

7. That immediately thereafter, I observed a convoy of National Guardsmen and New Jersey State Troopers coming up Bergen Street and approaching 298 Bergen Street.

8. That as soon as the aforesaid convoy had arrived at 298 Bergen Street the firing which had been taking place on Springfield Avenue became significantly more rapid. Apparently in response to the intensification of the shooting by the National Guardsmen and State Troopers on Springfield Avenue, the convoy of National Guardsmen and State Troopers in front of 298 Bergen Street came to an immediate halt and began to arbitrarily fire their guns in the direction of all of the buildings in the immediate area. I neither heard nor observed any shooting in this area until the National Guard and State Troopers opened fire.

9. That as soon as the National Guard and State Troopers began to fire I felt a bullet from one of their guns pass directly over my head and embed itself somewhere within the apartment.

10. That I immediately fell back into the room and instructed my sister-in-law, Mrs. Rebecca Brown and her 4 children, to get away from the window and to take cover.

11. That I observed my sister-in-law, Rebecca Brown, approach the window and grab her child, Della Brown, age 2, and turn to retreat from the window. As Mrs. Rebecca Brown turned from the window she was struck either in the back or the side from rifle fire which had come through the window.

12. That she immediately fell to the floor. She was dead before the ambulance arrived approximately 30 minutes later.

13. That the barrage of shooting lasted approximately 15 or 20 minutes.

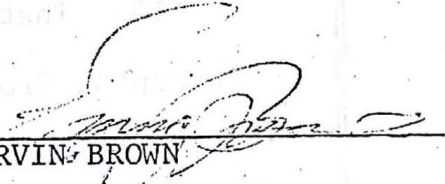
14. That sometime after the Guardsmen and Troopers ceased firing I observed that most of the neighboring buildings had been badly shot up.

15. That approximately 7:30 P.M., July 15, 1967, I was returning from the hospital where I had gone to pickup Willie Leroy Brown, who had accompanied the body of Rebecca Brown.

16. That as I was returning home from the hospital with the aforesaid Willie Leroy Brown; my brother, Ozel Brown; his 4 children; his sister, Gladys; and my 2 children, I was driving on Littleton Avenue at the Springfield Avenue cross section, when I heard the sound of a rifle shot and felt the right rear tire of my automobile go flat. I immediately looked through the rear view mirror of my automobile and observed a National Guardsman standing some distance behind my car, holding a rifle which was aimed at the car. The bullet I later determined had struck the trunk, gone through the trunk, and struck the tire. When I passed the aforesaid Guardsman I was not signaled to stop nor was there any indication that I should identify myself. The shooting was without warning and without provocation.

17. That in view of what had transpired during the course of the evening my only response to this last incident was to leave as quickly as possible so as to safeguard my life and the lives of the passengers in my automobile.

18. That all of the above is true to the best of my knowledge, information and belief.

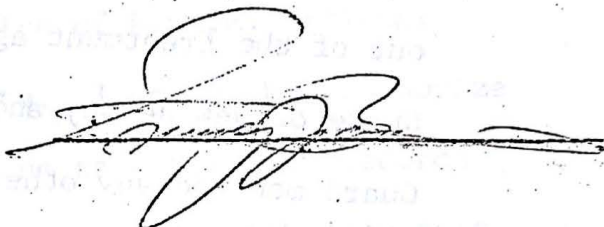

IRVING BROWN

Sworn to and subscribed before
me this 20th day of
July, 1967.

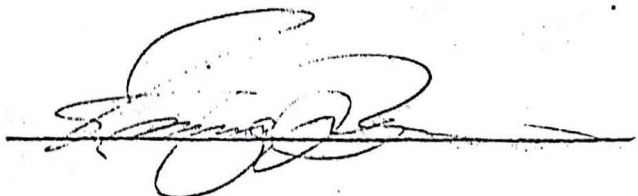
Harris David Attorney-at-Law
124

I hereby authorize the use of my statement in connection with any legal action or legal investigation arising out of police conduct in the City of Newark, New Jersey, during the period of the civil disturbances in Newark, during the summer of 1967.

DATED: _____, 1967

A handwritten signature in dark ink, appearing to be "James J. ...", written over a horizontal line.

I, IRVING BROWN, hereby authorize Joseph Barry, Morton Stavis, Henry DiSuvero, Harris David, Arthur Kinoy, and any other attorneys with whom they may be associated to represent me in a suit or action arising out of the treatment against me by the police, against the State of New Jersey and City Police of Newark, National Guardsmen and any other defendants. I do further authorize any of the above referenced persons to obtain all records which they may deem necessary in connection with such suit or action.



Dated: 7/20/67