ Cleared telephonically  
 with \_\_\_\_\_
JUN 12 1975  
JUN 11 1975MAIL ROOM ☐TELETYPE UNIT ☐

## FEDERAL BUREAU OF INVESTIGATION

|                                                     |                                 |                                 |                                          |
|-----------------------------------------------------|---------------------------------|---------------------------------|------------------------------------------|
| REPORTING OFFICE<br>MINNEAPOLIS                     | OFFICE OF ORIGIN<br>MINNEAPOLIS | DATE<br>7/11/75                 | INVESTIGATIVE PERIOD<br>6/11/75 - 7/1/75 |
| TITLE OF CASE<br>RUSSELL CHARLES MEANS              |                                 | REPORT MADE BY<br>SA [REDACTED] | TYPED BY<br>jnc                          |
| [REDACTED] BUREAU OF INDIAN<br>AFFAIRS - [REDACTED] |                                 | CHARACTER OF CASE<br>AFB        |                                          |

b6  
b7C

## REFERENCE:

Minneapolis report of SA [REDACTED] 6/13/75;  
Minneapolis teletype to the Bureau, 6/13/75; Minneapolis letter to  
the Bureau, 6/24/75.

- P -

LEAD

MINNEAPOLIS

AT SIOUX FALLS, NORTH DAKOTA

Follow and report prosecutive action in U.S. District  
Court.

| ACCOMPLISHMENTS CLAIMED |      |       |         | <input checked="" type="checkbox"/> NONE | ACQUIT-<br>TALS | CASE HAS BEEN:                                                                                                                                                                                          |
|-------------------------|------|-------|---------|------------------------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| CONVIC.                 | FUG. | FINES | SAVINGS | RECOVERIES                               |                 |                                                                                                                                                                                                         |
|                         |      |       |         |                                          |                 | PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |

APPROVED *WAm* SPECIAL AGENT  
IN CHARGE

DO NOT WRITE IN SPACES BELOW

## COPIES MADE:

- 3 - Bureau (89-3220)
- 1 - USA, Fargo, North Dakota
- 1 - USA, Sioux Falls, South Dakota
- 2 - Minneapolis (89-231)

89-3220-9 REC-16

14 JUL 22 1975

EX-105

| Dissemination Record of Att |               | Notations                                                 |
|-----------------------------|---------------|-----------------------------------------------------------|
| Agency                      | Request Recd. |                                                           |
| 1-5200-1-                   | (205)         | <del>UNIFORMS ON FILE</del><br><del>DATA PROCESSING</del> |
| Date Fwd.                   | 8-1-75        |                                                           |
| How Fwd.                    |               |                                                           |
| By                          | RS:dk         |                                                           |

58 AUG 4 1975

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of: [REDACTED]  
Date: July 11, 1975

Office: Minneapolis, Minnesota

b6  
b7C

Field Office File #: 89-231

Bureau File #: 89-3220

Title:

RUSSELL CHARLES MEANS

LIEUTENANT [REDACTED]  
BUREAU OF INDIAN AFFAIRS - [REDACTED]

Character:

ASSAULTING A FEDERAL OFFICER

Synopsis:

Witnesses [REDACTED] Twin Buttes, North Dakota, and [REDACTED] Bismarck, North Dakota, interviewed and results set forth. Efforts to interview witnesses [REDACTED] and [REDACTED] [REDACTED] negative. BIA investigation set forth. Preliminary hearing scheduled for 7/10/75, before U.S. Magistrate, Bismarck. RUSSELL CHARLES MEANS bound over for trial on North Dakota state charges of "Aggravated Assault and Battery." Tribal charges against MEANS and [REDACTED] [REDACTED] postponed indefinitely at Fort Yates, North Dakota. ARMED AND DANGEROUS.

- P -

|      | <u>TABLE OF CONTENTS</u>                 | <u>PAGE</u> |           |
|------|------------------------------------------|-------------|-----------|
| I.   | <u>WITNESS INTERVIEWS</u>                | 3           |           |
| 1.   | [REDACTED] Twin Buttes,<br>North Dakota. | 4-7         | b6<br>b7C |
| 2.   | [REDACTED] Bismarck,<br>North Dakota.    | 8-13        |           |
| 3.   | Negative attempts to interview:          | 14-15       |           |
|      | a) [REDACTED]                            |             |           |
|      | b) [REDACTED]                            |             |           |
|      | c) [REDACTED]                            |             |           |
|      | d) [REDACTED]                            |             |           |
| II.  | <u>BIA INVESTIGATION</u>                 | 16-28       |           |
| III. | <u>PROSECUTIVE ACTION</u>                | 29-30*      |           |
|      | 1. Federal                               |             |           |
|      | 2. State                                 |             |           |
|      | 3. Tribal                                |             |           |

MP 89-231

DETAILS:

I. WITNESS INTERVIEWS

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/16/75

[redacted] also known as [redacted] was interviewed at the police department at Twin Buttes, North Dakota, in the presence of Bureau of Indian Affairs (BIA) Police Officer [redacted]. [redacted] stated that she is an American Indian, female, born [redacted] just completed the eleventh grade, and lives with her parents, [redacted] and [redacted] in Twin Buttes.

b6  
b7c

She advised that on the night of June 6, 1975, she attended a pow wow and dance at Twin Buttes, which was also attended by RUSSELL MEANS and several of his friends. At about 2:00 or 2:00 a.m., on [redacted] when the dance was over, [redacted] left Twin Buttes with her sister [redacted] and [redacted] in [redacted] black 1964 Ford. To the best of [redacted] recollection, there were three cars that left Twin Buttes together, that morning, and they were a green car, driven by RUSSELL MEANS and another car, driven by RUSSELL MEANS' [redacted] name unknown, in addition to [redacted] car.

They all drove to Bismarck, North Dakota, where they stayed, for a short time, at RUSSELL MEANS' house. Another man, name unknown, and driving a green pickup truck, arrived at the MEANS house. A short time later, the group, consisting of the pickup and three or possibly four cars left Bismarck, for Fort Yates, North Dakota. En route, the group stopped at Huff, North Dakota, where they went into a bar and played pool. RUSSELL MEANS and most of the others were in the bar. From there, the group drove to Fort Rice, North Dakota, where they got gas and then went to a bar. [redacted] slept in the car most of the time they were there, although she did go inside, for a short time. She stated that there was a fight inside the bar at Fort Rice, but she could not say who was involved in it.

Interviewed on 6/11/75 at Twin Buttes, North Dakota File # MP 89-231

by SA [redacted] Date dictated 6/16/75

From Fort Rice, the group drove their vehicles toward Fort Yates, but just after crossing the bridge onto the reservation, they all stopped along the road, so that the girls could go to the bathroom. [redacted] stated that there were some beers in the car she was in during the period of time, but those in her car were not drinking. She could not say what they were doing in the other cars, although she was sure that they did have beer.

b6  
b7c

While they were parked alongside the road, a white BIA Police car with red and yellow lights on top, drove by a time or two. The lights were not flashing, and [redacted] could not recall if the car was otherwise marked, but everyone knew that it was a police car. One of the cars and the pickup truck were drag racing just before the police car had driven past them. The police car stopped at an approach, a little ways down the road and waited until the group was leaving in their cars for Fort Yates. The police car stopped by the pickup truck and the police officer was talking to the occupants.

[redacted] observed RUSSELL MEANS and [redacted] walk up to the police car. [redacted] had been riding in the same car with RUSSELL MEANS. The police officer, who was driving, was in uniform, but the young man with him was not in any kind of a uniform.

[redacted] could not hear the conversation between the men, but she saw [redacted] and RUSSELL MEANS talking to the police officer. [redacted] The younger man, with Officer [redacted] was [redacted] and he stayed on the passenger side of the car, while [redacted] talked to [redacted] and RUSSELL MEANS, towards the front, on the driver's side of the car. She saw RUSSELL MEANS walk over to [redacted] side of the car and talked with him. [redacted] started to go around the front of the car, to where RUSSELL MEANS was, when [redacted] grabbed his arm and [redacted] went down to the ground". [redacted] saw [redacted] holding his head with his hands, but could not say whether [redacted] had hit him on the head or if he had hit his head on the pavement, when he went down. She recalled that [redacted] had his hand gun in his hand, before [redacted] had started to walk away from him. She did not see if [redacted] hit

[redacted] on the head with his gun or not. She did not see any blows, but only saw [redacted] grab [redacted] arm and put him down. This incident happened in front of the police car, on the driver's side.

b6  
b7c

[redacted] rolled over in the direction of RUSSELL MEANS, who was near the front of the car, on the right side. At about that time, [redacted] got a big gun, that looked like a rifle, out from the car and held it on the group that was watching, in order to keep them from interfering. RUSSELL MEANS bent over [redacted] to help him up. It then appeared to [redacted] that [redacted] had RUSSELL MEANS by the hair and then she saw RUSSELL MEANS go down to the ground, in front of the police car and [redacted] said that it did not appear that RUSSELL MEANS and [redacted] were fighting, and she could not say, with certainty, what made RUSSELL MEANS go down to the ground.

[redacted] looked away from the struggle momentarily and then she heard a gun shot. She did not see who fired the shot, but is sure that it was [redacted] who had the hand gun in his hand. RUSSELL MEANS clutched himself low on his back or upper buttocks and fell to the ground. [redacted] was still holding the big gun on those standing by the cars.

[redacted] observed the incident just described from her sister's [redacted] car, which was parked behind RUSSELL MEANS' car, as well as across the road and in front of the police car. Those who were outside, observing the struggle, were standing on both sides of RUSSELL MEANS' car, across the road from the police car. [redacted] was in the right side of the back seat of her sister's car, which would have been on the side away from the police car. Seated to her left, in the back seat, was [redacted] [redacted] was in the passenger's side of the car, while [redacted] was in the driver's seat. All four of them stayed inside the car, during the entire incident.

MP 89-231

When the gun went off, [redacted] screamed and turned away from the struggle. When she looked back, she saw [redacted] and RUSSELL MEANS getting into the police car and then she saw [redacted] and [redacted] get into the car and drive off towards Fort Yates. The other cars followed the police car for a while, until they were stopped by a number of other police cars. [redacted] and the others were then put into police cars, while police officers drove their cars to Fort Yates. [redacted] and her associates were put in jail at Fort Yates, from about 5:00 a.m. to 11:00 a.m. the next morning, at which time they were released.

[redacted] advised that her sister [redacted] is employed at United Tribes Training Center and resides at [redacted] Avenue, in Bismarck. Her roommate is [redacted] (last name unknown).

[redacted] was last known to be staying in Bismarck with [redacted] and [redacted]. He is unemployed.

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/18/75

[redacted] also known as [redacted] was interviewed at the [redacted] residence, apartment [redacted] Avenue South, Bismarck. [redacted] advised that he is staying with the [redacted] for a few days, but will soon be going back to live with his aunt, [redacted] who resides in the community of Twin Buttes, North Dakota. In about July, [redacted] plans to return to his parent's residence. They are Mr. and Mrs. [redacted] Blaine, Minnesota.

b6  
b7C

[redacted] advised that on the night of June 6, 1975, he attended a pow wow and dance at Twin Buttes, with his girlfriend, [redacted] whose real name is [redacted]. They went to the pow wow with [redacted] sister, [redacted] and her boyfriend, [redacted]. [redacted] stated that he is not affiliated with the American Indian Movement (AIM), but he found out that they were going to an AIM dance. [redacted] also said to him "we're with AIM". RUSSELL MEANS and several of his associates were at the dance.

At about 3:00 a.m. CT (Central Time), [redacted] the [redacted] girls and [redacted] left the dance in [redacted] black 1964 Ford. [redacted] was driving and they traveled from Twin Buttes to Richardton, North Dakota, with RUSSELL MEANS and some friends, who were in two other cars. [redacted] recalled that RUSSELL MEANS was in a blueish green car, with [redacted]. Also there was a dark blue Maverick, occupied by two girls, names unknown. There may have been others in the cars, but [redacted] could not say who they might have been.

In Richardton, MEANS and [redacted] called a police officer and had him open a gas station for them. They gassed up their cars and left Richardton at about 4:30 a.m. (CT). The three cars traveled on I-94 to Bismarck, North Dakota, where they went to RUSSELL MEANS's house which is located on about 10th Street, next to a

Interviewed on 6/12/75 at Bismarck, North Dakota File # NP 89-231

by SA [redacted] Date dictated 6/12/75

trailer court. Upon their arrival there, [redacted] and [redacted] slept in their car, while [redacted] and [redacted] went inside the house. They slept and subsequently ate some food in their car, where they remained until about 11:00 a.m. CT. At about that time, a big Indian male, [redacted] (last name unknown) came to the MEANS house in his red and white Chevrolet pickup, with a storage box built into the bed. [redacted] and [redacted] got into the car and told [redacted] that they were going to [redacted] place in Cannon Ball, for a barbeque steak cookout. The three cars previously described, plus [redacted] pickup, traveled in caravan fashion, towards Cannon Ball.

b6  
b7C

The first stop they made along the road was at a bar, which was in a pink building, in Huff, North Dakota. [redacted] and the [redacted] girls stayed in the car, outside, because they were under 21, but all of the others, including RUSSELL MEANS, went inside. [redacted] and the girls did go inside the bar for about five minutes, but they were not aware of any trouble there. They ate sandwiches in the car outside and then the group got on the road again and traveled approximately five miles to their next stop at Fort Rice, North Dakota.

The car [redacted] was in, arrived at Fort Rice before any of the others. They gassed the car up in Fort Rice and then waited for the others. [redacted] pickup truck ran out of gas between Huff and Fort Rice, and so the others pushed the pickup to Fort Rice, where they all gassed up. They were at a gas station with a grocery store attached on the north end of town. Then they all went to a bar, which is located at the other end of town, in Fort Rice. Everyone went inside the bar, except [redacted] the [redacted] girls and [redacted]. Before going inside the bar, [redacted] took a .30-.30 rifle from the rack, inside his pickup truck and unloaded it beside the vehicle [redacted] heard that [redacted] was taking the rifle inside the bar in an attempt to hock it. [redacted] observed [redacted] carry the rifle, which was apparently empty, into the bar. [redacted] maintained that he and the [redacted] girls did not go into

the bar, but he did say that [ ] may have gone inside for a few minutes. A short time later, the group came outside from the bar and they were carrying about three cases of beer. [ ] was carrying the gun out and he put it back on the rack in his truck. There was no mention of a fight in the bar and [ ] was not aware of any trouble there. They split the beer up between the cars and again went on their way towards Cannon Ball.

b6  
b7C

[ ] stated that there were four or possibly five cars that traveled from Bismarck on route to Cannon Ball, in the caravan he has been describing. The same four persons, including himself, were in the black 1964 Ford. The two girls, whose names he could not recall, and who had traveled with them from Twin Buttes, were still in the groups. RUSSELL MEANS, [ ] and [ ] were in the other car that had come from Twin Buttes. [ ] (last name unknown), his girlfriend and child were in the pickup truck. [ ] was the only one in the group that [ ] thought may have been drunk, during the trip. He said that there might have been another car, but he could not think of the car or who might have been in it.

The caravan left Fort Rice, with the [ ] car leaving first and the others following. The cars proceeded to pass each other several times, as they traveled and finally they crossed the bridge, over the Cannon Ball river and pulled into a roadside area, just on the other side of the bridge. At that point, the lead car was the pickup truck, then the MEANS car, the [ ] car and the car with the two girls. [ ] parked the car a little ways away from the place where the other cars were parked and then he got out and went over to the rest of the group, where they were drinking. [ ] and the [ ] girls stayed in the parked car, where they remained for about ten or fifteen minutes.

[redacted] observed a white Bureau of Indian Affairs (BIA) police car, with a red light on top, patrolling the road on the opposite side of the park. At about that time, [redacted] took his pickup truck and [redacted] raced (drag) along the road in the direction of Cannon Ball. [redacted] turned around on an approach to the highway and headed back to the group. The pickup backed into an approach and, about that time, the police car passed the group and went to the top of the rise, where the pickup truck was. The police car pulled alongside the pickup truck and the police officer inside talked briefly to [redacted] in the pickup truck. The police car remained beside the pickup truck for about one or one and a half minutes and then drove off in the direction of Cannon Ball. At about the same time, all of the other cars in the group were driven to the top of the rise to find out what the policeman had wanted. By the time these cars got to the road from the roadside area, the police car was leaving. The police car went a short distance and then turned around and came back towards the group. As the police car approached, RUSSELL MEANS and [redacted] walked out into the road and stopped the police car. The police officer, who was in uniform, got out from behind the steering wheel and talked to the two men. [redacted] who was riding in the passenger side of the front seat with the police officer, and who [redacted] subsequently learned was the [redacted] remained seated, although the door was open and his legs were outside. [redacted] observed the police officer unstrap over his gun as he got out of the car.

RUSSELL MEANS and [redacted] talked to the police officer for a time near the front of the car, by the left headlight. [redacted] then walked over to the right side of the car and was talking to the [redacted] while standing near the right headlight. [redacted] could not hear the conversation, but said that there did not appear to be any kind of an argument going on.

The police officer went over to [redacted] grabbed him by his hair, from the front, on both sides, and shook him to the ground. [redacted] went down and

the police officer still had him by the hair. RUSSELL MEANS went over to [redacted] to help. The police officer, who was still holding [redacted] down by the hair, grabbed RUSSELL MEANS by the scruff of his neck and put him down on the ground. The police officer's gun was still in its holster. [redacted] observed RUSSELL MEANS start to get up, while [redacted] was still on the ground on his knees. At that point, [redacted] looked away towards [redacted] and then he heard a shot. He looked up and saw RUSSELL MEANS grab the rear of his back, on the left side, high on his buttocks and go down to the ground. The police [redacted] had pulled a shotgun out of the car at about that time and was covering the others, who were across the street, by the rest of the cars, watching. The police officer then picked up RUSSELL MEANS from the ground, by the back of his belt, held [redacted] by his shoulder, and put them both into the back of the squad car. The police officer and [redacted] then both jumped into the car, turned around, and drove off with his red light flashing and at a high rate of speed.

b6  
b7C

All of the vehicles that had been parked by the scene of the incident just described then proceeded to follow and keep up with the police car. The car that the MEANS [redacted] had been in was the only one between the police car and the car in which [redacted] was riding. [redacted] could not say if the MEANS car bumped the police car or not, but he did know that the car he was in, bumped the MEANS car at least once. [redacted] was driving the MEANS car, while [redacted] was driving the car in which [redacted] was riding.

As they traveled, they passed several police cars. The police cars turned around, caught the procession, and stopped all of the cars, except the police car. The occupants were ordered out of the cars, were spread against the cars and searched, and then were placed in squad cars. The [redacted] girls and [redacted] were put in one car, while [redacted] and [redacted] were put in another. [redacted] tried to get into the police car with his [redacted] and the [redacted] girls, but the police told him to go home, and would not take him with them. Somehow, the girls who

had been driving the other car in the procession, had gotten away. With the police driving both the police cars and the other cars that had been in the procession, the group proceeded to the jail at Fort Yates. When they arrived there, [redacted] was already in a cell and was drunk. [redacted] came into the jail, as [redacted] arrived and he was shouting "get [redacted] to a hospital". He was swinging at the officers, so he was arrested. There was no other trouble at the jail.

b6  
b7C

[redacted] recalled that he was put in jail at about 4:45 p.m. and remained there until 11:30 a.m. the next morning. At 7:30 p.m. on the night of [redacted] RUSSELL MEANS was transferred from the jail to the hospital. To the best of [redacted] knowledge, this was the first time that RUSSELL MEANS asked to be taken to a hospital and his request was honored. He recalled that RUSSELL MEANS' hair was in a ponytail throughout the day, just described.

[redacted] stated that he did not know where [redacted] could be contacted. He said that [redacted] was living at Johnny Ruth Villa, apartment [redacted] telephone [redacted] and she was working at United Tribes Training Center, telephone 225-3285, extensions 285 and 286.

[redacted] stated that he is an American Indian male, born [redacted] Selective Service Number [redacted]

On June 12, 1975 and June 13, 1975, efforts were made to locate [redacted] and other witnesses to the incidents involving RUSSELL MEANS on [redacted] with negative results.

On June 13, 1975, [redacted] was telephonically contacted by Special Agent [redacted] at her place of employment, the United Tribes Training Center. During that conversation, Miss [redacted] stated that she did not want to talk with Agents or anyone else about what she had observed on [redacted]. She said that she had given her story to RUSSELL MEANS' attorney, [redacted] and she was told by him that she did not have to speak to anyone else.

On the same date, [redacted] an attorney, appointed by the court to represent RUSSELL MEANS, was telephonically contacted at his office, in the United Tribes Training Center, at Bismarck. Mr. [redacted] was advised that difficulty was being encountered in locating witnesses to the [redacted] incidents, involving RUSSELL MEANS, for purpose of interview. It was suggested that if he is in contact with any of those witnesses, and if they desire to make a statement to the FBI, that opportunity would be afforded them. Mr. [redacted] stated that he had spoken with [redacted] and [redacted] and, because he felt that they might be subject to prosecution, he had suggested that they not submit to interviews with law enforcement officials until they had conferred with their attorney. Mr. [redacted] said that he was not representing those two men. He had also spoken with [redacted] and, when she asked if she had to tell her story to law enforcement officials, he told her that she did not. Mr. [redacted] said that he is in regular contact with [redacted] but, because he is a close friend of RUSSELL MEANS, he did not think that [redacted] would want to submit to interview. He said that he would advise both [redacted] and [redacted] that they could make a statement to the FBI, that same day, if they so desired.

MD 89-231

[redacted] dkp

(2)

b6  
b7C

Mr. [redacted] assured that he had no information as to the whereabouts of [redacted]. He added that if any further warrants were forthcoming in this case, it might be advisable to allow him to contact the subjects of the warrants, so that he could ask them to surrender themselves to proper authorities. He was told that this information would be passed on to the Assistant U.S. Attorney handling the case.

On the same day, Assistant U.S. Attorney [redacted] was advised of the specifics of the conversation with Mr. [redacted].

MP 89-231

## II. BIA INVESTIGATION

MP 89-231

AT BISMARCK, NORTH DAKOTA

On June 13, 1975 [redacted], Agency Special Officer, Bureau of Indian Affairs (BIA), Standing Rock Indian Reservation, Agency Headquarters at Fort Yates, North Dakota, submitted to the Federal Bureau of Investigation (FBI) a copy of the Bureau of Indian Affairs report concerning the matter entitled "United States versus RUSSELL MEANS and [redacted] [redacted] The report read as follows:

b6  
b7c

SUMMARY: This report relates to a violation of [redacted]

b6  
b7C

[redacted] by RUSSELL MEANS, an adult male Indian, and an enrolled member of the Oglala Sioux Tribe of Indians, Pine Ridge, South Dakota, and [redacted] [redacted] an adult male Indian, and an enrolled member of the Rosebud Sioux Tribe of Indians, Rosebud, South Dakota, who did, on or about [redacted] by attempting to [redacted] a Bureau of Indian Affairs Police Officer, and said offense did occur on Highway 1806 within the exterior boundaries of the Standing Rock Sioux Indian Reservation, Sioux County, northwest of Cannonball, North Dakota.

FACTS: On [redacted] at 3:42 p.m., a radio message was received from the Morton County Sheriff's office, Mandan, North Dakota, that RUSSELL MEANS and a group of Indians had assaulted two persons at Fort Rice, North Dakota, which is in Morton County. The identity of the victims were not given.

b6  
b7C

At 3:52 p.m., Lt. [redacted] observed the subjects at the Cannonball river. [redacted] states there was a pickup and three vehicles. Lt. [redacted] advises that [redacted] was with him, so Lt. [redacted] him to assist him.

At 4:31 p.m., Lt. [redacted] was stopped by RUSSELL MEANS, who was standing in the middle of the highway, south of the [redacted] residence in Sioux County. Lt. [redacted] got out of the vehicle and MEANS asked [redacted] what he wanted. [redacted] stated, "Nothing, what do you want?"

[redacted] said to Lt. [redacted] "We don't want you harassing us." Lt. [redacted] advised, "I'm not harassing you. If I was harassing you, I'd be over checking you out." RUSSELL MEANS said, "Check me out then." [redacted] replied, "I have no reason to check you out." MEANS was standing in front of the police vehicle. MEANS then asked [redacted] "Who are you?" [redacted] replied, "I'm [redacted]." MEANS said, "You're a tough son of a bitch."

[redacted] then started moving toward [redacted] so Lt. [redacted] grabbed him and [redacted] resisted, so Lt. [redacted] said, "You're under arrest." RUSSELL MEANS started toward Lt. [redacted] so Lt. [redacted] stated, "You're under arrest too."

FACTS CONT'D: Lt. [ ] advises others in the party began to surround him, as [ ] was hanging on to [ ]. Lt. [ ] drew his revolver, and Lt. [ ] threw RUSSELL MEANS down, and in doing so, his gun discharged. The bullet ricocheted off the black top road and the bullet struck RUSSELL MEANS in the buttock. Lt. [ ] advises MEANS wouldn't get in the police unit, so [ ] picked MEANS up and put him in the vehicle. [ ] held the rest of the group off with a riot gun and they dispersed. Lt. [ ] advises the group then followed him to Fort Yates.

b6  
b7C

At 5:00 p.m., RUSSELL MEANS refused medical assistance from Dr. [ ] at the Indian Health Service Hospital in Fort Yates, North Dakota. MEANS stated he would receive treatment from his medicine man, stating to Dr. [ ] that he knew his rights and could not be compelled to receive medical treatment.

Special Officer [ ] then instructed Lt. [ ] to lodge the subject in jail.

At 5:10 p.m., Special Officer [ ] telephonically advised Special Agent [ ] Federal Bureau of Investigation, Bismarck, North Dakota of the offense.

At 5:15 p.m., HARLEY ZEPHIER, Area Director, Bureau of Indian Affairs, Aberdeen, South Dakota, was telephonically advised of the facts by Special Officer [ ] and [ ].

At 9:50 p.m., on [redacted] [redacted] an adult male Indian, appeared at the Fort Yates Police Department and advised Agency Special Officer [redacted] that RUSSELL MEANS wanted to see [redacted] at the hospital.

b6  
b7C

While [redacted] was at the Public Health Service Hospital in Fort Yates, MEANS advised that he did not want any trouble at Fort Yates, since he planned on making this his home. MEANS stated he would like to know what authority [redacted] had. MEANS stated that he [redacted] [redacted] of the Bureau of Indian Affairs officer, is the one that shot him. MEANS was advised that this would be checked out.

MEANS also stated that he did not want to press charges against [redacted] [redacted], that he had already shook hands with [redacted]

MEANS also wanted to know what charges were against him, his brother and the others involved. Also stated that he was not at Fort Rice and that someone must have been using his name. MEANS was told that this would all be checked out.

On June 9, 1975 MELVIN WHITE EAGLE, Tribal Chairman, Standing Rock Tribal Council, advised Agency Special Officer [redacted] that [redacted] had reported to him that Officer [redacted] shot RUSSEL MEANS.

b6  
b7C

[redacted] advised on June 9, 1975 that, while at the [redacted] residence, he heard two shots. This statement was made in the Tribal Chairman's office in the presence of Chairman WHITE EAGLE and Mrs. SHIRLEY PLUME, Superintendent of the Standing Rock Agency.

At 1:10 p.m. on June 11, 1975, [redacted] informed Officers [redacted] and [redacted] that he heard four shots while he was walking near his corral, and that [redacted] was with him.

[redacted] advises he also heard tires squealing, and made a comment to [redacted] "What are they doing, having a drag race?" [redacted] stated the shot sounded muffled.

AT FORT YATES, NO. DAK.

06-11-75 11:50 AM

[redacted] 45-year-old male Indian, enrolled on the Standing Rock Sioux Reservation, and Lt. of Police with the Standing Rock Police Department at Fort Yates, North Dakota, furnished the following statement.

Officer [redacted] advised that on [redacted] he entered on duty at 3:30 p.m. He checked the Cannonball area, picked up [redacted] who is a [redacted] at the Standing Rock Police Department, to take him to work at police headquarters, as Officer [redacted] was going to Fort Yates to gas up his unit and for police business.

At this time, [redacted] intercepted a radio message between the Fort Yates Police Department and the Morton County Sheriff's Office, advising of an incident at the Fort Rice Bar involving A.I.M. members with rifles.

[redacted] responded to the call by advising headquarters he would keep [redacted] with him until police assistance arrived from Fort Yates to assist with checking out the report.

Officer [redacted] then [redacted] and proceeded north on Highway 1806 to check on the whereabouts of subjects involved in incident at Fort Rice. [redacted] observed a party of persons on the south side of the Cannonball river, on the west side of the highway, which consisted of three cars and one pickup. [redacted] then called police headquarters, advising of the party believed to be subjects in the Fort Rice incident.

b6  
b7C

AT FORT YATES, NO. DAK.

06-11-75

[ ] drove east along the Cannonball river about one half mile, turned around and got back on Highway 1806 and headed south. [ ] advises he then parked at the [ ] turn off. A few minutes later, Sheriff KENNETH SNIDER came by and told [ ] that there was nobody at the Cannonball river bridge. [ ] again called police headquarters and advised of the Sheriff's report, and that he would continue to check for subjects.

b6  
b7c

As [ ] approached the Cannonball river bridge, he observed the same vehicles. Police headquarters was notified of this. [ ] then turned east on the river road and drove about 1/4 mile and turned around. At this time, Officer [ ] observed a green pickup heading south on Highway 1806 at a high rate speed. Other vehicles with the party were parked west of the highway. The green car spun around at [ ] residence, turned off and faced north on Highway 1806. The pickup turned around on [ ] approach and parked there.

[ ] proceeded south on Highway 1806, and then noticed the pickup belonged to and was driven by [ ] stopped beside the pickup and asked him, "How is everything?" [ ] stated "Some white guy drew a rifle on us at the Fort Rice bar, and some great big white guy was standing in there and he looked pretty big, so we got the hell out of there." [ ] advised [ ] that the big man probably was [ ] as he is pretty big and quite old. [ ] replied, "Yes, he looked quite old." [ ] then said, "I'll see you" and backed up.

AT FORT YATES, NO. DAK.

06-11-75

[ ] headed south and called headquarters to advise of his conversation with [ ] Officer [ ] was instructed by police headquarters to go back and find out from [ ] if he knew who was driving the other vehicles.

At this time, [ ] noticed the other cars coming south, so he turned into the approach on the east side of the road, backed around and proceeded north. At this time, all the vehicles were parked on the west side of the road. A subject in a red shirt and brown or black vest got out of one of the cars and ran across the road into the driving lane to stop the police vehicle Officer [ ] was driving. A second subject in a white T-shirt approached the police unit also, but did not get directly in front of the car.

b6  
b7C

[ ] advises he got out of his squad car and [ ] got out also and stood by his door on the right side. Officer [ ] walked toward the front of the car, and at this time, subject wearing the vest stood directly in front of the squad car. The other subject blocked [ ] approach, and subject with the vest asked [ ] what he wanted. [ ] stated that he didn't want anything and wanted to know what subject wanted. Subject wanted to know what [ ] was doing driving up and down the roads. [ ] informed subject that he is a police officer and this is his patrol district, and that he also patrols these roads. Subject then stated that this was his district also, and again wanted to know what [ ] was doing there.

Subject walked directly in front of Officer [ ] and demanded that he quit harrassing them. [ ] advised that he was not harrassing them, if he were, he would be down checking them out. Subject in the vest then said, "Check me out." [ ] replied that he had no reason to check him out, but if he did, he would be checked out.

AT FORT YATES, NO. DAK.

06-11-75

Subject then turned, walked toward [ ] and asked, "Who are you?" He was informed, [ ] Subject then moved directly in front of [ ] and said, "You're a tough son of a bitch, aren't you?" [ ] replied, "You God damn rights I am."

b6  
b7C

Subject in the white T shirt started towards the other subject and it appeared he was going to start something, so Officer [ ] grabbed him by the hair in the back of the head. Subject raised his hand to Officer [ ] and [ ] threw subject to the ground, picked him up and advised him he was under arrest. Subject in the vest came running back to help his partner. [ ] then drew his revolver and stepped to the east side of the road, still holding on to subject he arrested. At this time, another subject got out of the car nearest [ ] and subject in the vest started to scuffle with [ ] so [ ] grabbed subject on the left shoulder, in which hand he had his service revolver, threw the subject to the ground, and on retrieving his revolver, it accidentally discharged.

[ ] placed the subject under arrest, and subject didn't appear to be hurt bad. Officer [ ] stood him on his feet and helped both subjects into the back seat of the police car, while [ ] held off the remaining members of the party with a 12 ga. shotgun, as they were approaching Officer [ ]

[ ] advised headquarters of incident and proceeded south on Highway 1806 with flashing lights. [ ] glanced in his rear view mirror

AT FORT YATES, NO. DAK.

06-11-75

and observed the other vehicles following him, traveling at a speed 80 - 90 miles per hour. The green vehicle tail gated [ ] all the way, at times, bumper to bumper, until intercepted by other police vehicles from headquarters.

b6  
b7c

While enroute to Fort Yates, Officer [ ] discovered that subject who was shot was RUSSELL MEANS and advised police headquarters.

RUSSELL MEANS was taken directly to the Public Health Service Hospital, but refused to enter the hospital for treatment, stating he knew his rights and could not be forced to go inside for treatment. MEANS also stated that his medicine man would take care of him. Criminal Investigator [ ] Captain [ ] Officer [ ] and Dr. [ ] were waiting at the hospital when [ ] arrived with subjects.

After refusing treatment, RUSSELL MEANS was taken to the agency jail and lodged. Other subjects were taken from the police vehicle by Officers [ ] and [ ]

AT CANNONBALL, NO. DAK.

06-11-75 2:55 PM

[redacted] furnished the following information to [redacted]  
Special Officer, at the Public Health Clinic in Cannonball.

b6  
b7C

[redacted] states he was fixing fence on the hill by the [redacted]  
[redacted] residence of [redacted] with [redacted]  
[redacted] two boys, and a guy by the name of [redacted]

[redacted] states he saw [redacted] police car go down the hill by [redacted]  
then saw two cars come up the hill and turn around, they were both  
side by side on the road. [redacted] thought they were going to drag race.

[redacted] states he saw [redacted] police car come back up the hill to-  
ward the cars. Does not know if they stopped [redacted] or what, but he heard  
two sounds in succession, and believes they could have been a shot and an  
echo, or a car muffler. [redacted] states they were at the end of a ravine  
so he could have heard an echo.

[redacted] states he saw [redacted] lights on top of his police car come  
on and the police car started south. [redacted] states he then thought some-  
thing must have happened after he saw the lights on the police car.

[redacted] is a former police officer with about fifteen years  
experience.

MP 89-231 .

### III. PROSECUTIVE ACTION

PROSECUTION: FEDERAL

[redacted] voluntarily surrendered to the United States Marshal at Bismarck, North Dakota, during the evening of June 17, 1975, accompanied by [redacted] Council, United Tribes Employment Training Center, Bismarck, and was immediately afforded a hearing before U.S. Magistrate HARRY J. PEARCE. PEARCE released [redacted] on \$5,000 unsecured bond and appointed [redacted] Bismarck, as counsel. b6 b7C

The preliminary hearing in this matter was scheduled by U.S. Magistrate PEARCE for July 10, 1975, at 1:30 PM, at the Federal Building, Bismarck, North Dakota.

PROSECUTION: STATE

RUSSELL CHARLES MEANS was afforded a preliminary hearing before Judge WILLIAM ENGELTER of the Morton County Court of Increased Jurisdiction, Mandan, North Dakota, on June 26, 1975. He was bound over for trial in Morton County District Court on a charge of "Aggravated Assault and Battery," in violation of Section 12-26-10, North Dakota Century Code. Personal recognizance bond in the amount of \$25,000 was continued.

PROSECUTION: TRIBAL

[redacted] Criminal Investigator, Bureau of Indian Affairs (BIA), Fort Yates, North Dakota, stated on July 1, 1975, that the Tribal Court appearance for individuals charged with violation of the Tribal Code, Standing Rock Sioux Tribe, on June 7, 1975, including RUSSELL CHARLES MEANS and [redacted] has been postponed indefinitely.

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220) *[initials]*  
(ATTENTION: EXHIBITS SECTION)

DATE: 7/10/75

FROM : SAC, MINNEAPOLIS (89-231) (P)

SUBJECT: RUSSELL CHARLES MEANS:

LT. [redacted] BUREAU OF  
INDIAN AFFAIRS - [redacted]  
AFO

OO: MINNEAPOLIS

Re Minneapolis report of SA [redacted]  
6/13/75.

Enclosed for the Bureau are three pages of rough drafts of a diagram and code for the diagram as prepared by SA [redacted] and based on events which were involved in captioned offense.

Assistant U.S. Attorney (AUSA) [redacted] Bismarck, North Dakota, has requested that a diagram of these events be prepared by a draftsman for presentation as an exhibit in the trial of MEANS and [redacted]. Trial in this matter has not yet been scheduled. The Preliminary Hearing has been scheduled for 7/10/75 and presentation to the Federal Grand Jury will be 7/15/75.

It is requested that the enclosures be examined by the Exhibits Section and an enlarged diagram be prepared as an exhibit for trial. The rough draft notes may be returned to Minneapolis upon completion of the exhibit.

REC-43 89-3220-10

EX-117

5 JUL 14 1975

ENCLOSURE

- 2 - Bureau (Enc. 3)
- 2 - Minneapolis
- bmf
- (4)

*cc 2nd encl  
detached &  
ret. 1B22 &  
ml*

*[Handwritten signatures and initials]*



5010-110

4 AUG 6

197

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

INFORM REP. REP.

## FEDERAL BUREAU OF INVESTIGATION

|                                                                                                               |                                        |                                        |                                            |
|---------------------------------------------------------------------------------------------------------------|----------------------------------------|----------------------------------------|--------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                                                                        | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>8/21/75</b>                 | INVESTIGATIVE PERIOD<br><b>7/10-8/4/75</b> |
| TITLE OF CASE<br><b>RUSSELL CHARLES MEANS:</b><br><b>LT. [REDACTED] BUREAU OF INDIAN AFFAIRS - [REDACTED]</b> |                                        | REPORT MADE BY<br><b>SA [REDACTED]</b> | TYPED BY<br><b>jmf</b>                     |
|                                                                                                               |                                        | CHARACTER OF CASE<br><b>AFO</b>        |                                            |

b6  
b7cREFERENCE:

Minneapolis report of SA [REDACTED] 7/11/75;  
and Minneapolis letter to Bureau, 7/10/75.

- P -

LEADMINNEAPOLISAT BISMARCK, NORTH DAKOTA

Follow and report prosecutive action in U.S. District Court.

| ACCOMPLISHMENTS CLAIMED                                                                                                |              |       |         |            | <input checked="" type="checkbox"/> NONE                                | ACQUIT-<br>TALS | CASE HAS BEEN:<br><br>PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
|------------------------------------------------------------------------------------------------------------------------|--------------|-------|---------|------------|-------------------------------------------------------------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| CONVIC.                                                                                                                | FUG.         | FINES | SAVINGS | RECOVERIES |                                                                         |                 |                                                                                                                                                                                                                               |
|                                                                                                                        |              |       |         |            |                                                                         |                 |                                                                                                                                                                                                                               |
| APPROVED <i>[Signature]</i>                                                                                            |              |       |         |            | SPECIAL AGENT<br>IN CHARGE                                              |                 |                                                                                                                                                                                                                               |
| COPIES MADE:                                                                                                           |              |       |         |            | DO NOT WRITE IN SPACES BELOW                                            |                 |                                                                                                                                                                                                                               |
| ③ - Bureau (89-3220)<br>1 - USA, Fargo, North Dakota<br>1 - USA, Sioux Falls, South Dakota<br>2 - Minneapolis (89-231) |              |       |         |            | <b>89-3220-11</b><br><b>15 AUG 27 1975</b><br><b>REC 44</b>             |                 |                                                                                                                                                                                                                               |
| Dissemination Record of Attached Report                                                                                |              |       |         |            | Notations                                                               |                 |                                                                                                                                                                                                                               |
| Agency                                                                                                                 | 1-DAT 175200 |       |         |            | <i>[Signature]</i><br><b>UNIFORM CR. REP.</b><br><b>DATA PROCESSING</b> |                 |                                                                                                                                                                                                                               |
| Request Recd.                                                                                                          |              |       |         |            |                                                                         |                 |                                                                                                                                                                                                                               |
| Date Iwd.                                                                                                              | 9-18-75      |       |         |            |                                                                         |                 |                                                                                                                                                                                                                               |
| How Fwd.                                                                                                               |              |       |         |            |                                                                         |                 |                                                                                                                                                                                                                               |
| By                                                                                                                     | 725124       |       |         |            |                                                                         |                 |                                                                                                                                                                                                                               |

- A\* -  
COVER PAGE

70 SEP 15 1975

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of:

Date: August 21, 1975

Office: MINNEAPOLIS, MINNESOTA

b6  
b7c

Field Office File #: 89-231

Bureau File #: 89-3220

Title: RUSSELL CHARLES MEANS:

LIEUTENANT

BUREAU OF INDIAN AFFAIRS -

Character: ASSAULTING A FEDERAL OFFICER

Synopsis:

Statements of BIA Police Officers [redacted] and [redacted] Fort Yates, North Dakota, set forth. MEANS and [redacted] failed to appear for preliminary hearing on 7/10/75. Hearing continued until 7/18/75. MEANS and [redacted] indicted by FGJ, Fargo, North Dakota, 7/15/75, for violation Title 18, USC, Sections 111 and 1114. MEANS charged with Simple Assault in Municipal Court, Bismarck, North Dakota, 8/4/75. ARMED AND DANGEROUS.

- P -

TABLE OF CONTENTS

PAGE

I. BIA INVESTIGATION

3 - 10

1. Statement of [REDACTED] BIA Police Officer, Fort Yates, North Dakota.
2. Statement of [REDACTED] BIA Police Officer, Fort Yates, North Dakota.

b6  
b7c

II. PROSECUTIVE ACTION

11 - 12\*

1. Federal
  - a) Preliminary hearing, 7/10/75.
  - b) Indictment, 7/15/75.
  - c) Arraignment, 7/31/75.
2. Municipal Court, Bismarck, North Dakota

MP 89-231

By communication dated July 10, 1975, Mrs. [redacted]  
[redacted] General Clerk, Branch of Judicial, Prevention  
and Enforcement Services, Bureau of Indian Affairs (BIA),  
Fort Yates, North Dakota, submitted to the FBI a statement  
by [redacted] BIA Police Officer, dated [redacted]  
and a statement by [redacted] BIA Police Officer,  
furnished on June 13, 1975. Copies of these statements  
follow:

b6  
b7c

I, [redacted] Bureau of Indian Affairs Police Officer, furnish the following information concerning my duties on [redacted] between the hours of 4:00 p.m. and 6:00 p.m.

b6  
b7c

At 4:12 p.m. on [redacted] I checked into the police department for duty and until 4:25 p.m., I was getting my gear together and a vehicle to head south for the South Dakota area. At this time, I was advised by Captain [redacted] to stick around, as there had been some trouble at Fort Rice, North Dakota, and the Morton County Sheriff's office inquired as to how many units this department had available at this time.

At 4:27 p.m., Captain [redacted] instructed me to proceed to the Cannonball area with another officer. Officer [redacted] and I departed for Cannonball at about 4:28 p.m. Captain [redacted] informed that Lt. [redacted] may need assistance.

At this time, Sgt. [redacted] and [redacted] had knocked the muffler off their police unit, so we exchanged units, as [redacted] and I had been instructed to return to Fort Yates. As we were returning to Fort Yates, we heard a message by two-way radio that Lt. [redacted] had been shot. A second or so later, Lt. [redacted] was on the air, advising that it wasn't him, but RUSSELL MEANS who had been shot, and that he was shot accidentally.

The Fort Yates Police Department then advised to disregard on returning to Fort Yates and continue on to Cannonball. There was some traffic on the two-way radio, but we were unable to copy, due to the noise from our vehicle.

Lt. [redacted] was on the radio again, advising that some cars were following him and were following very close at a high rate of speed and that he was enroute to Fort Yates with two of the subjects. We were near [redacted] crossing, when Officer [redacted] cautioned us that all the vehicles were headed right in our direction. We stopped by mile post #24

south of [redacted] gate and we could then see Lt. [redacted] police unit come over the hill, followed by a green vehicle and then a black Ford and some other car which we could not identify, as smoke was pouring out from the engine of our unit and I was afraid we may have blown the engine.

We turned around and tried to catch up to the vehicles, but we couldn't get near until we started down cottonwood hill. At this time, Officer [redacted] was advising Officer [redacted] to slow down. The vehicles were finally stopped. I got out of my squad car and approached the black Ford and I could then identify the driver as [redacted]. I advised the subject to get out of his vehicle and that he was under arrest. Subject was then searched. As subject was about to get into the police vehicle, Officer [redacted] asked if I had searched another Indian male, my reply was "No". While in the police vehicle, [redacted] was also advised that he was arrested for failure to yield. I then searched the black Ford and found some beer on the front seat.

I drove the black Ford back to Fort Yates and the vehicle was parked at police headquarters. I was assisting other officers in lodging subjects when an unknown subject approached from the rear of the building and started shouting at the officers. I asked subject to leave twice, but he refused and stated he wasn't going to leave until they took [redacted] to the hospital. I asked the subject to leave again, he refused, and I then advised him he was under arrest for [redacted]. Subject started to resist and a scuffle ensued, so I used force by placing my arms under his arms and clasped my hands around the back of his neck. I then placed the subject in the male drunk tank and he was then identified as [redacted].

[redacted]

[redacted]

AT FORT YATES, NO. DAK.

06-13-75

I, [redacted] Bureau of Indian Affairs Police Officer, furnish the following information concerning my duties between the hours of 8:00 a.m. on [redacted] and 3:00 a.m. on June 8, 1975.

b6  
b7c

I was on patrol duty in McLaughlin, South Dakota, and at about 3:49 p.m. I was advised by Captain [redacted] thru the Radio Dispatcher, [redacted] to return to headquarters in Fort Yates to possibly assist Lt. [redacted] in Cannonball, as RUSSELL MEANS and unknown other Indian subjects assaulted two people in the Fort Rice bar, and were headed south on Highway 1806. I was also advised that the Morton County Sheriff's unit was enroute from Mandan south to check it out.

At 3:51 p.m., Officer [redacted] and I started back to the Fort Yates area. While enroute, we received another radio message from Captain [redacted] [redacted] advising to return to Fort Yates and to disregard on traffic. We arrived back at the Fort Yates Police Department at 4:12 p.m. and out of service.

At 4:28 p.m., Officer [redacted] and I checked out of the police department and were enroute north to the Sioux County line, and at 4:32 p.m., we exchanged police units with Officers [redacted] and [redacted] as the muffler had fallen off our unit, and Officers [redacted] and [redacted] were instructed to return to headquarters.

At 4:33 p.m., Officer [redacted] and I were again on the road, traveling north towards Cannonball. We received a report, by two-way radio, that Officer [redacted] had been shot. A few seconds later, Lt. [redacted] was on the radio, advising that he was not shot, but that it was RUSSELL MEANS who was shot accidentally.

AT FORT YATES, NO. DAK.

06-13-75

b6  
b7C

Lt. [ ] called the police department again at 4:34 p.m., requesting police assistance as two of the vehicles were following him at a high rate of speed. At 4:41 p.m., Lt. [ ] requested that police assistance be hurried, as the lead vehicle was tail gating him.

At 4:43 p.m., at [ ] crossing, we made contact with Lt. [ ] traveling at a high rate of speed with his emergency lights on, and a green 1965 Pontiac vehicle was bumper to bumper with Lt. [ ] police car. The driver of the green vehicle was an unknown male subject with an unknown female at his side.

A second vehicle was following about 10 - 15 feet behind the vehicle that was bumper to bumper with Officer [ ] unit. There were four occupants in the second vehicle and driver was [ ] driving a black 1964 Ford. At this time, I cautioned Officers [ ] and [ ] that [ ] was heading toward them.

[ ] and I then proceeded south to try to stop the vehicles from tail gating the police unit, and after chasing the vehicles for some distance, at 4:52 p.m., I advised [ ] to slow down, as subject's vehicle was now boxed in by three units. [ ] slowed his unit down to almost a complete stop and the green Pontiac then stopped. Officer [ ] and I got out of our unit, I opened subject's car door, advised subject to get out of the car, that he was under arrest.

Subject was leaning back in the car seat, and at this time he reached for the steering wheel or shift, so I warned him again that he was under arrest and started to reach for the shift and subject then grabbed my left wrist with his right hand. I grabbed subject by the right arm, forcing him out of his vehicle. Subject started to scuffle with me, so I used the

AT FORT YATES, NO. DAK.

06-13-75

necessary force to place him in the back seat of the police car. I then went to the other vehicle, a 1964 Ford, to assist Officer [redacted] as he had a subject under arrest and was about to put him in his unit. [redacted] advised he would drive subject's vehicle and Officer [redacted] then proceeded to headquarters with subjects in his unit.

b6  
b7C

As Officer [redacted] departed, an unknown male subject approached my police unit and attempted to open the back door. Subject came from a car parked a short distance up the road, but I did not see what car he got out of. This incident all took place near the Porcupine bridge. I told subject to leave, as this was none of his business, but subject tried to open the door again, so I pushed him away, and subject attempted a third time to open the door, I pushed him away again.

At this time, [redacted] approached the subject and called him [redacted] [redacted] started to take subject away and stated that they would get more guys and come to the jail.

Officer [redacted] and I then left the scene with three prisoners at 4:59 p.m. and arrived at police headquarters at 5:02 p.m. Subjects in my police unit were [redacted] and [redacted] and [redacted]. I asked the male subject his name as he got out of the police car and he replied, [redacted]

The female subjects were taken to the front part of the agency jail and Officer [redacted] and I searched the male subject. At this time, subject requested a receipt for personal items taken from him. Subject was furnished a copy of the receipt after signing it. Jailer [redacted] then locked subject in the male drunk tank.

AT FORT YATES, NO. DAK.

06-13-75

Officer [ ] and I then went to the front office to assist with lodging other subjects. At this time, the subject who had attempted to get into my police unit earlier near the Porcupine bridge entered the police department from the back door. Officer [ ] told subject to leave several times, as subject was yelling at the officers. Subject would not leave, so [ ] arrested him for [ ]. I assisted Officer [ ] to take subject to the male drunk tank to lodge him.

b6  
b7C

At 7:05 p.m., Officer [ ] and I were advised by Captain [ ] to transport RUSSELL MEANS to the Public Health Service Hospital for treatment. We remained at the hospital with MEANS until 7:39 p.m., when Dr. [ ] advised he would keep RUSSELL MEANS in the hospital for observation. I left Officer [ ] at the hospital with MEANS and returned to the police department.

I was back on routine patrol until 10:35 p.m., when I was advised by Criminal Investigator [ ] that he and I would escort the ambulance to transport RUSSELL MEANS to the hospital in Bismarck. We arrived at the St. Alexis Hospital in Bismarck at 11:33 p.m., where I assisted the ambulance driver to get MEANS out of the ambulance and into the hospital.

At 12:33 a.m. on June 8, 1975, we were back in service, returning to police headquarters and ended tour of duty at 3:00 a.m.



MP 89-231

II. PROSECUTIVE ACTION

The preliminary hearing in this matter was convened on July 10, 1975, by U.S. Magistrate HARRY J. PEARCE in the Federal Building at Bismarck, North Dakota. The defendants, RUSSELL CHARLES MEANS and [redacted] failed to appear. The preliminary hearing was rescheduled for July 18, 1975, at Bismarck.

b6  
b7C

The facts of this case were presented to the Federal Grand Jury at Fargo, North Dakota, by SA [redacted] on July 15, 1975. The Federal Grand Jury returned an indictment on that date charging RUSSELL CHARLES MEANS and [redacted] with violation of Title 18, United States Code, Sections 111 and 1114, as follows:

"That on or about [redacted] in the District of North Dakota, on the Standing Rock Sioux Indian Reservation, in Indian country, the defendants, RUSSELL CHARLES MEANS and [redacted] did wilfully and forcibly resist, oppose, impede and interfere with Lieutenant [redacted] an officer and employee of the Bureau of Indian Affairs, Department of Interior, stationed at the Standing Rock Sioux Indian Reservation, while said officer was engaged in the performance of his official duties."

The arraignment of RUSSELL CHARLES MEANS and [redacted] was held in United States District Court at Bismarck, North Dakota, on July 31, 1975, before Judge BRUCE M. VAN SICKLE. MEANS and [redacted] entered pleas of not guilty and bonds in the amount of \$5,000 unsecured personal recognizance were continued for both defendants.

On August 4, 1975, HARRY J. PEARCE, in his capacity as Municipal Judge, Bismarck, North Dakota, issued a warrant for the arrest of RUSSELL CHARLES MEANS for Simple Assault based on a complaint filed on August 4, 1975, by [redacted] Street, Bismarck, North Dakota. [redacted] alleged that RUSSELL CHARLES MEANS assaulted him on August 1, 1975, at Bismarck, by striking him several times.

FBI

Date: 3/15/76

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Precedence)TO: DIRECTOR, FBI (89-3220)  
(ATTENTION: EXHIBITS SECTION)

FROM: SAC, MINNEAPOLIS (89-231) (P)

SUBJECT: <sup>W&M/TS</sup> RUSSELL CHARLES MEANS:  
[redacted]LT. [redacted] BUREAU OF  
INDIAN AFFAIRS - [redacted]  
AFO  
OO: MINNEAPOLISb6  
b7C

Re Minneapolis letter to the Bureau, dated 7/10/75.

No record can be found at Minneapolis of a reply to referenced letter, which requested a diagram be prepared for the trial in this matter. Trial has now been scheduled for 4/6/76, in USDC, Fargo, North Dakota, having been transferred from Bismarck, North Dakota.

The Exhibits Section is requested to advise Minneapolis if an exhibit can be prepared as requested in time for trial 4/6/76. If not, it is requested that the rough draft notes submitted with referenced letter be returned immediately to Minneapolis.

*MP advised  
(SA ERNIE STRANMAN)  
3/12/76 that exhibit  
could be ready for  
trial by 3/24/76  
would be  
sent out  
possibly by  
Hansen & [unclear]  
if to [unclear]  
filing and [unclear]*

6 - Bureau  
[redacted] Minneapolis  
kam  
(4)

REC-83  
MAR 18 1976  
U.S. DEPT. OF JUSTICE

EX-112

Approved: 47  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

56 MAR 30 1976

## FEDERAL BUREAU OF INVESTIGATION

|                                                                                                       |                                        |                                                                       |                                                  |
|-------------------------------------------------------------------------------------------------------|----------------------------------------|-----------------------------------------------------------------------|--------------------------------------------------|
| REPORTING OFFICE<br><b>MINNEAPOLIS</b>                                                                | OFFICE OF ORIGIN<br><b>MINNEAPOLIS</b> | DATE<br><b>4/22/76</b>                                                | INVESTIGATIVE PERIOD<br><b>3/16/76 - 4/13/76</b> |
| TITLE OF CASE<br><b>RUSSELL CHARLES MEANS</b><br><b>LIEUTENANT</b><br><b>BUREAU OF INDIAN AFFAIRS</b> |                                        | REPORT MADE BY<br><b>SA</b><br><b>CHARACTER OF CASE</b><br><b>AFO</b> | TYPED BY<br><b>jss</b>                           |

b6  
b7CREFERENCE

Minneapolis report of SA [redacted] 8/21/75;  
Bureau letter to Minneapolis, 3/30/76.

- C -

ADMINISTRATIVE

Final Disposition Reports for RUSSELL CHARLES MEANS and  
[redacted] have been forwarded to the Bureau.

|                                                                                                                         |                           |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
|-------------------------------------------------------------------------------------------------------------------------|---------------------------|-------|-------|---------|------------|-------------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ACCOMPLISHMENTS CLAIMED                                                                                                 |                           |       |       |         |            | <input type="checkbox"/> NONE | ACQUIT-<br>TALS | CASE HAS BEEN:<br>PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO<br>PENDING PROSECUTION<br>OVER SIX MONTHS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| CONVIC.                                                                                                                 | AUTO.                     | FUGL. | FINES | SAVINGS | RECOVERIES |                               |                 |                                                                                                                                                                                                                           |
|                                                                                                                         |                           |       |       |         |            |                               | 2               |                                                                                                                                                                                                                           |
| APPROVED <i>WAM/153</i>                                                                                                 |                           |       |       |         |            | SPECIAL AGENT<br>IN CHARGE    |                 | DO NOT WRITE IN SPACES BELOW<br><br><b>89-3220-13</b><br><br><b>3 APR 26 1976</b><br><br><b>EX-115</b><br><b>REC-71</b>                                                                                                   |
| COPIES MADE:<br><b>(2) - Bureau (89-3220)</b><br><b>1 - USA, Fargo, North Dakota</b><br><b>1 - Minneapolis (89-231)</b> |                           |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
| Dissemination Record of [redacted]                                                                                      |                           |       |       |         |            | Notations                     |                 |                                                                                                                                                                                                                           |
| Agency                                                                                                                  | 1cc REP - DEPT [redacted] |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
| Request Recd.                                                                                                           |                           |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
| Date Fwd.                                                                                                               | 5/3/76                    |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
| How Fwd.                                                                                                                | 0-6                       |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |
| By                                                                                                                      | WAM/nam                   |       |       |         |            |                               |                 |                                                                                                                                                                                                                           |

51 MAY 17 1976

- A\* -  
COVER PAGE

**UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION**

Copy to: 1 - USA, Fargo, North Dakota

Report of: [REDACTED]  
Date: April 22, 1976

Office: Minneapolis, Minnesota

b6  
b7c

Field Office File #: 89-231

Bureau File #: 89-3220

Title: RUSSELL CHARLES MEANS.

[REDACTED]  
LIEUTENANT [REDACTED]  
BUREAU OF INDIAN AFFAIRS [REDACTED]

Character: ASSAULTING A FEDERAL OFFICER

Synopsis: Sample .38 caliber cartridge from Lt. [REDACTED] BIA, Cannon  
Ball, North Dakota, furnished to defense counsel at request  
of USA, Fargo, N.D. Medical findings of [REDACTED]  
M.D., U.S. Public Health Service, Fort Yates, N.D., and  
[REDACTED] M.D. Bismarck, North Dakota, set forth.  
Witness [REDACTED] interview set forth.  
Both subjects acquitted in trial without jury USDC, District  
of North Dakota, 4/13/76.

- C -

DETAILS

STATISTICS TAKEN

MAY 13 1 53 PM '76

DATA PROCESSING  
SECTION-F

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/18/76

[redacted] Lieutenant of Police, Law Enforcement Services, Bureau of Indian Affairs, Cannon Ball, North Dakota, furnished a .38 caliber cartridge with a silver casing and copper jacketed bullet marked "W-W 38 Special" on the end of the casing. The casing was marked and retained for evidence. [redacted] obtained the cartridge from his ammunition belt which he wears when on duty. The above [redacted] cartridge is of the same type as was carried in [redacted] service revolver when RUSSELL CHARLES MEANS was shot in [redacted]. [redacted] furnished no written report concerning the shooting of MEANS to the Bureau of Indian Affairs, Fort Yates, or to anyone else, nor did [redacted]

[redacted]

b6  
b7c

Interviewed on 3/16/76 at Cannon Ball, North Dakota File # MP 89-231  
by SA [redacted] rjt Date dictated 3/18/76

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 3/23/76

[redacted] .38 caliber cartridge obtained by Special Agent from Lieutenant [redacted], Law Enforcement Services, Bureau of Indian Affairs, Cannon Ball, North Dakota, on March 16, 1976, was submitted to [redacted] Attorney for RUSSELL CHARLES MEANS; by Special Agent [redacted] through [redacted] Secretary, [redacted] on March 16, 1976.

The cartridge was submitted to [redacted] in the presence of Special Agent [redacted] pursuant to the approval of HAROLD O. BULLIS, United States Attorney, Fargo, North Dakota.

b6  
b7C

Interviewed on 3/16/76 at Bismarck, North Dakota File # MP 89-231

by SA [redacted] cac Date dictated 3/22/76

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/29/76

[redacted] M.D., U.S. Public Health  
Service Hospital, Fort Yates, North Dakota, submitted to  
Special Agent [redacted] FBI, a copy of the  
"Clinical Record, Narrative Summary," dated June 9, 1975,  
relating to Dr. [redacted] treatment of RUSSELL MEANS on  
[redacted] A copy of the narrative summary is attached  
hereto.

b6  
b7C

---

Interviewed on 3/17/76 at Fort Yates, North Dakota File # MP 89-231by SA [redacted] rjt Date dictated 3/23/76

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/29/76

[redacted] M.D., Quain and Ramstad Clinic, 221 North Fifth Street, Bismarck, North Dakota, was presented for examination the Clinical Record-Narrative Summary prepared by [redacted] M.D., U.S. Public Health Service Hospital, Fort Yates, North Dakota, relating to [redacted] treatment of RUSSELL MEANS at Fort Yates on [redacted]

b6  
b7C

Dr. [redacted] treated RUSSELL MEANS at St. Alexius Hospital, Bismarck, North Dakota, from [redacted] until discharge on approximately June 14, 1976. Dr. [redacted] stated MEANS was treated for a "non-penetrating gunshot wound," which could be referred to as a superficial flesh wound.

Dr. [redacted] considered the report of Dr. [redacted] to be consistent with his findings, and noted that the bullet exited MEANS' body at a point 2½" above and 4" forward of the entry point.

Dr. [redacted] examination disclosed no "powder marks". He was unable to form any opinion as to the distance between MEANS and the gun at the time the shot was fired.

Interviewed on 3/19/76 at Bismarck, North Dakota File # MP 89-231

by SA [redacted] rjt Date dictated 3/23/76

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 4/5/76

[redacted] Fort Yates, North Dakota, provided the following information concerning events which took place on [redacted] involving RUSSELL CHARLES MEANS and [redacted] on North Dakota Highway 1806, near Cannon Ball, North Dakota, on the Standing Rock Indian Reservation:

On 6/7/75, [redacted] was at MEANS' residence at Bismarck, North Dakota. The time was approximately 9:00 a.m., and in addition to several people that [redacted] did not know, present were MEANS [redacted] and [redacted]. This group of people, including [redacted] left Bismarck at approximately noon on [redacted] and went to the bar at Huff, North Dakota, and later to the bar at Fort Rice, North Dakota.

At Fort Rice, RUSSELL MEANS, [redacted] [redacted] [redacted] and [redacted] went into the Fort Rice Bar. None of the girls accompanying the group went into the bar. RUSSELL MEANS carried a rifle into the bar with him. The rifle belonged to [redacted] and had been in [redacted] pickup truck. The gun was not loaded, [redacted] did not have any ammunition for the rifle, and [redacted] did not think RUSSELL MEANS had any ammunition for the rifle.

When they entered the bar, [redacted] observed 6 or 7 white people in the bar. Some unknown period of time prior to [redacted] several white people had beaten [redacted] and [redacted] at the Fort Rice Bar; however [redacted] had not been there at the time and he did not know if the people in the bar on [redacted] were the same ones who had beaten [redacted] and [redacted]. [redacted] did not see it happen, but in a few moments after they entered the Fort Rice Bar, [redacted] and a white person got into a fight and the white person was on the floor. [redacted] did not know whether or not anyone other than [redacted] hit the white person because [redacted] had his back turned at the time.

[redacted] and the aforementioned individuals left the Fort Rice Bar following the fight and drove in four vehicles to the Standing Rock Indian Reservation. When they arrived at a point just south of the [redacted] ranch, on North Dakota Highway 1806, [redacted] in his pickup truck, was the 4th vehicle in a caravan of 4 vehicles. The 3 vehicles in front of [redacted] stopped and as [redacted] stopped behind them, he noticed [redacted] police vehicle parked in the north-bound lane and [redacted] out in front of the car holding RUSSELL MEANS by the hair with his left hand. MEANS was sitting on the

Interviewed on 4/1/76 at Fort Yates, North Dakota File # MP 89-231

by SA [redacted] cf [redacted] Date dictated 4/5/76

(2)

payement leaning on his right hand with his left side towards [redacted] [redacted] had a gun in his right hand and [redacted] heard one shot go off. He assumed [redacted] had shot MEANS because the hand gun was pointed at MEANS and was about 3 or 4 feet from MEANS' left side. [redacted] put RUSSELL MEANS in the back seat of his police vehicle. [redacted] was already in the back seat. [redacted] was standing by the right side of the police vehicle pointing a shot gun at the people in the 4-car caravan, and stated, "None of you fuckers move or I'll shoot your heads off." They didn't move and [redacted] stayed inside his pickup where he was parked, approximately 50 yards from the police vehicle.

b6  
b7C

[redacted] could not recall who was in each of the vehicles; however, he believed [redacted] was in the first vehicle; [redacted] (last name unknown) was in the 2nd vehicle; [redacted] was in the 3rd vehicle; and [redacted] was in the 4th vehicle, a 1972 Dodge pickup with a shell-type camper in back. [redacted] did not know which car MEANS and POOR BEAR had gotten out of because it happened before [redacted] arrived.

After [redacted] departed the area with MEANS and [redacted] the four-car caravan followed the police vehicle to Fort Yates, North Dakota. [redacted] was not among those subsequently arrested in the caravan by police officers from Fort Yates, North Dakota.

[redacted] and his companions had been drinking beer during the day of 6/7/75. [redacted] believed he had approximately 4 beers. He could not recall how much RUSSELL MEANS and [redacted] drank during the day. [redacted] did not believe anyone in the group was intoxicated.

The following descriptive information concerning [redacted] was obtained through observation and interview:

|                |                                                                         |
|----------------|-------------------------------------------------------------------------|
| Name           | [redacted]                                                              |
| Race           | American Indian                                                         |
| Sex            | Male                                                                    |
| Date of birth  | [redacted]                                                              |
| Place of birth | Fort Yates, North Dakota                                                |
| Height         | 5'10"                                                                   |
| Weight         | 200 lbs.                                                                |
| Hair           | Black                                                                   |
| Eyes           | Brown                                                                   |
| Residence      | Lives with father, [redacted]<br>[redacted] of Fort Yates, North Dakota |

Trial for [REDACTED] and RUSSELL CHARLES MEANS held in U.S. District Court at Fargo, North Dakota, April 6-9, 1976; and in U.S. District Court at Bismarck, North Dakota, April 12-13, 1976.

b6  
b7c

On April 13, 1976, a Judgment of Acquittal, signed by BRUCE M. VAN SICKLE, Judge, was filed in U.S. District Court at Fargo, North Dakota, in the action entitled United States of America, Plaintiff, vs. [REDACTED] Defendant, as follows:

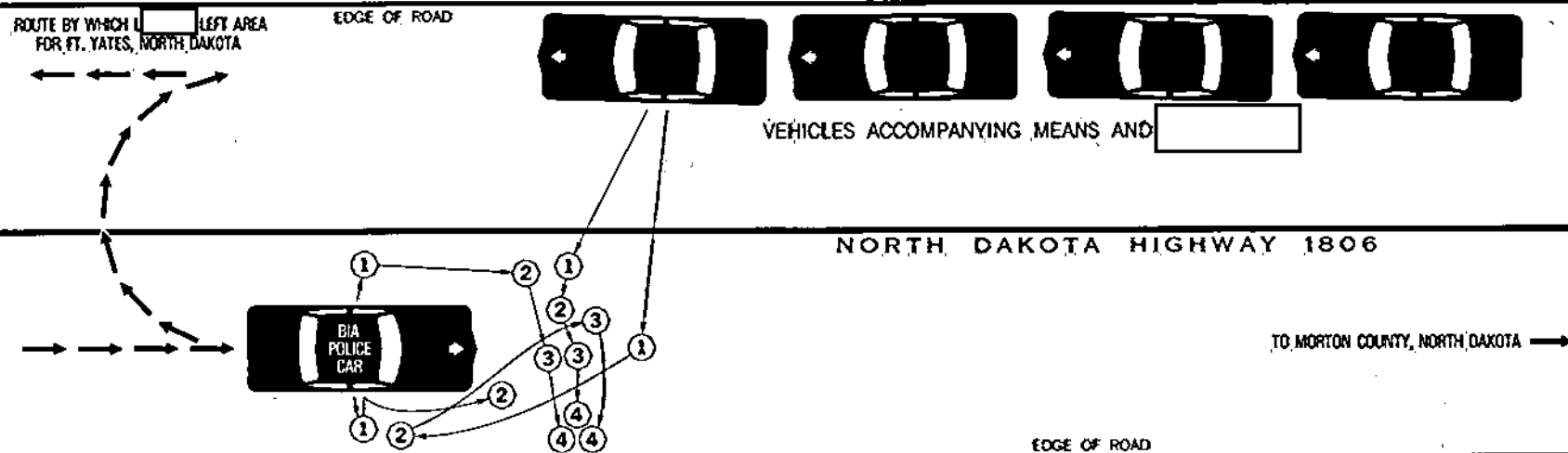
"The Defendant, [REDACTED] having moved for Judgment of Acquittal pursuant to Rule 29(a) of the Federal Rules of Criminal Procedure, upon the conclusion of the Plaintiff's case; this Court finds that the evidence is insufficient to sustain a conviction of the offense charged in the Indictment, and it is therefore, ordered and adjudged that the Defendant be, and he is hereby acquitted, and the Defendant is ordered released and his bond exonerated."

On April 13, 1976, a Judgment of Acquittal, signed by BRUCE M. VAN SICKLE, Judge, was filed in U.S. District Court, Bismarck, North Dakota, in the action entitled United States of America, Plaintiff, vs. RUSSELL CHARLES MEANS, Defendant, as follows:

"The above named Defendant, RUSSELL CHARLES MEANS, having heretofore entered his plea of Not Guilty to the charge contained in the Indictment on file herein, and having, in writing, waived his right to jury trial and trial before the Court having been completed; Now, therefore, the Court having heard the testimony of the parties and their witnesses, and having duly considered the same, together with the documentary evidence introduced by the respective parties and the argument of counsel, this Court finds that the Plaintiff has failed to prove the elements of the charge contained in the Indictment. It is ordered and adjudged that said Defendant, RUSSELL CHARLES MEANS, is Not Guilty as charged in the Indictment and the said Defendant be, and he is hereby discharged, and his bond is exonerated."

Exhibit based on testimony of Lieutenant [REDACTED] Bureau of Indian Affairs, Cannon Ball, North Dakota, follows:

**STANDING ROCK INDIAN RESERVATION**  
**Sioux County, North Dakota**



— LEGEND —

○ LT [redacted] Bureau of Indian Affairs

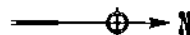
1. - GETS OUT OF BIA POLICE VEHICLE AFTER BEING STOPPED BY MEANS WHO HAD WALKED IN FRONT OF VEHICLE.
2. - IS CONFRONTED BY [redacted]
3. - MOVES TO STOP [redacted] FROM GOING TO WHERE MEANS IS SPEAKING WITH [redacted] PRESTS [redacted]
4. - PULLS [redacted] TO SIDE OF ROAD TO AVOID MEANS AND IS ATTACKED BY MEANS. THROWS MEANS TO THE GROUND CAUSING HIS SERVICE REVOLVER TO ACCIDENTALLY DISCHARGE STRIKING MEANS.

- [redacted]
1. - COMES FROM PARKED CAR AND SPEAKS TO LT [redacted]
  2. - MOVES TOWARD WHERE MEANS IS SPEAKING WITH [redacted]
  3. - IS STOPPED AND PLACED UNDER ARREST BY LT [redacted]
  4. - IS PULLED TO SIDE OF ROAD BY LT [redacted] WHO IS TRYING TO AVOID MEANS.

○ RUSSELL CHARLES MEANS

1. - COMES FROM PARKED CAR AND WALKS IN FRONT OF MOVING BIA POLICE VEHICLE DRIVEN BY [redacted] FORCING VEHICLE TO STOP. SPEAKS TO LT [redacted]
2. - GOES TO WHERE [redacted] IS STANDING AND SPEAKS TO HIM.
3. - RUNS TO WHERE LT [redacted] AND [redacted] ARE STRUGGLING.
4. - RUNS TO WHERE LT [redacted] HAS TAKEN [redacted] IS THROWN TO THE GROUND BY LT [redacted] AND IS STRUCK BY SHOT ACCIDENTALLY DISCHARGED FROM LT [redacted] SERVICE REVOLVER.

- [redacted]
1. - GETS OUT OF BIA POLICE VEHICLE AFTER BEING STOPPED BY MEANS AND WATCHES EVENTS BETWEEN LT [redacted] MEANS AND [redacted] MEANS WALKS TO WHERE [redacted] IS STANDING AND SPEAKS TO HIM.
  2. - OBSERVES INDIVIDUALS EXIT FROM FOUR PARKED CARS AND COME TOWARD LT [redacted] GETS LT [redacted] SHOTGUN OUT OF POLICE CAR AND FORCES INDIVIDUALS TO STOP AT GUNPOINT.



SAC, MINNEAPOLIS (89-231)

3-30-76

Director, FBI (89-3220)

RUSSELL, CHARLES MEANS:

LT. [REDACTED] BUREAU OF  
 INDIAN AFFAIRS -VICTIM;  
 AFO

b6  
b7c

Re urlet dated 7-10-75, urairtel dated 3-15-76 and  
 Bureau telephone call to MP on 3-22-76.

There is (XX) being forwarded to AUSA [REDACTED] Bismarck,  
 North Dakota ATTN: SA [REDACTED]

by Profit By Air, B/L #L0958476 one  
 (method of transmittal) (number or quantity)  
Crime Scene Diagram  
 (article(s) or item(s)) prepared by Exhibits Section,  
 Administrative Division, re captioned matter.

The following action should be taken by your office:

- ☒ Check charts against submitted work papers or roughs.
- ☐ Advise of exact trial date, soon as known.
- ☒ After action completed advise Bureau, attention Exhibits Section, re-use and value of charts. Include comments, if any, by court officers.
- ☐ Note list of chart titles on attached sheet.
- ☐ Note Exhibits Section Comments on attached sheet.

89-3220-

NOT RECORDED

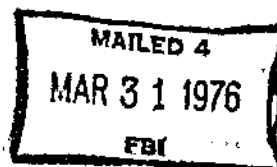
5 APR 1 1976

COMMENTS: Package contains one diagram of crime scene area, size 40" X 60", for courtroom use. Reference materials submitted with your request are being returned in same package together with three small copies of finished diagram.

## 1-Package

1-General Investigative Division (Mr. [REDACTED]) (Enc) (Sent Direct)

70 APR 5 1976  
 F235

MAIL ROOM ☐TELETYPE UNIT ☐

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220)  
(ATTN: FBI LABORATORY, EXHIBITS SECTION)

DATE: 4/21/76

FROM : SAC, MINNEAPOLIS (89-231) (C)

SUBJECT: *RAM/457*  
RUSSELL CHARLES MEANS.

LT. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM  
AFO

OO: MINNEAPOLIS

ReBulet to Minneapolis, 3/30/76.

The crime scene diagram prepared by the Exhibits Section was used in the trial of captioned subjects, held in the District of North Dakota, 4/6-13/76. Small copies of the exhibit were submitted to prosecution and defense counsel. The 40" x 60" exhibit was used in Court by the prosecution relating to the testimony of Lt. [REDACTED] and was studied in chambers by Judge BRUCE M. VAN SICKLE. Jury trial was waived by the defendants.

Remarks by U.S. Attorney HAROLD G. BULLIS and Assistant U.S. Attorney [REDACTED] concerning the quality and technical excellence of the exhibit, were highly complimentary.

*1CC 16224*  
② - Bureau  
1 - Minneapolis  
[REDACTED] jmf  
(3)

EX-112  
REC-1

U.S. DEPT. OF JUSTICE  
APR 22 5 57 PM '76  
EXHIBITS SECTION  
REC'D

APR 26 1976

THREE



208

61 JUN 15 1976  
4/30/76 Ht

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

UNIFORM

# Memorandum



Exec AD Adm. \_\_\_\_\_  
 Exec AD Inv. \_\_\_\_\_  
 Exec AD LES \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Off. of Cong. & Public Affs. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

To : MR. [REDACTED]

Date 3/26/85

From : [REDACTED]

Subject : DISELL CHARLES MEANS.

DR. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM;  
 AFO

b6  
 b7C

*(EJO)*

**PURPOSE:** To submit all work requested of the Special Projects Section in connection with the above-captioned case.

**RECOMMENDATION:** That this memorandum and its enclosures be placed in the Bureau file.

APPROVED:

Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Off. of Cong. & Public Affs. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Insp. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_

Director

Exec. AD-Adm. \_\_\_\_\_  
 Exec. AD-Inv. \_\_\_\_\_  
 Exec. AD-LES \_\_\_\_\_

**DETAILS:** All work requested of the Special Projects Section in captioned case has been completed. Therefore, the following items are being submitted for inclusion in Bureau file should they be needed for further reference:

1. Original artwork (negatives).
2. Rough drafts.
3. Memo dated 9/18/75.
4. Airtel dated 10/31/75.

5 ENCLOSURES  
 \*ENCLOSURE ATTACHED\*

89-3220-15

All work requested of the Special Projects Section in the above-captioned case was handled by Visual Information Specialist

Enclosures

89-3220

1/21/85

(2)

15 APR 4 1985

66 JUL 25 1985

Enclosures to Memo dated 3/26/85.

RE: RUSSELL CHARLES MERRILL  
[REDACTED]  
DR. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM;  
AFO

b6  
b7C

BU: 89-3220



17-320-15

UNITED STATES GOVERNMENT

# Memorandum

TO : MR.

DATE: 9/18/75

FROM : J.P. DUNPHY

SUBJECT:

ET AL;  
UNITED VIRGINIA BANK  
UNIVERSITY BRANCH  
310 NORTH SHAFER STREET  
RICHMOND, VIRGINIA  
1/6/75  
BR; COC; AFO

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

Re Richmond airtel dated 8/6/75.

b6  
b7C

Referenced airtel requested the preparation of a floor plan of captioned bank for courtroom use at trial of case set for 9/17/75 in USDC, Richmond, Virginia. Also requested were two 8" x 10" copies each of twenty-one 35 mm black-and-white negatives of interior and exterior of victim bank.

Floor plan diagram, size 30" x 40", was prepared by Exhibits Section. (copy attached)

Completed floor plan diagram, small copies of diagram and photographic enlargements of 35 mm negatives were picked up from the Security Patrol office, Room 1B-110, by Special Clerk,  from the Richmond office on 9/16/75. Rough draft floor plan sketch and 35 mm negative film strips submitted with request were also returned to Richmond Office in same package.

## RECOMMENDATION:

For Information Only.

(Bureau- 91-54290)

ENC.

1-General Investigative Division (Mr.  (Enc) (Sent Direct)

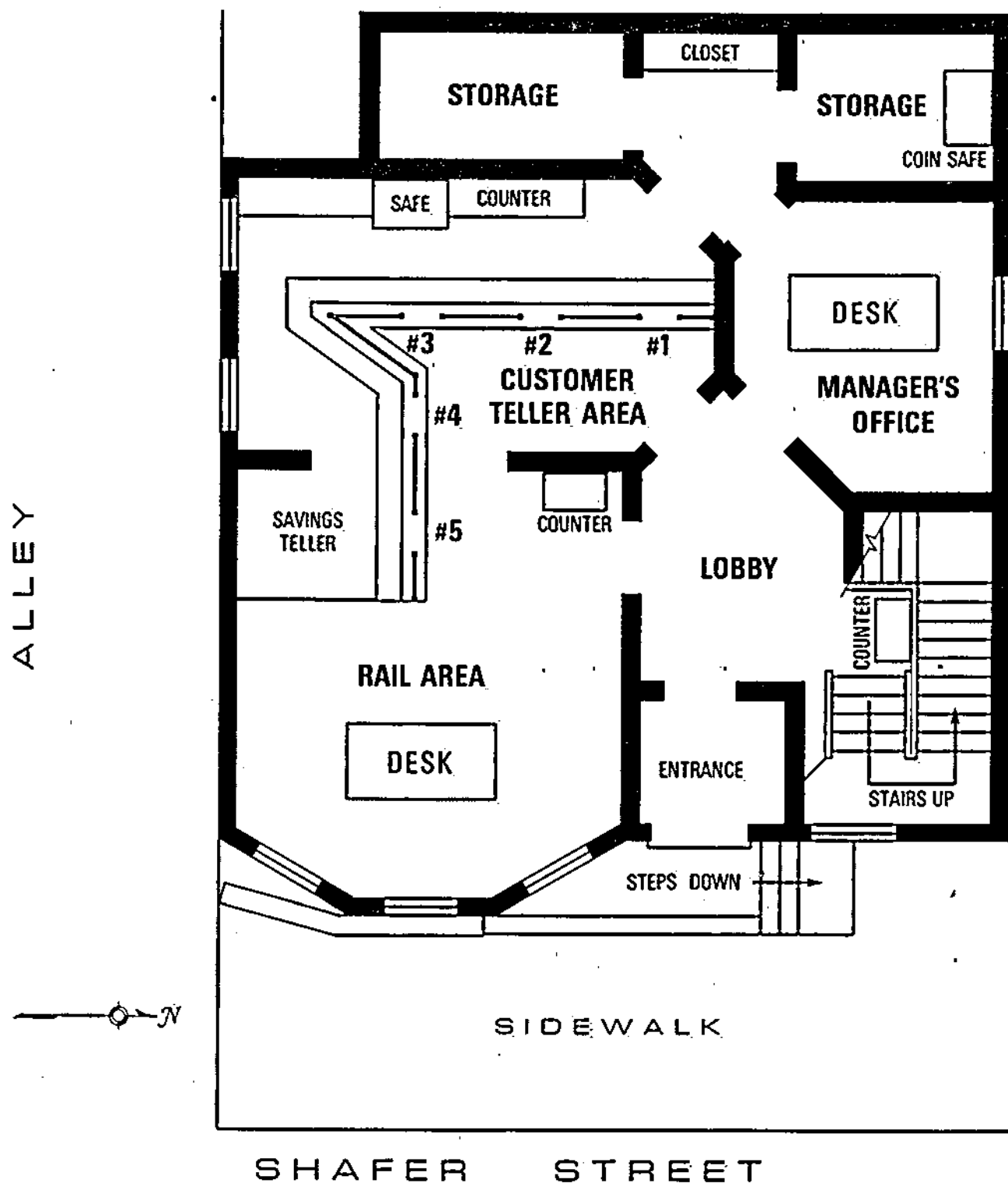
GCM/sjz

(3)

W.O. # 89

**UNITED VIRGINIA BANK, UNIVERSITY BRANCH**  
**310 NORTH SHAFER STREET**  
**RICHMOND, VIRGINIA**

FIRST FLOOR PLAN AS OF JANUARY 6, 1975



10/31/75

AIRTEL

TO: DIRECTOR, FBI (29-72167)  
ATTENTION: ADMINISTRATIVE DIVISION  
EXHIBIT SECTION

FROM: SAC, NEW ORLEANS (29-1944) (P)

FORMER [REDACTED]  
MANSFIELD BANK AND TRUST COMPANY,  
MANSFIELD, LOUISIANA;  
BF&E

OO: New Orleans

Re New Orleans airtel to Bureau, dated 7/11/75,  
Bureau airtel to New Orleans, dated 7/23/75, New Orleans  
airtel to Bureau 7/16/75, and New Orleans report of SA  
[REDACTED], dated 10/8/75.

On 10/31/75, Assistant United States Attorney  
(AUSA) [REDACTED] Western District of Louisiana (WDLA),  
Shreveport, Louisiana, advised trial in this matter has been  
set for December 1, 1975. AUSA [REDACTED] advised subject  
steadfastly maintains innocence to his own attorney and  
chances of a guilty plea prior to trial appear remote.  
AUSA [REDACTED] requests the presence of SA [REDACTED] at this  
trial to assist him in the presentation of a case involving  
several hundred exhibits.

Unless advised to the contrary by the Bureau, SA  
[REDACTED] will comply with this request.

Referenced Bureau airtel of 7/23/75 indicated  
work would be held up on the preparation of requested "blow-

3-Bureau  
2-New Orleans

[REDACTED] prb  
(5)

b6  
b7C

NO 29-1944

prb

b6  
b7C

ups" of submitted FD-302s until new trial date had been set. Bureau is requested to prepare the "blow-ups" requested in referenced airtel of 7/11/75, and forward them directly to the FBI Resident Agency, Post Office Box 888, Alexandria, Louisiana, 71301, prior to trial.

Sioux County,  
No. Dakota;  
Standing  
Rock Indian  
Reservation



↑ To Morton County,  
North Dakota.

North  
↑

CODE

LT.

RUSSELL MEANS

b6  
b7c

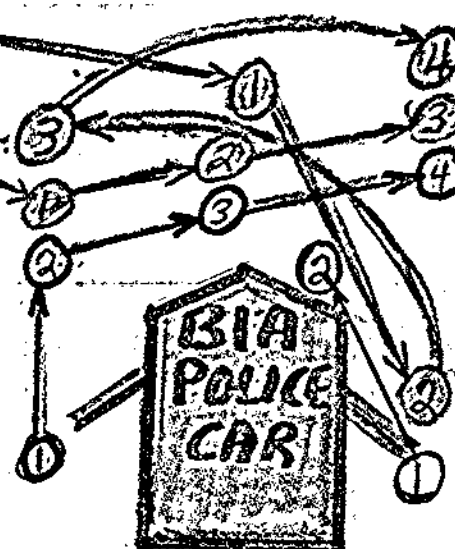
COPY

EDGE OF ROAD

Route by which Lt  
test area  
300 Ft. Yates, No. Dak.

CENTERLINE - NO. DAKOTA HIGHWAY 1806

EDGE OF ROAD



\* Vehicles accompanying  
Means

TO FT. YATES ↓

CODE FOR ATTACHED DIAGRAM

RED: LT. [ ] BUREAU OF INDIAN AFFAIRS

b6  
b7c

1. Lt. [ ] gets out of BIA police vehicle <sup>after being</sup> ~~when~~ stopped by RUSSELL MEANS <sup>had walked</sup> who ~~is standing~~ in front of ~~the~~ BIA car.
2. Lt. [ ] confronted by [ ]
3. Lt. [ ] moves to stop [ ] <sup>from going</sup> ~~who attempted~~ to go where RUSSELL MEANS <sup>is</sup> speaking <sup>with</sup> [ ] <sup>is</sup> arrested by Lt. [ ]
4. Lt. [ ] pulls [ ] to side of road to avoid RUSSELL MEANS; RUSSELL MEANS attacks Lt. [ ] [ ] throws MEANS to ground; Lt. [ ] service revolver accidentally discharges striking RUSSELL MEANS.

BLUE: [ ]

1. [ ] <sup>and</sup> comes from parked car, speaks to Lt. [ ]
2. [ ] moves towards location where RUSSELL MEANS speaking with [ ]
3. [ ] stopped and placed under arrest by Lt. [ ]
4. [ ] pulled to <sup>side</sup> ~~edge~~ of road by Lt. [ ] <sup>who is simultaneously</sup> ~~who is simultaneously~~ <sup>tries</sup> ~~attempts~~ to avoid RUSSELL MEANS.

GREEN: RUSSELL CHARLES MEANS

1. RUSSELL MEANS comes from parked car and walks in front of moving police vehicle driven by Lt. [ ] forcing vehicle to stop. MEANS speaks to Lt. [ ]
2. MEANS goes over to where [ ] <sup>and</sup> is standing, speaks to him. [ ]
3. MEANS runs over to where Lt. [ ] and [ ] are struggling.
4. MEANS runs over to where Lt. [ ] has taken [ ] MEANS is thrown to ground by Lt. [ ] <sup>which comes his</sup> ~~which comes his~~ <sup>1 to</sup> ~~revolver discharge~~.

CODE FOR ATTACHED DIAGRAM (CONTINUED)

BLACK: [redacted]

b6  
b7C

1. [redacted] *standing beside police car* watches events between LT. [redacted] ~~and [redacted] MEANS~~ and [redacted] *MEANS speaks to [redacted] after*  
*walking to where [redacted] is standing*
2. [redacted] observes individual from 4 parked cars exit *vehicles* and come towards LT. [redacted] gets Lt. [redacted] shotgun out of police car and forces individuals to stop at gunpoint.

89-3220-15

RECORDED  
6/17/75  
jms

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

Laboratory Work Sheet

7 LATENT  
NO LAB FILE  
6/18/75

b6  
b7C

Mr. [redacted]  
To: Special Agent  
North Dakota Bureau of Criminal Investigation  
Box 741  
Dickinson, North Dakota 58601

FBI FILE NO.

95-201631

LAB. NO.

D-750617020 IL

YOUR NO.

13-75007

Re: Unknown Subject;  
Russell Charles Means - Suspect;  
Assault - Handwriting Examination

Examination by:

Examination requested by: Addressee

Reference: Letter dated 6/13/75

Examination requested: Document - Fingerprint

Specimens received:

Q1 Charge slip dated 6/7/75, in the name "Russell Means"

K1 Bail Reform Act Form, Appearance Bond and Appearance  
Bond for Non-Surety bearing writings of RUSSELL MEANS

Q1 + K1 to contributor  
with 27ms not  
6/18/

2 - Bureau of Criminal Investigation  
Lock Box 1054  
Bismarck, North Dakota 58501

PHOTOGRAPHED

JUN 16 1975



93

fw.

95-201631-1

ENCLOSURE

[NOTE: A defendant for whom conditions of release are imposed and who after twenty-four hours from the time of the release hearing continues to be detained as a result of his inability to meet the conditions of release, shall, upon application, be entitled to have the conditions reviewed by the judicial officer who imposed them.]

### Part III.—Appearance and Penalties

It is hereby FURTHER ORDERED that the defendant shall appear next at  
Bismarck, North Dakota as directed by U.S. District Court  
Place Date and Time  
and at such other places and times as the United States Magistrate or Court may order or direct.

If the defendant violates any condition of his release, a warrant for his arrest will issue immediately. After arrest, the terms and conditions of any further release will be redetermined.

If the defendant fails to appear before any court or judicial officer as required, an additional criminal case may be instituted against him. If the failure to appear is in connection with a charge of felony, or while awaiting sentence, or pending appeal or certiorari after conviction, the penalty is a fine of not more than \$5,000 or imprisonment for not more than five years, or both; if he fails to appear after being released on a misdemeanor charge, the penalty is a fine of not more than the maximum provided for the misdemeanor or imprisonment for not more than one year, or both.

### Part IV.—Acknowledgment by Defendant

I Russell Charles Means, understand the methods and conditions of my release  
Defendant  
which have been checked above and the penalties and forfeitures applicable in the event I violate any condition or fail to appear as required.

I agree to comply fully with each of the obligations imposed on my release and to notify the Magistrate or Court promptly in the event I change the address indicated below.

Russell Means  
Defendant  
724 S. 11th St.  
Address  
Bismarck, N. D.  
City and State Tel. No.

RELEASE ORDERED:

Date: June 10, 1975

Harry D. [Signature]  
United States Magistrate  
or  
United States District Judge

750617020 IL K1

NORTH DAKOTA,  
vs.

APPEARANCE BOND NON-SURETY  
FOR

2342

RUSSELL MEANS,

RUSSELL MEANS

Defendant.

I, the undersigned defendant, acknowledge that I am personally bound to pay to County of Morton the sum of \$ 25,000.00, in cash.

The conditions of this bond are that the defendant, RUSSELL MEANS, is to appear before WILLIAM G. ENGELTER, County Court Judge for the County of Morton, North Dakota, at MANDAN, NORTH DAKOTA, \_\_\_\_\_

and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in the above entitled matter as may be given or issued by the County Court Judge or any other Court within Morton County to which the defendant may be removed or the cause transferred; that the defendant is not to depart the State of North Dakota, except in accordance with such orders as may be issued by this Court or any other Court within the jurisdiction of Morton County; that the defendant is to abide any judgement entered in such matter by surrendering himself to serve any sentence imposed and obeying any order or direction in connection with such judgement as the Court imposing it may prescribe.

If the defendant appears as ordered and otherwise obeys and performs the foregoing conditions of this bond, then this bond is to be void, but if the defendant fails to obey or perform any of these conditions, payment of the amount of this bond shall be due forthwith. Forfeiture of this bond for any breach of its conditions may be declared by any Court within Morton County having cognizance of the above entitled matter at the time of such breach and if the bond is forfeited and if the forfeiture is not set aside or remitted, judgement may be entered upon motion in any Court within Morton County against each debtor jointly and severally for the amount above stated, together with interest and costs, and execution may be issued and payment secured as provided by the North Dakota Rules of Criminal Procedure and by other laws of the State of North Dakota.

It is agreed and understood that this is a continuing bond which shall continue in full force and effect until such time as the undersigned is duly exonerated. *from the offense for a violation of Section 12-26-10 N.D.C.C.*

This bond is signed on this 11 day of June, 1975, at Bismarck, North Dakota.

Russell Means  
Defendant

724 S. 11th St. Bismarck  
Address

Signed and acknowledge before me this 11<sup>th</sup> day of June, 1975.

William G. Engelter  
William G. Engelter  
County Court Judge

750617020 IL K1

V.

No. 2-75-21M

RUSSELL CHARLES MEANS

RUSSELL CHARLES MEANS

Non-surety: ☒ I, the undersigned defendant, acknowledge that I and my . . .Surety: ☐ We, the undersigned, jointly and severally acknowledge that we and our . . .

personal representatives, jointly and severally, are bound to pay to the United States of America the sum of \$5,000.00, <sup>1/</sup>and there has been deposited in the Registry of the Court the sum of \$--  
in cash <sup>2/</sup>or ~~in cash <sup>2/</sup>or~~ (describe other security) <sup>3/</sup>  
a sum not exceeding 10% of the amount of the bond <sup>4/</sup> unsecured bond.

The conditions of this bond are that the defendant RUSSELL CHARLES MEANS

is to appear before HARRY J. PEARCE, United States Magistrate for the

S.W. Division - District of North Dakota, at Bismarck, North Dakota, and in the

United States District Court for the S.W. Division - District of North Dakota at

Bismarck, North Dakota, and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in the above entitled matter as may be given or issued by the magistrate or by the United States District

Court for the S.W. Division - District of North Dakota or any other United States District Court to which the defendant may be removed or the cause transferred; that the defendant is not to depart

the District of North Dakota, or the jurisdiction of any other United States District Court to which the defendant may be removed or the cause transferred after he has appeared in such other district pursuant to the terms of this bond, except in accordance with such orders or warrants

as may be issued by the magistrate or the United States District Court for the S.W. Division -

~~District of North Dakota~~ or the United States District Court for such other district; that the defendant is to abide any judgment entered in such matter by surrendering himself to serve any sentence imposed and obeying any order or direction in connection with such judgment as the court imposing it may prescribe.

If the defendant appears as ordered and otherwise obeys and performs the foregoing conditions of this bond, then this bond is to be void, but if the defendant fails to obey or perform any of these conditions, payment of the amount of this bond shall be due forthwith. Forfeiture of this bond for any breach of its conditions may be declared by any United States District Court having cognizance of the above entitled matter at the time of such breach and if the bond is forfeited and if the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each debtor jointly and severally for the amount above stated, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and by other laws of the United States.

It is agreed and understood that this is a continuing bond which shall continue in full force and effect until such time as the undersigned are duly exonerated.

This bond is signed on this 10th day of June 1975

at Bismarck, North Dakota.

Name of Defendant.

Address.

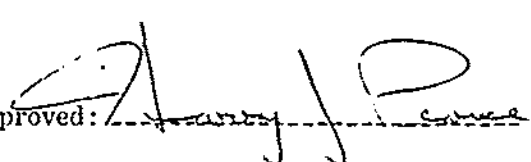
Name of Surety.

Address.

Name of Surety.

Address.

Signed and acknowledged before me this 10th day of June 1975.

Approved: 

HARRY J. PEARCE  
UNITED STATES MAGISTRATE

<sup>1/</sup>Where no deposit is required delete the remainder of this paragraph.<sup>2/</sup>Where no sureties are required, indicate full amount of cash deposited in registry.<sup>3/</sup>If a form of security other than cash is deposited, describe.<sup>4/</sup>If the amount ordered to be paid exceeds 10 percent of the bond, delete.

750617020 IL K1

enough - group  
1-182/08-96

FILE# 950617020

DATE \_\_\_\_\_

EXAMINER

#

IL

Q#

Q1

K#

K1

NEGATIVES

INITIALS \_\_\_\_\_



STATE OF NORTH DAKOTA

# BUREAU OF CRIMINAL INVESTIGATION

DIVISION OF THE ATTORNEY GENERAL

ATTORNEY GENERAL

Allen I. Olson

CHIEF AGENT

Richard S. Hilde

IDENTIFICATION

Patricia Higgins

LOCK BOX 1054

BISMARCK, NORTH DAKOTA 58501

TELEPHONE (701) 224-2990

June 13, 1975

SPECIAL AGENTS

b6  
b7C

Mr. Clarence M. Kelley, Director  
Federal Bureau of Investigation  
U.S. Department of Justice  
Washington, D.C. 20535

ATTENTION: FBI LABORATORY  
(Document & Latent Fingerprint  
Section)

Dear Mr. Kelley:

REF: RUSSELL CHARLES MEANS, FBI #877 277 C, suspect

Our BCI Case Number 13-75007

At approximately 1430 hours, on 6/7/75, several individuals came into the Fort Rice Bar and proceeded to beat up the [redacted]. After the assault, an individual identified as Russell Means asked for and received three cases of beer and two cartons of cigarettes, to which he then signed his name and address on the charge slip.

I am forwarding to you by registered mail, the charge slip for examination afor latent fingerprints and if any are developed they are to be compared against those of the suspect Russell Means.

I also respectfully request a handwriting analysis be conducted on the enclosed charge slip, but only on that portion which states, "Russell Means, 724 S. 11th St. Bismarck", for comparison against the same wordage used on the three enclosed 'appearance bond' sheets.

Our problem, as I had stated during my telephone conversation of 6/13/75 with both latent and document section, is that our prosecutor is requesting these articles be returned in time for our 6/25/75 scheduled court hearing into this matter.

EXP. PROC.  
NO JUN 16 1975

EX-105 REC-20 MCI-23 95-201631

6-17  
NO JUN 16 1975

ENCLOSURE  
ENCLOSURE ATTACHED

COPY AND SPECIMENS RETAINED IN LAB

Index 120 Files

Means - Supp.  
Examination  
Russell Charles Means  
Assault - Handwritten

page two  
FBI Laboratory  
6/13/75

I thank you for any assistance you may provide in this case and apologize  
for any inconveniences this rush request may cause.

~~Cincinnati, Ohio~~



Special Agent  
North Dakota Crime Bureau  
Box 741  
Dickinson, ND 58601

 clc

b6  
b7C

7-2  
RECORDED  
6/17/75  
jms

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

Laboratory Work Sheet

LATENT  
NO LAB FILE  
6/16/75

b6  
b7c

Mr. [redacted]  
To: Special Agent  
North Dakota Bureau of Criminal Investigation  
Box 741  
Dickinson, North Dakota 58601

FBI FILE NO.

LAB. NO.

YOUR NO.

95-20634

D-750617020 IL

13-75007

Re: Unknown Subject;  
Russell, Charles Means - Suspect;  
Assault - Handwriting Examination

Examination by:

Examination requested by: Addressee

Reference: Letter dated 6/13/75

Examination requested: Document - Fingerprint

Specimens received:

✓ Q1 Charge slip dated 6/7/75, in the name "Russell Means"

✓ K1 Bail Reform Act form, Appearance Bond and Appearance  
Bond ~~for~~ Non-Surety bearing writings of RUSSELL MEANS

2 - Bureau of Criminal Investigation  
Lock Box 1054  
Bismarck, North Dakota 58501

Lab Report

6-18-75

[redacted] jms

① No concl. K1 (Russell Charles Means)  
prep. of typing on O1 because the  
"Russell Means" name on O1 is  
typed and is not comp with the  
"Russell Means" script  
written sigs on the K1 items  
and because of some var.  
in the typed address on O1  
not acted for from  
on the typed address on the  
K1 items var. portion of  
the sig on  
② For pos in info - churs. noted in the typed address  
O1, which says etc, etc  
③ O1 & K1 will be ret. to you with result  
④ Photos of K1 made & return

PHOTOGRAPHED

JUN 16 1975



REPORT  
of the1 - Mr. FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C. 20535Mr. 

June 10, 1975

Special Agent

North Dakota Bureau of Criminal Investigation

AIRMAIL

Box 741

Dickinson, North Dakota 58601

EX 102  
FBI FILE NO.

REC-127

95-201631-1

LAB. NO.

D-750617020 IL

YOUR NO.

13-75007

Unknown Subject;  
Russell Charles Means - Suspect;  
Assault - Handwriting Examination

b6  
b7C

Examination requested by: Addressee

Reference: Letter dated 6/13/75

Examination requested: Document - Fingerprint

Q1 Charge slip dated 6/7/75, in the name "Russell Means"

K1 Bail Reform Act form, Appearance Bond form, and  
Appearance Bond Non-Surety form bearing writings of  
RUSSELL CHARLES MEANS

2 - Bureau of Criminal Investigation  
Lock Box 1054  
Bismarck, North Dakota 58501

Page 1

(over)

This examination has been made with the understanding that the evidence is connected with an official investigation of a criminal matter and that the Laboratory report will be used for official purposes only, related to the investigation or a subsequent criminal prosecution. Authorization cannot be granted for the use of the Laboratory report in connection with a civil proceeding.

jms

MAIL ROOM ☐TELETYPE UNIT ☐

56 JUL 09 1975

Clarence M. Kelly

(P) 7612 JB

⑤ LFP 7612 JB 6736 IB

Result of examination:

No conclusion was reached whether RUSSELL CHARLES MEANS, writer of K1, prepared the questioned hand printing on Q1 because the "Russell Means" name on Q1 is hand printed and is not comparable with the "Russell Means" script hand-written signatures on the K1 items and because of some variations in the hand printed address on Q1 which could not be accounted for based on the hand printed addresses on the K1 items.

For possible investigative information, characteristics were noted in various portions of the questioned writing on Q1 which suggest the advisability of submitting additional dictated hand printing samples of RUSSELL CHARLES MEANS, K1, if a further comparison is desired. The dictated hand printing samples should consist of the name and address which appear on Q1. A sufficient number of samples should be obtained until it is believed that variations in the hand printing of MEANS can be accounted for. The hand printing samples preferably should be prepared on slips of ruled paper. MEANS should at no time be permitted to see or copy from the questioned item.

Q1 and K1 will be returned to you separately along with the results of the requested latent fingerprint examination of Q1.

Photographs of Q1 and K1 were made and are being retained for possible future comparison purposes.

RECORDED  
6/17/75  
jms

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE  
Recorded 6/18/75 2:35 pm dlk  
Laboratory Work Sheet

LATENT  
NO LAB FILE  
6/18/75

To: Mr. [redacted]  
Special Agent *North Dakota Bureau* Received 6/18/75  
~~North Dakota Bureau of Criminal Investigation~~  
~~Box 741 Post Office Box 741~~  
Dickinson, North Dakota 58601

FBI FILE NO.

LAB. NO.

D-750617020 IL

YOUR NO.

13-75007 -

LC# B-13269 -

Examination by:

UNKNOWN SUBJECT(S):  
[redacted]  
DICKINSON, NORTH DAKOTA  
JUNE 7, 1975  
ASSAULT

Examination requested by: Addressee

Reference: Letter dated 6/13/75

Examination requested: Document - Fingerprint

Specimens received:

Noted by:

Q1 Charge slip dated 6/7/75, in the name "Russell Means"

K1 Bail Reform Act Form, Appearance Bond and Appearance  
Bond for Non-Surety bearing writings of RUSSELL MEANS

Named Suspect:

RUSSELL CHARLES MEANS, FBI# 877 277 C

Note: Trial

*Mr. Richard S. Hilde*  
*Chief Agent*  
1 - Bureau of Criminal Investigation  
Lock Box 1054  
Bismarck, North Dakota 58501

*Q1 proc I, run 45 n no lat outg r the dev*  
*destined*  
*Spec together with 21 items being knowstandby*  
*me*

Examination completed

Time

Date

Dictated

Date

## FEDERAL BUREAU OF INVESTIGATION

Washington, D. C. 20537



## REPORT

of the

## IDENTIFICATION DIVISION

## LATENT FINGERPRINT SECTION

YOUR FILE NO.

FBI FILE NO.

LATENT CASE NO.

Case #13-75007

June 19, 1975

B-13269

REGISTERED AIRMAILSPECIAL DELIVERY

TO:

Mr. [REDACTED]

Special Agent

North Dakota Bureau of Criminal Investigation

Post Office Box 741

Dickinson, North Dakota 58601

RE:

[REDACTED]

DICKINSON, NORTH DAKOTA

JUNE 7, 1975

ASSAULT

REFERENCE: Letter June 13, 1975  
 EXAMINATION REQUESTED BY: Addressee  
 SPECIMENS: One charge slip, Q1

The listed Q specimen is further described  
 in a separate Laboratory report. 95-201631-2

No latent prints of value were present or  
 could be developed on the specimen.

The specimen, together with Q1 items bearing  
 known handwriting, which were submitted for laboratory  
 examination only, is enclosed.

Enclosures (2)

- 1 - Mr. Richard S. Hilde - (AIRMAIL)  
 Chief Agent  
 Bureau of Criminal Investigation  
 Lock Box 1054  
 Bismarck, North Dakota  
 58501

Clarence M. Kelley, Director

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.:  
 Admin. \_\_\_\_\_  
 Comp. Syst. \_\_\_\_\_  
 Ext. Affairs \_\_\_\_\_  
 Files & Com. \_\_\_\_\_  
 Gen. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Inspection \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Eval. \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Training \_\_\_\_\_

Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

MAIL ROOM ☐

THIS REPORT IS FURNISHED FOR OFFICIAL USE ONLY

TELETYPE UNIT ☐

MAILED 11

JUN 19 1975

FBI

718838

cap

FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1202154-0

Total Deleted Page(s) = 2  
Page 8 ~ b6; b7C;  
Page 9 ~ b6; b7C;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
X Deleted Page(s) X  
X No Duplication Fee X  
X For this Page X  
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

**MEMORANDUM**

Date: 8/23/89

TO: SAC, PHOENIX

FROM: SSA [REDACTED]

SUBJECT: Authorization to Open and Assign  
Below-Listed Case

b6  
b7C

FIELD OFFICE: PX

**O P E N A C A S E**

CLASS: 198

CATEGORY: A

CASE SQUAD: 3

OO: PX

ASSIGNED TO: [REDACTED]

STATUS: P

TITLE: RUSSELL MEANS; UNSUBS; POTENTIAL VIOLENCE AT WINDOW ROCK,  
ARIZONA ON THE NAVAJO INDIAN RESERVATION: 8/24/89;  
CIR: OO: PX

CASE TYPE: - (C)ONTROL / (D)ECLINATION / (R)ECORD CHECK / (Z)ERO  
(BLANK IF INVESTIGATIVE)

(2) - Phoenix

(2)

198A-PX-41148-1





Field File No. 198A-41148-1A(1)

Serial # of Originating Document \_\_\_\_\_

OO and File No. PX  
8/6/89

Date Received \_\_\_\_\_

From \_\_\_\_\_

Address of Contributor \_\_\_\_\_

By \_\_\_\_\_

To Be Returned ☐ Yes ☒ No      Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6(e), Federal Rules of Criminal Procedure ☐ Yes ☒ No

Title: Russell Means;

Reference: \_\_\_\_\_  
(Communication Enclosing Material)

Description: ☐ Original notes re interview of  
List of participants in  
march 8/24/89.

b6  
b7C



Blanco, NM 87412  
Federal Bureau of Investigation  
SA [REDACTED]  
P.O. Box 1817  
Gallup, N.M. 87305

b6  
b7C

[redacted]  
[redacted]  
If you need to review  
anything I have, until  
your material arrives,  
let me know. I'll  
help in any way possible  
[redacted]

FBI

## TRANSMIT VIA:

☒ Teletype  
☐ Facsimile  
☐ \_\_\_\_\_

## PRECEDENCE:

☒ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ UNCLAS E F T O  
☒ UNCLAS

Date

8/23/89

1 FM FBI PHOENIX (198A-PX-41148) (P)

2 TO DIRECTOR FBI/IMMEDIATE/

3 FBI ALBUQUERQUE/IMMEDIATE/

4 FBI MINNEAPOLIS/IMMEDIATE/

5 BT

6 UNCLAS

7 CITE: //3630//

8 PASS: ROBIN MONTGOMERY, SECTION CHIEF, FUGITIVES AND GENERAL  
 9 GOVERNMENT CRIMES SECTION.

10 SUBJECT: RUSSELL MEANS; UNSUBS; POTENTIAL VIOLENCE AT WINDOW  
 11 ROCK, ARIZONA ON THE NAVAJO INDIAN RESERVATION; 8/24/89; CIR; OO:  
 12 PHOENIX.

13 ON 8/23/89, BUREAU OF INDIAN AFFAIRS (BIA) OFFICIALS FROM  
 14 ROSEBUD, SOUTH DAKOTA, ADVISED THE PHOENIX FBI AND BIA OFFICIALS  
 15 AT WINDOW ROCK, ARIZONA, THAT 25 SIOUX INDIANS LEFT ROSEBUD,

16 [REDACTED]  
 17 [REDACTED]

18 [REDACTED]  
 19 [REDACTED]  
 20 [REDACTED]  
 21 [REDACTED]

Approved: HHH/DJS/CB Transmitted

Per

U.S. GPO: 1987 - 180-286

198A-PX41148-2

b6  
 b7C  
 b7E

^PAGE TWO PX 198A-PX-41148 UNCLAS

SOUTH DAKOTA TO PARTICIPATE IN A DEMONSTRATION AT WINDOW ROCK, ARIZONA, WITH RUSSELL MEANS ON 8/24/89.

JAMES STEVENS, AREA DIRECTOR OF THE BIA AT WINDOW ROCK, ARIZONA, ADVISED THE PHOENIX FBI ON 8/23/89, THAT HE HEARD FROM THE NAVAJO POLICE THAT RUSSELL MEANS HAD TELEPHONED THE NAVAJO POLICE, NAVAJO DEPARTMENT OF PUBLIC SAFETY (NDPS) ON 8/23/89, AND TOLD THEM THAT HE WAS PLANNING A DEMONSTRATION AND MARCH TO WINDOW ROCK, ARIZONA ON 8/24/89, BETWEEN 11:00 A.M. AND 2:00 P.M. MEANS ALSO TOLD THE UNIDENTIFIED POLICE OFFICER THAT HE WAS PLANNING A PEACEFUL MARCH, BUT COULD NOT RULE OUT VIOLENCE ON THE PART OF DEMONSTRATORS.

ON 8/23/89, SA [REDACTED] GALLUP, NEW MEXICO RESIDENT AGENT, PHOENIX DIVISION, ATTENDED A MEETING IN WINDOW ROCK, ARIZONA, REGARDING PREPARATIONS FOR THE PLANNED DEMONSTRATION. ATTENDING, WERE MAJOR GEORGE JOHN, ACTING CHIEF OF POLICE, NDPS, JAMES STEVENS, BIA, AND NUMEROUS OTHER INTERESTED PARTIES. [REDACTED]

[REDACTED] NAVAJO TRIBAL COUNCILMAN FROM FORT DEFIANCE, ARIZONA, ADVISED THAT HE IS A LOCAL AMERICAN INDIAN MOVEMENT (AIM) MEMBER, BUT DOES NOT SUPPORT MEANS OR HIS VIOLENT METHODS. HE SAID MEANS WOULD RECEIVE NO LOCAL AIM SUPPORT. MAJOR JOHN ADVISED THAT HE

b6  
b7c

^PAGE THREE PX 198A-PX-41148 UNCLAS

HAS EVERY AVAILABLE POLICE OFFICER ON SCHEDULED DUTY FOR 8/24/89, AND WILL CLOSELY MONITOR THE DEMONSTRATION. TRIBAL ATTORNEYS ADVISED THAT MEANS WAS SCHEDULED TO APPEAR IN NAVAJO TRIBAL COURT ON 8/24/89, FOR THE JULY ASSAULT ON JAMES STEVENS, BUT THE APPEARANCE HAS BEEN CONTINUED.

MAJOR JOHN WAS ADVISED BY SA [REDACTED] THAT NO FBI AGENTS WILL BE PRESENT TO WITNESS THE DEMONSTRATION, BUT WILL BE AVAILABLE TO INVESTIGATE ANY CRIMES WITHIN FBI JURISDICTION.

b6  
b7c

LEADS:

MINNEAPOLIS DIVISION AT ROSEBUD, SOUTH DAKOTA:

WILL ATTEMPT TO IDENTIFY THE 25 ABOVE-MENTIONED SIOUX INDIANS WHO TRAVELLED TO ARIZONA TO DETERMINE THEIR KNOWN POTENTIAL FOR VIOLENCE.

PHOENIX DIVISION AT GALLUP, NEW MEXICO:

WILL MAINTAIN CONTACT WITH TRIBAL POLICE AND BIA OFFICIALS AND WILL KEEP FBIHQ UPDATED ON ACTIVITIES. A COPY OF THIS IS DIRECTED TO ALBUQUERQUE FOR INFORMATION PURPOSES.

BT

(Mount Clipping in Space Below)

## Means to lead protest march through W.R.

WINDOW ROCK — Indian activist Russell Means will be leading a protest march in Window Rock today.

Means said Wednesday the march was being held in connection with his trial in tribal court on charges of resisting arrest and assault, resulting from an incident involving BIA Area Director James Stevens six weeks ago. That trial, however, has been postponed until mid-September.

In a radio statement, Means said that a number of his supporters in the American Indian Movement have come to show their support.

Estimates Wednesday indicated that between 20 and 40 AIM members, as well as 40 to 50 Navajos, are expected to take place in the march, which will begin about 11 a.m. at the Willie Keeto home near the state line on State Highway 264 and go to the tribal courthouse. The protest, which will include speeches from Means and his supporters, is expected to last until 1 p.m. or 2 p.m.

This will be the first demonstration on the reservation since the July 20th demonstration in which two protestors were killed by gunshots.

Means told reporters Wednesday that this will be a peaceful march.

A press statement from the tribe late Wednesday criticized the non-Navajos for getting involved in what tribal officials see as a Navajo issue.

"This controversy is an internal matter of the Navajo Nation and has been dealt with by the council and courts. This group of outsiders should not be involved and should stay out of a Navajo issue," the release stated.

The statement said that Interim Chairman Leonard Haskie has taken action to protect Navajo offices and employees and has asked that everyone connected with the march obey road blocks and security checks to "assure that workers are not harrassed and work is not disrupted."

"The Navajo Nation respects the right of its citizens to protest and the rights of every American citizen to freedom of speech and the right to assemble," Haskie said.

However, he said he realized that the march was starting in the same place as the one on July 20 and put Means and Keeto on notice that they will be held responsible "for any violence or destruction of property" that occurs as a result of this demonstration.

He also stated that any report of use by any demonstrator of any kind of weapon or firearm would be prohibited and "will be grounds for the immediate dispersal of the assembly by tribal police."

Other rules mentioned in Haskie's executive order called for protestors to stay off the paved highway unless directed to do so by police officers and once at the police building, to assemble in the east parking lot.

(Indicate page, name of newspaper, city and state.)

Date: 8/24/89

Edition: NAVAJO TIMES

Title:

Character: 198A-41148  
or 80-307A

Classification:

Submitting Office: PHOENIX

Indexing:

198A-41148 -3

SEARCHED INDEXED  
SERIALIZED FILED

b6  
b7C

# Memorandum



To : SAC, PHOENIX (198A-PX-41148) (C)

Date 10/4/89

From : SA [REDACTED]

b6  
b7C

Subject: RUSSELL MEANS;  
UNSUBS;  
POTENTIAL VIOLENCE AT  
WINDOW ROCK, ARIZONA,  
8/24/89;  
CIR;  
OO: PHOENIX

On 8/24/89, RUSSELL MEANS and numerous supporters peacefully marched on Window Rock, Arizona. MEANS gave a speech and the demonstration peacefully concluded.

Since no violence occurred as a result of the march, this matter should be closed.

1\*

close # 9  
DEST 10/6/94  
DLS  
10/6/89

DESTRUCTION DATE \_\_\_\_\_

INITIAL \_\_\_\_\_

RETAIN \_\_\_\_\_

JUSTIFICATION \_\_\_\_\_

(1) - Phoenix  
ve *ve*  
(1)

|                |         |
|----------------|---------|
| 98A-PX-41148-4 |         |
| SEARCHED       | INDEXED |
| SERIALIZED     | FILED   |

