U. S. Department of Justice

ENTIRE FILE REVIEWED
FOR HISTORICAL
DECLASSIFICATION

44-23822

FEDERAL BUREAU

of

INVESTIGATION

SCREENED

DO NOT DESTROY
HISTORICAL VALUE
NATIONAL ARCHIVES

USE CARE IN HANDLING THIS FILE

Transfer-Call 421

FD-263 (Rev. 5-1-59)

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
BIRMINGHAM	BIRMINGHAM	9/2/64	8/31/64

TITLE OF CASE

OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT.
JOHNNY BROWN ROBINSON - VICTIM

REPORT MADE BY: HENRY A. SNOW | TYPED BY: rvm

CHARACTER OF CASE: CR

REFERENCE: Birmingham airtel to Bureau, 8/31/64.

- C -

APPROVED: _____ SPECIAL AGENT IN CHARGE

COPIES MADE:

(2) - Bureau (44-23325)

1 - USA, Birmingham

1 - Birmingham (44-1087)

DO NOT WRITE IN SPACES BELOW

44-23322-13

16 SEP 4 1964

EX-105

DISSEMINATION RECORD OF ATTACHED REPORT

AGENCY	1cc CRD		
REQUEST RECD.			RECEIVED
DATE FWD.	9-10-64		
HOW FWD.	694-G		
BY	JWH/cac		

NOTATIONS

SEA

STAT. SECT.

1cc of Synopsis

CR Unit

7 0 SEP 16 1964

U.S. GOVERNMENT PRINTING OFFICE 16-76324-1

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - U. S. Attorney, Birmingham, Alabama

Report of: SA HENRY A. SNOW
Date: 9/2/64

Office: Birmingham, Alabama

Field Office File No.: 44-1087

Bureau File No.: 44-23325

Title: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT.
JOHNNY BROWN ROBINSON - VICTIM

Character: CIVIL RIGHTS

Synopsis: Facts presented to Federal Grand Jury, convening at Birmingham, Ala., during week of 8/24/64. Upon making its return on 8/28/64, that body reported a "no bill" returned in this case.

- C -

DETAILS:

At Birmingham, Alabama

On August 31, 1964, WILLIAM E. DAVIS, Clerk, U. S. District Court, Birmingham, advised that the Federal Grand Jury, which had convened at Birmingham during the week of August 24, 1964, had, upon making its return on cases considered, reported a "no bill" was returned in this case.

1*

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

FD-36 (Rev. 12-13-56)

FBI

Date: 8-31-64

Transmit the following in 4 (Type in plain text or code)

Via AIRTEL AIRMAIL (Priority or Method of Mailing)

TO : Director, FBI (44-23325)

FROM: SAC, Birmingham(44-1087)(P)

OFFICER JACK D PARKER
BIRMINGHAM POLICE DEPARTMENT.
JOHNNY BROWN ROBINSON - VICTIM.
CR
(OO: BH)

ReBHairtel 8-17-64.

Mr. WILLIAM E. DAVIS, Clerk, U. S. District Court, advised on 8-31-64, that USGJ which had convened on 8-24-64, had made final return 8-28-64 on cases considered and that a "no bill" had been returned in this matter.

Closing report will be submitted.

B

EX-130

REC- 22 44-[redacted]2-14

14 SEP 3 1964

(3) - Bureau
2 - Birmingham
HAS:mfl
(5)

Approved: E. V. WICK Sent ____ M Per ____
Special Agent in Charge

70 SEP 8 1964

FD-36 (Rev. 12-13-56)

FBI

Date: 8-17-64

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

Via AIRTEL AIRMAIL
(Priority or Method of Mailing)

TO : Director, FBI (44-23325)

FROM: SAC, Birmingham (44-1087)(P)

OFFICER JACK PARKER
BIRMINGHAM POLICE DEPARTMENT
JOHNNY BROWN ROBINSON - VICTIM
CR
(OO: BH)

USA, Birmingham, advises facts in this matter scheduled to be presented to FGJ, Birmingham, on 8-24-64.

Bureau will be advised of results.

C. A. Mickey

44-23322-13

EX 101

REC-58 6 AUG 19 1964

3 - Bureau (AM)
2 - Birmingham
HAS:mfl
(5)

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

69 AUG 21 1964

FD-263 (Rev 5-1-59)

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
BIRMINGHAM	BIRMINGHAM	11/15/63	11/12 - 14/63

TITLE OF CASE

OFFICER JACK PARKER
BIRMINGHAM POLICE DEPARTMENT
JOHNNY BROWN ROBINSON - VICTIM

REPORT MADE BY: HENRY A. SNOW — TYPED BY: rvm

CHARACTER OF CASE

CR

REFERENCE: Bureau airtel to Birmingham, 11/7/63.

- C -

APPROVED: RLT — SPECIAL AGENT IN CHARGE
COPIES MADE: Hoa

(2) - Bureau (44-23325)
1 - U. S. Attorney, Birmingham
1 - Birmingham (44-1087)

Hoa 13

DO NOT WRITE IN SPACES BELOW

44-23322-12

REC-31

21

25 NOV 1963

EX-11

DISSEMINATION RECORD OF ATTACHED REPORT

AGENCY				
REQUESTING OFFICE				
DATE FWD	11-24-63			
HOW FWD	1-94-EC	12-2		
BY		51 NOV 29 1963		

NOTATIONS

Hoa 13

cc of Appeals Court

COVER PAGE

FD-204 (Rev. 2-3-59)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - U. S. Attorney, Birmingham, Alabama

Report of: SA HENRY A. SNOW
Date: 11/15/63

Office: Birmingham

Field Office File No.: 44-1087

Bureau File No.: 44-23325

Title: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT;
JOHNNY BROWN ROBINSON - VICTIM

Character: CIVIL RIGHTS

Synopsis: WILLIAM GARNER and ERNEST LEE, previously mentioned by DOUGLAS McCALL as having been with victim a short time before shooting, determined to be WILLIAM GUNN and ERNEST JONES. Both GUNN and JONES stated they had separated from victim and the McCALL boys upon observing Birmingham Police car arrive in vicinity of 8th Avenue, North, and 26th Street, and did not proceed with victim toward scene of shooting. Both heard two shots, but had no further information, although JONES believed shots fired from police car as it slid to stop in alley one-half block from his location. Chief JAMIE MOORE, Birmingham Police Department, stated matter was presented to Circuit Court Grand Jury, Birmingham, during October, 1963, which body returned a "no bill" as to subject. He said matter considered closed in his office and he does not desire to furnish copies of any statements executed by subject or other officers. News item, October 11, 1963, which reported "no bill", reflected some testimony attributed to Coroner BUTLER that subject PARKER's gun was fired accidently as the patrol car slid to stop.

- C -

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

DETAILS: This is a limited investigation.

Chief of Police JAMIE MOORE, Birmingham, Alabama, on November 12, 1963, was advised of the nature of the additional inquiry in this matter.

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date 11/15/63

Chief of Police JAMIE MOORE, Birmingham, Alabama, stated that the entire matter pertaining to the shooting of JOHNNY BROWN ROBINSON by Officer JACK PARKER had been presented to a Circuit Court Grand Jury at Birmingham during October, 1963, which body had returned a "no bill" as to Officer PARKER. Chief MOORE stated this matter, therefore, is considered closed in his office and he did not desire to make available any statements secured from Officer PARKER or the officers who were with him at the time of the shooting.

On 11/13/63 at Birmingham, Alabama File # BH 44-1087

by SA ROY E. OSBORN &
SA KENNETH A. SNOWDEN

Date dictated 11/18/63

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

On November 12 and 13, 1963, efforts were made through all available sources and inquiries in the neighborhood of where victim had been shot, to identify and locate the WILLIAM GARNER and ERNEST LEE, who had been mentioned previously, during interview with DOUGLAS McCALL, as having been in victim's company a short time prior to the shooting. No one in the neighborhood was acquainted with either of these individuals. It was determined that one WILLIAM GUNN (not GARNER) had formerly been employed by the BROOKS DRUG COMPANY, 430 North 26th Street, Birmingham, as a delivery boy.

Inquiry at that drug store revealed that GUNN is presently employed by the Central Esso Service Center, 801 North 26th Street, as an attendant.

FD-302 (Rev. 3-3-59) FEDERAL BUREAU OF INVESTIGATION

Date 11/15/63

WILLIAM GUNN, 6409 3rd Court North, Birmingham, Alabama, was interviewed at his place of employment, Central Esso Service Center, 801 North 26th Street, Birmingham. He related he resides with his father.

GUNN advised that during September, 1963, he was employed as a delivery boy for the BROOKS DRUG COMPANY. He stated that on Sunday afternoon, September 15, 1963, between 3:30 and 4:00 P.M., he and the two McCALL boys, victim and ERNEST JONES (not LEE), had been standing on the corner of 26th Street and 8th Avenue, North, Birmingham, in front of the Standard Oil Service Station there. He recalled that an automobile, containing what appeared to be young white students, had passed on 26th Street and that a soda pop bottle had been thrown in their direction by one of the occupants of this car. He said that in turn someone in their group had thrown a rock at the car, but he did not know who had thrown it. He advised that a very short time later a police car came to the intersection where they had been standing and that JOHNNY ROBINSON and the two McCALL boys had run north on 26th Street to an alley about one-half block away, where they lost sight of JOHNNY ROBINSON, who had run into the alley.

GUNN stated the police car had followed the running boys to the entrance of the alley and he had heard two shots fired as the police car slid to a stop, but he could not see victim and knew nothing further of the shooting. He said he and ERNEST JONES had not run with the others and were at least one-half block from the scene of the shooting.

He advised that ERNEST JONES is employed at JEB's SEAFOOD RESTAURANT on North 26th Street.

On 11/14/63 at Birmingham, Alabama File # BH 44-1987

SA ROY E. OSBORN &
by SA ROBERT A. [illegible] Date dictated 11/15/63

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

FD-302 (Rev. 7-15-63)

FEDERAL BUREAU OF INVESTIGATION

Date 11/15/63

ERNEST JONES was interviewed at his place of employment, JEB'S SEAFOOD RESTAURANT, 26th Street and 5th Avenue, North, Birmingham, Alabama, and he furnished the following information:

On Sunday afternoon, September 15, 1963, between 3:30 and 4:00 P.M., he, his friend WILLIAM GUNN, JOHNNY ROBINSON and the two McCALL boys had been at the intersection of 8th Avenue, North, and 26th Street, when an incident, involving a bottle thrown by one of several white youths from a car at the intersection, had occurred and someone had thrown a rock at the car. He stated that in a short time a police car had arrived at the intersection, coming from 8th Avenue, North, and that JOHNNY ROBINSON and the two McCALL boys had started running north toward an alley adjoining an apartment building, being pursued by the police car, which had cut across the corner occupied by the Standard Oil Service Station, and followed them north on the sidewalk to the alley, into which the boys apparently had run.

JONES stated that neither he nor WILLIAM GUNN had gone in the direction taken by JOHNNY ROBINSON and he could furnish no information as to the actual shooting of this individual. He related he heard the police car skid to a stop simultaneously with hearing two shots from the car, but that he could furnish no further information.

JONES advised he resides with his mother, EMMA JONES, who occupies Apartment #5 in the building adjoining the alley where victim was shot.

On 11/15/63 at Birmingham, Alabama File # BH 44-1987

by SA WOOT A. CROOKER, JR.
SA HERBERT A. SPRAGUE

Date dictated 11/15/63

BH 44-1087

An item which appeared in the BIRMINGHAM NEWS, Final Edition, on October 11, 1963, which reported that a Jefferson County Grand Jury had declined to indict Officer JACK PARKER in connection with the fatal shooting of JOHNNY ROBINSON, contained a statement attributed to Coroner J. R. BUTLER that "some testimony shows that Officer JACK PARKER's gun was fired accidently as the police car slid to a stop".

11/7/63

Airtel

To: SAC, Birmingham (44-1087)

From: Director, FBI (44-23328)

OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT,
JOHNNY BROWN ROBINSON - VICTIM
CIVIL RIGHTS

Rerep SA C. B. Stanbery dated 10/9/63 at Birmingham.

Enclosed is one copy of Department memorandum received 11/6/63.

Handle requested investigation in accordance with Section 27, Manual of Instructions. Advise appropriate officials and persons interviewed the investigation is being conducted at the specific request of Mr. Burke Marshall, Assistant Attorney General, Civil Rights Division.

Surep within three days of receipt of this communication indicating therein this is a limited investigation. Furnish the U. S. Attorney a copy of the report, however, do not contact him for an opinion as to the merits of the case or the desirability of conducting further investigation.

Enclosure

FCF/ras
(4)

NOTE: On 9/15/63 victim was shot and dead on arrival at hospital by subject, Birmingham police officer. This incident occurred following the bombing of the 16th Street Baptist Church, Birmingham. Victim was apparently shot as he was running. We conducted a PI.

MAILED 20
NOV 7 - 1963

44 NOV 15 1963

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memoranaum

DATE: NOV 6 1963

TO: Director
Federal Bureau of Investigation

BM:GWJ:peb 14,792
144-1-909

FROM: Burke Marshall
Assistant Attorney General
Civil Rights Division

SUBJECT: Officer Jack Parker
Johnny Brown Robinson - Victim
Civil Rights

Reference is made to your prior memoranda with reports from Birmingham attached.

Please conduct the following additional investigations:

1. Interview William Garner and Ernest Lee mentioned on page 14 of the September 20, 1963, report; and

2. Make a final effort to obtain from Chief of Police Moore the statements of the police officers. In this connection, it is noted in the October 9th report that Chief Moore refused to make the statements available earlier because the matter was scheduled for grand jury presentation, which event now has taken place.

REC 56 144-2222-11

EX 103

17 NOV 8 1963

31 NOV 6 1963

(Mount Clipping in Space Below)

2 Teen-Agers Indicted In Death Of Youth

Boys, 16, Face First Degree Murder Charges In Pistol Slaying Of Negro

BY JANE ALDRIDGE

[illegible] Teen-agers [illegible] yesterday [illegible] charges [illegible] Birmingham Policeman Jack Parker who had been accused of shooting a Negro youth during [illegible]

The [illegible] decision came [illegible] the Grand Jury [illegible] a ruling by the [illegible] the beginning of the grand jury [illegible] Baptist Church.

The victim in the shooting [illegible] Both of them shootings occurred [illegible] on the night of [illegible] had been [illegible] the part of the church here [illegible] coming from [illegible] Parker [illegible] and [illegible] following [illegible] a stolen automobile and [illegible] driving [illegible]

[illegible] the grand jury charges against [illegible] Parker [illegible] Johnny Brown [illegible] and [illegible] the young Negro [illegible] killed by shooting [illegible]

[illegible] attack [illegible] and [illegible] testimony [illegible] he had [illegible] while [illegible] a policeman [illegible]

Indictment For Assault

[illegible] an indictment [illegible] a [illegible] charging [illegible] with assault [illegible] with intent [illegible] [illegible] Parker [illegible] a [illegible] Parker [illegible] a number of [illegible] William Hodges [illegible] and [illegible] [illegible] and [illegible] [illegible] [illegible]

Jury declines to indict officer

1

THE BIRMINGHAM NEWS

THE BIRMINGHAM POST-HERALD

BIRMINGHAM, ALABAMA

10-11-63

Red Star Final

OFFICER JACK PARKER, BIRMINGHAM PD JOHNNY EDWARD ROBINSON VICTIM. CR.

BIRMINGHAM

FD-36 (Rev. 12-1-56)

FBI

Date: 10/17/63

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

Via AIRTEL AIRMAIL
(Priority or Method of Mailing)

TO: Director, FBI (44-23328)

FROM: SAC, Birmingham (44-1087) (C)

SUBJECT: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT;
JOHNNY BROWN ROBINSON - VICTIM
CIVIL RIGHTS

Re report of SA C. B. STANBERY, dated 10/9/63, at Birmingham.

Attached are five copies of a letterhead memorandum pertaining to above captioned matter.

One copy of this memorandum is being furnished to the United States Attorney at Birmingham for his information, by separate letter.

(3)-Bureau (Enc. 5) ENCLOSURE
1-Birmingham
CBS:ela
(4)

EX-115

REC-31 44-23328-10

3 OCT 18 1963

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

OCT 21 1963

In Reply, Please Refer to
File No.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION
1400 - 2121 Building
Birmingham, Alabama 35203
October 17, 1963

RE: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT;
JOHNNY BROWN ROBINSON - VICTIM

The Birmingham News for October 11, 1963, printed an article which stated that the Jefferson County Grand Jury had declined to indict Jack Parker, Birmingham Police Officer, in the fatal shooting of Johnny Robinson. This article said Coroner J. O. Butler had delayed issuing a finding in the death of Robinson, 622 28th Street, North, and had asked Circuit Solicitor Emmett Perry to place the case on the Grand Jury Docket.

According to this article, the no-bill in the case of Parker was revealed on October 11, 1963, as the Grand Jury made a partial report to Circuit Judge Wallace Gibson at the end of its first session.

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

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

1400 - 9121 Building
Birmingham, Alabama 35203
October 17, 1963

RE: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT;
JOHNNY BROWN ROBINSON - VICTIM

The Birmingham News for October 11, 1963, printed an article which stated that the Jefferson County Grand Jury had declined to indict Jack Parker, Birmingham police officer, in the fatal shooting of Johnny Robinson. This article said Coroner J. D. Butler had delayed issuing a finding in the death of Robinson, 627 20th Street, North, and had asked Circuit Solicitor Emmett Perry to place the case on the Grand Jury Docket.

According to this article, the no-bill in the case of Parker was revealed on October 11, 1963, as the Grand Jury made a partial report to Circuit Judge William Gibson at the end of its first session.

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

In Reply, Please Refer to File No.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

1400 - 2121 Building

Birmingham, Alabama 35203

October 17, 1963

RE: OFFICER JACK PARKER,
BIRMINGHAM POLICE DEPARTMENT;
JOHNNY BROWN ROBINSON - VICTIM

The Birmingham News for October 11, 1963, printed an article which stated that the Jefferson County Grand Jury had declined to indict Jack Parker, Birmingham Police Officer, in the fatal shooting of Johnny Robinson. This article said Coroner J. O. Butler had delayed issuing a finding in the death of Robinson, 622 28th Street, North, and had asked Circuit Solicitor Emmett Perry to place the case on the Grand Jury Docket.

According to this article, the no-bill in the case of Parker was revealed on October 11, 1963, as the Grand Jury made a partial report to Circuit Judge Wallace Gibson at the end of its first session.

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

FEDERAL BUREAU OF INVESTIGATION

BIRMINGHAM	BIRMINGHAM	10-9-63	10-1-63
TITLE OF CASE		REPORT MADE BY	TYPED BY
Officer JACK PARKER, BIRMINGHAM POLICE DEPARTMENT, JOHNNY BROWN ROBINSON VICTIM		C. B. STANBERY	KAB
		CHARACTER OF CASE	
		CIVIL RIGHTS	

REFERENCE: Report of SA C. B. STANBERY 9-20-63, Birmingham.

Bureau teletype, October 1, 1963.

-C-

EXP. PROC.

DO NOT WRITE IN SPACES BELOW

REC. 5

2 - Bureau (44-23361)
1 - USA, Birmingham
1 - Birmingham (44-1982)

66 OCT 23 1963

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Birmingham

Report of: C. B. STANBERY
Date: 10-9-63

Office: BIRMINGHAM

Field Office File No.: 44-1087

Bureau File No.: 44-23325

Title: Officer JACK PARKER
BIRMINGHAM POLICE DEPARTMENT,
JOHNNY BROWN ROBINSON-VICTIM

Character: CIVIL RIGHTS

Synopsis: Chief of Police JAMIE MOORE, Birmingham Police Department, advised on 10-1-63 that he would not make available statements of subject and officers who accompanied him in view of fact that this case was scheduled to be presented to a State Grand Jury on 10-7-63.

-C-

DETAILS: AT BIRMINGHAM, ALABAMA

Chief of Police JAMIE MOORE, Birmingham Police Department, advised on October 1, 1963, that he would not make available the statements of subject and officers who accompanied him in view of the fact that this case was scheduled to be presented to a State Grand Jury on October 7, 1963

FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
OCT 1 1963
TELETYPE

URGENT 10-1-63 11-23 AM BAA

TO DIRECTOR, FBI

FROM SAC, BIRMINGHAM /44-1087/ 1 P

- OFFICER JACK PARKER, BIRMINGHAM POLICE DEPARTMENT. JOHNNY BROWN ROBINSON - VICTIM. CR.

REBUTEL SEPTEMBER THIRTY, SIXTYTHREE.

CHIEF OF POLICE JAMIE MOORE, BIRMINGHAM PD, ADVISED THIS DATE HE WILL NOT MAKE AVAILABLE STATEMENTS OF SUBJECT AND OFFICERS WHO ACCOMPANIED HIM IN VIEW OF FACT THAT THIS CASE WILL BE PRESENTED TO A STATE GRAND JURY ON OCTOBER SEVEN, SIXTYTHREE.

CLOSING REPORT FOLLOWS.

END AND ACK PLS.

1-27 PM CK FBI WA MET

TU DISCD

REC-52
REC-40 44-1087-
EX-115
OCT 2 1963

64 OCT 8 1963

FEDERAL BUREAU OF INVESTIGATION

Date 9/19/63

Agent, JOHN C. NEWSON, who was accompanied by SA JOHN W. CULPEPPER, decided to make a patrol run through downtown Birmingham to ascertain the present situation. While traveling east on 8th Avenue, North, between 25th and 26th Streets, a series of shots were heard at approximately 4:13 PM in the immediate vicinity. Agent, who was driving a Bureau car, proceeded north through the service station on the northwest corner of 26th Street and 8th Avenue, since this was the route taken a few seconds earlier by a Birmingham Police car, thinking that the shots were being fired at Birmingham Police Officers. Agent proceeded to that location to assist.

Upon arrival at the scene, it was observed that a uniformed officer, carrying a carbine, was attempting to communicate with his office via radio. Upon approaching said officer, Agent identified himself and inquired if any assistance was needed. The officer stated that everything was under control and help had been summoned.

Agent noticed an officer in the alley, between 806 and 808 26th Street, North, who was running between the houses. Agent proceeded in that direction, accompanied by the Birmingham Police Officer with the carbine, to assist the officer in the alley. At the rear of 808 26th Street, North, in the alley, Agent observed a young Negro male lying face down in the grass with blood on his right hand. It was observed that the Negro male was still breathing at that time.

Upon return to the Bureau car , it was found to be blocked in by Birmingham Police Cars, which had been called to the scene. Shortly thereafter, a red and white 1962 Ford arrived on the scene with approximately seven or eight occupants, all young white males and females. The officer with the carbine asked them if they were the people at whom the

To 9/19/63 at Birmingham, Alabama File # BM 44-1087

By SA JOHN C. NEWSON:rrm/lrr Date dictated 9/19/63

rocks were thrown. The driver of this vehicle advised that they were and he was then requested to accompany two uniformed officers to the Birmingham Police Department to give signed statements.

Shortly thereafter, an ambulance arrived and took the young Negro male to a hospital.

FD-302 (Rev. 1-25-60)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Records of the Birmingham Police Department reflected that JOHNNY ROBINSON, Birmingham Police Department No. 103385, was arrested on September 24, 1960, and charged with burglary and grand larceny. An alias "JOHNNY JR." was shown for this individual. He resided at that time at 622 28th Street North, Birmingham, and his mother, MARTHA ROBINSON, resided at the same address. One brother, LEON ROBINSON, resided at 1325 Vanderbilt Place, Birmingham. These records reflected that ROBINSON was born February 24, 1947, at Birmingham, Alabama. He was four feet, four inches, weighed 88 pounds, was of slender build, black hair, brown eyes, and medium brown complexion. He was a student at Shields Grammar School. He was arrested by Officers WOOLEY, COX and McELWAIN. He was delivered to the Juvenile Court on September 24, 1960. The burglary and grand larceny charge concerned the Maring-Crawford Motor Company, Birmingham, and Birmingham Police Department files indicate that victim was also suspected of burglarizing the Birmingham Dairy Supply Company, 2421 2nd Avenue, North.

The files of the Birmingham Police Department contained no information identifiable with CHARLES ANGELO, HOWARD KING, JR., ANNA MAE HENDRIX, WILLIS RICHARDS, LORENZO McCALL, or DOUGLAS McCALL.

The above files and records were made available by Miss SANDRA KEITH, Clerk at the Identification Division.

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWNEY and C. B. STANBERY mas Date dictated 9/19/63

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

FD-302 (Rev. 3-3-59)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Officer JACK PARKER, Birmingham Police Department, was interviewed on September 18, 1963. He was advised that he did not have to make a statement, that any statement he did make might be used in a court of law against him, and that he was entitled to the services of an attorney. PARKER stated that he had already made a statement to his superior officer at the Birmingham Police Department, and he did not desire to make any statement to the FBI in this matter.

PARKER furnished the following background and descriptive data concerning himself.

Name	JACK PARKER
Sex	Male
Race	White
Date of Birth	January 24, 1915
Place of Birth	St. Clair County, Alabama
Height	6'
Weight	195
Hair	Brown
Eyes	Blue
Marital Status	Married, four children
Residence	309 11th Street, S.W., Birmingham, Alabama
Education	Junior High School graduate, Fayette County, Alabama
Military Service	U. S. Navy, 1943
Occupation	Officer, Birmingham Police Department, since November, 1951; three and one-half years with Homewood, Alabama, Police Department previous to 1951.

On 9/18/63 at Birmingham, Alabama File # BH 44-1067

by SAs JOHN T. DOWDEY and C. B. STANDIFER, JR.

Date dictated 9/19/63

The facts of this case were discussed with Assistant United States Attorney MACEY TAYLOR, on September 21, 1963. At that time he furnished the following opinion.

The events resulting in the death of the victim occurred during an outburst of unusual racial tension. Police Officers on the day in question were continually quelling disputes between negroes and white citizens. Therefore it is difficult to determine at this time whether it is actual intent on the part of subject to deprive the victim of his constitutional rights.

A final prosecutive opinion will be given at a later date.

Newspaper Clipping to Space Below

Two Negroes shot to death after bombing

(Indicate page, name of newspaper, city and state.)

[illegible] THE BIRMINGHAM NEWS

THE BIRMINGHAM POST-HERALD

BIRMINGHAM, ALABAMA

Date: 9/16/63

Edition: RED STAR FINAL

Author: JOHN N. BLOCKER

Editor: [illegible] JACK [illegible]

Title: BIRMINGHAM P. D., JOHNNY ROBINSON, VICE CR

Character: Bl.Bo.Vol

Classification:

NOT RECORDED
16 OCT 8 1963

Do Not Write in Spaces Below

Council asks all facts on two deaths

THE BIRMINGHAM POST-HERALD

BIRMINGHAM, ALA.

9/16/63
RED STAR FINAL

JOHN W. [illegible]
OFFICER JACK PARKER, BIRMINGHAM P.
JOHNNY ROBINSON-
VICTIM

62-109060-
SEP 20 1963

U.S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
SEP 16 1963
TELETYPE

URGENT 9-16-63 1-16AM CST

TO DIRECTOR

FROM SAC, BIRMINGHAM /44-1287/ 1P

UNSUBS, SHOOTING OF NEGRO JAIL AT EIGHTH AVE. AND TWENTYSIXTH NORTH, BIRMINGHAM, ALA., SEPT. FIFTEEN INSTANT. CIVIL RIGHTS. JOHNNY B. ROBINSON

REBUTEL SEPTEMBER FIFTEEN PAST.

C.B. MC DAVID, IN OFFICE OF CHIEF OF POLICE JAMIE MOORE ADVISED THAT OFFICER WHO SHOT NEGRO WAS ~~OFFICER~~ PARKER.

MC DAVID ADVISED THAT SHOOTING WAS OUTGROWTH OF NEGROES THROWING BRICKS AND ROCKS AT POLICE OFFICERS IN VICINITY OF EIGHTH AVE AND TWENTYSIXTH STREET NORTH. FURTHER DETAILS NOT KNOWN TO MC DAVID.

END AND ACK PLS

WA 3-15 AM OK FBI WA HFL

TU DISCC

44-23322-5

MCT-1

44-23325-1

6-2

62 SEP 24 1963

1843.1.1

COMMUNICATIONS SECTION

SEP 2 1963

TELETYPE

URGENT 9-22-63 9-46 PM CST REP

TO DIRECTOR

FROM BAC BIRMINGHAM /44-3382/ 1P

OFFICER JACK PARKER, BIRMINGHAM PD. JOHNNY ROBINSON - VICTIM, CR.

FUNERAL SERVICE WAS HELD TODAY FOR VICTIM AT NEW PILGRIM BAPTIST CHURCH, NINE ZERO THREE SIXTH AVENUE SOUTH, BIRMINGHAM. NO INCIDENTS AND NO DEMONSTRATION OCCURRED.

END

9-30 PM CS FBI WA JCF

TU CLR

DEC 23 44-3382-4

DE-112

6 SEP 25 1963

53 OCT 2 1963

September 18, 1963

GENERAL INVESTIGATI[illegible] DIVISION

Subsequent to bombing of Sixteenth Street Baptist Church, Birmingham, 9-15-63, news media reported that victim Johnny Robinson, a 16-year-old Negro, was fatally shot by police. Various accounts indicated Robinson threw an object at the police and ran.

John Murphy, Departmental Attorney, Civil Rights Division, presently in Birmingham, has requested investigation set forth in attached teletype. Investigation being conducted.

TELETYPE

URGENT 9-17-63 6-48 PM CST HEP

TO : DIRECTOR

FROM SAC BIRMINGHAM /44-1087/ 1P

OFFICER JACK PARKER, BIRMINGHAM PD. JOHNNY ROBINSON, VICTIM. OR. CIVIL RIGHTS

REBUTEL SEPTEMBER SIXTEEN LAST.

DEPARTMENTAL ATTORNEY JOHN MURPHY WAS CONTACTED IMMEDIATELY AFTER RECEIPT OF REFERENCED TELETYPE. AT THAT TIME INTERVIEWS HAD BEEN CONDUCTED WITH TWO PEOPLE IN THE IMMEDIATE VICINITY OF THE SHOOTING. MURPHY WAS ADVISED OF THE INFO FURNISHED BY THESE TWO EYE WITNESSES AND HE INDICATED THAT FURTHER INVESTIGATION SHOULD BE CONDUCTED WITH PARTICULAR REFERENCE TO COMPLETING THE NEIGHBORHOOD INVESTIGATION TO DETERMINE IF POSSIBLE WHO CALLED THE POLICE TO THE SCENE. THIS INVESTIGATION WILL BE CONDUCTED, INCLUDING AN INTERVIEW WITH OFFICER PARKER, UNDER APPROVED AUTHORITY OF DEPARTMENT ATTORNEY MURPHY. ACK AND HOLD - PLS

8-52 PM OK FBIHQ LLD 20M

CA

REC 11 44-1087-1238

EX-103

20 SEP 1963

PLAIN TEXT

9-16-63

TELETYPE

URGENT

REC'D-READING ROOM
BI

TO SAC BIRMINGHAM

FROM DIRECTOR FBI

OFFICER PARKER, BIRMINGHAM POLICE DEPARTMENT; JOHNNY ROBINSON DASH VICTIM. CIVIL RIGHTS.

IMMEDIATELY DISCUSS WITH DEPARTMENTAL ATTORNEY JOHN MURPHY, WHO CAN BE CONTACTED IN CARE OF THE USA'S OFFICE, BIRMINGHAM, ALL AVAILABLE INFORMATION FROM NEWS MEDIA OR INFORMATION WHICH MAY HAVE BEEN RECEIVED BY YOUR OFFICE FROM OTHER SOURCES CONCERNING THE FATAL SHOOTING OF JOHNNY ROBINSON AT BIRMINGHAM SEPTEMBER FIFTEEN. SUTEL RESULTS OF DISCUSSION. IF MURPHY REQUESTS INVESTIGATION, SET FORTH DETAILS OF HIS REQUEST TOGETHER WITH YOUR RECOMMENDATION ON A UACB BASIS. IF NO INVESTIGATION IS REQUESTED, SUBMIT CLOSING REPORT SETTING FORTH DETAILS OF INFORMATION DISCUSSED WITH MURPHY TOGETHER WITH HIS OPINION.

MCT-1 44- 23322 - 2

REC'D MICRO SEP 17 1963

REC 14

WLM:eac
(5)

SEE NOTE ON PAGE TWO

TELETYPE

SEP 24 1963

NOTE:

After the bombing of the Sixteenth Street Baptist Church, Birmingham, 9-15-63, a riotous condition developed during which Negroes threw stones at police officers, and automobiles bearing white passengers. News media report that during this period Johnny Robinson, a 16-year-old Negro was fatally shot by police. Various news accounts have indicated that Robinson threw an object at the police and then ran. He was apparently shot as he was running. It will undoubtedly be alleged by racial organizations that this is an instance of police brutality and since present Departmental policy requires that we institute investigation based upon newspaper items, it is felt this should be discussed with John Murphy, Section Chief who normally handles police brutality cases in the Department and who is presently in Birmingham.

TELETYPE

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
SEP 16 1963
TELETYPE

URGENT 9-16-63 4-44 PM RM

TO SAC BIRMINGHAM

FROM DIRECTOR

OFFICER PARKER, BIRMINGHAM POLICE DEPARTMENT, JOHNNY ROBINSON DASH VICTIM. CIVIL RIGHTS.

IMMEDIATELY DISCUSS WITH DEPARTMENTAL ATTORNEY JOHN MURPHY, WHO CAN BE CONTACTED IN CARE OF THE USA-S OFFICE, BIRMINGHAM, ALL AVAILABLE INFORMATION FROM NEWS MEDIA OR INFORMATION WHICH MAY HAVE BEEN RECEIVED BY YOUR OFFICE FROM OTHER SOURCES CONCERNING THE FATAL SHOOTING OF JOHNNY ROBINSON AT BIRMINGHAM SEPTEMBER FIFTEEN. SUTEL RESULTS OF DISCUSSION. IF MURPHY REQUESTS INVESTIGATION, SET FORTH DETAILS OF HIS REQUEST TOGETHER WITH YOUR RECOMMENDATION ON A UACB BASIS. IF NO INVESTIGATION IS REQUESTED, SUBMIT CLOSING REPORT SETTING FORTH DETAILS OF INFORMATION DISCUSSED WITH MURPHY TOGETHER WITH HIS OPINION.

END ACK PLS

9-50 PM OK FBI BH DLR

TU DISC

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
SEP 15 1963
TELETYPE

Mr. Tolson
Mr. DeLoach
Mr. Mohr
Mr. Bishop
Mr. Casper
Mr. Callahan
Mr. Conrad
Mr. DeLoach
Mr. Evans
Mr. Gale
Mr. Rosen
Mr. Sullivan
Mr. Tavel
Mr. Trotter
Tele. Room
Miss Holmes
Miss Gandy

9-2

INCINT 9-15-63 P-56 PM CST REP

TO DIRECTOR

FROM SAC BIRMINGHAM 3P

UNSUBS, SHOOTING OF NEGRO MALE AT EIGHTH AVENUE AND TWENTYSIXTH NORTH, BIRMINGHAM, ALABAMA, SEPTEMBER FIFTEEN INSTANT. CIVIL RIGHTS.

REMU TELEPHONE CALL ADVISING REV. C. HERBERT OLIVER HAD CALLED DEPARTMENT OF JUSTICE REPRESENTATIVE.

AT SEVEN FIFTY P.M., CST, REV. C. HERBERT OLIVER WAS CONTACTED. HE STATED HE HAD CALLED WASHINGTON BUT HAD NOTHING MORE TO SAY OTHER THAN HE FEELS THE FEDERAL GOVERNMENT IS NOT FURNISHING SUFFICIENT PROTECTION TO NEGROES. HE SAID HE HEARD ONE NEGRO HAD BEEN SHOT BY POLICE TODAY AND HE KNOWS LOCAL POLICE, AS WELL AS HIGHWAY PATROL WILL NOT PROTECT NEGRO CITIZENS. HE CLAIMED LOCAL LAW ENFORCEMENT SEEMED TO BE MORE INTERESTED IN SHOOTING NEGROES. HE ALSO SAID WHITE SCHOOL CHILDREN PARADED IN MOTORCADES AND DEMONSTRATED ALL OVER CITY PAST WEEK AND POLICE DID NOT SHOOT THEM, BUT AT SLIGHTEST PROVOCATION THEY SHOOT THE NEGROES.

REV. OLIVER SAID REASON HE CALLED WASHINGTON WAS TO POINT

END PAGE ONE

SEP 24 1963

100-2332-1

PAGE THREE.

NEGRO MALE LYING IN GRASS WITH BLOOD ON RIGHT HAND. AGENTS OVERHEARD OFFICERS TALKING WITH OCCUPANTS OF RED AND WHITE FIFTYTWO FORD, WHICH WAS OCCUPIED WITH YOUNG WHITE MALES AND FEMALES. OFFICER WITH CARBINE OVERHEARD ASKING IF THEY WERE PEOPLE AT WHOM ROCKS WERE THROWN. DRIVER OF FORD ADVISED OFFICERS THEY WERE AND ACCOMPANIED UNIFORMED MEN TO POLICE DEPARTMENT TO GIVE SIGNED STATEMENTS.

BUREAU WILL BE KEPT ADVISED OF DEVELOPMENTS.

END

11-05 A PM OK FBI WA NFL

TU CLR

PLAIN TEXT 9/30/63

TELETYPE URGENT

TO SAC BIRMINGHAM (44-1087)

FROM DIRECTOR FBI

OFFICER JACK PARKER, BIRMINGHAM POLICE DEPARTMENT, JOHNNY BROWN ROBINSON DASH VICTIM, CIVIL RIGHTS.

REREP OF C. B. STANBERY DATED NINE TWENTY SIXTYTHREE AT BIRMINGHAM.

PROMPTLY CONTACT CHIEF MOORE, BIRMINGHAM POLICE DEPARTMENT, TO DETERMINE IF HE WILL NOW MAKE AVAILABLE STATEMENTS OF SUBJECT AND OFFICERS WHO ACCOMPANIED HIM AT TIME OF INCIDENT AND DETERMINE IF ANY LOCAL PROSECUTIVE ACTION HAS BEEN SCHEDULED.

SUTEL RESULTS AND FOLLOW WITH CLOSING REPORT.

MCI - 11

JWH:raw
(3)

EX-102 REC-25

NOTE: After the bombing of the Sixteenth Street Baptist Church, Birmingham, 9/15/63, a riot developed during which Negroes threw stones at police officers and automobiles. Victim Robinson, a 16-year-old Negro, was fatally shot by police. At request of Department a PI was conducted which revealed that victim who had thrown rocks at automobiles was shot from a police car by Officer Parker. He was shot in the back with a shotgun and was dead on arrival at the hospital. Chief Moore would not allow interview of subject and police officers pending completion of his own investigation. John Murphy, Civil Rights Division, advised this date that he had received White House inquiry and needed to know urgently the information requested above.

57 OCT 9 1963

FEDERAL BUREAU OF INVESTIGATION
SEP 30 1963
TELETYPE

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
SEP 3 0 1963
TELETYPE

URGENT 9-30-63 11-54 AM RM

TO SAC BIRMINGHAM 44-1087

FROM DIRECTOR 1 PAGE

OFFICER JACK PARKER, BIRMINGHAM POLICE DEPARTMENT, JOHNNY BROWN ROBINSON DASH VICTIM, CIVIL RIGHTS.

REREP OF C. B. STANBERY DATED NINE TWENTY SIXTYTHREE AT BIRMINGHAM.

PROMPTLY CONTACT CHIEF MOORE, BIRMINGHAM POLICE DEPARTMENT, TO DETERMINE IF HE WILL NOW MAKE AVAILABLE STATEMENTS OF SUBJECT AND OFFICERS WHO ACCOMPANIED HIM AT TIME OF INCIDENT AND DETERMINE IF ANY LOCAL PROSECUTIVE ACTION HAS BEEN SCHEDULED.

SUTEL RESULTS AND FOLLOW WITH CLOSING REPORT.

END ACK PLS

10-56 AM OK FBI BH SAA

TU DISC

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
BIRMINGHAM	BIRMINGHAM	9/20/63	9/15 - 20/63
TITLE OF CASE: CHANGED OFFICER JACK PARKER, Birmingham Police Department, JOHNNY BROWN ROBINSON-VICTIM		REPORT MADE BY: SA C. B. STANBERY	TYPED BY: mas:lr
		CHARACTER OF CASE: CR	

The title is marked changed to reflect the correct name of the subject and victim. It was formerly carried as, "UNSUBS; SHOOTING OF NEGRO MALE AT 8TH AVENUE AND 26TH NORTH, BIRMINGHAM, ALABAMA, 9/15/63. CR."

REFERENCE: Bureau telephone call to Birmingham 9/15/63.

Birmingham teletypes to Bureau 9/15/63, and 9/17/63.

Bureau teletype to Birmingham 9/16/63.

- P -

ADMINISTRATIVE:

Indices of Birmingham Office contain no information identifiable with Subject "JACK PARKER".

44-23521

SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
	MST 43
	REC. 22

3 - Bureau
1 - USA, Birmingham
2 - Birmingham (44-1087)

OCT 28 1963

24

OCT 30 1963

BH 44-1087

On 9/15/63 Bureau advised that Rev. C. HERBERT OLIVER, Birmingham, had called a Department of Justice representative concerning the shooting of a Negro male at 8th Avenue and 26th Street North, Birmingham, on 9/15/63. At 7:50 p.m., 9/15/63, Rev. C. HERBERT OLIVER was contacted.

Aa
COVER PAGE

He stated he had called Washington but had nothing more to say other than he feels the Federal Government is not furnishing sufficient protection to Negroes. He said he heard one Negro had been shot by police on 9/15/63, and he said he knows that local police, as well as the Highway Patrol, will not protect Negro citizens. He stated that law enforcement seems to be more interested in shooting Negroes. He also said white school children paraded in motorcades and demonstrated all over Birmingham during the past week, and the police did not shoot them, but at the slightest provocation they shoot Negroes.

Rev. OLIVER said that the reason he called Washington was to point out that he was very much disturbed by the situation at Birmingham and to insist that the Federal Government take more stringent steps to protect Negroes. He said he does not know what more can be done, but that he must insist that something more be done than has been done. He said that he is anxious for something to be done to protect the Negroes. It is believed that the incident Rev. OLIVER had been referring to involved the shooting of victim JOHNNY ROBINSON.

On 9/19/63 Mr. JOHN MURPHY, of the Department, wanted to know whether a death certificate, an autopsy report, or any medical record had been obtained which would show the exact cause of death, where the bullets entered, etc. He stated that if this had not already been done, it should be done. Investigating Agents had examined the Hillman Hospital records on 9/18/63, which reflected that the nature of victim's injury was 'gunshot wound.' On 9/18/63 Agents had obtained from the Manager of Smith and Easton Funeral Home a certificate of death for victim. The cause of death was shown as a gunshot wound of the chest (back). This certificate was signed by J. O. BUTLER, Jefferson County Coroner. While at the Smith and Easton Funeral Home, Agents viewed victim's body and noted the places where the bullets entered his body.

Mr. MURPHY was advised of these facts, and he stated that this satisfied him as to the death certificate and the cause of victim's death.

Mr. MURPHY said that Assistant U. S. Attorney R. MACEY TAYLOR had checked the Birmingham and Alabama law on whether or not an autopsy must be conducted in a situation such as this, and Mr. TAYLOR had informed him that it was not the law that an autopsy must be performed.

It is noted that Rev. C. HERBERT OLIVER, above-mentioned, had mentioned that he felt that victim was being buried without an autopsy being performed and he wanted the FBI Office to be aware of the violation.

Mr. MURPHY said that he did not feel that an autopsy was necessary and he did not desire that any photographs be made of victim. He said he felt that the Coroner's death certificate which showed cause of death as gunshot wound and the testimony of the Agents would be entirely sufficient

LEAD

BIRMINGHAM, ALABAMA

will follow with Assistant United States Attorney's final opinion.

COVER PAGE

FD-36 (Rev. 3-3-59)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Birmingham

Report of: SA C. B. STANBERY
Date: September 20, 1963

Office: BIRMINGHAM

Field Office File #: 44-1087

Bureau File #:

Title: OFFICER JACK PARKER,
Birmingham Police Department;
JOHNNY BROWN ROBINSON - VICTIM

Character: CIVIL RIGHTS

Synopsis: On Sunday afternoon, 9/15/63, subject shot victim in an alley on 20th Street North between 8th Avenue and 8th Court. Victim was dead on arrival at Hillman Hospital. Witnesses state that several carloads of white students in automobiles displaying Confederate flags were proceeding south on 20th Street. Several Negroes were standing on sidewalk. One witness said bottle was thrown from car carrying white young people; that some of the Negroes threw rocks at the car. Another witness said one of the Negroes threw a brick or large rock at the car containing the white people. About this time a Birmingham police automobile came around the corner from 8th Avenue. Victim and another young Negro, LORENZO McCALL, ran down the sidewalk and into the alley. The police car came down to the alley, blocking it by parking at the entrance and subject fired from the automobile. Two Birmingham FBI Agents were in the area and one saw victim on the ground.

- P -

DETAILS:

This is a preliminary investigation.

FD-192 (Rev. 1-31-60)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Chief of Police JAMIE MOORE, NA, Birmingham Police Department, was advised of the institution of this investigation. He stated that he did not desire to furnish any information concerning the facts in the case.

On 9/16/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN F. DOWNEY and C. B. STANBERY

Date dictated 9/18/63

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

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Detective CHARLES L. PIERCE, Birmingham Police Department, advised that he had conducted investigation in this matter, but that he could not give out any information without the approval of the Chief of Police JAMIE MOORE. He did state that Officer JACK PARKER was the officer who shot victim, using a shotgun and buckshot. He said Officer PARKER was in a police car sitting on the back seat on the left side. He said this automobile was driven by Officer P. C. CHEEK and that Officer J. E. CHADWICK was sitting beside CHEEK. He said that Officer W. D. HANEY was sitting on the back seat on the right side.

On 9/16/63 at Birmingham, Alabama File # BM 44-1087

SAs JOHN T. DOWNEY
by and C. B. STANBERY/mcb Date dictated 9/18/63

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

3

The Birmingham News for September 16, 1963, printed an article which stated that Birmingham police reported that two teen-age Negro boys were shot and killed late Sunday (September 15, 1963) during the hours following the bombing of the Sixteenth Street Baptist Church. This article said that JAMES ROBINSON, age 16, of 622 28th Street North, was shot by city policeman after a rock throwing incident on the northside. Police report said a group of young Negroes were throwing rocks at white teen-agers in the 600 block of 26th Street North. According to this article, police were called to the scene, and when they arrived the Negroes ran up 26th Street and turned into 8th Alley North. Detectives CHARLIE PIERCE and M. E. GULLION were quoted as saying that the Negroes were ordered to halt, and when they failed to do so police fired shotguns loaded with buckshot at their feet.

The Birmingham News said that according to reports the "ROBINSON boy" was struck in the back by some of the buckshot. He was dead on arrival at University Hospital. Police said that the shooting is still being investigated.

FD-302 (Rev. 1-25-60)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

SAs JOHN T. DOWNEY and C. B. STANBERY examined the records of the Hillman Hospital, Birmingham, concerning one JOHNNY ROBINSON. These records reflected that ROBINSON, a Negro male, age 16, was brought to the Hillman Hospital by a Smith and Gaston Ambulance at 4:55 p.m., September 15, 1963, and that he was dead on arrival. His address was shown as 622 28th Street North, and his mother as MARTHA ROBINSON. He was injured at 8th Avenue and 26th Street North, and the report reflected that the nature of his injury was "gunshot wound." These records reflected that Detective C. L. PIERCE, of the Birmingham Police Department, notified the Jefferson County Coroner of this matter.

The above records were made available by Miss PATRICIA ALOIA, Librarian of the Hillman Hospital.

On 9/16/63 at Birmingham, Alabama File # BH 44-1097

by SAs JOHN T. DOWNEY and C. B. STANBERY

Date dictated 9/18/63

FD 395 (Rev. 7-11-62)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

CHARLES ANGELO, Manager of Central Esso Service Station, 801 North 26th Street, advised that he was at his service station on Sunday afternoon, September 15, 1963. He said that about 3:30 p.m. he noticed some automobiles carrying Confederate flags and loaded with what appeared to be white teen-agers coming up 26th Street going north. He said he also noticed some Negroes standing on the sidewalk beside 26th Street. He said that these white young people passed along and he heard the Negroes and white teen-agers making remarks to each other, but he could not understand anything that was said. He stated he also noticed a Birmingham police car on 8th Avenue about 26th Street North in front of the Twentieth Street Cleaners. Mr. ANGELO said that the next time he looked out in the street, he noticed apparently this same police car was blocking the alley on 26th Street between 8th Avenue and 8th Court. He said about this time he heard two shots and he looked and saw a police officer sticking a gun out of the rear window of the police car.

Mr. ANGELO said that before the shots were fired, he saw a young Negro boy run into the alley and another Negro boy run into the house by the side of the alley. Mr. ANGELO said that he did not go across the street.

Mr. ANGELO advised that he did not hear the police say anything to the young Negroes nor did he hear the Negroes say anything to the police.

Mr. ANGELO said that he would rather not furnish a signed statement, and said that he would rather not testify in this matter unless it becomes absolutely necessary, inasmuch as he is in a very sensitive business and his trade might decline badly if he took part in a controversial matter.

To 9/16/63 at Birmingham, Alabama File # BH 44-1087

By SAs JOHN T. DOWDEY
and C. B. [illegible] mms

Date dictated 9/19/63

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

HOWARD KING, JR., age 20, 812 North 26th Street, advised that he is employed as a part-time gardener with various people who live in the Mountain Brook and Homewood areas. He stated that he has never been to school but that he can write his name.

He said that on Sunday, September 15, 1963, about 4:00 p.m., he was sitting in the doorway at the apartment house in which he resides. He said that this doorway faces 26th Street, North. He said he saw two or three cars of what appeared to him to be white students waving Confederate flags drive by on 26th Street. He also saw four young Negro boys on the sidewalk. He said that he saw one of the white boys throw a soft drink bottle from one of the cars toward the Negro boys. He said he noticed at least two of the young Negro boys throwing rocks at the automobiles in which the white young people were riding. KING said he is positive they were throwing rocks and not bricks. He said about this time he noticed a Birmingham police car park and block the alley which adjoins the apartment house in which he resides. He said he saw two of the young Negroes run into the alley. He said he saw one of the officers stick a long gun out of the car window and fire. He said he heard two shots. He said the police car had three or four officers in it, but said he did not hear any conservation between the police officers and the fleeing Negroes, but the first thing he knew he heard shooting. KING said one of the police officers then came down to where he was sitting on the front porch and told him to "Get the hell in the house." He said he stayed in the apartment house and did not go out into the hall to see what else, if anything, happened.

He stated that he would rather not sign a statement.

On 9/16/63 at Birmingham, Alabama File # BH 44-1087

By SAs JOHN T. DOWNEY and C. B. STANBERRY JR. Date dictated 9/19/63

At this point in the investigation Departmental Attorney JOHN MURPHY, who was in Birmingham, was contacted and advised of the information furnished by Mr. ANGELO and Mr. KING, set out above.

Mr. MURPHY indicated that further investigation should be conducted with particular reference to completing the neighborhood investigation and to determine, if possible, who called the police to the scene.

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Mrs. ADDIE MAE SANDS, Apartment 7, 812 26th Street North, advised that she and her husband, WILLIAM SANDS, were not at home during the time that victim was shot, and she has no firsthand information concerning this matter.

She declined to furnish a signed statement.

On 9/18/63 at Birmingham, Alabama File # BH 44-1987

by SAs JOHN T. DOWDEY and C. B. STINEBERT/mas Date dictated 9/19/63

FD-395 (Rev. 1-23-61) FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

WILLIS RICHARDS, Apartment 3, 812 26th Street North, advised that he was in his apartment about 3:00 or 4:00 p.m. on the afternoon of September 15, 1963. He stated that he recalls hearing two shots. He said that he did not see the shooting and does not know who called the police. He stated that he stayed in his room during the entire time.

He declined to furnish a signed statement.

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWNEY and C. B. STRICKEY, JR.

Date dictated 9/19/63

FD-395 (Rev. 1-25-49)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

Mrs. ANNA MAE HENDRIX, Apartment 1, 812 26th Street North, advised that she is the manager of this apartment house. She stated on Sunday afternoon, September 15, 1963, between 3:30 and 4:30 p.m., she was upstairs in the apartment house making up beds. She said that she heard two gunshots and ran to the top of the stairs from where she was working and looked down the stairs and out the front door. She said she saw two policemen in uniform walking fast as they passed the front door. She then went to the northside of the house and saw several police moving in the tall grass and each had a long gun.

Mrs. HENDRIX said that she then looked out from another side of the house and saw an ambulance, and saw the people in charge of the ambulance putting a Negro boy in the ambulance.

Mrs. HENDRIX said that she did not see the police shoot. She said that the first time she saw the police was when they walked along past her front door.

Mrs. HENDRIX declined to furnish a signed statement.

On 9/16/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWNEY and C. B. STANKEY/mas

Date dictated 9/19/63

11

FD-395 (Rev. 1-29-61)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

LORENZO McCALL, 925 20th Place North, age 16, was interviewed on September 18, 1963, and furnished the following information.

About 3:30 or 4:00 p.m. on Sunday afternoon, September 15, 1963, LORENZO McCALL and four other Negro boys were walking north on 26th Street toward 8th Avenue North. One of those Negro boys was DOUGLAS McCALL, his brother. He did not know the others.

There were several cars driving north on 26th Street which were carrying Confederate flags and young white people were riding in the cars. One of the Negroes threw a brick or a large rock at one of these cars. The brick or rock did not hit one of the cars bearing the Confederate flags but missed and hit a gray Falcon which had stopped for the red light. LORENZO McCALL was with victim at this point.

He saw a Birmingham police car on 8th Avenue near the intersection of 26th Street and 8th Avenue, and he said to victim, "Here come the police. I ain't going to jail." McCALL and victim then ran south on 26th Street and darted into the alley on 26th Street between 8th Avenue and 8th Court. McCALL heard the police car stop at the alley, and he heard two shots. McCALL did not hear the police issue any orders or say anything to them. As soon as the police car stopped McCALL heard the shots. McCALL saw a light object pass through the air between him and victim. He thought it was a bullet. At this point victim fell to the ground and McCALL ran on, jumped over a wall, jumped through a window into the basement of the apartment house at 812 North 26th Street. He hid in the basement, and in a few minutes a police officer stuck his head in the basement and turned a flashlight in different directions. The light at one point hit McCALL in the face, but apparently the policeman did not see him. The officer was carrying a long gun. In a few minutes McCALL looked out a basement window and saw

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWNEY and C. D. STAKELBEEK Date dictated 9/19/63

a police officer take his foot and turn victim over and heard him say, "This Nigger's dead."

McCALL does not know who threw the brick or large rock, but did state he knows it was not victim or himself.

McCALL stated that he did not want "to sign anything" and he hoped he would not have any trouble about this matter.

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

DOUGLAS McCALL, age 17, 925 20th Place North, advised that he did not see the shooting of victim but did hear the shots. He stated that at about 4:00 p.m. on Sunday afternoon, September 15, 1963, he was walking on the sidewalk with victim and his brother, LORENZO McCALL. He said there were also two other Negroes, WILLIAM GARNER and ERNEST LEE, about 17 years of age. He said these two Negro boys did not go back toward the apartment house but went in the other direction toward 8th Avenue North. He said that he did not see anyone throw rocks or bricks, and that he did not throw anything himself. He stated he saw two or three cars with young white people in them waving Confederate flags. He saw a police car come around the corner from 8th Avenue North onto 26th Street, at which point he ran back down the street. He was behind his brother LORENZO and the victim. He stated that he ran into the apartment house at 812 26th Street North and did not see the shooting. He said that he heard about four shots, to the best of his recollection. He heard two at one time and in a few minutes he heard two more. He said he stayed in the apartment house until everything was over.

DOUGLAS McCALL did not want to furnish a signed statement.

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWDEY and C. B. STANBERY:mas Date dictated 9/19/63

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

T. J. GARDNER, Manager of Smith and Gaston Funeral Home, Birmingham, exhibited a certificate of death, State of Alabama, for JOHNNY BROWN ROBINSON, a Negro male, born February 25, 1947. His father is JOHNNY ROBINSON, SR. and his mother is MARTHA MANNING ROBINSON. Cause of death was shown as a gunshot wound of the chest (back). This certificate of death was signed by J. O. BUTLER, Jefferson County Coroner, on September 17, 1963. The date of death was shown as September 15, 1963. The place of burial was shown as Grace Hill Cemetery. GARDNER advised that he had been advised by victim's relatives that the funeral would not be held until September 22, 1963.

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAS JOHN T. DOWDEY and C. B. STANBERY jmas Date dictated 9/19/63

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

FD-302 (Rev. 1-25-60)

FEDERAL BUREAU OF INVESTIGATION

Date September 19, 1963

On September 18, 1963, SAs JOHN T. DOWNEY and C. B. STANBERY viewed the victim's body at the Smith and Gaston Funeral Home. Agents noted that victim had a small round hole on the upper part of victim's back. There were also two wounds in the upper part of the left arm on the inner side about two inches long. These wounds gave the appearance of an object having passed through that portion of the arm and leaving a groove-like wound. There was also a small round wound near the left elbow.

On 9/18/63 at Birmingham, Alabama File # BH 44-1087

by SAs JOHN T. DOWNEY and C. B. STANBERY/mas Date dictated 9/19/63

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

FD-302 (Rev. 1-25-60) FEDERAL BUREAU OF INVESTIGATION

Date 9/19/63

SA JOHN W. CULPEPPER, riding as a passenger with SA JOHN C. NEWSOM in a Bureau car, decided to make a patrol run through downtown Birmingham to ascertain the present circumstances. While traveling East on 8th Avenue, North, between 25th and 26th Streets, a series of shots were heard at approximately 4:33 P.M. in the immediate vicinity.

Agents decided to proceed North through the service station on the northwest corner of 26th Street and 8th Avenue, North, since this was the route taken a few seconds earlier by a Birmingham Police car, thinking the shots were being fired at the Birmingham Officers. Agents proceeded to the location to assist the Birmingham Officers.

Upon arrival at the scene, it was observed that a uniformed officer, carrying a carbine, was attempting to communicate with his office via radio. Upon approaching this officer, Agent identified himself and inquired if any assistance was needed. The officer stated that everything was under control and that help had been requested.

Agent noticed an officer in the alley between 806 and 808 26th Street, North, who was running between the buildings away from 26th Street.

Agent remained at the 26th Street entrance to the alley, while Agent NEWSOM and the Birmingham Police Officer carrying the carbine, later determined to be officer having Badge #114, proceeded down the alley to render assistance to the officer further down the alley.

Upon Agent NEWSOM's return to the Bureau car, it was determined that Birmingham Police vehicles, which had been called to the scene, had blocked the Bureau car so that it could not be moved.

On 9/18/63 at Birmingham, Alabama File # BM 44-1087

By SA JOHN W. CULPEPPER: rvm/lrr Date dictated 9/18/63

Shortly thereafter a red and white 1952 Ford arrived on the scene with approximately seven or eight occupants, all young white teenagers. The officer with the carbine asked them if they were the people at whome the rocks were thrown by the Negroes. The driver of this car advised that they were and he was then requested by that officer to accompany two uniformed officers to the Birmingham Police Department to give signed statements.

Shortly thereafter, an ambulance arrived and took a Negro male to a hospital.