

CRIMINAL INVESTIGATION DIVISION

TYPED	CE 7-8
INDEXED	
LOGGED	
PROOFED	7/11/88 (n.)
QUAL. CON.	
COPIED	11/11/11
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

GARRY LEE PULLIAM
 B/M, DOB: 3-15-57
 102 East "A" Street
 Alexander, Arkansas
 455-2534

Mr. PULLIAM was interviewed on July 6, 1988, at 11:00 a.m. by this investigator along with Investigator DON BIRDSONG and Special Prosecuting Attorney DAN HARMON and Deputy Prosecuting Attorney RICHARD GARRETT.

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

COPY
 DEL. BY
 DATE

L

BP: OK, this is going to be a taped interview. The subject that is going to be interviewed is a Gary Lee Pulliam who's address is 102 East A Street, in Alexander, and his dob is 3-15-57. Today's date is July 6, 1988, time 11:00 am. Mr. Pulliam has been advised of his rights. Present for this interview is myself, Sgt. Barney Phillips, Investigator Don Birdsong, Special Prosecutor Dan Harmon, and deputy Prosecuting Attorney Richard Garrett. At this time Mr. Pulliam is going to be sworn under oath by Mr. Garrett.

RG: Mr. Pulliam do you swear to tell the truth, the whole truth, and nothing but the truth so help you God?

GP: Yes.

BP: Mr. Pulliam as you are aware, we are investigating the deaths of two boys on the railroad tracks that occurred August 23, 1987, you are aware of that?

GP: Yes.

BP: OK. What we need to find out from you, I understand you were out there that night or in Alexander by the railroad tracks. What brought this to your attention? How did you first know anything was happening over there that night?

GP: Well, I left my sister's house that morning. I guess it was probably 3 or 4 o'clock and I had just went in and layed down. When I layed down a police car pulled up in my driveway. One, maybe two and then they pulled around and went on down to the scene. At that time I got up and went out and went to looking and I walked through the back yard on over.

BP: OK you said you had been at your sister's house. Where does she live.

GP: Right up the street.

BP: In Alexander?

GP: Yes.

BP: And this was about 3 o'clock in the morning?

GP: I can't be sure cause I can't remember the time, but it was late in the morning.

BP: Do you do that quite often. Be over at her house, and it's that time in the morning before you leave?

GP: No.

BP: How come you was over there that time of the morning?

GP: We was drinking me and my sister, I guess it was the weekend if I remember correctly.

BP: What street does your sister live on?

GP: It's on Main Street

BP: Is that accross the railroad tracks from where you live?

GP: No it's on the same side.

BP: The same side of the tracks. And you said there was a police car pulled up in your driveway. You live right there beside the tracks or on a side road off the tracks?

GP: Little dirt road.

BP: But they pulled up in your driveway?

GP: Uh huh. They pulled up in the driveway, and saw it was a dead end and backed out and went around to the scene.

BP: Then you heard sirens?

GP: I heard them as he pulled in the driveway. I heard them coming I walked through the back yard to the scene end of the road there.

BP: You walked down by Gatewood's house?

GP: Yes. Everybody was talking about what was going on. Didnt nobody know nothing for a while until everybody got there.

BP: Did you walk down the tracks any?

GP: I got on the tracks but I didn't walk down the tracks.

BP: Was they telling people not to go down there or you decided you didn't want to walk down there?

GP: No I was telling there with everybody else, and they told us to get back and get off the tracks. Somebody attempted to walk down there, but I dont know who it was.

BP: What was the first thing you heard when you got out there that happened?

GP: Two boys been run over by a train.

BP: OK the crowds started gathering and somebody started to walk down there and somebody told them not to go. About when did the ambulance get there? Was it there when you got there.

GP: Unless Im mistaken, I beat the ambulance down there.

BP: Who did you see in the crowd that you know? Who do you remember seeing?

GP: I saw Allen, I saw Tommy Madison, Allen Smith, Gaywood and all his family, everybody who lives in the mobile home park down there. I think I probably saw uh Barbara Madison

DH: Is Barbara Tommy's wife? Is she related to him?

GP: No.

DB: Do you know Larry Mitchell, a white guy, tall? Was he there?

GP: I dont remember seeing him. He could have been but I dont know.

DB: What about Skeeter and Toby Hope?

GP: I think I remember seeing Skeeter, and I think I talked to Toby. I did. I talked to both of them if I'm not mistaken

DB: Did they know what was going on, or did they

GP: They didnt know, they were out there just like I was trying to see what was going on .

BP: What about Marilyn Peters, was she out there?

GP: I didn't see her out there.

BP: Were you around there anywhere when the ambulance pulled out and left?

GP. Wh at happened, They was trying to find out a closer way to get there, and Tommmy say he knew a way.

BP: What did you do?

GP: I heard themcause I was standing there when he was talking to them he said that he knew how to go around to the other way there or something. I guess he went back there when he was a kid. She said O.K., let's go and he wanted me to come and pick him up, me and Allen, went around there and we followed them around there and I went about a hundred yards or so, me and Allen, and I couldn't go any further so I turned around and let him go.

BP: You followed them?

GP: Uh huh.

BP: You sure you didn't go in front of them down there?

GP: Well, lets see, I don't know if I went in front of them or not. I know the police car was there when I come out, I know we got out a flashlight and tried to find our way through there. But I think I followed them.

Bp: You followed them in there and then what, what diod the am balance

GP: He stayed in there and tried to get a little closer I guess.

BP: Did you talk to Tommy while you were down in the woods?

GP: Yes we got out the flashlights and I think we moved a tree or something like that.

RG: Who was with you in the truck?

GP: Allen Smith.

RG: Who all was in the ambulance?

GP: Just Tommy and the ambulance driver.

BP: Did you talk to her any down there?

GP: I talked to her on the tracks.

BP: Before you went down there.

GP: Yes.

BP: But you don;t recall saying anything in the woods.

GP: No more than saying it's too thick, we can't get through.

BP: Where;s that road at from the church?

GP: Its about two blocks past the curve, something like that.

B P: How far down there does it go?

GP: I think it goes all the way to the tracks.

RG: Is there a metal gate up there?

GP: No there has been one there at one time but at that time I don't recall one.

BP: Did you go through that mans yard.

GP: No we went down that gravel road.

RG: Do you know of any way in there other than that one way.

Gp: No. I didn't know that way. Tommy just wanted me to pick him up.

BP: But you didn't go down farther down than the ambulance and turn around?

GP: The ambulance went farther down than I did,

BP: Then what did you do when you come back out?

GP: I come back out and I went back to the scene.

BP: How long did you stay there ?

GP: Not too long.

BP: Did you go home or where did you go when you left there?

GP: We went around to Tommy's after we left there.

BP: What did you do over there?

GP: Stayed around and talked a few minutes and I left and they were still there. The people there were Tommy's relatives.

GP: Did you know either one of the boys or have you ever seen them before?

GP: No sir.

BP: Did you go to the Blue Note any ?

GP: No.

BP: Did you ever see any white boys in there.

GP: Yes sir.

RG: Were you in the Blue Note the night this incident occurred?

GP: No sir?

BP: Did you ever buy any marijuana at the blue note or smoke any there?

GP: No.

BP: You didn't know either one of the two boys.

GP: no.

BP: Did you ever sell them any dope ?

GP: no.

BP: Did you sell dope or have you ever sold dope?

GP: No.

BP: You need to remember you are under oath Mr. Pulliam.

GP: Well I sold some about ten years ago in Little Rock. The Little Rock police charged me. I didn't sell it, I attempted to sell it.

BP: Did you ever sell any to JD .

GP: no.

BP: Did you ever buy any from JD ?

GP: No.

Did you ever sell any to Marilyn Peters or give her any ?

GP: No.

DB: How were you dressed when you first had that meeting on how to get the ambulance back in there ?

GP" I know I didn't have on no shirt and I think that I had on shorts .

DB: You didn't have a robe or housecoat on did you ?

GP: No, its the same clothes I had on when I went down in the woods.

BP: Was that your pick-up you went in the woods in ?

GP: Yes, a 83 Ranger.

BP; You still have that pickup ?

GP: Yes but my sister had been driving it to work. She lives the same place my mother lives.

BP: You got any sisters who live at Hardscramble.

GP: No.

You know any people in Hardscramble.

GP: Yessir, I got a cousin, James Walker.

BP: What have you heard about these boys death ?

GP: I heard its a homicide. It wasn't like its supposed to be. I heard they was killed and laid on the tracks. I try not to hear it. When people go to talking about it I hear it but I kind of walk away from it cause people ask me have I did it ? I didn't do it and didn't know who did. Most of what I heard they saying that Tommy did it.

BP: What did he do it for?

GP: I didn't have any idea, I wouldn't think that he would do it. I don't think he could have done it.

BP: Who lives over in Alexander who would be capable ?

GP: I really couldn't say, you know it would be people, I couldn't say I don't know anybody well enough, I don't know anybody ever killed anybody so I couldn't really say.

BP: This the first time anybody has questioned you.

GP: Yessir.

DB: nobodys talked to you before?

GP: I called and left your cad am I called for an appointment but I couldn't get you. But I haven't rerally talked to anybody.

DB: When this thing first happened nobody talked to you ?

GP: No.

BP: Where you live at in Alexander, who is the female that is usually there at that houde ?

GP: Barbara Cones my girl friend. But she don't live there, Just I live there.

DB: Does she live live there?

GP: No.

DB: Does she have a kid?

GP: A baby.

DB: Did she ever tell you about me coming by there?

GP: Yes.

DB: You never did call me did you? Did she give the number to you I left?

GP; No, she didn't give me a number. She told me you came, but that she wouldnt let you in. She said you said you were a police or somebody like that. But she did tell me. She's a big lier so I didn't pay much attention to it you know. A lot of times she just

DB: You heard talk that somebody killed the boys and placed them on the track. You don't know how they killed them? Were they supposed to have shot them, stabbed them with a knife or what, hid them over the head or somthing?

GP: I think from the news they were on drugs or something like that

DB: I'm talking about what you heard people talk around Alexander.

GP: Most of what I heard like what I say, I try not to talk

8

too much about it, cause I try not to get involved. I made a mistake by being there. I hate I was there, but anyway all I heard was that they were doped up or something like that and I don't know.

DB: What do you hear was the reason they killed them?

GP: I didn't really hear a reason. Something about a dope dealer something being down in there

DB: Do you know where a marijuana patch is over there?

GP: No sir

DB: Do you know Louis (inaudible)

GP: Yes.

DB: What do you know about Louis?

GP: Nothing, but I know his cousin and they were building a house over here.

DB: Who's his cousin?

GP: L.D.

DB: What's LD's last name?

GP: I really don't know

DB: But LD and JD is not the same persons are they?

GP: No.

DB: LD's not very big, is he? He's about the size of you or taller?

GP: He's a little bigger.

DB: Not as big as JD though is he?

GP: No.

DB: You ever been over there at England's house over on Sardis Road?

GP: Yes

DB: You know a guy by the last name of Nowickie?

GP: No.

DB: England bought the house from? England's from Chicago isn't he?

GP: I'm not sure. He may be from up North somewhere. I don't know him that well

BP: Did you ever do any dope with him? Ever do any dealing with him?

GP: No, sir.

BP: Doesn't he do some dealing?

GP: I don't know

BP: Do you know James Calloway?

GP: Yes, I'm not sure about the name but I know Calloway

BP: What do you know about him?

GP: He's a car dealer, if thats the same one. I don't know his first name.

BP: Do you know Ronnie Robinson, that weighs about 400 pounds?

GP: No sir

GP: I know him as Big Ron.

BP: Did he date Marilyn Peters.

BP: You ever done any dope with him? Ever delivered any coke to him?

GP: No sir.

BP: YOU ever delivered any to Marilyn

GP: NO sir

DB: Again, Mr. PULLIAM, you understand that you are under oath, and a lie is considered purgery?

GP: I understand

DB: Lets go back over the night of the incident. When was

10

the people were gathering up?

GP: I really don't know. I didn't look at my watch. BUT I think it was around 4:00 o'clock because I know shortly after daylight popped up. I'm not sure I didn't look at my watch. I never figured I would have to recall the time.

DB: Did anybody else from the house you were in go out with you?

GP: No.

DB: When you got there, who was the first person you contacted?

GP: I can't remember. The Gatewoods were there when I come out there if Im not mistaken. I didn't pay much attention at that time?

DB: Then what happened?

GP: We all gathered around, everybody was asking what happened and then they said two boys and everybody was trying to figure out if it was anybody we knew, and first thing somebody thought it might have been Toby Hope or somebody

BP: When they decided to try to find a short cut in there, Tommy got in with th ambulance driver, and they drove off and you following them into the wooded area, did Tommy ask you to do that? To come pick him up?

GP: I may have volunteered. At this time I can't remember exactly, but I know the reason for me going was to pick him up, I don't know if he ask me or I volunteered, but I just wanted to kinda help, whatever I could do, it wasnt much but

BP: Do you know Michael Jordan?

GP: Yes.

BP: Was he out there that night?

GP: I don't think, I'm not sure, but I dont' think Michael

BP: Do you know Sonny Land?

GP: You taling about Sonny Lane?

BP: Do you know Hershel Jones?

GP: Hershel used to work for me some.

BP: Where's he from?

GP: Hot Springs.

BP: What did he do for you?

GP: He did some construction, yard cleaning, whatever, he helped me on this last little job I did in Alexander, helped me put a foundation in.

DB: Do you know where he lives?

GP: It may be Callahan Road

DB: Do you know his phone number?

GP: No, his phone is off

DB: But you never heard of Sonny Land?

GP: Bobby Land.

DB: Where does he live?

GP: He lives off Baseline

DB: Do you know if he's called Sonny?

GP: I never heard him called Sonny.

DB: Is he a friend of Hershels"

GP: Bobby is, yes.

DB: Was there any black males there you knew that night from Jacksonville?

GP: I really don't know, I can't recall anybody I know from Jacksonville right now

DB: Do you know Letha May Allen here in Benton?

GP: Yes sir

DB: What do you know about her?

12

DB: Ever dated her?

GP: No.

DB: Ever see her at the Blue Note?

GP: Been a long time ago. Not recently.

DB: What's your wife's name, the one you're separated from?

GP: Doris

DB: Where does she live?

GP: Eudora

DB: How long y'all been separated?

GP: About 10 years

DB: When is the last time you were around her?

GP: About 2 weeks ago

DB: Do y'all have any children?

GP: One, girl, 9 year old

DB: Does she live in Eudora.

GP: Uh huh.

DB: Do you see her occasionally on account of the girl?

GP: I don't see her that often. I don't see the girl that often.

DB: Did you know anything about a party on Alexander mountain that night?

GP: No. I heard somebody say that there was a party up there.

DB: Is that where the white kids go to party?

GP: Well, I have been up on the mountain to some parties, but I can't say if that's where the white kids go or not, cause I have never seen a lot of them up there at parties

DB: Did you see any police in that area that night?

GP: No cause like I said I was in the house all night

DB: Did you hear any police cars or anything?

GP: No, the only thing I heard is when I come out an went home and went home to lay down, and that's the first thing I heard.

DB: You didnt hear anything, you didn't hear any police cars go up on the mountain at 12:30 or so?

GP: No sir.

DB: Do you know Kirk Lane?

GP: I know of him from Benton Police in Benton

DB: You don't know him personally?

GP: No

DB: You never talked to him? He never talked to you?

GP: No.

DB: Do you know any Pulaski County deputies?

GP: No.

DB: What about Saline County?

GP: No.

DB: Do you know Chuck Tallent?

GP; I know a couple of guys in Little Rock city Police

DB; Do you know Richard Sampley?

GP: No.

DB: How long have you lived where you're at now?

GP: About a year.

DB: And you don't now the Henry's who live there now?

GP: No.

DB: Do you know Ronnie Godwin?

GP: No, I know a lot of people that I don't know their names. I might know them if I saw them.

DB: How well do you know Ken Cook?

161
GP: I been knowing him ever since Jr. High School

DB: Did you ever buy any cocaine from him?

GP: No sir.

DB: Do you know about his dealing in cocaine?

GP: No sir

DB: How about Connly, did you know about him?

GP: No sir.

DB: Did you hear anything else that night? Any unusual
noices?

GP: No.

DB: Did you hear anybody say anything up there about hearing
something unusual? Like gun fir

GP: I hear people talking all the time, but I try to stay
away from it, cause I'm trying to stay as clear from it as
possible, and the best way to stay clear is not to be involved.

DB: Is there talk about in in Alexander?

GP: Not about what really went on. They ask me did I do
it and I just turn around and ask them did they do it

DB: How many folks were at your sister's that night?

GP: Gene Williams Diffey Stokes, my mother, Dorothy Black,
and there may have been somebody come through there, but I
don't know

DB: When did you get there?

GP: I was there mostly all evening. We went to the liquor
store and come back and we sat around and played cards and
drank until up in the morning until I left. I may have been
asleep 15 or 20 minutes before I heard the sirens

DB: Did you used to be a fireman?

GP: No.

15
DB: Is Madison the Chief?

GP: At that time he was

DB: And you weren't even supposed to be a volunteer?

GP: No.

DB: What about Allen Smith?

GP: No he's younger than me so I'm sure

DB: How old are you?

GP: 39

DB: Ya'll bought a fire truck back a few years ago, an open truck that didn't have no cab to it open truck, you weren't on the fire department then in Alexander?

GP: Uh uh

DB: That night when Tommy and the ambulance driver said they're going to go around and try to find another way in, where were you parked?

GP: I wasn't parked. I walked back and got my truck

DB: Did they leave before you got in your truck?

GP: I can't remember, cause I never thought I'd have to, and I'd been drinking, so I can't say if they left before me or if I pulled out before them.

DH: I thought you didn't now where that road went in

GP: I know the road was there, but I don't know how to go up in there, I don't know how to go in and around. I didn't know how to get back into the tracks.

DB: Did you ever go swimming down at that bridge?

GP: Down below my house there we did. I been up and down those tracks. We hunted all through there.

DB: Ever see any deer down there?

GP: Um huh

16
DH: Did you ever know Kirk Lane to work undercover down in Alexander when he was in Benton Police

GP: NO.

DH: Did you know him to have any snitches or informants?

GP: No

DH: You ever heard any talk like that?

GP: They say everybody snitches. They say I snitch, so

DH: I meant in conjunction with Kirk Lane

GP: Nobody said directly

DH: Do you know what Kirk Lane looks like?

GP: Not really, I think I've seen him, but I can't recall what he looks like. I've seen him cause he made me leave the club or something once.

DH: Over on the hill?

GP: Yes.

DH: Who do you know over there?

GP: ALmost everybody. I used to live there

DB: How long you known Tommy Madison?

GP: Practically all of my life.

DB: And you've known Ken Cook since Jr. High School. Where was that?

GP: Mabelvale

DB: DID he go to school with you at McClellen?

GP: Yes.

BP: You say you know Marilyn Peters. YOU ever provide her any cocain before for sex or anything like that?

GP: No.

BP: You ever heard of anybody doing that?

GP: No sir

BP: Have you ever heard of her being a prostitute?

GP: No sir

BP: All you know about Ronnie Robertson is just Big Ron?

GP: Yes

BP: You ever had any dealings with him?

GP: NO.

BP: You ever talk to him?

GP: Yes, I spoke to him, I saw him and drank a beer with him one day and Hardin Scrambler.

BP: Is that mostly black?

GP: NO, there's whites up there

BP: Where did you first meet him?

GP: I think I met him maybe with Marilyn maybe at Marilyn's house

BP: He still come through there quite a bit?

GP: I haven't seen him, but you know, he had been, well I guess I saw him not to long ago, I stopped at Marilyns' and he come through then, and he seemed a little upset cause she had one boyfriend there and he was there too, so

DB: Are you part owner in that car lot?

GP: Yes

DB: JD the other half?

GP: Yea, and Tony Balding the man that owns that place there.

DB: Black male or white

GP: White Male.

DH: If we need to get ahold of you again, where is the best place and the best time to catch ya?

GP: Well you can probable page me, give ya my pagen number.

BP: You got a beeper number?

GP: Yes.

DB: Whats that pager number?

GP: 3700036.

DB: Is it a voice pager?

GP: No sir, it give you a read out.

DB: Plant, push in your number, and.

GP: Uh huh.

DB: O.K. Would you be willing to take a pollygraph in reference to information that you have given us this morning?

GP: Yes.

DB: Barney, Danny, Richard?

DB: This will be the conclusion of this tape. Time is approximately 7:2

This is a taped interview with Finnis Criswell. On July 5, 1988. Time is now 11:40 a.m. Present during this interview is Sgt. Barney Phillips, with the Arkansas State Police, Special Prosecutor Dan Harmon, and Deputy Prosecuting Attorney Richard Garrett.

DH: How old are you Finnis?

FC: 47

DH: 47, do you got any children?

FC: Got 4

DH: What are their names, and ages?

FC: Kenneth is 26.

DH: Where is he at?

FC: He's in Texas.

DH: Where at?

FC: Houston.

DH: Go ahead, next.

FC: Paul, he is 22. He is in Little Rock. Russell is 20. He is in Little Rock. Steve is 16, and he lives with me.

DH: Could you have a son thats in jail some where in Texas?

FC: No.

DH: Which one was in jail in texas?

FC: Kenneth.

DH: And he is twenty...

FC: He's 25

DH: 25, what was he in jail for?

FC: He had a accident and killed a guy.

DH: Man slaughter, was that what it was?

FC: Yes sir.

DH: Where was Kenneth back, how long was he in jail, during what period of time.

FC: 86, 87.

DH: When did he get out?

FC: He just got out, about three months ago.

67-587-880 - 11.

DH: How long have you been working, how long have you known James Calloway?

FC: I've been known James for about 4 years.

DH: How long have you been working there?

FC: On and off three... inaudible.

DH: And how long have you worked for him continuously this last time?

FC: About five months.

DH: Five months. Were you working for him last summer?

FC: No sir.

DH: When did you start working for him?

FC: January 2nd, of this year.

DH: When did you work for him before that?

FC: 85 and 86.

DH: You didn't work for him, from what time in 86 until January of this year.

FC: I think I left in September, and then I went back in February, this year.

DH: O.K. September of 86 you quit working for him, and you went back to work on January of 88?

FC: Yea. February.

DH: February.

RG: Who else works at Twin Atuo Motors?

FC: Charles McClain has some automobiles out there, he is in partners with James on a few of them.

DH: Anybody else work around there?

FC: No.

DH: What hours do you work?

RC: Well it varies sometimes I work from 9 to 5-6 something like that. Sometimes I go to sell with him.

DH: And how are you paid? Through cars you sell, or just inaudible or what?

FC: Yea

DH: How are you paid?

FC: He pays me salary, and then he pays me \$15.00 an automobile.

DH: Do you know Ken Cook?

DH: How do you know him?

FC: He worked for AP&L.

DH: He worked for AP&L, thats the same employee of James Calloway?

FC: Yea.

DH: And did you see him at the car lot?

FC: Sometimes when he made payments.

DH: Payment of what?

FC: Car he bought from James.

DH: Him and James had any business dealings other than the car he bought form him?

FC: I don't know.

DH: You didn't he talk about selling cocain?

FC: No.

DH: Did you ever hear of any occasion of James selling cocain?

FC: No.

DH: Do you know Rick Sampley?

FC: Yea, unfortunatly he lived with me for awhile.

DH: When did he live with you?

FC: James kicked him out, and he stayed with me for 3 or 4 weeks.

DH: Do you know when that was? This year?

FC: It was this year.

DH: This spring?

FC: Yea

DH: Do you know why James kicked him out?

FC: Yea.

DH: Why?

FC: He ran into his house with a truck.

DH: Truck rolled down and hit his house?

FC: Yea, I don't blame him. I would have gotten mad too.

DH: What do you know about Rick?

FC: I don't know anyhting about him.

CRIMINAL INVESTIGATION DIVISION

ASP-3-A

DATE: JULY 8, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 11, 1988
COPIES TO: INV. BIRDSONG
SGT. PHILLIPS

TYPED	CP 7-11
INDEXED	
LOGGED	
PROOFED	JT 7-12
QUAL. CON.	
COPIED	MM 7-13
FILED	MLW 7-15

INVESTIGATOR'S NOTES

On July 7, 1988, this investigator met with Lieutenant WILLIAMS and the Investigative Team concerning this case to review the leads that have been prepared and to check on the progress of the investigation. At this meeting it was noted that an attempt should be made to have all leads completed by July 13, 1988, so that they could be presented to the Grand Jury during the week of 13th, 14th and 15th.

COPY TO:

DEL. BY

DATE

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	98-7-12
INDEXED	
LOGGED	
PROOFED	7/13/88
QUAL. CON.	
COPIED	MM-7-15
FILED	

ASP-3-A

DATE: JULY 8, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 12, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

It should be noted that in reference to information that would develop concerning this case that other cases were developed and charges were made on subjects that should be cross-reference with this report. TOMMY MADISON was arrested for eight counts of Distribution of Cocaine with the case number being 68-134-88.

KEN COOK, a black male, was arrested on two counts of Distribution of Cocaine, case number 68-983-88.

RICHARD SAMPLEY and JAMES CALLAWAY were arrested on one count of Aggravated Robbery, reference case number: 68-141-88.

COPY TO
 DEL. BY
 DATE

CRIMINAL INVESTIGATION DIVISION

TYPED	207-12
INDEXED	_____
LOGGED	_____
PROOFED	7/13/88 (D)
QUAL. CON.	_____
COPIED	MM7-15
FILED	_____

ASP-3-A

DATE: JULY 8, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 12, 1988
COPIES TO: INV. BIRDSONG
SGT. PHILLIPS

INVESTIGATOR'S NOTES

On July 8, 1988, this investigator received a letter from CARROLL W. DUNN of the Security Division of Arkansas Power & Light with an attached list of names of people who work at the Baseline Station where KEN COOK and JAMES CALLAWAY worked. These names were requested from AP&L reference subpoenas for these subjects for the Grand Jury in reference to information they might have concerning CALLAWAY and COOK.

COPY TO:

DEL. BY

DATE

FILE NUMBER: 67-587-88

CRIME: Homicide/ Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	287-12
INDEXED	
LOGGED	
PROOFED	7/13/88 DJ
QUAL. CON.	
COPIED	MM-7-26
FILED	

ASP-3-A

DATE: JULY 8, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 12, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On July 8, 1988, this investigator contacted Prosecuting Attorney RICHARD GARRETT's Office in Benton, Arkansas and talked to his secretary PAM and advised her of the names and addresses of the subjects from AP&L that needed to be subpoenaed concerning the Grand Jury. I also talked to Special Prosecuting Attorney DAN HARMON who was at the office at that time and advised him that the list of names had been obtained and that these names were given to PAM for subpoenas.

COPY TO:
 DEL. BY
 DATE

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-11
INDEXED	
LOGGED	
PROOFED	JS 7-12
QUAL. CON.	
COPIED	MM 7-13
FILED	

ASP-3-A

DATE: JULY 8, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 11, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On Wednesday, July 6, 1988, Sergeant BARNEY PHILLIPS and this investigator met with Special Prosecuting Attorney DAN HARMON in reference to evaluating the progress of this case.

COPY TO:

DEL. BY

DATE

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

ASP-3-A

DATE: JULY 8, 1988
DICTATED BY: INV. DON BIRDSONG
DATE TYPED: JULY 11, 1988
COPIES TO: INV. BIRDSONG
SGT. PHILLIPS

TYPED	CP 7-11
INDEXED	
LOGGED	
PROOFED	JJ 7-12
QUAL. CON.	
COPIED	MM 7-13
FILED	

INTERVIEW OF WITNESS

ALLAN TODD SMITH
B/M, DOB: 7-8-63
5'11", 165 lbs.
Blk hair, Brn eyes
124 South Main Street
Alexander, Arkansas
455-2187
SSN 430-35-4807

On July 6, 1988 at approximately 11:45 a.m., Sergeant BARNEY PHILLIPS of the Arkansas State Police, Prosecuting Attorney RICHARD GARRETT, Special Prosecuting Attorney DAN HARMON, and this investigator interviewed ALLAN SMITH at the Prosecuting Attorney's Office in Benton, Arkansas.

Mr. SMITH was read a set of Rights for his protection and was also put under oath by Mr. GARRETT of the Prosecuting Attorney's Office. This was a taped statement and a transcription of this statement will be made available to this investigator by the Prosecuting Attorney's Office and a copy will be forwarded to the Little Rock Office to become a permanent part of this file.

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

ASP-6

CRIMINAL INVESTIGATION DIVISION

DESCRIPTION OF SUBJECT

NAME: ALAN Todd Smith
ALIAS: _____ S.S.# 430-35-4807
ADDRESS: 124 S. main Alexander, Ar PHONE: 455-2187
RACE: B SEX: M DOB: 7-8-63 WHERE BORN: LITTLE ROCK
HEIGHT: 5'11" WEIGHT: 165 COMPLEXION: _____ HAIR: Blk EYES: BRN
SCARS & MARKS: NONE NOTED
PECULIARITIES: _____
OCCUPATIONS: Bricklayer
EMPLOYER: Robert Cotton W. Baseline L.R.
EDUCATION: 12th ms clellan
MARITAL STATUS: Single
RELATIVES: Rose Smith - same address (mother)
VEHICLE: None
DATE ARRESTED: Questioning Only PLACE ARRESTED: _____
RECORD FROM: _____ CHARGE: _____
DISPOSITION: _____
PHOTOGRAPHED: _____ DATE: _____ AGENCY: _____
FINGERPRINTED: _____ DATE: _____ AGENCY: _____
ASPOL NUMBER: _____ FBI NUMBER: _____
FILE NUMBER: 67-587-8F INVESTIGATOR: Budsony-Phillip

YOUR RIGHTS

NAME: ALAN Smith PLACE SALINE Co PA. office
 DATE 7-6-88
 TIME 11:45 Am

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, Alan

2. Do you understand that anything you say can and will be used against you in court?

Response yes, Alan

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 with you during questioning?

Response yes, Alan

4. Do you understand that if you cannot afford a lawyer, one will be appointed for you before any questioning if you wish, at no cost to you?

Response yes, Alan

5. Do you understand that if you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time? You also have the right to stop answering at any time until you talk to a lawyer.

Response yes, AS

WAIVER OF RIGHTS

I have read this statement of my rights and I understand what my rights are. I am willing to make a statement and answer questions. I do not want a lawyer at this time. I understand and know what I am doing. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.

SIGNED Alan Smith

WITNESS Inv. Don Budsong

WITNESS Sgt. Barry Phillips

DB: This will be a taped statement with Allen Todd Smith, black male, date of birth 07-08-63. Address 124 South Main Street, Alexander, Arkansas. Phone number 455-2187. Interview is being conducted at the Saline County Prosecuting Attorney's office. The date is July 6, 1988, time now is approximately 11:47 a.m. Present during the interview will be Sgt. Barney Phillips of the Arkansas State Police, Prosecuting Attorney Richard Garrett, Saline County, and this investigator is identified as Investigator Don Birdsong of the Arkansas State Police. Before this statement Mr. Smith was read his rights and he stated that he understood these rights, and at this time Mr. Garrett will swear Mr. Smith in.

RG: Mr. Smith do you solemnly swear to tell the truth, the whole truth and nothing but the truth so help you God?

AS: I do.

DB: O.K. Mr. Smith if you would. What I need you to do is relate to me the circumstances in which you were involved during the incident where the two boys were killed on the on the train tracks.

AS: All right. I heard all the police inaudible at the house. I ^{met} ~~met~~ Mr. Maddison, he said whats going on, I said I don't know. So we inaudible.

DB: So you walked from your house to the scene with Mr. Maddison?

AS: Uh-huh.

DB: O.K. What happened then?

AS: I just like to know whats going on around me. You know.

DB: Who all did you see there?

AS: A whole bunch of people.

DB: Who did you know?

AS: Sonny Gable, Gary Pullium, inaudible Smith, Palestine

DB: Did you get there before the ambulance got there or after the ambulance got there?

AS: After.

DB: After? O.K. Then tell me what happened.

AS: We got to talking, and we was asking what happened, and they say two boys got run over, or something. And uh we got to talking, we talking to the ambulance driver.

DB: You were talking to the ambulance driver?

AS: Inaudible

DB: About what?

67-587-88
Birdsong

AS: I told them I know a shorter cutway about get down there.

DB: And what happened then? Did you go down to the shortcut?

AS: Yea, right.

DB: O.K. Who did you ride with?

AS: I went with Gary Pullium.

DB: What kind of vehicle were you in?

AS: A little blue short.... inaudible pickup truck.

DB: O.K. Who's truck is that?

AS: Gary Pullium.

DB: Where did Tommy Maddison go?

AS: Hes there with the ambulance.

DB: He went with the ambualnce? O.K. Who went first?

AS: We did.

DB: You went first?

AS: Yea

DB: All right. How did you get down there?

AS: Back road going out toward Ranchette.

DB: In that curve.

AS: Yea

DB: How far down in there did you drive, did you get to the tracks?

AS: No, inaudilbe the tracks.

DB: Was the ambulance right behind you, or did you getdown there ...

AS: No, she wasn't right behind us, no.

DB: What were yall doing when you saw the ambualnce come in there?

AS: We was turning around.

DB: Turning around? Did you make contact with the ambulance driver?

AS: I got out and helped her back the van up.

DB: Back the what up?

AS: A van.

DB: Van?

AS: Well the ambulance.

DB: O.K. How long did yall stay out there in the woods?

AS: About five minutes.

DB: Then you turned around and came back?

AS: Well what he said, Gary said we better get out of here, before they put something on us. Just like that. We turned around. We them comming in.

DB: O.K. Did you talk to Tommy any time when he was down there?

AS: Yea

DB: Then yall went ahead and left?

AS: Yea

DB: Where did you go after that?

AS: Back around to the ~~appon~~. SCENE

DB: How long did yall stay out there? Where yall there when they took the bodies out?

AS: Uh-uh

DB: Did you know these two boys?

AS: No

DB: How long did you live out there?

AS: All my life.

DB: You don't know the Henrys who live out there?

AS: No.

DB: What have you heard about these two boys deaths?

AS: I heard they were trying to put it on us.

DB: Why would someone want to put it on you?

AS: I don't know. Inaudilbe.

DB: You didn't do it did you?

AS: No.

DB: You know who did?

AS: No.

DB: Hadn't heard about anybody saying they killed these two boys, have you?

AS: No

DB: Are you involved in any kind of cocain with Pullium and Murry?

AS: No

DB: You don't know about their operation? Remember your under oath now.

AS: I know.

DB: How well do you know Tommy Maddison?

AS: That's my cousin.

DB: Your cousin?

AS: Yea

DB: Did you know that he was dealing cocain?

AS: Maddison?

DB: Who was he getting his cocain from? Do you know?

AS: I don't know.

DB: Did Tommy say anything to you after this incident about the boys deaths?

AS: Yea, he told me to come down and tell the truth.

DB: Barney, you got anything?

BP: That night you were with Pullium, was he drinking? When yall went down there. Had you been drinking that night?

AS: Yea

BP: You had been too? Had you been with him that night, earler.

AS: No

DB: Were had you been drinking at?

AS: Down there at Dole's place.

DB: The Blue Note? No white boys came in there that night?

AS: I didn't see none.

DB: Have you ever seen any white boys in there buying dope?

AS: Yea

DB: What kind of dope were they buying?

AS: Inaudible.

67-587-88 DB

DB: Marijuana?

BP: Dole has been busted before, hadn't he?

AS: Yea

BP: For selling marijuana?

AS: Alcohol some.

BP: Did you ever hear of him buying lace, marijuana, and formaldehyde?

AS: No.

BP: Have you ever heard of that? Do you now what formaldehyde is?

AS: No I don't.

BP: You don't know what it is?

DB: Did you see any white boys in there that night?

AS: No.

DB: What was the time period that you were in the Blue Note. From when to when?

AS: It was about 9 or 12.

DB: About 9 in the evening to 12?

AS: 9 at night to about 12 at night.

BP: Do you know a Lisa Mayallen, black female that lives here in Benton?

AS: I've heard of that name, yea.

BP: Do you know who she is? Did you see he that night?

AS: Uh-uh

BP: At the Blue Note.

AS: No.

DB: Has there been any talk about these two white boys buying any dope out of there, the ones that got killed?

AS: No.

BP: You haven't heard anybody around there say anything about seeing them there at the Blue Note that night?

AS: I haven't head nothen about that. Except there was some kind of party on the mountain that night.

DB: Some kind of party on the mountain?

AS: Yea.

67-587-88 DB

DB: Have you heard anything why these boys may have been killed?

AS: No.

BP: Did you hear any shooten that night? Did you hear any shooten down on the tracks that night?

AS: No.

BP: Have you ever heard ^{any} ~~may~~ shooten down on the tracks at night?

AS: Yea.

BP: Have you ever hunted down in there?

AS: Yea, thats where I hunt.

BP: Thats where you hunt, down on the tracks in through there?

AS: Yea.

BP: Do you know where the marijuana patch is being grown down there, anywhere?

AS: No.

BP: Have you ever seen a patch down there?

AS: No.

DB: Do you know a white male named Larry Mitchell?

AS: Yes.

DB: Have you seen him lately?

AS: No sir.

DB: What's he into?

AS: He's a truck driver.

DB: Who does he drive for?

AS: I don't know.

BP: Does he ever drive a truck in Alexander?

AS: No.

BP: Is it supose to be one of these big trucks, like they ^{haul} ~~haul~~, you know across the country in?

AS: No.

BP: But you have never seen him come around there driven one?

AS: No.

67-587-88 DB

BP: Do you know where he is staying at now?

S: He is staying out there.

BP: Where?

AS: Right across from inaudible.

BP: Who?

AS: Larry Mitchell.

BP: Ya, but I mean whos house?

AS: He has a little oí shack he built.

BP: He built?

DB: He is not there now is he?

AS: Inaudible.

BP: Where does Marilyn Peters brother live? You know Marilyn Peters?

AS: Yea

BP: You know her brother?

AS: Which one?

BP: Well there is suppose to be one one that lives there, that Mitchell had been liven with.

AS: Gary Petersinaudible.

BP: Thats where the shack is, you were talking about?

AS: Yea.

BP: Whats his name?

AS: Gary Peters.

BP: Gary Peters?

RG: Allen you have never seen any policemen over in that area, that night or the night before that?

AS: Yea, there was one when we went off in there, there was one sitting there.

DB: You were talking about before the incident, say while you were at the Blue Note or anything, was there any police cars that came by and went upon the mountain or anyhting.

AS: No, I don't remeber seen them.

RG: You didn't see any undercover police cars under there?

67-587-88 03

AS: Yea.

RG: What color are they?

AS: Seen a blue one.

RG: How did you know it was an undercover police car?

AS: It had antennas, or something.

BP: Do you know Kirk Lane? He use to be a Benton police officer, works for Pulaski County.

AS: I have heard of him.

BP: You've heard of him? Do you know who he is? You wouldn't know him if he walked in here today?

DB: Have you heard about him working undercover up there, in Alexander?

AS: No sir.

RG: Did you ever know Tommy Maddison drive Ronnie Robertson truck?

AS: I don't know.

BP: Do you know Ronnie Robertson?

AS: NO sir.

BP: Big fat, white dude?

AS: Yea, I know who you are talking about.

BP: Big Ron, yall call him, you know who I'm talking about?

AS: Yea

BP: You ever talk to him any?

AS: No, inaudible

BP: You never talk to him? You ever heard about him doing drugs, or anything?

AS: Yea

BP: You have? What did you hear about that?

AS: He do abunch of coke.

BP: That he did a bunch of coke? Did you hear were he is getting his coke at?

AS: I see him at Tommy's alot.

BP: You see him at Tommys? He goes over to Marilyn Peters alot, don't he?

AS: Yea

67-587-88 113

9
BP: Do you ever see him at Marilyns?

: Yea

RG: You know James Calloway?

AS: No sir.

BP: The car dealer.

AS: No sir.

BP: You don't know him?

DB: What about Ken Cook?

AS: I know him.

DB: You know about him dealing cocain?

AS: Inaudible

BP: You know a white boy named Sampley, last name Sampley?

AS: No sir.

DB: You know anything about Ken Cook robbing AP&L?

AS: No sir.

DB: Barney you got anything? This will conclude the tape. Time is approximately 12:00 p.m.

CRIMINAL INVESTIGATION DIVISION

TYPED	987-11
INDEXED	
LOGGED	
PROOFED	JT 7-12
QUAL. CON.	
COPIED	MM 7-13
FILED	

ASP-3-A

DATE: JULY 8, 1988
 DICTATED BY: INV. DON BIRDSONG
 DATE TYPED: JULY 11, 1988
 COPIES TO: INV. BIRDSONG
 SGT. PHILLIPS

INVESTIGATOR'S NOTES

On July 5, 1988, this investigator contacted CARROLL DUNN of the Security Division of Arkansas Power & Light and requested a list of employees who worked with JAMES CALLAWAY and KEN COOK at the Baseline Office of AP & L. Mr. DUNN stated that he would supply this investigator with this information.

COPY TO:

DEL. BY

DATE

L

FILE NUMBER: 67-587-88

CRIME: Homicide/Questionable Death

CRIMINAL INVESTIGATION DIVISION

TYPED	987-11
INDEXED	
LOGGED	
PROOFED	JJ 7-12
QUAL. CON.	
COPIED	mm-1-13
FILED	mw

ASP-3-A

DATE: JULY 11, 1988
 DICTATED BY: INV. DALE SWESEY
 DATE TYPED: JULY 11, 1988
 COPIES TO: INV. SWESEY
 INV. BIRDSONG
 LT. WILLIAMS

INVESTIGATOR'S NOTES

On July 7, 1988, Investigator TOM CRAIG and I met with Union Pacific Rail Agent RON SHERROD at the Union Pacific Railroad Office, 1000 West "4th" Street, North Little Rock.

We travelled to the Union Pacific Train yard where Investigator CRAIG and I photographed engine UP4275.

SHERROD also provided two pieces of air hose complete with coupling. Scale photographs of the engine and the air hose will be attached to this report.

COPY TO:
DEL. BY
DATE

L

FILE NUMBER: 67-587-88

CRIME:

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-11
INDEXED	
LOGGED	
PROOFED	JS 7-12
QUAL. CON.	
COPIED	JM 7-13
FILED	MW

ASP-3-A

DATE: JULY 11, 1988
 DICTATED BY: INV. DALE SWESEY
 DATE TYPED: JULY 11, 1988
 COPIES TO: INV. SWESEY
 INV. BIRDSONG
 LT. WILLIAMS

INVESTIGATOR'S NOTES

On Wednesday, June 22, 1988, while at the scene of the deaths of KEVIN IVES and DON HENRY, I recovered two pieces of flat metal banding.

These items were lying on the ground between the tracks within fifty (50) feet of the area where IVES and HENRY were first struck by the train engine.

One piece was on the ground between the rails of the south side (eastbound) track. The other was on the north side of the westbound rails near the crest of the berm.

The banding varied in length; however, both pieces were approximately one and one quarter inch in width and one thirty second inch thick. (See attached to scale photographs).

The banding is used to secure loads on freight cars. During the three days at the scene I saw three boxcars pass with pieces of the banding hanging from the cars in addition to the two pieces I recovered near the scene.

COPIES TO:
 DEL. B.
 DATE:

L

FILE NUMBER: 67-587-88

CRIME:

NOTICE TO APPEAR
FOR PLEA AND ARRAIGNMENT

YOU ARE HEREBY NOTIFIED THAT YOUR COURT DATE IN SALINE CIRCUIT COURT IS THE 11 DAY OF July 19 88.

THIS IS THE ONLY NOTICE THAT YOU WILL RECEIVE, YOU ARE EXPECTED TO BE PRESENT AT THE SALINE COUNTY COURTHOUSE WITH YOUR ATTORNEY. THE PURPOSE OF YOUR COURT APPEARANCE IS TO ENTER A PLEA AND TO SET A DATE FOR YOUR TRIAL. IF YOU DO NOT APPEAR, YOUR BOND WILL BE REVOKED AND A WARRANT WILL BE ISSUED FOR YOUR ARREST.

I, Ken Cook, (THE DEFENDANT IN THIS ACTION) (ATTORNEY FOR THE DEFENDANT) HAVE READ AND RECEIVED A COPY OF THIS NOTICE AND UNDERSTAND THAT I MUST BE IN COURT AT THE TIME AND DATE MENTIONED ABOVE.

Kenneth W. Cook

I HAVE ON THIS _____ DAY OF _____, THE WITHIN NAMED _____ DULY SERVED _____ AND HAVE _____ NOW IN COURT AS THAT IN COMMANDED.

FILE # 68-983-88

Phillips

67-587-88
DS

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-12
INDEXED	
LOGGED	
PROOFED	7/13/88 DW
QUAL. CON.	
COPIED	MM 7-26
FILED	

ASP-3-A

DATE: JULY 12, 1988
 DICTATED BY: INV. DALE SWESEY
 DATE TYPED: JULY 12, 1988
 COPIES TO: INV. SWESEY
 LT. WILLIAMS
 INV. BIRDSONG

INTERVIEW OF WITNESS

DANNY KEESEE
 W/M, 12 years of age
 53 Wagner Street
 Bryant, Arkansas
 847-2252

On July 12, 1988, I interviewed DANNY KEESEE concerning the deaths of KEVIN IVES and DON HENRY.

KEESEE according to an investigative lead assigned to me was to be interviewed to determine if JOHN EVANS had ever mentioned anything concerning the deaths of KEVIN IVES and DON HENRY.

KEESEE said he never heard JOHNNY EVANS discuss the deaths of KEVIN IVES and DON HENRY. He said he did not hear EVANS talk of the deaths after they occurred and he did not hear EVANS speak of IVES and HENRY before their deaths.

KEESEE had seen IVES and HENRY at EVANS' Arcade in Bryant prior to their deaths, but did not know of any involvement they had with EVANS.

L

CRIMINAL INVESTIGATION DIVISION

TYPED	CP 7-12
INDEXED	_____
LOGGED	_____
PROOFED	7/13/88 DL
QUAL. CON.	_____
COPIED	MM 7-15
FILED	_____

ASP-3-A

DATE: JULY 12, 1988
 DICTATED BY: INV. DALE SWESEY
 DATE TYPED: JULY 12, 1988
 COPIES TO: INV. SWESEY
 LT. WILLIAMS
 INV. BIRDSONG

INTERVIEW OF WITNESS

NELLIE KEESEE
 53 Wagner Street
 Bryant, Arkansas
 847-2252
 Employed: Beall-Ladyman
 568-4642

On July 12, 1988, I interviewed NELLIE KEESEE concerning information she had of the deaths of KEVIN IVES and DON HENRY.

Ms. KEESEE said that most of her suspicions concerning EVANS came from information she had received from LINDA IVES.

Ms. KEESEE does not know that JOHNNY EVANS had any involvement with IVES and HENRY's deaths.

Ms. KEESEE said she just "wanted him (EVANS) put away." (Ms. KEESEE pressed charges against EVANS charging him with a sexual offense involving her son DANNY).

Ms. KEESEE said that her son DANNY has spoken with DAN HARMON and RICHARD GARRETT concerning EVANS and the train deaths.

Ms. KEESEE heard from someone, she believes LINDA IVES, that STEVE GRAVES a former business associate of JOHNNY EVANS was involved in a fight with DON HENRY either the morning before HENRY's death or sometime in that immediate time period.

COPY TO:
 D.L.D.
 D.H.F.

L

CRIMINAL INVESTIGATION DIVISION

TYPED	CB 7-13
INDEXED	_____
LOGGED	_____
PROOFED	7/14/88 [initials]
QUAL. CON.	_____
COPIED	MM 7-20
FILED	_____

ASP-3-A

DATE: JULY 13, 1988
 DICTATED BY: INV. DALE SWESEY
 DATE TYPED: JULY 13, 1988
 COPIES TO: INV. SWESEY
 LT. WILLIAMS
 INV. BIRDSONG

INTERVIEW OF WITNESS

TONI BRANTLEY
 W/F
 Rt. 5, Box 194-H
 (Springhill Road)
 Alexander, Arkansas
 847-9460
 Employed: Baptist Medical Center
 Little Rock, Arkansas
 227-2460

On July 13, 1988, I interviewed TONI BRANTLEY concerning information she might have of the deaths of KEVIN IVES and DON HENRY.

Ms. BRANTLEY gave me the following information:

Last year in August, either the night before KEVIN IVES and DON HENRY were killed or two days before the incident, KEVIN IVES came into the Quick Corner Convenience Store where Ms. BRANTLEY worked.

Ms. BRANTLEY recalled IVES came in sometime between 4:00 and 5:00 p.m. He was driving his blue Camaro. She believes he was either on his way to work or "going some place". Ms. BRANTLEY said he purchased a Mountain Dew soft drink.

Ms. BRANTLEY said IVES often came into the Quick Corner and they visited.

She recalled on this particular day she asked IVES what he was going to be doing over the weekend. He replied something to the effect that "Oh, just go out."

Ms. BRANTLEY asked him, "What are you all going to be doing?" She remembers that IVES responded and said something to the effect that after that night "we'll be feeling good".

Ms. BRANTLEY asked him what he meant and he said that he had some kind of a connection to get some "good pot" and Ms. BRANTLEY was led to believe that he would be able to get the marijuana in large quantities.

She said that this was the first occasion where IVES had ever talked about obtaining marijuana. She said that he had often talked about "partying" but this was the first occasion where he had talked about obtaining marijuana. Ms. BRANTLEY did recall that after IVES spoke of obtaining the marijuana he looked at her and laughed.

Ms. BRANTLEY heard the next day that DON HENRY had been run over by a train. She later discovered that KEVIN IVES had died along with HENRY.

Ms. BRANTLEY said that KELLY SMITH, KEVIN IVES' girlfriend, had talked to him the night before his death, but Ms. BRANTLEY does not know what the two talked about.

COPY TO:

DEL. BY

DATE