

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-6
INDEXED	CP 7-6
LOGGED	
PROOFED	7/7/88 PW
QUAL. CON.	
COPIED	MM 7/11/88
FILED	MW 7-14

ASP-3-A

DATE: JULY 1, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 6, 1988
COPIES TO: INV. BIRDSONG
SGT. PHILLIPS

INTERVIEW OF SUSPECT

KENNETH WAYNE COOK
B/M, DOB: 5-20-56
5'8", 180 pounds
AKA: "HOSS"
7719 Callahan Road
Little Rock, Arkansas
455-4420
SSN: 429-08-2362

On June 28, 1988, Sergeant BARNEY PHILLIPS, Special Prosecutor DAN HARMON, and this investigator interviewed KENNETH WAYNE COOK at the Prosecuting Attorney's Office in Saline County. Before interviewing Mr. COOK, Special Prosecuting Attorney HARMON put Mr. COOK under oath for the statement. The suspect's rights as described on an ASP-116 form were read and explained to him and his responses were recorded thereon. A copy will be forwarded to the Little Rock Office and will become a permanent part of this file.

This statement was a taped statement and will be transcribed by the Prosecuting Attorney's Office with a copy being made available to this investigator. A copy will then be forwarded to Little Rock Office to become a permanent part of this file.

L

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-6
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PROOFED	7/7/88 PLW
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ASP-3-A

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 DATE TYPED: JULY 6, 1988
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 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On June 29, 1988, Sergeant BARNEY PHILLIPS and this investigator met with Special Prosecuting Attorney DAN HARMON in his office in Benton, Arkansas. The purpose of this meeting was to discuss the investigation and any new leads that have been developed.

COPY TO:
 DEL BY
 DATE

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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	CE 7-6
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ASP-3-A

DATE: JULY 1, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 6, 1988
COPIES TO: INV. BIRDSONG

INVESTIGATOR'S NOTES

On June 28, 1988, Sergeant BARNEY PHILLIPS, Special Prosecuting Attorney DAN HARMON and this investigator met with Mr. CARROLL DUNN who's the head of security for Arkansas Power & Light. At this meeting with Mr. DUNN we were able to obtain copies of the robbery reports of AP & L sub-stations on Baseline Road in which JAMES CALLAWAY, KEN COOK and RICHARD SAMPLEY possibly could be involved.

COPY TO:
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DATE

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CRIMINAL INVESTIGATION DIVISION

INDEXED	98-7-6
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PROOFED	7/7/88 PC
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ASP-3-A

DATE: JULY 1, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 6, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

At approximately 10:32 a.m., on June 28, 1988, Deputy Prosecuting Attorney RICHARD GARRETT advised this investigator that he had been contacted by MARVIN HICKMON, who has a used car lot on I-30 at the county line of Pulaski and Saline County. According to Mr. GARRETT, MARVIN HICKMON told him that a subject named HERSHEL JONES, black male, and a SONNY LAND, black male, who lives at Hardscrabble were talking about the boys' deaths before it came out in the paper. Mr. GARRETT said this was just information that should be passed along concerning the investigation.

COPY TO:
 DEL BY
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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	CE 7-6
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ASP-3-A

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DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 6, 1988
COPIES TO: INV. BIRDSONG
SGT. PHILLIPS

INVESTIGATOR'S NOTES

On Tuesday, June 28, 1988, Sergeant BARNEY PHILLIPS and this investigator met with Deputy Prosecuting Attorney RICHARD GARRETT and Special Prosecuting Attorney DAN HARMON. During this meeting the progress of the case was discussed and the fact that Mr. KEN COOK had been subpoenaed to the Prosecuting Attorney's Office in reference to this case.

COPY TO:

DEL. BY

DATE

L

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

TYPED	987-6
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CRIMINAL INVESTIGATION DIVISION

ASP-3-A

DATE: JULY 1, 1988
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 DATE TYPED: JULY 6, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On June 28, 1988, this investigator met with Detective Sergeant LARRY DUNINGTON of the Little Rock Police Department and obtained copies of the following reports:

- 1) A copy of an Aggravated Robbery report, incident number 242289, dated April 3, 1986, with the victim being a BILL DONNELLY, an AP & L employee who stated that he was robbed at the Worthen Bank at Baseline and Sunflower while making an AP & L money deposit and was robbed by a subject with a blue steel revolver. The subject was identified as a black male, approximately 25 to 30 years old, 5'7", 160 pounds. The reports states that a green nylon bag containing approximately \$8,060.00 was stolen in the robbery. A complete copy of the investigative file concerning this incident is included and will be forwarded to the Little Rock Office.
- 2) A copy of an Attempted Robbery, dated April 6, 1987, Little Rock Police Department incident number 364096, showing the victim to be a ROY CLARK, a white male, employee for AP & L. Mr. CLARK stated in his report that two white male subjects armed with handguns pulled up alongside his vehicle on a motorcycle while he was outside the depository and demanded money, but he dropped the money into the depository and the subjects fled on the motorcycle. The motorcycle was described as a blue motorcycle, possibly a 750CC.

Copies of all these reports will be forwarded to Little Rock Office to become a permanent part of this file.

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CRIMINAL INVESTIGATION DIVISION

TYPED	0827-6
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FILED	mw 7-21

ASP-3-A

DATE: JULY 1, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 6, 1988
COPIES TO: INV. BIRDSONG

INTERVIEW OF WITNESS

TAMERA SAMPLEY
W/F, DOB: 7-20-64
Rt. 3, Box 791
Benton, Arkansas
Day phone number 778-4338
Message phone number 778-9078

On June 28, 1988, at approximately 10:55 a.m., Sergeant BARNEY PHILLIPS, Special Prosecuting Attorney DAN HARMON, and this investigator interviewed TAMERA SAMPLEY at the Saline County Sheriff's Office in Benton, Arkansas. The following will be the information related to this investigator by Ms. SAMPLEY.

Ms. SAMPLEY stated that her ex-husband was RICHARD SAMPLEY and RICHARD was currently in jail in Pulaski County. According to Ms. SAMPLEY approximately six to eight months ago her husband and she went to JAMES CALLAWAY's house in Bryant and while they were there RICK SAMPLEY told JAMES CALLAWAY that he needed some money and that he was ready to go follow the lady that owned the liquor store to get the money. TAMERA SAMPLEY stated that they talked about a lady they knew that had a liquor store on Baseline Road in Little Rock who came out of the liquor store with a lot of money. TAMERA stated that JAMES CALLAWAY and her husband RICK talked about this in front of her and also in front of JAMES CALLAWAY's wife, DEBBIE. TAMERA stated that apparently they had also planned this earlier due to the way they had talked concerning the robbery. TAMERA stated that JAMES had been watching the liquor store for awhile while he was working at AP & L. TAMERA stated that RICK had talked about this approximately a week before this meeting. TAMERA stated that CALLAWAY said he would drive and then he gave RICK a mask and some gloves and that they left CALLAWAY's house in a brown station wagon. TAMERA stated that they were gone for about three hours and when they came back RICK said that they had done the robbery but the money was in the trunk and a lady started kicking and screaming so they got scared and left.

According to TAMERA her ex-husband RICK had been weird about a year and on August 24 of last year, which was her daughter KACI's birthday, RICK didn't call or come by and this was very unusual. According to TAMERA RICK later said that he had called but couldn't get ahold of them

but TAMERA stated that they were at home and should have received the call. TAMERA stated that she thought this was the same time period that RICK SAMPLEY and JAMES CALLAWAY had a falling-out and had pulled guns on each other.

TAMERA stated RICK told her that this past summer he was involved in an AP & L robbery. TAMERA stated she thought RICK mentioned that KEN COOK was involved in the robbery with him. TAMERA stated that after this she knows that RICK didn't like KEN for some reason. RICK stated that something had gone wrong with the robbery. TAMERA stated she thought that they followed the lady to a deposit and either robbed her or tried to rob her and they used motorcycles in the robbery.

TAMERA stated that one time, less than six months ago, RICK stated that he was going with JAMES CALLAWAY out of state to do a robbery. TAMERA stated that he went and said they wouldn't give them the money in the robbery so he started shooting into a Crown Liquor Section and they started to give him the money at that time. TAMERA also stated that her ex-husband RICK SAMPLEY had been involved in a burglary off highway 5 of a store where he obtained cigarettes and some meat. Ms. SAMPLEY stated that this was not too long ago and that RICK told her that he had given most of the stuff to JAMES CALLAWAY.

According to Ms. SAMPLEY she never heard her ex-husband RICK or JAMES or DEBBIE say anything about the boys being killed on the track.

Ms. SAMPLEY stated that at the end of March or April, RICK shot a guy named CHUCK in the jaw while they were at the Wagon Wheel Lounge at the county line of Pulaski and Saline County in Little Rock. Ms. SAMPLEY stated that CHUCK is the husband of RICK's ex-girlfriend whose name is JANICE. TAMERA stated that RICK may have told JANICE some of the things that he had been involved in.

CRIMINAL INVESTIGATION DIVISION

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ASP-3-A

DATE: JULY 1, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 6, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INTERVIEW OF SUSPECT

RICHARD GLENN SAMPLEY
 W/M, DOB: 5-5-63
 5'9", 180 pounds
 Blond hair, blue eyes
 Tattoo of a "Devil" on the right forearm,
 "Cross" on the left and right arm and a
 scar under his left eye.
 Rt. 4, #23 Willow Street
 Alexander, Arkansas
 847-3241
 SSN 448-72-5944

On June 28, 1988, Sergeant BARNEY PHILLIPS, Special Prosecuting Attorney DAN HARMON and this investigator interviewed RICHARD GLENN SAMPLEY at the Prosecuting Attorney's Office in Saline County.

The suspect's rights were read and described to him on an ASP-116 Form and his responses were recorded thereon. A copy of this will be forwarded to the Little Rock Office to become a permanent part of this file.

This statement was a taped statement in which Mr. SAMPLEY was put under oath by Special Prosecuting Attorney DAN HARMON. A transcription of the statement will be made by the Prosecuting Attorney's Office and a copy will be made available to this investigator which will be copied and forwarded to the Little Rock Office to become a permanent part of this file.

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CRIMINAL INVESTIGATION DIVISION

ASP-3-A

DATE: JULY 1, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 5, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On Monday, June 27, 1988, this investigator travelled to Little Rock to CID Headquarters for an Investigative Team meeting concerning this case. An Investigative Team was present and also present were Special Prosecuting Attorney DAN HARMON and Deputy Prosecuting Attorney RICHARD GARRETT. Sergeant RICHARD CARMEN of the Saline County Sheriff's Office was also present for the meeting. During this meeting verification of the completed leads was made along with the discussion of development and progression of the case.

COPY TO:
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CRIMINAL INVESTIGATION DIVISION

TYPED	987-5
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ASP-3-A

DATE: JULY 1, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 5, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

At approximately 2:50 p.m. on Monday, June 27, 1988, this investigator contacted Mr. CURTIS HENRY and advised him of the progress of this case. There was nothing discussed concerning any information that would violate the "gag" order in reference to Grand Jury investigation.

COPY TO:

DEL. BY

DATE

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CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-6
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ASP-3-A

DATE: JULY 1, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 6, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

At approximately 3:00 p.m., on Monday, June 27, 1988, this investigator contacted Mr. LARRY IVES and advised him of the progress of this case. There was nothing discussed in reference to the Grand Jury investigation that would violate the "gag" order.

COPY TO:

DEL. BY

DATE

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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

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CRIMINAL INVESTIGATION DIVISION

ASP-3-A

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 DATE TYPED: JULY 6, 1988
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 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On July 29, 1988, Sergeant BARNEY PHILLIPS and this investigator met with Lieutenant DOUG WILLIAMS at the Little Rock Office at the Arkansas State Police CID and briefed him concerning all updates of this investigation.

COPY TO:
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 DATE:

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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

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 SGT. PHILLIPS

INVESTIGATOR'S NOTES

The following reports were obtained from the Saline County Sheriff's Department:

- 1) The first report is identified as case number 38-10-006, which is a Robbery report with the victim being JUANITA REEVES, stating that on October 17, 1987 at approximately 1:35 a.m., that after she left her work at Baseline Liquor Store she started home and while she was on the Steel Bridge Road as she passed Hall Road she noticed some headlights come on behind her and as she turned into her driveway the car turned in behind her. The passenger in the car jumped out and ran up to her vehicle and pulled her out of her car by the hair and told her to give him the money from the store because he knew she had it. Ms. REEVES stated that when she denied having the money the subject hit her on the left side of her head with the gun and knocked her down and after a struggle had taken place the subject grabbed a black tote bag and ran and jumped in the car. She identified the subject as a white male in his twenties, approximately 5'6" to 5'8", about 165 pounds and wearing a beige ski mask over his face. Ms. REEVES stated that the subject driving the car never got out of the car.
- 2) Saline County report 11-11-292, dated November 24, 1987, Burglary & Theft of Property report with the victim being JOHN CROCKETT of Rt. 4, Box 226, Alexander, Arkansas reporting a Burglary of his residence.
- 3) A Bryant Police Department report dated January 12, 1988, showing a Burglary at the LOVEITT's Food Store, Highway 5 and Brandon Road in Bryant, Arkansas in which an amount of meat and cigarettes were stolen.

The above mentioned reports will be copied and forwarded to Little Rock Office to become a permanent part of this file.

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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	87-6
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INVESTIGATOR'S NOTES

On June 30, 1988, this investigator attempted to contact Mr. CARROLL DUNN, Head of Security for Arkansas Power & Light, at his office in Little Rock, Arkansas. I was unable to contact Mr. DUNN, but the purpose for the contact was to attempt to obtain the names and addresses of the subjects working at the Baseline Office that worked with KEN COOK and JAMES CALLAWAY so that we could subpoena these subjects to the Grand Jury.

COPY TO:
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ASP-3-A

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 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On June 30, 1988, Sergeant BARNEY PHILLIPS and this investigator met with Special Prosecuting Attorney DAN HARMON in Sergeant PHILLIP's office in Benton, Arkansas. At this time we discussed information received from a Confidential Informant and how to pursue the investigation concerning this information.

COPY TO:
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CRIMINAL INVESTIGATION DIVISION

INDEXED	487-6
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 SGT. PHILLIPS

INVESTIGATOR'S NOTES

June

On July 30, 1988, Sergeant BARNEY PHILLIPS and this investigator went to Triple "A" Motors in Little Rock, Arkansas, which is next to Sims Barbeque on I-30 near the Arkansas Highway Department. We attempted to locate a GARY PULLIAM but only could make contact with a subject identified as JAMES DEAN MURRAY. I gave Mr. MURRAY one of my cards along with Sergeant PHILLIPS' name on the back and asked him to have Mr. PULLIAM contact this investigator.

On this same date, AMY CAMPBELL who works in the office where Sergeant PHILLIPS' office is in Benton, advised this investigator that GARY PULLIAM had called and advised that he would return the call. I advised Ms. CAMPBELL if the subject called back to advise him to be in the Prosecuting Attorney's Office in Benton on Tuesday, July 1, 1988 at 10:00 a.m.

COPY TO
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 DATE

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CRIMINAL INVESTIGATION DIVISION

TYPED	0827-6
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INVESTIGATOR'S NOTES

On June 30, 1988, Sergeant BARNEY PHILLIPS and this investigator spent most of the day in the Little Rock Office in reference to having a Confidential Informant located and brought to the Little Rock Office for a polygraph concerning information in reference to this case.

COPY TO:
 DEL. BY:
 DATE:

L



Bill Clinton
Governor

State of Arkansas

ARKANSAS STATE POLICE

#3 Natural Resources Drive
P.O. Box 5901

Little Rock, Arkansas
72215



Colonel T. L. Goodwin
Director
Lt. Col. George K. Moya
Ass't. Director

July 5, 1988

CONFIDENTIAL

Investigator Don Birdsong
Arkansas State Police
Criminal Investigation Division
Little Rock, Arkansas 72215

ARRANGEMENTS

At your request, Tamera Nanette Sampley was administered a polygraph examination at the Arkansas State Police Headquarters in Little Rock, Arkansas on June 30, 1988, by Investigator Dave Dillinger.

Ms. Sampley was being tested to determine if the statements given by her to Prosecutor Dan Harmon were correct and factual.

PRE-TEST INTERVIEW

The pre-test interview with Ms. Sampley is included in this file on a separate CID-3A.

EXAMINATION

Ms. Sampley was administered two polygraph examinations of the Balanced Flexibility Type in which the following questions were asked, along with other irrelevant and control questions.

Q-A. Do you intend to try to lie to me on this test?

Ans. No.

Q-C. Did you make up any part of your statement to Harmon?

Ans. No.

Q-E. Have you purposely withheld any information from Harmon?

Ans. No.

67-587

Q-G. Did you purposely lie to Harmon in your statement this week?

Ans. No.

FINDINGS

The physiological responses noted on this subject's polygraph charts are in such a pattern as to indicate that the subject, Tamera Nanette Sampley, is essentially truthful in answering the above questions.

Respectfully submitted,

Dave Dillinger (sk)

Dave Dillinger, Investigator
Criminal Investigation Division

DD:gk

cc: Dave Dillinger
67-587-88

BENCH WARRANT.

The State of Arkansas, to any Sheriff, Constable, Coroner, or Policeman, in this State:

YOU ARE COMMANDED forthwith to arrest..... James Calloway

.....
and bring..... Him before the..... Saline County Circuit Court, to

answer an indictment in that Court against..... Him for the offense of
..... Aggravated Robbery 5-12-103

.....
or if the Court be adjourned for the Term, that you deliver..... James Calloway

to the Jailor of..... Saline County.

WITNESS my hand and the seal of said Court, this..... 6th
..... July 88
day of..... 19 ...

..... Jimmy Seals Clerk.
By: *[Signature]* d.c.

67-587-84
68-141-84



INFORMATION WITH AFFIDAVIT

IN THE SALINE COUNTY CIRCUIT COURT

THE STATE OF ARKANSAS

INFORMATION FOR

VS. No. 88-175
JAMES CALLOWAY

AGGRAVATED ROBBERY

5-12-103

I, JOE K. HARDIN, PROSECUTING ATTORNEY WITHIN AND FOR THE SEVENTH JUDICIAL CIRCUIT OF THE STATE OF ARKANSAS, of which Saline County is a part, in the name and by the authority of the State of Arkansas, on oath, accuse the defendant James Calloway

of the crime of Aggravated Robbery 5-12-103 committed as follows, to wit: The said defendant on the 17th day of October 198 7

in Saline County, Arkansas, did unlawfully, and feloniously, committed robbery, by being an accomplice to Richard G. Sampley, who while armed with a firearm threatened to use physical force or used physical force to commit a theft of property from Juanita Reeves, all

against the peace and dignity of the State of Arkansas.

Joe K. Hardin
Joe K. Hardin, Prosecuting Attorney

By _____
Deputy Prosecuting Attorney

I, Joe K. Hardin, state on oath that the above and foregoing statements are true and correct to the best of my knowledge and belief.

Joe K. Hardin

Subscribed and Sworn to this 6th day of May 198 8

67-587-88
68-141-88

Paul Lancaster
Marshall

JAMES Callaway

Y O U R R I G H T S

PROS. ATTY's office BENTON

PLACE: ~~1452 84~~

DATE: 7-5-88

TIME: 2:48 pm

Before we ask you any questions you must understand your rights.

- 1. Do you understand that you have the right to remain silent?
Response: yes,
- 2. Do you understand that anything you say can and will be used against you in court?
Response: yes,
- 3. Do you understand that you have the right to talk to a lawyer for advice before we ask you any questions and to have him/her with you during questioning?
Response: yes,
- 4. Do you understand that if you cannot afford a lawyer, one will be appointed for you by the court before any questioning if you so desire at no cost to you?
Response: yes,
- 5. Do you understand that if you decide to answer questions, you will still have the right to stop answering at any time?
Response: yes,
- 6. Do you understand that you may waive the right to advise of counsel and your right to remain silent, and you may answer questions or make a statement without consulting a lawyer if you so desire?
Response: yes,

Witness: _____

Signed: x Refused

Witness: _____

MY RIGHTS HAVE BEEN FULLY EXPLAINED TO ME AND I UNDERSTAND THEIR CONTENT; I HEREBY WAIVE MY RIGHT TO AN ATTORNEY AT THIS TIME.

67-587-88
68-141-88
R. Odion

DESCRIPTION OF SUBJECT

NAME: JAMES DAVIS CALLAWAY
 ALIAS: _____ S.S.# 432-98-5796
 ADDRESS: PO Box 528 BRYANT, Ar PHONE: 847-0967
 RACE: W SEX: M DOB: 8-2-52 WHERE BORN: Prescott
 HEIGHT: 6'1" WEIGHT: 220 COMPLEXION: _____ HAIR: Brown EYES: Blue
 SCARS & MARKS: None NOTED

 PECULIARITIES: _____
 OCCUPATIONS: CAR Salesman
 EMPLOYER: Self-Employed
 EDUCATION: 12th Grade
 MARITAL STATUS: MARRIED Debbie - Same Address
 RELATIVES: SARA Callaway - mother #10 TOMAHAWIC
Alexander

 VEHICLE: _____
 DATE ARRESTED: 7-6-88 PLACE ARRESTED: Saline Co ~~Ar~~
 RECORD FROM: Saline Co S.O. CHARGE: Agg. Robbery
 DISPOSITION: Pending
 PHOTOGRAPHED: yes DATE: 7-6-88 AGENCY: Saline Co SO
 FINGERPRINTED: yes DATE: 7-6-88 AGENCY: 11 11 11
 ASPOL NUMBER: _____ FBI NUMBER: _____
 FILE NUMBER: 68-141-88 INVESTIGATOR: Budsony
67-587-88

DB: 2:49, on Tuesday, July 5, 1988, subject being interviewed is James Davis Calloway, WM DOB 8/2/52 address PO Box 528, Bryant, Arkansas, phone number 847-0967. Mr. Calloway has been read his rights and has refused to sign his rights form. At this time those present are Sgt. Barney Phillips, of Arkansas State Police, Prosecuting Attorney, Dan Harmon of Saline County, and Don Birdsong, Investigator with the Arkansas State Police and James Calloway.

DH: Will you raise your right hand?

JC: Uh huh.

DH: Do you solemnly swear that the testimony that you are about to give to be the truth so help you God?

JC: I do.

DH: James, it's your intention not to make a statement? You won't to talk to your lawyer?

JC: He advised me to call him.

DH: Do you want to call him now?

JC: Yes sir.

DB: Interview will be concluded at this time until such time he can make a phone call. Following telephone conversation with his attorney, following instructions of his attorney, James Calloway decided not to make a statement, and this interview is concluded at this time.

68-141-88
Birdsong

CRIMINAL INVESTIGATION DIVISION

TYPED	CG 7-8
INDEXED	_____
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QUAL. CON.	_____
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FILED	_____

ASP-3-A

DATE: JULY 6, 1988
 DICTATED BY: SGT. BARNEY PHILLIPS
 DATE TYPED: JULY 8, 1988
 COPIES TO: SGT. PHILLIPS
 INV. BIRDSONG

INTERVIEW OF WITNESS

FINNIS LEROY CRISWELL
 W/M, DOB: 11-5-40
 #23 Spruce Drive
 Alexander, Arkansas
 847-4754

Mr. CRISWELL was interviewed on July 5, 1988, at 11:40 a.m. by this investigator along with Special Prosecuting Attorney DAN HARMON. This interview was conducted at the Saline County Prosecuting Attorney's Office.

This interview was tape recorded by the Saline County Prosecuting Attorney's Office and when it has been transcribed it will be made part of this file.

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FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

DH: How long..

FC: Other than what i've heard.

DH: What have you heard?

FC: I heard that he is in jail now. In Pulaski County.

DH: For what?

FC: For robbing a 7-11, or smething like that.

DH: Do you know if James Calloway called and talked to him in the last few weeks? Or has he called James?

FC: Not that I know of.

DH: Have they had any contact that you know of?

FC: Not that I know of.

DH: Have you heard James talk about him?

FC: Nothing other than he is in jail.

DH: James talks quit abit, doesn't he?

FC: Well, what do you mean?

DH: Every time I have been around him, he is quit a talker.

FC: Oh, yea, he runs his mouth alot.

DH: Did he ever meantion to you about any AP&L robberies?

FC: I heard about it on T.V. He said something about it.

DH: What did he say about it?

FC: He said they keep trying to accuse him of it.

DH: Is that why he is not working for AP&L now?

FC: Thats what they say.

DH: Did he tell you that, James?

FC: Yea

DH: What did he tell you?

FC: He said they accused him of it.

DH: Did he tell you wether or not he was involved?

FC: He said he wasn't.

DH: Your telling us here today under oath that you don't know of any kind of criminal involvment of James Calloway?

FC: No sir.

DH: He never told you about anything?

FC: No.

DH: Have you ever been there when he bought stolen property?

FC: No, no. Not that I know of.

DH: Your son ever sell him any property?

FC: I don't know.

DH: Was you ever there when you say he came by?

FC: No, I didn't work for him at that time.

DH: Do you know about it?

FC: No.

DH: Did your son tell you about it?

FC: No.

DH: Well how do you know that you didn't work for him at that time?

FC: Because I know what you are talking about.

DH: What am I talking about?

FC: Just before he went to jail. He broke into a house.

DH: Trickett?

FC: Uh-hu.

DH: 90 thousand dollars taken?

FC: Thats what they say.

DH: Who said?

FC: Johnny Crocket

DH: He told you that?

FC: Uh-hu

DH: Did you know that your son did break into the house?

FC: Well they say he did.

DH: He tell you he did.

FC: No

DH: Did Johnny Crocket tell you he did?

FC: Yea. He tried to accuse me of being in on it. I told him no. I know your name. He had my records checked he found out that I have

FC: never messed with stolen stuff. And you will find that same thing.

DH: Do you got any kind of felony arrest, or conviction.

FC: No sir.

DH: Do you know Tommy Maddison?

FC: A black fellow.

DH: Do you remember seeing me and Richard out there a time or two?

FC: Yea.

DH: This spring?

FC: Yea.

DH: Calloway ever tell you anything after we left? Discusse anything with you

FC: No.

DH: Johnny Crocket told you that there was 90 thousand missing

FC: He said there was alot of money missing. I heard there were 90thousand.

DH: Did your son ever discuss it with you?

FC: No.

DH: Calloway ever discuss it with you?

FC: No.

DH: Not try to get you to find out were it was, or any thing?

FC: No. I don't want nothing to do with it. Thats him and Crocket.

DH: Do you know, whats thats guy name that just opened up a car lot, up at the county line?

RG: Marvin Hickner[?].

DH: do you know Marvin Hickner?

FC: Uh-hu.

DH: Are him and calloway buddies?

FC: Not that I know of. No, most dealers know each other.

DH: Right.

FC: And if you work with them, well you know them.

DH: They do know each other?

FC: Yea

DH: Do you know anything about his window being broken out? Have you heard about that?

FC: i seen it.

DH: Have you heard anything about what happened, or anyhting like that?

FC: hu-huh

DH: Calloway talk to you before you came down here?

FC: No, he talked to Mr. Garrett, I had him call Mr. Garrett. Find out what the deal was.

DH: Did Calloway ever told you that, say anything or not say anyhting if somebody talks to you?

FC: I look at it like this, I'm 47 years old, and I don't need him to tell me what to say.

DH: I just thought that he might have talk to you about it. Has he not?

FC: No.

DH: Did you know that they were dealing cocian out of there?

FC: When?

DH: This last spring.

FC: Not that I know of.

DH: So you doh't know any thing about any of Calloway activites?

FC: Nothing other than tht car lot. I don't go to his house, once I get away from there. I go home, and I got my life to live.

DH: Has Ken Cook been out to see him lately?

FC: Not that I know of. Inuadible the days they was on the Grand Jury down there together.

DH: Did they meet there then before? Before they came to the Grand Jury?

FC: No.

DH: After?

FC: They came by after.

DH: What did they say.

FC: Ken was talking about car payment.

DH: Did they stay in front of you during the whole conversation?

FC: No, because I left. I went to get something to eat.

DH: Do you know Dink French?

DH: Has he been by the car lot?

FC: Hu-huh

DH: Who comes by and see's Calloway regulary?

FC: Customers.

DH: like who?

FC: Well the people who buy automobiles from us.

BP: Any police officers hang out there any?

DH: Around the car lot?

FC: They come by. Check on everything.

BP: I mean visit, talk to Calloway?

FC: Not that I know of.

DH: Do you ever see Chuck Talent out there? Do you know who Chuck is?

BP: Saline County Deputy?

FC: Yea I know him. He came by and taked to Jamed about a car one day. I tried to talk to talk to him. He said no, I got to talk to Calloway on that, thats to much.

BP: Did he recover a dimond ring inaudible Calloway that come out of Crocket's house? You know any thing about that?

FC: I don't know any thing about that.

DH: What about, do you know any thing about, any knid of planned armed robbery of Wester Foods? You never heard Calloway talk about turning that in to the owner, and all that kind of stuff?

FC: Hu-huh.

DH: Is your record clean Finnis?

FC: I hops so.

DH: Well you would know.

FC: Yes sir. Far as I know it is.

DH: Where have you lived most of your life?

FC: Up till 80.

H: Where did you go in 80?

FC: I moved to inaudbile. Last part of 79.

DH: Is that where you live now?

FC: No sir.

DH: Where do you live now?

FC: I live on Spruce Drive in Alexander.

DH: Is that in Alexander?

FC: Yea

BP: What about Ranchett?

FC: Well it's close to Ranchette store. It's the back side of Ranchette, but they call it Alexander.

DH: Is it in the ciyt limits? No it couldn't be cause thats in Saline County. Thats your address?

FC: yea

DH: Alexander postoffice.

FC: Yea, I use the Alexander postoffice.

DH: Have you heard anybody discuss these two boys death, or how it happened, or know anything about it? Ever heard Calloway discuss it?

FC: Hu-huh.

DH: You didn't hear me, Richard, and James and inaudible talk about it?

FC: I heard yall talking, but you seen me, I walked off.

DH: Yea.

FC: I didn't you know, I....

DH: You were out side.

FC: Didn't get into it, because you know the boys are dead as far as I'm concerned, you know.

BP: Did you know either one of the boys?

FC: Not really.

BP: Had you ever seen them over at the car lot, either one of them?

FC: Inaudible.

BP: Don't Calloway have a daughter or a stepdaughter?

FC: Farrah is his daughter.

DH: Farrah is his daughter?

FC: Uh-huh

BP: Did you ever know one of the boys that dated her, or anything. In case we don't inaudilbe something?

FC: No that I know of.

DH: Did you ever see them any where? You said not really. What did you mean by that?

FC: Well my son went to Bryant School, goes to Bryant School, he said he talked to them at school.

BP: How old is you boy?

FC: He is sixteen.

BP: Sixteen.

DH: Did he tell you anything about their deaths?

FC: No

DH: Or anything he has heard?

FC: No.

DH: Was he in the same grade they are, or a year behind?

FC: I don't know.

DH: Was he suppose to graduate this year?

FC: No. He is in the ninth grade.

RG: Did Bill Rummell ever come over there Finnis?

FC: He came over there to try and buy a van.

DH: When was that?

FC: Probable March.

BP: Did he buy one? He has got a Ford van.

FC: No, he didn't buy that from me.

DH: How many time was he over there talking about the van?

FC: 3 or 4 times, he just didn't have quit enough money.

DH: Did he talk with you, or did he talk with James?

FC: He talked with me most of the time.

DH: Did he talk to James too?

FC: I think he talked to James for maybe five minutes. James told him no, he couldn't do it.

DH: He was probalbe trying to get a deal?

FC: Hu

DH: He was probable trying to get a deal, wasn't he?

FC: Yea really.

DH: He is pretty close to his money. Always trying to figure out inaudible. Would you know for a fact that he knew James?

FC: Well I'll put it this way, As far as I know, he talked to James one time or twice.

DH: Yea

FC: And as far as he actually knowing James, I don't know. He knows me more than he knows James.

DH: Did you ever find out why James's place was shot up. Did anybody ever tell you, did James ever tell you?

FC: No, when?

DH: He was telling me one time his building was shot up.

RG: They got that bullet hole through the portable building back there.

DH: Where you not there when that happened?

FC: I didn't know anything about it.

BP: At one time, wasn't there some guys using that portable building, besides James? Going back there and playing cards and stuff?

FC: Not that I know of.

BP: Do you know about any gambling going on back there?

DH: I think that was before inaudible.

FC: When was all this suppose to have happened, do you know?

BP: I don't know, I just heard that.

DH: I think that was before February, when Finnis starts this last time.

DH: Do you ever see the Wooten boys out there?

FC: No.

DH: You know about the deal, the stolen Cadillac. That James helped the police on?

FC: When was that?

DH: That was back last year.

FC: I don't know.

BP: It was suppose to be a white cadillac. They was going to try to sell it to James.

FC: When was that, thats what I'm trying to ask?

BP: I don't remember the date.

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DH: That was before February of this year. Whats James's ex-wifes name?

FC: Sheila.

DH: Sheila, still Calloway?

FC: Yea.

DH: O.K. he has got a duaghter named Farrah. Has he got any othere children about that age?

FC: Lara, not that age.

DH: How old is she?

FC: I don't know.

DH: Has he seen her?

FC: Yes, he has seen her.

DH: Is she about the same age as Farrah?

FC: She is younger that Farrah.

DH: You mean thats his real daughter or stepdaughter?

FC: A real daughter.

DH: Does he have a stepdaughter?

FC: Who, James_?

DH: Yea.

FC: Yea

DH: Whats her name?

FC: Rachelle

DH: How old is she, approimately?

FC: About 15, 14 or 15.

DH: Is that the daughter of his present wife?

FC: Yea

DH: What was her last name before she married James?

FC: Pierson.

DH: Pierson?

FC: Yea

DH: James's ex still come and see him ever once in awhile at the car lot?
Sheila.

FC: She cals him, occasionally, over kids, wanting to know if he will keep th

FC: kids, or what ever.

DH: So James has got 2 daughters, and a stepdaughter, is that what you are telling me?

FC: Yea.

DH: They all go to Bryant School, I know they 3 of them go to school, 2 of them got the Bryant School?

FC: Yea.

DH: James appear to have plenty of money right now?

FC: He has got enough to buy cars, so he says, barley.

BP: Does own that lot, or does he have it leased?

FC: He is renting it.

DH: Who does he rent it from?

FC: Crease Oil Company in North Little Rock.

DH: Do you know how much he pays?

FC: \$150.00 a month. Thats what he says.

DH: Is James up there at the car lot now?

FC: He left awhile ago, to apy bills.

DH: Just closed it down?

FC: Yea, he just closed it.

DH: Did he tell you about Farrah being beat up at the party, have you heard anything about that?

FC: No. I've seen Farrah off and on, but I ain't never seen any marks on her.

DH: This was supposed to happened a couple of months ago. He never meantione that to you?

FC: No.

DH: Mostly yall just talk about the car business?

FC: Yes sir.

DH: If we want to get ahold of you during the day, you will be at the car lot

FC: Yea.

DH: Whats that number?

FC: 847-4754

DH: We are supboena you in for the Grand Jury. As far as I know there is now indication that you are involved in any kind of criminal activity at all.

FC: Well I hope not, cause I ain't.

DH: But I want to tell you that, when we call you in you will be placed under oath.

FC: Yea.

DH: If it works out that you tell the truth, in front of the Grand Jury, there won't be any problem.

FC: Well I feel as if I have told you the truth. Everything that you have asked me.

DH: Is there anything that I have not asked you about, as far as any kind of criminal activity on the part of Calloway, that comes to mind?

FC: No. Cause I work with the man, what he does when he leaves the lot is his business, what I do is mine.

DH: Yea

FC: I am trying to make a honest living. I guess he told you I work pretty hard, didn't he?

DH: Yea, I believe you. I thought that you might have over heard some conversations, or James might have told you something.

DH: Do you know Richard Wooten?

FC: No.

RG: Do you know Mark Sanders?

FC: I know Mark, yea.

DH: How do you know Mark?

FC: He bought a vehicle from us, and didn't pay for it.

DH: What about Steve Gunter?

FC: Well he did the samething, thats when I was at Saline County Motors.

DH: Inaudilbe Saline County Motors?

FC: John Gaither.

DH: Where is that at?

FC: Right down the street from James, on the left, on Hwy 5.

DH: Is it toward Little Rock, or toward Benton?

FC: Toward Benton.

DH: How long did you work there?

FC: I worked for him for about a year and a half.

DH: Who would consider to be James's best friend?

FC: What do you mean?

DH: Who would you consider to be his best friend?

FC: Well I guess thats me.

DH: Who besides you?

FC: Nobody that I know of.

BP: But Charles McClain, is he a pretty good friend of his?

FC: Well yea, Charles is a pretty good friend of James.

BP: McCaline just has a few cars there, they are not partners?

FC: They are partners on some.

BP: Some?

FC: Some of them, yea.

BP: Does McClain do anything else, or is he just in the car business?

FC: He works for Alcoa.

BP: Alcoa?

FC: Yea.

BP: Does he stay around there very much?

FC: No.

BP: Is there any body else got partners with him too? Anybody else got cars there?

FC: No.

BP: Besides McClain?

FC: Nobody besides McClain.

DH: Do they those on contracts, inaudible spliting up the money, what, do you get together and split up the money?

FC: Yea.

DH: James go to Las Vegas recently?

FC: Yea, he did.

DH: When was that?

FC: Last month.

DH: Did James ever tell you about a inaudilbe crap game, or something? When he was there as a planter?

FC: How long has that been?

DH: It has been a couple of inaudlibe ago.

FC: No, not really. I have not heard anything about it.

DH: He never meantioned that to you about grabbing a gun away from some guy?

FC: If he had, I didn't pay any attention.

DH: Does James Gamble alot?

FC: He use to.

BP: Do you know Fletcher Kelloms?

FC: Yea.

BP: Does he ever come over to the car lot?

FC: He use to, but de don't any more.

DH: How long ago did he use to come over there?

FC: He has bought several cars from us. They were vehicles.

DH: Is that before you stated working this time, or this last time?

FC: The other time I worked.

DH: You haven't seen him around there?

FC: He has come by.

DH: What would^e he do when he came by?

FC: He would come by and ask for James, and I said no. He will be in in a little bit, well tell him I will talk to him later.

DH: But you have not seen Dink French down ther?

FC: No.

DH: Do you know Danny and Mike Gault?

FC: No.

DH: You have never heard of them?

FC: No.

DH: Do you know Chuck Hughes?

FC: No.

DH: Larry Mitchell?

FC: No.

DH: Do you know a boy named Bearden?

FC: Which Bearden? I know several Beardens.

FC: I was married into the Bearden family.

DH: Just a young boy, probable around Mark Sanders.

FC: All the Beardens I know around my age, or alittle bit older.

DH: Folks you knew when you were married?

FC: Yea, when I was married.

DH: Well what I'm talking about, any Beardens that some by the car lot, or know James? Any young boys come by the car lot to see James?

FC: Well you know, the people that are customers, yea.

DH: Like who are your customers?

FC: We got several people who are inaudible. I would just have to look at the books and tell you the names in it.

DH: You can't remember any of their names?

FC: No.

DH: I know I named some of them, Mark Sanders.

FC: Mark has not come by the car lot in a long time.

DH: Do you know the Wootens, Richard Wooten.

FC: No, I don't know those Wootens.

DH: You know any of the Wootens?

FC: No.

DH: Do you know Ronnie Robertson.

FC: Yea.

DH: A big, fat boy?

FC: Yea.

DH: Did he ever come by the lot?

FC: Truck Driver. He bought a car from us, just before I went to work for James.

DH: Big, fat boy.

FC: Yea.

DH: What kind of car did he buy?

FC: 78 chevrolet. The reason I remember that, is because I got his title out.

DH: Do you know Ronnie Gatlin?

FC: Who?

DH: Ronnie Gatlin.

FC: No.

DH: Real dark hair, heavy beard, inaudible, tall.

FC: No.

DH: You don't know much of anything.

FC: No, I don't know any of those.

RG: Finnis, do you know any of those boys, Rummell had over there working for him? Did you know any of them?

FC: Working for him?

DH: Rummell is the one that had the male prostitution going on, did you ever hear about that?

FC: I heard about that.

BP: You didn't ever hear who he had working for him?

FC: No.

RG: Finnis, do you know anything about anybody selling dope?

FC: No.

RG: Any where?

FC: No. .

RG: Have you ever heard about any of the places around there selling dope?

FC: No. Richard, I don't associate with them, and I don't allow my son. I don't allow it in my house.

DH: Inaudible your other boy about the money Croket said was missing, did you ever ask him about it?

FC: I asked him.

DH: What did he say?

FC: He laughed, and he said, daddy you think I done so much time in the pin down here if I inaudible. I said well you got a point.

DH: Where is he at now?

FC: Yea, he is in Houston. Around some where in there. He goes all over the place up there. He has done it since he was sixteen years old.

DH: Inaudible.

FC: Yea

DH: What did he get caught and hit somebody?

FC: That's what they said.

DH: Is he on probation now, or parol?

FC: He is on parol.

BP: How much time did he serve?

FC: A year and a half.

BP: He actuly served that or thats what he recieved?

FC: No, he is in jail and served a year and a half.

DH: Served in county before he was convicted?

FC: Yea, he could not get out on bail.

DH: It looks like if he had 90 thousand, he would make bail.

FC: I heard that.

DH: Did they tell you that he was suppose to be involved with them?

FC: No.

DH: A guy named Mercer?

FC: I know Roy.

DH: Did he run around with your son back during that time?

FC: He did, but he moved to Texas.

DH: He is not around here any more?

FC: No.

DH: When was that burglary supposed to have taken place?

FC: I'm not real sure.

DH: Back before he went to jail?

FC: It was before he went to jail, yea. Before he had that accident.

DH: Did Croket offer any kind of reward for the return of his money?

FC: If he did I don't know.

DH: He didn't tell you?

FC: No, cause he was mad at me, cause he tried to get me in on it, I told him, man you re crazy.

DH: If you had 90 thousand you might not be around here either.

FC: I heard that.

BP: Say how come he thought your son was involved in it?

FC: He said some guy, said that he seen him, my son with some of the stuff

FC: Now I have never seen any of the stuff, or anything like that.

DH: Calloway didn't tell you that he bought some of the stuff from him?

FC: No. I asked Calloway about it and he said he didn't.

DH: Do you know Dennie Ald, A-U-L-D. Do you know Curtis Henry? You have never seen Curtis over around the car lot?

FC: I don't even know him.

DH: Blond headed guy, about his early 40? He was the father of one of these boys.

FC: I have not seen him. I don't know them boys father, and.

DH: I think he came by and talked to James a time or two, I was just wondering.

FC: If he did I didn't know his name. There is a lot of people at James that I don't know.

DH: I notice alot of times to you will be out on the lot, and James will be talking to them out side, or James will go out side to talk to them , and James will leave you inside.

FC: Yea.

DH: I noticed that when I was ther.

FC: Somebody thinks they can get a better deal on a automobile through James.

DH: Through the owner.

FC: You feel the same way. Am I right?

DH: Well I have seen that happen.

FC: It will happen.

DH: Do you know a little, black gal named Marily Peters? Do you know any the blacks in Alexander?

FC: No.

DH: Do you ever go by Darel Baker's store, over in Alexander. Do you ever trade there?

FC: Now I buy gas there.

DH: Have you heard any body talk about these two boys deaths, that claim to know what they are talking about? Claim to have any personal knowledge of it?

FC: Inaudible ran over by the train.

DH: Finnis we appreciate you coming in.

FC: All right sir. I hop I have been a little bit of help.

DH: Well not really.

BP: This interview was.... tape stoped.