

JFK

62-109060

SECTION 152

COPY 8

# Memorandum

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

TO : DIRECTOR, FBI

DATE: 2/9/68

FROM : SAC, TAMPA (94-0)

SUBJECT: MRS. ANN HAINES  
TAVARES, FLORIDA  
RE REARCH MATTER

On 2/1/68, Mrs. ANN HAINES phoned the Orlando RA from Tavares, Fla., stating she is a great admirer of the Director; that she was most distressed by the attack of District Attorney JAMES GARRISON of New Orleans on the Director; and on the Bureau, which took place on the JOHNNY CARSON Show the night of 1/31/68.

Mrs. HAINES stated that she plans to write to the Bureau, voicing her objections to GARRISON's remarks.

It is to be noted Tavares, Fla. is within the Jacksonville Division.

Tampa indices negative re HAINES.

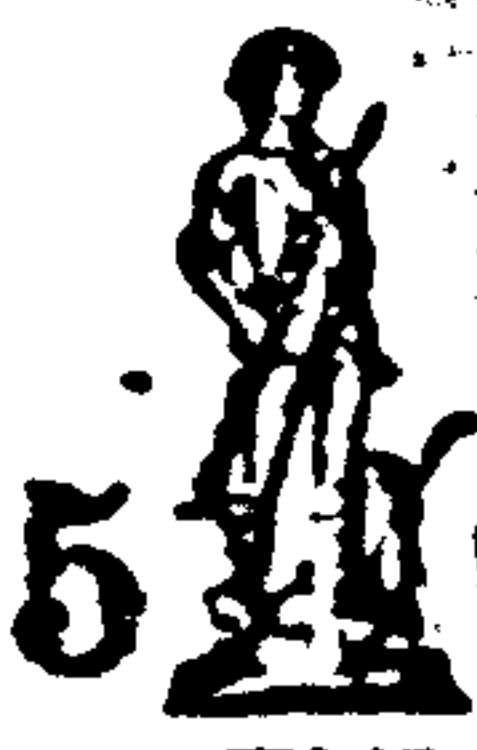
- ② - Bureau
  - 1 - Jacksonville (Info)
  - 1 - Tampa
- TCA/wap/mw  
(4)

REC-68

6147

FEB 18 1968

COMMUNICATIONS SECTION



337

5 FEB 15 1968

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



Dear Sir,  
I was attached to the Army Commission  
Show of the 1-31-68 and had the honor  
to see the report of the Commission  
concerning the matter of the  
assassination of Dr. King.  
I am within taking place in our Country,  
which is getting to a point where it hurts  
every American. Both issues in my  
opinion are linked together, I'm hoping  
that in some way this letter may be  
instrumental in helping remedy the  
situation by getting to true Americans  
who are in a position to help. This  
citizen would at least appreciate a moral  
boost by receiving sincere answers to  
questions bothering me, a few of which  
I'll try to elucidate in next paragraphs.  
I am going to send two copies to the  
subject's office. **RESPONSE**



will have to be a record of the  
fact of his evidence & must be a  
factor in starting ball rolling to help  
him as near as it is in quantity  
of the Wagner Commission to see the  
regarding the Wagner Commission  
I sure would like to have Government  
to vision in bringing his case to  
court not soon & let the truth come  
out, even if it could be harmful. They  
also should divulge contents of secret in-  
formation in case which President says  
should not be made public. 19th Century  
Honesty & secrecy are two words I don't  
associate with quite a few people in power  
in our Country now. Persecuting and  
sinister seem more appropriate. We  
have a Wagner Commission report on  
President's accusation for consumption  
by the gullible public.



In an undeclared war, arguing on a  
which many of our youth are being sacrificed.  
Reports say equipment of war in many  
cases is very little done to our indignation.  
- Dept. or no. part. Total not effective  
- War. Why? Is it a waste of  
economy of country still over-fulfilling  
Why so many dissenters this war? Why  
is favoritism shown in draft? Position,  
money & scholars are exempt. Youth of  
Country are perished, can you blame them  
looking to future?

How can an Administration that condones  
(or at least hushes up for fear of  
higher repercussions) expect public respect?  
Ridd, Baker & Powell are just a few who  
are guilty but can't be sentenced. Even  
guiltless wonder. Investigations are  
started but stopped fast. Pro sports (Football  
& Basketball) just for a minor example.



Supreme Court decision (Hearings  
at home) as making America unsafe  
for honest people. What next against  
the government? The fact that maintaining  
order in country is the business of law  
enforcement agencies. If the police  
courts ever been so frustrated? No one dares  
walk the streets of cities after dark anymore.  
- Government saved the world. Why? Murder,  
rape etc. becoming commonplace. Why?  
Who can act to remedy these situations?

Traitors to Country (thats provided  
etc) are coddled, Black over threatening  
(a known fact by people in power) the  
extermination of Whites & nothing being done  
to solve situation. What does it take,  
a Civil War? I'm not against equal rights  
but how far does Govt. let people go in  
quest of them, which we know could be  
much better gained by peaceful means.



Equal Rights Bill more to be completed  
in pattern they are pursuing. All in all  
a good thing, sympathy is an attraction  
in this area.

You've been too tight. In fact, there  
exists. Why can't there be some regulation.  
Like a Hayes office for both the movie  
industry & book publishers. You know  
what I mean if you've frequented either one  
of these places in the past five years or so.

God is even being detoured. Supreme  
Court & Warren are making the Country a  
stabilizer of status & numbers in place. He  
could enter before, but when you & I know the  
Motor we must refer some place to reside.

This is the first time I've ever written a  
letter of this kind. The situation in my opinion  
is grave & only hope you see some alarm in  
things I've specified & will see the letter



107  
kindly refer me to the  
proper authorities. Thank you.

Sincerely,  
y,

Mr. A. J. Farrell  
4223 - 19<sup>th</sup> Ave. S.  
Minneapolis, Minnesota  
55407



TRUE COPY

Dear Sir;

I just watched the Johnny Carson Show of the 1-31-68 on which Jim Garrison appeared. Before I go to bed I'm going to vent my feelings concerning matter of Pres. Kennedy's assassination & also the decay from within taking place in our Country, which is getting to a point where it perils every American. Both issues in my opinion are linked together & I'm hoping that in some way this letter may be instrumental in helping remedy this situation by getting to true Americans who are in a position to help. This citizen would at least appreciate a morale boost by receiving sincere answers to questions bothering me, a few of which I'll try to elucidate in next paragraphs. I'm going to send two copies to two respected office holders who I'm sure will pass on to proper sources if they feel it has credence & might be a small factor in starting ball rolling to help America regain its stature & sanity. One copy to J. Edgar Hoover & the other to Sen. McCarthy.

Regarding the Kennedy assassination; I sure would like to have Government aid Garrison in bringing his cases to court real soon & let the truth come out, even if it could be harmful. They also should divulge contents of secret information in case which President says should not be made public till next century. Honesty & sincerity are two words I don't associate with quite a few people in power in our Country now. Prevaricating and sinister seem more appropriate. We have a Warren Commission Report on President's assassination for consumption by the gullible public.

An undeclared war is going on in which many of our youth are being sacrificed. Reports say equipment inferior in many cases & very little done to remedy situations. Graft is rampant. No all out effort made to win War. Why? Is it a War to keep economy of country stable or curb population explosion? Why so many dissenters this War? Why is favoritism shown in draft? Position, money & scholars are exempt. Youth of Country are perplexed, can you blame them looking to future?

ITC  
Adm. 2-7-68  
HRH  
mch

113 REC 29

6148  
FEB 13 1968

27



How can an Administration that condones (or at least hushes up for fear of higher repercussions) expect public to respect? Dodd, Baker & Powell are just a few who are guilty but can't be sentenced. Even gullible wonder. Investigations are started but stopped fast. Pro sports (Football & Basketball) just for a minor example.

Supreme Court decisions (Warren at helm) are making America unsafe for honest people. What was it you said Mr. Hoover; "The first step in undermining & weakening Country is the disrepute of law enforcement agencies." Have the police & courts ever been so frustrated? Noone dares walk the streets of cities after dark anymore. Guns legal & available to all. Why? Murder, rape etc. becoming commonplace. Why? Who can we turn to to remedy these situations?

Traitors to Country (Stokely Carmichael etc.) are coddled. Black Power threatening (a known fact by people in power) the extermination of Whites & nothing being done to solve situation. What does it take, a Civil War? I'm not against equal rights but how far does Govt. let people go in quest of them, which we know could be much better gained by peaceful means. Equal Rights look more like complete conquest in pattern they are pursuing. All we do is give them sympathy & concessions as situation get worse.

Have you been to a theater or book store lately? Why can't there be some regulator like a Hayes office for both the movie industry & book publishers? You know what I mean if you've frequented either one of these places in the past five years or so.

God is even being detoured. Supreme Court & Warren are making the Country's Stabilizer & Savior unwelcome in places He could enter before, back when you & I know the States were a much safer & saner place to reside.

This is the first time I've ever written a letter of this kind. The situation in my opinion is grave & only hope you see some alarm in things I've specified & will see this letter possibly inspires someone to help remedy situations. Thanks.

Sincerely,

Mr. R. P. Brovold  
4223-19th Ave. So.  
Minneapolis, Minnesota



February 9, 1963

REC 29

62-101061-6148

Mr. R. F. Brovold  
422 19th Avenue, South  
Minneapolis, Minnesota 55407

Dear Mr. Brovold:

I received your letter on February 7th and certainly understand the concern which prompted you to furnish me your comments.

While many of the matters you mentioned are not within the province of the FBI, which is strictly an investigative agency of the Federal Government, I want to assure you that my associates and I will continue to discharge our duties with the highest degree of thoroughness and dispatch in every area where we have an investigative responsibility.

<sup>John F.</sup> Inssofar as the investigation of the assassination of President Kennedy is concerned, the FBI, at the request of President Johnson, conducted a prompt, intensive, objective and thorough investigation of this matter. All of the material developed by this Bureau in connection with this investigation was turned over to the Warren Commission for its consideration, and the results of our inquiry were subsequently made available to the National Archives by the Warren Commission. The FBI has no authority to independently release any information in these reports.

Sincerely yours,  
J. Edgar Hoover

MAILED 20  
FEB 9 1968  
COMM-FBI

NOTE: Bufiles contain no record of Brovold.

HRH:mew

(3)

NOTE CONTINUED PAGE TWO

MAIL ROOM  TELETYPE UNIT

- Tolson \_\_\_\_\_
- DeLoach \_\_\_\_\_
- Mohr \_\_\_\_\_
- Bishop \_\_\_\_\_
- Casper \_\_\_\_\_
- Callahan \_\_\_\_\_
- Conrad \_\_\_\_\_
- Felt \_\_\_\_\_
- Gale \_\_\_\_\_
- Rosen \_\_\_\_\_
- Sullivan \_\_\_\_\_
- Tavel \_\_\_\_\_
- Trotter \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holmes \_\_\_\_\_
- Gandy \_\_\_\_\_

*Handwritten initials and signatures: D, P, T, A*

*Handwritten signatures: edm, [unclear]*

*Handwritten signatures: [unclear]*



Mr. R. P. Brovold

NOTE CONTINUED: Brovold calls for the Government to aid New Orleans District Attorney Garrison in his investigation of the assassination of President Kennedy. He comments on various issues of the day, such as the Vietnam situation, graft, favoritism in the draft, Supreme Court decisions, "black power" advocates, obscene literature and religion, among others.



EMORY L BROWN, JR.  
ROUTE NO. 4, BOX 82  
FARMINGDALE, NEW JERSEY 07727

February 5, 1968

Office of the Director,  
United States Department of Justice,  
Federal Bureau of Investigation,  
Washington, D. C. 20535

Dear Mr. Hoover:

I have enclosed copies of two letters concerning an inquiry I made regarding three excerpts from the Dallas Police Department radio-log of November 22, 1963. As you will note, the Acting Chief of Police of Dallas, an M. W. Stevenson, has refused to make any comment on the matter.

Since the transcripts (CE 1974) have been printed in the Warren Commission Report and contain several unanswered questions, I feel that the government should have included the investigative results. Here we have three instances where suspicious persons, at least two of them armed with weapons, were observed and no evidence is available to indicate that any law enforcement agency made an effort to apprehend them. I for one, would like very much to know if these suspects had any connection with the assassination of President Kennedy. Since your people and the Dallas police worked together on this case and they will not comment on the matter, I am hoping that you will be able to supply me with a more satisfactory answer to the questions in my attached letter.

REC-52

6149

Sincerely yours,

*Emory L Brown, Jr.*

15 FEB 1968

ENCLOSURE

Enclosures (2)

CORRESPONDENCE

Act: 2 8-68

K.H. cat

M.H.

EMORY L BROWN, JR.  
ROUTE 110, 4, BOX 82  
FARMINGDALE, NEW JERSEY 07727

December 27, 1967

Chief of Police  
Sheriff's Department  
County of Dallas  
Dallas, Texas

Dear Sir:

In Volume XXIII of the "Hearings Before the President's Commission on the Assassination of President Kennedy," the transcripts of radio transmissions of the Dallas Police Department for November 22, 1963 are reproduced (CE-1974). In these transcripts, several interesting matters are brought to light but the Report does not tell whether or not they were followed up. They are:

1. Suspects were observed leaving vehicles and going into an apartment at 5818 Belmont. At least one of them was carrying what was described as a rifle. (p. 884)
2. A suspect was seen jumping into a box car near the overpass and hiding there. This was reported by a T and P agent. (p. 878)
3. A suspect on the overpass rail road tracks, Cobb Stadium, carrying a rifle. (p. 805)

Since I can not find the outcome of these investigations in the volumes of the "Warren Report," I was wondering if perhaps you could advise me as to what the investigations of the above incidents turned up? If you will notify me, I shall appreciate it very much.

Sincerely,

*Emory L. Brown, Jr.*

TO DELIVER TO EMPLOYEE	
<input type="checkbox"/> If you are an employee of the Post Office	<input type="checkbox"/> If you are a member of the Post Office
Additional charges required for these services	

Check the appropriate article described below.

RECEIVED BY	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
<i>[Signature]</i>	<i>Chief of Police - City of Dallas</i>
RECEIVED BY	SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
<i>[Signature]</i>	<i>[Signature]</i>
DATE DELIVERED	THIS MAIL DELIVERED (only if requested)

62-100000-6149



CITY OF DALLA

TEXAS

POLICE DEPARTMENT

Received 3 FEB 68

January 30, 1968

Mr. Emory L. Brown, Jr.  
Route 4, Box 82  
Farmingdale, New Jersey 07727

Dear Mr. Brown:

In reference to your recent letter concerning the assassination of President Kennedy, I believe that the Warren Commission Report is factual and complete.

I have nothing to add to the study conducted by the Warren Commission.

Very truly yours,

*M. W. Stevenson*  
M. W. Stevenson  
Acting Chief of Police

WFD:lm

62-109 6149

ENCLOSURE

February 8, 1968

REC-52

11. Emory L. Brown, Jr.  
Route 4, Box 82  
Farmingdale, New Jersey 07727

Dear Mr. Brown:

Your letter of February 5th and its enclosures  
have been received.

*John F.*

In response to your inquiry, the FBI, at the request  
of President Johnson, conducted a prompt, intensive, objective and  
thorough investigation of the assassination of President Kennedy.  
All the material developed by this Bureau in connection with this  
investigation was turned over to the Warren Commission for its  
consideration, and the results of our inquiry were subsequently  
made available to the National Archives by the Warren Commission.  
The FBI has no authority to independently release any information  
in these reports.

Sincerely yours,  
J. Edgar Hoover

NOTE: Bufiles disclose prior limited cordial correspondence with  
Brown, last outgoing 9-5-67.

MAILED 20  
FEB 8 1968

REC-0 0121126  
FBI

HBH:cat (3)

5-25-68

81

FEB 20 1971

55 FEB 20 1968

MAIL ROOM  TELETYPE UNIT

Rec'd  
SEARCHED  
SERIALIZED  
INDEXED  
FILED

*[Handwritten signatures and initials]*

*[Handwritten mark]*



Domestic Intelligence Division

INFORMATIVE NOTE

Date 2/8/68

The attached states that the widow of Lee Harvey Oswald and others appeared before the grand jury 2/8/68, in New Orleans, in connection with Jim Garrison's probe of the Kennedy assassination.

Since the attached was received from news media, no dissemination being made of same.

JFM:chs

*Walt WIS/W*



FEDERAL BUREAU OF INVESTIGATION  
U. S. DEPARTMENT OF JUSTICE  
COMMUNICATIONS SECTION

FEB 8 1968

TELETYPE

Mr. Tolson	✓
Mr. DeLoach	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

P  
FBI WASH DC

FBI NEW ORLS

733PM URGENT 2/8/68 OLP

TO DIRECTOR (62-109060) AND DALLAS (89-43)  
FROM NEW ORLEANS (89-69) 4P

*8*  
*Boyer*

ASSASSINATION OF PRESIDENT JOHN FITZGERALD KENNEDY,  
DALLAS, TEXAS, NOV. TWENTYTWO, SIXTYTHREE, MISCELLANEOUS  
INFO CONCERNING, OO: DALLAS.

THE RED COMET EDITION OF THE NEW ORLEANS STATES-ITEM  
FOR FEB. EIGHT INSTANT, CARRIED A FRONT PAGE ARTICLE WHICH  
ADVISED THAT MRS. KENNETH JESS PORTER, NEE MARINA OSWALD,  
OF RICHARDSON, TEXAS, AND KERRY THORNLEY, TAMPA, FLA., WILL  
APPEAR INSTANT DATE BEFORE THE ORLEANS PARISH GRAND JURY  
AS THE RESULT OF HAVING BEEN SUBPOENAED BY THE OFFICE OF  
District Attorney  
DA JIM GARRISON. THE ARTICLE STATED THAT BOTH PORTER AND  
THORNLEY WILL BE QUESTIONED ABOUT OSWALD'S ACQUAINTANCES  
IN NEW ORLEANS PRIOR TO NINETEEN SIXTYTHREE.

*Texas*

*MARINA OSWALD*

*6150*

FEB 12 1968

REC-68

THE ARTICLE DESCRIBED THORNLEY AS A FREE LANCE WRITER  
WHO HAS WRITTEN TWO NOVELS CONCERNING OSWALD AND THAT HE  
HAD NOT SEEN OSWALD SINCE THEY WENT THEIR SEPARATE WAYS IN  
THE MARINE CORPS.

*5-6-68*

END PAGE ONE 1968

54 FEB 19 1968

XEROX  
FEB 1968

MR. DELOACH FOR THE DIRECTOR



PAGE TWO

PORTER WAS QUOTED AS INDICATING THAT SHE DID NOT THINK SHE COULD HELP "IN MR. GARRISON'S WORK." THE ARTICLE QUOTED ASSISTANT DA JAMES L. ALCOCK AS STATING THAT HIS OFFICE HAS SOME VERY INTERESTING QUESTIONS TO ASK MRS. PORTER IN VIEW OF INDICATIONS THAT SHE WAS WITH LEE OSWALD WHEN HE TALKED TO INDIVIDUALS THAT THE GARRISON OFFICE IS INTERESTED IN.

THE ARTICLE ALSO STATED THAT THOMAS BECKHAM FROM OMAHA, NEB. IS SCHEDULED TO TESTIFY BEFORE ORLEANS PARISH GRAND JURY INSTANT DATE. THE ARTICLE STATED THAT BECKHAM IS EXPECTED TO BE QUESTIONED CONCERNING HIS ALLEGED ASSOCIATION WITH THE LATE DAVID FERRIE.

THE FINAL EDITION OF THE NEW ORLEANS STATES-ITEM, INSTANT DATE, CARRIED A LEAD ARTICLE WHICH DISCLOSED THAT MRS. PORTER APPEARED BEFORE THE ORLEANS PARISH GRAND JURY ON TWO OCCASIONS THIS DATE. SHE APPEARED FOR ONE HOUR IN THE MORNING AND WAS CALLED BACK AS THE JURY RESUMED ITS SESSION IN THE AFTERNOON.

END PAGE TWO

PAGE THREE

THE ARTICLE ALSO STATED THAT THORNLEY WAS WITH THE GRAND JURY FOR NEARLY THREE HOURS IN THE MORNING AND WAS SCHEDULED FOR A SECOND APPEARANCE DURING THE AFTERNOON.

DURING A LUNCH BREAK THORNLEY TOLD NEWSMEN HE HAD NEVER SEEN OSWALD AFTER JUNE OF FIFTYNINE. THORNLEY.

TOOK ISSUE WITH GARRISON ON TWO POINTS. HE SAID GARRISON ACCUSED THE WARREN COMMISSION OF NOT ASKING THORNLEY

WHETHER HE KNEW OSWALD IN NEW ORLEANS. THORNLEY STATED

THAT THE WARREN COMMISSION DID ASK HIM THAT QUESTION AND

THAT HE HAD TOLD THE WARREN COMMISSION THE ANSWER WAS NO.

THORNLEY WAS ALSO QUOTED AS DISAGREEING WITH GARRISON'S

VIEW THAT OSWALD WAS A RIGHTWINGER RATHER THAN A COMMUNIST

IN THAT THORNLEY IS OF THE OPINION THAT OSWALD WAS AN "IDLE

PARLOR COMMUNIST TYPE" AND THAT THORNLEY NEVER REGARDED

OSWALD AS A RIGHTIST.

THE ARTICLE STATED THAT GARRISON PERSONALLY QUESTIONED THORNLEY BEFORE THE GRAND JURY BUT DID NOT QUESTION MRS. PORTER.

END PAGE THREE



PAGE FOUR

THE ARTICLE STATED THAT AN UNUSUAL PROCEDURE OCCURRED WHEN MRS. PORTER WAS ACCOMPANIED INTO THE JURY ROOM BY HER HUSBAND. THE ARTICLE ALSO FELT IT WAS UNUSUAL THAT MRS. PORTER HAD NO ATTORNEY ADVISING HER OUTSIDE THE JURY ROOM.

THE ARTICLE ALSO STATED THAT DEAN A. ANDREWS, CONVICTED OF PERJURY IN AUGUST, SIXTYSEVEN AS A RESULT OF TESTIMONY BY HIM BEFORE THE ORLEANS PARISH GRAND JURY IN CONNECTION WITH GARRISON'S ASSASSINATION INVESTIGATION TODAY DECLARED HIMSELF A PAUPER IN A HEARING BEFORE CRIMINAL DISTRICT JUDGE FRANK J. SHEA. ARTICLE NOTED THAT BY TAKING THE PAUPER'S OATH ANDREWS WON FOR HIS ATTORNEYS A FREE COPY OF THE TRANSCRIPT OF HIS PERJURY TRIAL LAST AUGUST.

THE ARTICLE STATED THAT ANDREWS' ATTORNEYS WON THE TRANSCRIPT TO PRESS THE APPEAL OF ANDREWS' CONVICTION AND IMPOSED THREE MONTH JAIL TERM.

THE ARTICLE STATED THAT THOMAS BECKHAM RECEIVED COURT PERMISSION TODAY TO RETURN TO NEBRASKA WITH THE UNDERSTANDING THAT HE WOULD RETURN TO NEW ORLEANS, FEB. FIFTEEN NEXT FOR A GRAND JURY APPEARANCE..

*MEMO*  
NO ~~LETTER~~ BEING SUBMITTED.

END

SVW

FBI WASH DC

CC. MR. SULLIVAN

---

FBI

Date: 2/7/68

REC-68

Mr. Mohr	✓
Mr. Bishop	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

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

Via AIRTEL AIRMAIL  
(Priority)

TO: DIRECTOR, FBI (62-109060)

FROM: SAC, NEW ORLEANS (89-65)

SUBJECT: ASSASSINATION OF PRESIDENT.  
JOHN FITZGERALD KENNEDY -  
DALLAS, TEXAS, 11/22/63  
MISCELLANEOUS - INFO CONCERNING  
OO: DALLAS

*Rosen*

Enclosed herewith for the Bureau is one newspaper article appearing in New Orleans newspapers concerning the above captioned matter.

This newspaper article is also being furnished to Dallas and Miami.

- ③ - Bureau (Encl. 1)
- 1 - Dallas (89-43) (Encl. 1)
- 1 - Miami (Encl. 1)
- 1 - New Orleans

ECW:jab  
(6)

C. C. Bishop  
C. C. Rosen

ENCLOSURE

REC-68

EX-102

62-109060-6157

12 FEB 8 1968

*[Handwritten initials]*

Approved: *[Signature]*  
Special Agent in Charge

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

70 FEB 16 1968



(Mount Clipping in Space Below)

# Shaw Lawyers Ask Trial Site Change

## Hearing Set March 5 On Motion

By JACK DEMPSEY

Attorneys for Clay L. Shaw today filed a motion asking that his trial on charges of conspiracy in the assassination of President John F. Kennedy be moved to a location at least 100 miles away from New Orleans.

Shaw's attorneys claimed in the motion that District Attorney Jim Garrison has conducted a deliberate barrage of publicity designed to influence the minds of prospective jurors, making it impossible for Shaw to get a fair trial in the New Orleans area.

CRIMINAL District Judge Edward A. Haggerty Jr. set hearing March 5 on the change of venue motion, thus automatically postponing Shaw's trial, which had been scheduled for Feb. 13.

Just when the case will go to trial now depends first of all on the outcome of the request for a change of location. Judge Haggerty will

have to rule on that after the hearing.

If the change of venue is not granted, it will be up to Garrison to set a trial date.

Judge Haggerty granted the state a week to reply in writing to the change of venue motion.

The judge instructed defense attorney F. Irvin Dymond to have Shaw, 54, present in court Feb. 13, at which time the judge said he would grant a continuance in the trial in view of the March 5 hearing.

Dymond filed a 14-page motion asking for the venue change and for time to subpoena out-of-state witnesses for the hearing. Several exhibits, including clippings of news stories and magazine articles, were filed with the motion.

THE JUDGE noted that the March jury will be selected March 4. He had said previously that some jurors might be called as witnesses in a change of venue hearing.

This probably would mean that even if the trial is held here, it could not begin until April, when a new jury would be available.

Dymond's motion charged that the DA's office, and specifically Garrison, have "made a concerted effort to keep the case in the public eye."

This, he said, has "presented an atmosphere of prejudice, passion, excitement and tyrannical power such as to render impossible a freedom of discussion by the populace, much less the prospective jurors, so as to make the atmosphere of metropolitan New Orleans incompatible with the requirement for fair and orderly administration of justice."

THE MOTION said Garrison's association with Warren Report critics Mark Lane and Harold Weisburg was a "well-planned conspiracy to poison the minds of jurors . . . that a conspiracy (to kill President Kennedy) did exist, thus pre-selling the potential jurors on an essential element of the crime alleged." It said this puts the burden of proof on the defense to disprove a conspiracy.

The Warren Commission report concluded there was no conspiracy in the President's slaying. Lane, Weisburg and Garrison have long disputed this. Dymond's motion contended that last year the DA's office agreed to a continuance after the defense earlier asked for a change of venue on grounds of a prejudicial atmosphere here. Dymond contended today that the state by implication agreed that the prejudicial atmosphere existed, and must now show it no longer exists.

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

PAGE 1

STATES-ITEM

NEW ORLEANS, LA

Date: 2-6-68

Edition: RED C LASH

Author:

Editor: GEORGE W. HEAY

Title: ASSASSINATION

PRESIDENT JOHN F. KENNEDY, DALLAS, T.

11-22-63

Character:

AFO

Classification: 89-

Submitting Office: N.O., LA

Being Investigated

42-17900-115

The motion charged that as of Nov. 1, 1967, Garrison began a campaign to revive public interest in the case. It said local newspapers and TV stations gave "top coverage to the case."

IT CITED speeches by Lane, a book by Weisburg, and articles in Ramparts Magazine, Playboy Magazine and the National Observer as part of what it called Garrison's campaign to keep the case in the public eye.

Dymond charged that Garrison's subpoenas to out-of-state witnesses were designed for publicity and "for no other reason" because most of the people involved had previously been interviewed by the DA's office.

It cited the bill of information filed Dec. 2 charging Eugene Bradley of California with conspiracy in the case. The motion said Garrison had a policeman deliver a press release on the charge to the news media before the arrest warrant was delivered to California, "giving Bradley time to flee."

Dymond said the sole reason for the Bradley charge

was "to lend substance to the charges against Shaw."

ALSO CITED were Garrison's national television appearance Feb. 3, a story in the National Enquirer and what the motion called a "nationwide speaking tour" by Garrison.

The defense attorneys said they infer that "the DA operates on the aesthetic theory that by not mentioning the name of Clay L. Shaw at any of these discussions it takes him outside the court guidelines."

Judge Haggerty had previously issued guidelines prohibiting any of the principals from publicly discussing the case.

SHAW, former managing director of the International Trade Mart, was arrested in March, 1967, and subsequently indicted for conspiracy in the assassination.

The motion's specific reference to the States-Item and The Times-Picayune said the newspapers gave "top coverage" to the case and "have a history of strong influence on the minds of people" within the 100-mile radius of New Orleans.



FBI

REC-68

Date: 2/9/68

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

Via AIRTEL AIRMAIL  
(Priority)

TO: DIRECTOR, FBI (62-109060)  
FROM: SAC, NEW ORLEANS (89-69)  
SUBJECT: ASSASSINATION OF PRESIDENT  
JOHN FITZGERALD KENNEDY  
DALLAS, TEXAS, 11/22/63  
MISCELLANEOUS - INFO CONCERNING  
OO: DALLAS

Enclosed herewith for the Bureau are newspaper articles appearing in New Orleans newspapers concerning the assassination of President KENNEDY.

One copy each of these newspaper articles are enclosed for Dallas and Miami.

- 3 - Bureau (Encl. 4) ENCLOSURE
- 1 - Dallas (89-43) (Encl. 4)
- 1 - Miami (Encl. 4)
- 1 - New Orleans

ECW:jab  
(6)

*62-109060-6152*

16 FEB 12 1968

REC-68

EX-105

SIX

Approved: *REP*  
66 FEB 21 1968  
Special Agent in Charge

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

# Oswald Pat, Marina Due To Testify

The widow of accused presidential assassin Lee Harvey Oswald and a Marine Corps buddy of her husband are both scheduled to be questioned today before the Orleans Parish Grand Jury in Dist. Atty. Jim Garrison's continuing investigation into the murder of President Kennedy.

The district attorney's office has indicated that both Marina Oswald, now Mrs. Kenneth Jess Porter of Richardson, Tex., and Kerry Thornley of Tampa, Fla., will be questioned about Oswald's acquaintances here prior to 1963.

MRS. PORTER, who reportedly drove to New Orleans yesterday with her husband, has said, "I don't think I could help in Mr. Garrison's work."

Thornley, a freelance writer who has written two novels concerning Oswald, has said he never saw the accused murderer since they went their separate ways in the Marine Corps.

Also scheduled to testify today is Thomas Beckham, who was ordered returned to New Orleans from Omaha, Neb., last week. Judge Mathew S. Braniff granted Beckham a week's delay before he had to appear before the jury at the request of his attorney, Edward Booker.

When the DA's office subpoenaed Mrs. Porter, Assistant DA James L. Alcock said his office has "some very interesting questions to ask

Mrs. Oswald. We have indications she was with Lee when he talked to people we are interested in," he added.

At the time she said she would "hate to go down there because Mr. Garrison is so powerful. I don't know if I could prove my innocence to him."

THE SUBPENA for Thornley, who at first indicated he would fight to stay in Florida but later relented, said he had been seen in the company of Oswald while Oswald was living in New Orleans.

Beckham, who tags himself as a minister and psychologist, is originally from the New Orleans area and the DA's office reportedly wants to question him about his alleged association with the late David Ferrie.

Garrison has pegged Ferrie as a participant in the assassination of Kennedy.

Oswald, who the Warren Commission concluded was the lone assassin, was shot to death by Jack Ruby two days after the President was killed.

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

PAGE 1

STATES-ITEM

NEW ORLEANS, LA

Date: 2-8-68

Edition: RED COMET

Author:

Editor: GOERGE W. HEALY

Title: ASSASSINATION

PRESIDENT JOHN F. KENNEDY, DALLAS, TX

11-22-63

Character: AFO

Classification: 8C-

Submitting Office: N.O., LA

Being Investigated

MARINA PORTER

62-10906

ENCLOSURE



# Jury Resumes Probe, Marina Due Tomorrow

The Orleans Parish Grand Jury today resumed its probe of the assassination of President John F. Kennedy, but its principal witness of the week isn't due to testify until tomorrow.

Mrs. Marina Oswald Porter, widow of the man the Warren Commission says killed Kennedy, is under subpoena for tomorrow and Friday.

There was no indication what witnesses the jury might hear today.

Another witness under subpoena for tomorrow, Kerry Thornley of Tampa, Fla., showed up at District Attorney Garrison's office this morning and talked with Assistant DA James Alcock.

ALCOCK SAID Thornley and Marina both would definitely go before the jury tomorrow, but the time schedule is still uncertain.

Thornley was a Marine Corps buddy of Lee Harvey Oswald and later lived in New Orleans at the same time Oswald lived here. Garrison says the two were associated here during the summer of 1963. Thornley has denied it.

Marina has said she never knew any of the people mentioned in Garrison's probe, presumably including Thornley.

Meantime, the trial of Clay L. Shaw, the man Garrison said conspired to murder the president, which had been scheduled next Tuesday, has been postponed, probably until sometime in April.

Attorneys for Shaw filed a motion in Criminal District Court asking that the trial be removed at least 100 miles away from New Orleans.

Attorneys for Shaw, in their motion for change of venue, called New Orleans a city with "an atmosphere of prejudice, passion, excitement and tyrannical power."

THE MOTION accused Garrison and his staff and others of a "well-planned conspiracy to prejudice the minds of all prospective jurors in the city and the surrounding area."

Shaw's chief trial lawyer, F. Irvin Dymond, referred to some of the others as authors Mark Lane and Harold Weisberg. Warren Commission critics who have taken an interest in Garrison's investigation.

THE 14-PAGE motion asks for time to subpoena out-of-state witnesses for the hearing.

Judge Edward A. Haggerty Jr., chosen to try Shaw, gave the state one week to reply to the motion.

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

PAGE 22

STATES-ITEM

NEW ORLEANS, LA.

Date: 2-7-68

Edition: RED FLASH

Author: GEORGE W. HEALY

Editor:

Title: ASSASSINATION

PRESIDENT JOHN F. KENNEDY, DALLAS, T.

11-22-63

Character: AFO

Classification: 89-

Submitting Office: N.O., LA.

Being Investigated

62-100000-150

ENCLOSURE

# Oswald Widow Will Give Testimony to Grand Jury

1029 of  
Newspaper, city and state.)

## Marine Corps Buddy Also to Appear Today

The Orleans Parish grand jury Wednesday wrapped up routine cases in preparation for testimony by two out-of-state witnesses in District Attorney Jim Garrison's investigation of the Kennedy assassination Thursday and Friday.

The jury met one day early to clear the way for Mrs. Marina Oswald Porter, widow of

accused assassin Lee Harvey Oswald, and Kerry Thornley. Thornley was a Marine Corps buddy of Oswald who, according to Garrison, later lived in New Orleans at the same time Oswald did.

Mrs. Porter is under subpoena to appear Thursday and Friday. Thornley met with assistant district attorneys Andrew J. Sciambra and James L. Alcock Wednesday morning, but did not go before the jury.

Alcock said both witnesses definitely will appear before the jury Thursday.

Garrison has claimed that Thornley and Oswald were associated in New Orleans in the summer of 1963. Thornley denies this.

Mrs. Porter had said she never knew any of the people mentioned in Garrison's probe, presumably including Thornley.

Following the morning session Wednesday the jury indicted Edgar Sutton, 48, on a charge of negligent homicide in the shooting death of his wife, Shirley, 43, at their home at 5330 Cameron blvd. on Jan. 25.

The jury returned a no true

bill on a charge of murder in the case. Judge Matthew S. Braniff set bond at \$1,500.

The jury also indicted William Arrington, Negro, 38, 4806 Rhodes dr., on a charge of murder in the death of Joyce Celestine, Negro, 37, 1510 Alabo. The murder allegedly occurred in the 5500 block of Chef Menteur hwy. Jan. 31.

In a third action, the jury returned a murder indictment against Marvin Wilson Smith, Negro, 35, 3500 Metropolitan.

He was accused of murdering Jimmie Quinn, 22, address

unknown, in the 3500 block of Piety Feb 2.

The jury met again in the afternoon but adjourned without further action.

PAGE 24

SECTION 1

TIMES PICAYUNE

NEW ORLEANS, LA

Date: 2-8-68

Editions

Authors

Editor: GEORGE W. HEAL

Title: ASSASSINATION

PRESIDENT JOHN F. KENNEDY, DALLAS, TX

11-22-63

Character:

AFO

Classification: 89-

Submitting Office: N.O., LA

Being Investigated

62-10900

ENCLOSURE



# JURORS QUIZ Marina Twice

of  
state.

Mrs. Marina Oswald-Porter, widow of the accused assassin of President John F. Kennedy, returned this afternoon to the office of District Attorney Jim Garrison for her second appearance of the day before the Orleans Parish grand jury.

The wife of the late Lee Harvey Oswald testified for an hour this morning and was called back as the jury resumed its probe of the assassination this afternoon.

**SHARING THE** spotlight today was another grand jury witness, Kerry Thornley of Tampa, Fla., who was a Marine Corps buddy of Oswald during the late 1950s.

Thornley, who lived in the French Quarter during the summer of 1963, was before the jury for nearly three hours this morning, and was slated for another session later this afternoon.

**EMERGING FROM** the jury room at the luncheon break, Thornley told newsmen he never saw Oswald again after the fall of 1959. Garrison connects Oswald and Thornley as associates here during 1963.

Thornley would not discuss the testimony he gave in the closed-door session, but he did talk issue with Garrison on two points.

**HE SAID GARRISON** asked the Warren Commission if not asking him, Thornley whether he knew Oswald in New Orleans.

They did ask that, and I

told them no," Thornley said. Asked if he agreed with Garrison's thesis that Oswald was a right-winger rather than a Communist, he said he thought Oswald was an "idle parlor Communist-type, but when he became disillusioned with the Soviet Union, perhaps he changed his views. I never thought he was a rightist."

**COURTHOUSE SOURCES** said today's session would last late into the afternoon in an effort to wind up the proceedings today. Marina had been subpoenaed for today and tomorrow.

Garrison, it was learned, personally questioned Thornley before the jury, but did not question Marina.

Today's activity got under way when Marina and her husband arrived at the Criminal Courts building.

**MARINA** would make no comment as she and her second husband, Kenneth Jess Porter of Irving, Tex., walked past newsmen on her way to the jury room.

The attractive 26-year-old blonde appeared in a blue raincoat over a blue dress with red and yellow piping. She wore her hair short. Her husband wore a dark suit.

Marina was accompanied into the jury room by her husband, an unusual procedure. Usually, not even an attorney goes into the jury room with a witness.

Also unusual was the fact that Marina had no attorney advising her outside the jury room.

**AFTER** testifying, the Porters left the courthouse via

a back elevator to avoid newsmen.

There were two other court developments today in Garrison's probe of the slaying of President John F. Kennedy.

Dean A. Andrews, a lawyer and former assistant DA in Jefferson Parish, declared himself a pauper in a hearing before Criminal District Judge Frank J. Shea. By taking the pauper's oath, Andrews won for his new attorneys, John P. Dowling and Walter D. Kelly, a free copy of the transcript of the trial of last August in which Andrews was convicted of perjury.

Andrews' attorneys want the transcript to press the appeal of his conviction and three-month jail term imposed by Judge Shea. He was convicted of giving conflicting testimony in the Kennedy investigation.

In the other court action, Thomas Beckham, who was ordered to New Orleans last week from Omaha to testify, got permission to go back to Nebraska under court orders to return here Feb. 15 for a grand jury appearance.

**BECKHAM** told Judge Matthew S. Braniff that he had sold \$4,000 worth of tickets to three country music shows in Alliance, Neb., for Saturday night and needed to be present.

Judge Braniff gave permission, with no objection from the DA's office, but told Beckham that if he did not return he would be held in contempt of court.

Beckham had showed up at the court building about 9 a.m. accompanied by a bodyguard and his brother.

Marina, like Beckham, had

PAGE 1

STATES-ITEM

NEW ORLEANS, LA

Date: 2-8-68

Edition: FINAL

Author: GEORGE W. HEAY

Editor: ASSASSINATION

Title: PRESIDENT JOHN F. KENNEDY, DALLAS, TX

11-22-63

Character: AFO

Classification: 89-

Submitting Office: N.O., LA

Being Investigated

ENCLOSURE 62-10910-1-1

fought extradition, saying she did not know anything that would help Garrison in his investigation.

But a judge in Dallas ruled she was a "material and necessary" witness. She and her husband drove here yesterday.

The DA's office had indicated that both Marina and Thornley would be questioned about Oswald's associations here in 1963.

Marina said earlier, "I don't think I could help in Mr. Garrison's work." She has denied knowing any of the figures Garrison has associated with the probe.

When the DA's office subpoenaed Mrs. Porter, Assistant DA James L. Alcock said his office has "some very interesting questions to ask Mrs. Oswald. We have indications she was with Lee when he talked to people we are interested in," he added.

At the time she said she would "hate to go down there because Mr. Garrison is so powerful. I don't know if I could prove my innocence to him."

**THE SUBPENA** for Thornley, who at first indicated he would fight to stay in Florida but later relented, said he had been seen in the company of Oswald while Oswald was living in New Orleans.

**Beckham**, who tags himself



—States-Item Photo.

**DEAN A. ANDREWS**  
En route to court.

as a minister and psychologist, is originally from the New Orleans area and the DA's office reportedly wants to question him about his alleged association with the late David Ferrie.

Garrison has pegged Ferrie as a participant in the assassination of Kennedy.

Oswald, who the Warren Commission concluded was the lone assassin, was shot to death by Jack Ruby two days after the President was killed.



FBI

Date: 2/7/68

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

Via Air-tel Air Mail - Registered Mail  
(Priority)

TO: DIRECTOR, FBI (62-109060)  
FROM: SAC, BUFFALO (62-1827) (RUC)

REC-20

ASSASSINATION OF PRESIDENT  
JOHN FITZGERALD KENNEDY  
11/22/63  
DALLAS, TEXAS  
MISCELLANEOUS - INFORMATION  
CONCERNING

Enclosed for the Bureau are five copies and for New Haven two copies of a self-explanatory letter-head memorandum.

No additional action is planned at Buffalo.

Buffalo indices contain no reference to [REDACTED]

New Haven, furnish the Bureau any available indices information concerning complainant and her former husband.

One copy of the enclosed has been sent to the Buffalo Office of Secret Service.

REC-20

62-109060-615B

- 3 - Bureau (Encs. 5) (AM-RM)
- 2 - New Haven (Encs. 2) (AM-RM)
- 1 - Buffalo

14 FEB 9 1968

GJL:bmp  
(6)

cc INM to USSS  
& Dept (RAO-CRIM)  
2/12/68

Approved: \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_  
Special Agent in Charge

0 FEB 10 1968



UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to  
File No.

Buffalo, New York  
February 7, 1968

ASSASSINATION OF PRESIDENT  
JOHN FITZGERALD KENNEDY  
NOVEMBER 22, 1963  
DALLAS, TEXAS  
MISCELLANEOUS - INFORMATION  
CONCERNING

On February 7, 1968, Deputy Chief BERNARD P. DE MEMBER of the Elmira Police Department, Elmira, New York, made available a written Offense Report prepared on the preceding day by a member of his department relative to a complaint which had been received from one [redacted] of [redacted] Waterbury, Connecticut, who has telephone number [redacted]

The report indicated [redacted] had visited the Elmira Police Department advising she was in that city only temporarily. She sought the assistance of the Elmira police authorities in locating her husband, [redacted] from whom she said she had been separated for a long time.

[redacted] stated she was not receiving financial support for herself or her five children and she sought the whereabouts of [redacted] and his arrest for non-support. She said she did not herself know of his present whereabouts and the last she had heard about him was that he had been released as an [alcoholic] by the Rochester State Hospital, Rochester, New York.

[redacted] mentioned some years ago, her husband had told her that in order to prove his love for her he planned to kill President KENNEDY. [redacted] said she had called Washington, D.C., and had warned the White House about this threat. She mentioned also that she had been in touch with the Governor of the State of

COPIES DESTROYED

21 JAN 16 1973

62-149000-6153

RECORDED



ASSASSINATION OF PRESIDENT  
JOHN FITZGERALD KENNEDY  
NOVEMBER 22, 1963  
DALLAS, TEXAS  
MISCELLANEOUS - INFORMATION  
CONCERNING

---

Connecticut and with other parties in Washington, D.C. [redacted] also mentioned that her missing husband had stolen the tombstone from her father's grave and she felt that the reported fact that LEE HARVEY OSWALD's tombstone may have been stolen tends to connect her missing husband with the death of the former President.

The files of the Elmira Police Department indicate the following arrests concerning one [redacted] who, as of 1960, was shown as residing at 516 Pennsylvania Avenue, Elmira, New York:

August 9, 1946	Intoxication; ten days County Jail
February 7, 1947	Intoxication; \$10 or ten days County Jail
December 15, 1960	Intoxication; suspended sentence

[redacted] date of birth is indicated in police department records as August 9, 1917 at Ridgeway, Pennsylvania, and he is described as a white male, five feet eight and one-half inches tall, one hundred fifty pounds, brown hair and blue eyes.

It is not known whether this particular individual is identical with the individual mentioned by [redacted]

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.

FBI

Date: 2/8/68

~~REF 21~~

Mr. Mohr	_____
Mr. Bishop	_____
Mr. Casper	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Sullivan	_____
Mr. Tavel	_____
Mr. Trotter	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

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

Via AIRTEL AIRMAIL  
(Priority)

TO: DIRECTOR, FBI (62-109060)

FROM: SAC, NEW ORLEANS (89-69)

SUBJECT: ASSASSINATION OF PRESIDENT  
JOHN FITZGERALD KENNEDY  
DALLAS, TEXAS, 11/22/63  
MISCELLANEOUS - INFO CONCERNING  
OO: DALLAS

*Handwritten:* REF 21

*Handwritten:* [Signature]

Enclosed herewith for the Bureau are newspaper articles appearing in New Orleans newspapers concerning the assassination of President KENNEDY.

One copy each of these newspaper articles are enclosed for Dallas and Miami.

**ENCLOSURE**

- 3 - Bureau (Encl. 2)
- 1 - Dallas (89-43) (Encl. 2)
- 1 - Miami (Encl. 2)
- 1 - New Orleans

ECW:jab  
(6)

*Stamp:* REC-21

*Stamp:* EX-103

*Handwritten:* 62-109060-6154

**NOT RECORDED**  
3 FEB 13 1968

C. C. Bishop

*Handwritten:* 5- [Signature]  
6- [Signature]

Approved: \_\_\_\_\_ 1968

Special Agent in Charge

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



Mount Clipping in Space Below

# SHAW ASKS TRIAL SITE SHIFT

By JACK DEMPSEY

Attorneys for Clay L. Shaw today filed a motion asking that his trial on charges of conspiracy in the assassination of President John F. Kennedy be moved to a location at least 100 miles away from New Orleans.

Shaw's attorneys claimed in the motion that District Attorney Jim Garrison has conducted a deliberate barrage of publicity designed to influence the minds of prospective jurors, making it impossible for Shaw to get a fair trial in the New Orleans area.

CRIMINAL DISTRICT JUDGE Edward A. Haggerty Jr. set a hearing March 5 on the change of venue motion, thus automatically postponing Shaw's trial, which had been scheduled for Feb. 13.

Just when the case will go to trial now depends first of all on the outcome of the request for a change of location. Judge Haggerty will have to rule on that after the hearing.

If the change of venue is not granted, it will be up to Garrison to set a trial date.

JUDGE HAGGERTY GRANTED the state a week to reply in writing to the change of venue notice.

The judge instructed defense attorney F. Irvin Dymond to have Shaw, 54, present in court Feb. 13, at which time the judge said he would grant a continuance in the trial in view of the March 5 hearing.

Dymond filed a 14-page motion asking for the venue change and for time to subpoena out-of-state witness for the hearing. Several exhibits, including clippings of news stories and magazine articles, were filed with the motion.

ENCLOSURE

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

PAGE 1

STATES-ITEM

NEW ORLEANS, LA

Date: 2-6-68

Edition: FINAL

Author: GEORGE W. HEAL

Editor:

Title: ASSASSINATION

PRESIDENT JOHN F.

KENNEDY, DALLAS,

11-22-63

Character: AFO

Classification: 89-

Submitting Office: N.O., LA

Being Investigated

62-11111-1117



THE JUDGE NOTED THAT THE March jury will be selected March 4. He had said previously that some jurors might be called as witnesses in a change of venue hearing.

This probably would mean that even if the trial is held here, it could not begin until April, when a new jury would be available.

Dymond's motion charged that the DA's office, and specifically Garrison, have "made a concerted effort to keep the case in the public eye."

This, he said, has "presented an atmosphere of prejudice, passion, excitement and tyrannical power such as to render impossible a freedom of discussion by the populace, much less the prospective jurors, so as to make the atmosphere of metropolitan New Orleans incompatible with the requirement for fair and orderly administration of justice."

THE MOTION said Garrison's association with Warren

Report critic Mark Lane and Harold Weisburg was a "well-planned conspiracy to poison the minds of jurors . . . that a conspiracy (to kill President Kennedy) did exist, thus pre-selling the potential jurors on an essential element of the crime alleged." It said this puts the burden of proof on the defense to disprove a conspiracy.

The Warren Commission report concluded there was no conspiracy in the President's slaying. Lane, Weisburg and Garrison have long disputed this.

Dymond's motion contended that last year the DA's office agreed to a continuance after the defense earlier asked for a change of venue on grounds of a prejudicial atmosphere here. Dymond contended today that the state by implication agreed that the prejudicial atmosphere existed, and must now show it no longer exists.

The motion charged that as of Nov. 1, 1967, Garrison began a campaign to revive public interest in the case. It said local newspapers and TV stations gave "top coverage to the case."

IT CITED speeches by Lane, a book by Weisburg, and articles in Ramparts Magazine, Playboy Magazine and the National Observer as part of what it called Garrison's campaign to keep the case in the public eye.

Dymond charged that Garrison's subpoenas to out-of-state witnesses were designed for publicity and "for no other reason" because most of the people involved had previously been interviewed by the DA's office.

It cited the bill of information filed Dec. 2 charging Eugene Bradley of California

with conspiracy in the case. The motion said Garrison had a policeman deliver a press release on the charge to the news media before the arrest warrant was delivered to California, "giving Bradley time to flee."

Dymond said the sole reason for the Bradley charge was "to lend substance to the charges against Shaw."

ALSO CITED were Garrison's national television appearance Feb. 3, a story in the National Enquirer and what the motion called a "nationwide speaking tour" by Garrison.

The defense attorneys said they infer that "the DA operates on the aesthetic theory that by not mentioning the name of Clay L. Shaw at any of these discussions it takes him outside the court guidelines."

Judge Haggerty had previously issued guidelines prohibiting any of the principals from publicly discussing the case.

SHAW, former managing director of the International Trade Mart, was arrested in March, 1967, and subsequently indicted for conspiracy in the assassination.

The motion's specific reference to the States-Item and The Times-Picayune said the newspapers gave "top coverage" to the case and "have a history of strong influence on the minds of people" within the 100-mile radius of New Orleans.



# SHAW LAWYERS ASK TRIAL SHIFT

## Plot by D.A. to Prejudice Jurors Charged

A much-rumored motion to move the conspiracy trial of Clay L. Shaw from District Attorney Jim Garrison's jurisdiction was filed in Criminal District Court by Shaw's attorneys Tuesday.

Citing what it terms "an atmosphere of prejudice, passion, excitement and tyrannical power," the motion went on to accuse Garrison, his staff and others of a "well planned conspiracy to prejudice the minds of all prospective jurors in the city of New Orleans and the surrounding area."

Some of the persons referred to were authors Mark Lane and Harold Weisberg, well-known Warren Commission critics who have taken an interest in Garrison's investigation of the death of President John F. Kennedy.

### POSTPONES TRIAL

Judge Edward A. Haggerty gave the state one week to reply in writing, and set a hearing on the motion for March 5.

This automatically postpones the trial beyond the Feb. 13 date set by Judge Haggerty. However, the judge instructed the defense attorney, F. Irwin Dymond, to have Shaw present in court at that time so that a continuance can be granted.

The 14-page motion also asked for time to subpoena out-of-state witnesses for the hearing.

Referring to the alleged prejudicial atmosphere, the motion said:

"The actions of the district attorney, the news media, and the so-called Warren Report critics, acting in concert with, and with the direct assistance of the district attorney, his assistants and office staff, have created an atmosphere of prejudice, passion, excitement and tyrannical power such as to render impossible freedom of discussion by the populace much less the prospective jurors, so as to

make the atmosphere in the metropolitan New Orleans area and surrounding parishes incompatible with the essential requirement for the fair and orderly administration of justice."

The motion specifically referred to The Times-Picayune and New Orleans States-Item, saying the newspapers gave "top coverage" to the case and that they "have a history of strong influence on the minds of the people" within a 100-mile radius of New Orleans.

### 'PRE-SELLING'

The motion said that by "pre-selling the existence of a conspiracy," Garrison has placed Shaw in the position of "having to prove the non-existence of a conspiracy, rather than leaving the burden of proving the existence of a conspiracy on the office of the district attorney."

The defense said that by agreeing to a continuance last year, the state admitted the existence of a prejudicial atmosphere.

Judge Haggerty said that the March jury will be selected March 4. He has previously said that some jurors might be called as witnesses in a change of venue hearing.

This probably would mean if the trial is held here, it could not begin until April when a new jury is available.

The motion also said that on or about Nov. 1, 1967, Garrison began a "concerted effort to reactivate, renew and revive the public interest in his assassination probe" with particular emphasis on Shaw and his alleged involvement.

### GUIDELINES NOTED

It cited speeches by Lane, a book by Weisberg, and articles in Ramparts magazine, Playboy magazine and the National Observer as examples of an effort to keep the case in the public eye.

The defense also accused Garrison of publicly proclaiming that he is not bound by guidelines set down by the court, that he had not followed them in the past and did not intend to follow them in the future.

The motion also referred to Garrison's subpoenas of out-of-state witnesses, and said they were designed for publicity and "for no other reason."

It also referred to the Dec. 2 charging of Edgar Eugene Bradley of California with conspiracy in the case.

It said that Garrison had press releases on the charge delivered to news media before the arrest warrant was delivered to California.

### TELECAST CITED

The sole reason for the charge, the motion alleged, was "to lend substance to the charges against Shaw."

Also cited were Garrison's national television appearance of Feb. 3, a story in National Enquirer and what the motion called a "nationwide speaking tour" by Garrison.

Judge Haggerty had previously issued guidelines prohibiting any of the principals from pub-

licly discussing the case.

The Warren Commission concluded that accused assassin Lee Harvey Oswald acted alone.

Shaw was arrested on March 1 of last year on a charge of conspiring with Oswald and others to assassinate President John F. Kennedy.

Criminal Sheriff Louis A. Heyd Jr. announced Tuesday that accreditation of members

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

PAGE 1

SECTION 1

TIMES PICAYUNE

NEW ORLEANS, LA.

Date: 2-7-68

Edition:

Author:

Editor: GEORGE W. HEAL

Title: ASSASSINATION

PRESIDENT JOHN F. KENNEDY, DALLAS, TX

11-22-63

Character: AFO

Classification: 89-

Submitting Office: N.O., LA

Being Investigated

42-10406

6157

ENCLOSURE