

Frank Shepman
by H. Hari
Wehntalerstrasse 23
8057 Zurich
Switzerland

Zurich, June 8, 1968

Dear Mr. Hoover!

I have been trying to trace this accusation and was able to discover a really important witness who can prove it by means of papers and documents.

Please get in touch with me, as otherwise I will publish these papers in an article about the J.F. Kennedy case with a newspaper.

(A new case: Senator Robert Kennedy)

Yours faithfully,

Frank Shepman
Frank Shepman

EXP. PROC.

*No record
New indices
6/11/68
ENCLOSURE*

REC-762-109060-6467

U.S. DEPT. OF JUSTICE
F. B. I.

JUN 14 2 48 PM '68

28 JUN 20 1968

*10/11/68
6/11/68*

[Handwritten signature]

The matter could have been prevented as those
that were in order knew about it.

(2002 81 2707101 010012)

FBI

Date: 6/14/68

REC-105

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	

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, NOVEMBER 22, 1963
MISC. - INFO CONCERNING (OO: DALLAS)

WOS

Enclosed for the Bureau are four newspaper articles appearing in New Orleans newspapers concerning above-captioned matter.

Copies of these newspaper articles are enclosed for Dallas and Miami.

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

62-109060-6468

ECW:srl
(6)

REC-105

JUN 17 1968

Bishop

4 JUN 19 1968 Special Agent in Charge

Sent _____ M Per _____

(Mount Clipping in Space Below)

Order Sought To Force DA Aides to Talk

District Attorney Jim Garrison has shown contempt for a federal court and should be ordered to obey the court's orders, attorneys for Clay L. Shaw charged today.

Counsel for Shaw, who is charged with conspiracy in the assassination of President John F. Kennedy, filed a 300-page document in Federal District Court seeking to compel Garrison's aides to answer a lengthy set of questions to which they thus far refused to reply.

FEDERAL DISTRICT Judge Frederick J. R. Heebe was asked to set a hearing on the matter at 10 a. m., June 19.

This is in addition to a hearing ordered previously before a three-judge federal panel including Judge Heebe, which will consider Shaw's charges that his constitutional rights have been violated by Garrison. No date has been set for the three-judge hearing.

Today's court action grew out of Judge Heebe's order of June 4 when he gave Shaw's attorneys the right to take depositions from four of Garrison's top aides, James L. Alcock, Charles R. Ward, Numa V. Bertel and Anthony Sciambra.

THE FOLLOWING day,

Garrison publically ordered the four to tell the attorneys nothing more than their "name, office rank, and social security number."

On June 6, the Shaw attorneys met in private with the our DA's aides to take the depositions. Copies of the depositions. Copies of the depositions provided the bulk of the 300-page document filed today.

They showed that the DA's four aides gave little more information than Garrison ordered, refusing to answer most questions.

THUS THE SHAW attorneys Edward F. Wegmann, F. Irvin Dymond, William J. Wegmann and Salvatore Panzeca, asked Judge Heebe to order the DA's men to answer and to pay \$3,000 in court costs for having to seek the order.

Garrison's order and his aides' action in obeying it, Wegmann charged, "is contemptuous and despising of the authority, justice and dignity of the court. It is conduct which serves to bring the authority and the administration of the law into disrespect.

"Such conduct on the part of the defendants and witnesses impedes the court, embarrasses the court and obstructs the court in the discharge of its duties; that the actions of the defendants and the witnesses, acting under witnesses . . . was for no other reason than to embarrass the court, to show the contempt for the court held by said individuals."

THE ATTACHED copies of the depositions show that Alcock answered when Wegmann asked him his name, rank in the DA's office and Social Security number. Wegmann than asked Alcock if he were

swearing in response to Garrison's instructions.

Alcock said: "First of all, I'm answering because you asked me; second, I did not feel the (the questions) in any way reflected or in any way delved into evidence the state may have against Clay L. Shaw."

Wegmann then asked Alcock if the resignation of Richard Burnes from the DA's staff was in connection with the Shaw case.

Alcock said he refused to answer on the advice of his attorney, Bertel.

WEGMANN PROCEEDED to ask Alcock the following questions, all of which he refused to answer:

—Have you ever instructed anyone to investigate, to secure incriminating evidence for use in the Shaw case, and to pay for it or to obtain it by means of threats or violence?

—As a result of whatever part or portions of the Warren Report that you had read, and your work with Jim Garrison in his Kennedy assassination probe, do you believe that Lee Harvey Oswald killed Kennedy?

—DO YOU BELIEVE that President Lyndon B. Johnson is an accessory after the fact in the assassination of President Kennedy?

—If the United States District Court orders you to answer any or all of the questions which have previously been propounded to you, it is you intent to continue to refuse to answer?

—Are you willing to ignore the orders of this court simply because Mr. Garrison tells you to do so?

There were numerous other questions which Alcock and the other three aides refused to answer.

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

PAGE # 1

STATES ITEM
NEW ORLEANS, LA.

Date: 6/10/68

Edition: FINAL

Author:

Editor: GEORGE W. HEALY

Title: ASSASSINATION
PRESIDENT JOHN F.
KENNEDY, DALLAS, TX
11-22-63

Character:

or AFO

Classification: 89-

Submitting Office: N.O., I.A.

Being Investigated

ENCLOSURE 62-10600

Hearing Set For Shaw Suit To Block Trial

A suit by Clay L. Shaw to block his trial on charges of conspiring to kill the late President John F. Kennedy will be heard by a three-judge federal court June 17, beginning at 10 a. m.

The date for trial of the suit was set yesterday at Federal District Court.

IT WILL BE heard by Federal District Judges Frederick J. R. Heebe and James A. Comiskey and Judge Robert A. Ainsworth Jr. of the U.S. Fifth Circuit Court of Appeals.

Shaw seeks a permanent injunction preventing District Attorney Jim Garrison and his staff from prosecuting him in the state's Criminal District Court here and further asks that the findings of the Warren Commission on the Kennedy assassination be ruled valid and admissible as evidence to any court.

The suit will be heard by three judges because it attacks the constitutionality of various Louisiana laws which have been used in the prosecution of Shaw.

JUDGE HEEBE has called a pre-trial conference for Thursday at 10:30 a. m. The conference order directs the attorneys for both sides to file any and all motions prior to Thursday.

day. The order said, "No continuance will be granted in this matter except on a showing of good cause."

Among the motions to be considered at the conference Thursday will be one filed by Shaw's attorneys yesterday, asking that the court order Garrison's aids to answer questions they refused to answer at depositions last week.

EARLIER, Judge Heebe ordered that James L. Alcock, the DA's executive assistant, assistant DA Andrew Sciambra and investigators Louis Ivon and Lynn Loisel make themselves available for Shaw's attorneys to take depositions. They refused to answer anything at all pertaining to the case, saying the defense was not, under state criminal law, entitled to the information.

Judge Heebe has ordered a hearing on this motion for 10 a.m. June 19.

THE MOTION also asks that Garrison, Alcock and First Assistant DA Charles R. Ward be made to pay Shaw \$3,000 as reasonable expenses and attorneys' fees incurred in obtaining the order.

With the motion, a 300-page document, were copies of questions asked of the DA's aides. It also included an affidavit signed by Edward F. Wegmann, one of Shaw's attorneys, stating that Garrison ordered his assistants not to answer questions and saying that Garrison was "contemptuous and despising of the authority, justice and dignity of the court."

AMONG THE numerous questions asked of the four aides were the following:

—Do you believe that President Johnson is an accessory after the fact in the assassination of President Kennedy?

—If the U.S. District Court orders you to answer any and all questions which previously have been propounded, is it your intention to continue refusing to answer?

—Are you willing to ignore the orders of the court simply because Mr. Garrison tells you to do so?

—Have you ever instructed anyone to investigate, to secure incriminating evidence for use in the Shaw case and to pay for it or to obtain it by means of threats or violence?

—As a result of whatever part of portions of the Warren Report that you had read, and your work with Jim Garrison in his Kennedy assassination probe, do you believe that Lee Harvey Oswald killed Kennedy?

Wegmann and the other Shaw attorneys asked Alcock if the resignation of assistant DA Richard Burnes from the office was because of the Shaw case. Alcock refused to answer.

WEGMANN ALSO questioned Alcock about his attendance at a press conference called by Garrison May 29, at which he said Garrison said someone in Washington ordered Judge Heebe to sign a temporary restraining order blocking the Shaw trial.

Wegmann asked Alcock, "Do you have any evidence that Judge Heebe acted under orders from someone higher in authority than him?" Alcock did not answer.

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

PAGE 12

STATES ITEM
NEW ORLEANS, LA.

Date: 6/11/68
Edition: RED COVET
Author:
Editor: GEORGE W. HEALD
Title: ASSASSINATION
PRESIDENT JOHN F.
KENNEDY, DALLAS, TX
11-22-63
Character: AFO
or
Classification: 89-
Submitting Office: N.O., LA.
 Being Investigated

67-10-11-11-67

ENCLOSURE

TRIAL OF SHAW SUIT IS JUNE 17

Case Will Be Heard by Federal Tribunal

Trial of the Federal Court suit in which Clay L. Shaw is seeking to block his prosecution in Criminal District Court on a charge of conspiring to murder President John F. Kennedy has been set for June 17 at 10 a.m.

The case is to be heard by a special three-judge federal court composed of Judge Robert A. Ainsworth Jr., of the United States Fifth Circuit Court of Appeals and District Judges Frederick J. R. Heebe and James A. Comiskey.

In his suit Shaw seeks a permanent injunction against District Attorney Jim Garrison's prosecution as well as a ruling that the Warren Commission report on the Kennedy assassination which held that Lee Harvey Oswald acted alone in the killing is "valid and binding."

The special three-judge court was convened because Shaw's attorneys are also attacking the constitutionality of a number of state statutes which have been used in Shaw's prosecution.

Judge Heebe has called a pre-trial conference in the case for Thursday at 10:30 a.m.

His pre-trial conference order directed that all attorneys file any and all motions prior to that time. The conference is to be attended by the attorneys who will try the case and they were told in the order to be prepared "to compromise settlement possibilities."

The order added "no continuance will be granted in this matter except on a showing of good cause. Should good cause be shown, continuance will be granted only upon the filing of a motion and order for same." All pending motions, including one filed Monday by Shaw's attorneys asking that the court order four Garrison aids to answer questions they refused to answer at depositions last week, will be considered at the conference.

Earlier Monday Judge Heebe had ordered that James L. Alcock, Garrison's executive assistant, Anthony Sciambra, an assistant district attorney, and investigators Lynn Loisel and Louis Ivon, make themselves available to Shaw's attorneys for the taking of depositions in connection with the federal court suit.

Attached to the motion asking the federal court to compel the four aids to answer the questions are copies of the depositions which were taken in the office of one of Shaw's attorneys on June 5 and 6. The motion asks that the Garrison aids be required to return and answer the questions they refused to answer originally and any additional ones which may be asked.

It also asks that Garrison, Alcock, and first assistant district attorney Charles R. Ward be made to pay Shaw \$3000 as reasonable expenses and attorneys' fees incurred in obtaining the order.

An affidavit submitted by Edward F. Wegmann, one of Shaw's attorneys, claims that Garrison's assistants refused to answer questions asked them at

depositions solely because they had been instructed by Garrison in a letter to refuse to recognize "in any way this sion of the operation of our office by the federal government."

In the letter the DA instructed them to give only their names, office rank, and Social Security numbers.

In his affidavit Wegmann charges that the letter is "contemptuous and despising of the authority, justice and dignity of the court."

He added "it is conduct which serves to bring the authority and the administration of law into disrespect."

The affidavit claims that all of those who appeared for the depositions were represented by counsel and all counsel made it clear that they would follow Garrison's instructions and instructed the witnesses to follow the instructions to the effect that the orders of the federal court were not to be recognized and accepted.

Transcripts of the proceedings taken by the defense attorneys reveal that Alcock, Sciambra, Loisel and Ivon gave their names and addresses, office rank and Social Security numbers, but little other information.

Some of the questions which Alcock refused to answer were these:

"Have you ever instructed these investigators to secure incriminating evidence for use in the Shaw case and to pay for it or to obtain it by means of threats of violence?"

"As a result of whatever part or portions of the Warren Report that you have read and your work with Jim Garrison in his Kennedy assassination probe, do you believe that Os-

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

PAGE 1

THE TIMES PICAYUNE
NEW ORLEANS, LA.

Date: 6/11/68

Edition:

Author:

Editor: GEORGE W. HEALY

Title: ASSASSINATION

PRESIDENT JOHN F.

KENNEDY, DALLAS, TEXAS

11-22-63

Character:

or AFO

Classification: 89-

Submitting Office: N.O., LA.

Being Investigated

~~Waid killed Kennedy?~~

"Do you believe that President Johnson is an accessory after the fact in the assassination of Kennedy?"

"Mr. Alcock, if the United States District Court orders you to answer any or all of the questions which have been previously propounded to you, is it your intention to continue to refuse to answer said questions?"

"Are you willing to ignore the orders of the court simply because Mr. Garrison tells you to do so?"

Wegmann questioned Alcock about his attendance at a press conference called by Garrison on May 29 and asked "during the press conference Garrison indicated that someone in Washington, perhaps in the Justice Department, ordered Judge Heebe to sign the temporary restraining order which he signed on May 28. Do you have any evidence of that fact that Judge Heebe acted under orders from someone higher in authority than him?"

Alcock's deposition is 109 pages in length. Those of Loisel, Ivon and Sciambra are 29, 37 and 70 pages respectively.

(Mount Clipping in Space Below)

Panel to Hear Shaw Suit Technical Data on Monday

Only technical motions will be heard Monday in Clay L. Shaw's suit to block his trial on a charge of conspiring to murder President John F. Kennedy.

Federal District Judge Frederick J. R. Heebe explained yesterday afternoon that it is hoped all motions can be heard Monday, but that additional time may be needed for other technical matters.

JUDGE HEEBE is one of three federal judges who will hear Shaw's suit, which seeks a permanent injunction preventing District Attorney Jim Garrison from prosecuting him and which also asks for a declaratory judgment holding that the Warren Commission's report on the assassination is valid and admissible as evidence in any court.

Joining him in hearing the suit will be Federal District Judge James A. Comiskey and U. S. Fifth Circuit Court of Appeals Judge Robert A. Ainsworth Jr.

Judge Heebe said it will be the first week in July before

subpena for autopsy photographs of President Kennedy.

ALCOCK SAID U.S. Marshal Luke C. Moore wrote to him declining to serve the subpena on U. S. archivist Dr. James B. Rhoads, who has the photographs in his custody.

The original subpena went to another archivist who is retiring and was later amended to apply to Dr. Rhoads. Moore said a new court order would be required to comply with the District of Columbia code.

Alcock said he will apply for the new order.

the court will be able to get into the merits of the case.

On another front, Assistant District Attorney James L. Alcock said that Washington officials have declined to serve a

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

PAGE 7

STATES ITEM
NEW ORLEANS, LA.

Date: 6/12/68
Edition: RED COMET
Author:
Editor:
Title: ASSASSINATION
PRESIDENT JOHN F.
KENNEDY, DALLAS, TX
11-22-63
Character: AFO
or
Classification: 89-
Submitting Office: N.O., LA
 Being Investigated

Handwritten scribbles

STANLEY H. ROBERTS
2 WINDHAM ROAD
ROCKVILLE CENTRE, N. Y.

June 9, 1968

Federal Bureau of Investigation

Washington, D.C.

Attn: J. Edgar Hoover

Gentlemen:

Although I am 99.9% sure that the killings of President Kennedy, Martin Luther King, and Senator Kennedy have no inter-relationship of any kind, I was wondering about the possibility of Mme Nhu of Viet-Nam being involved somehow.

She could have suspected with some justification that the deaths of her husband and brother-in-law could have been prevented by the then President Kennedy. With the oriental feeling of family loyalty, with her immense wealth, she might want revenge against the United States in general and the Kennedy family in particular.

I have nothing whatsoever to go on in these suppositions, but maybe...

562-109060-6469
Cordially yours,

Stanley H. Roberts

P.S. Congratulations on the capture of James Ray. Fine work.

Ack

SET: mjr
6-14-68

JUN 17 1968

CORRESPONDENCE

June 14, 1968

REC-56 62-109060-6469

Mrs. Stanley H. Roberts
2 Windham Road
Rockville Centre, New York 11570

Dear Mrs. Roberts: Pecosy

Your letter of June 9th has been received and I want to thank you for your favorable comments concerning our work in the investigation involving James Earl Ray.

It was indeed thoughtful of you to write and I am pleased to receive your comments and suggestions.

Sincerely yours,
J. Edgar Hoover

MAILED 12
JUN 14 1968
COMM-FBI

NOTE: Correspondent is not identifiable in Bufiles.

JBT:mer (3)
..... mr

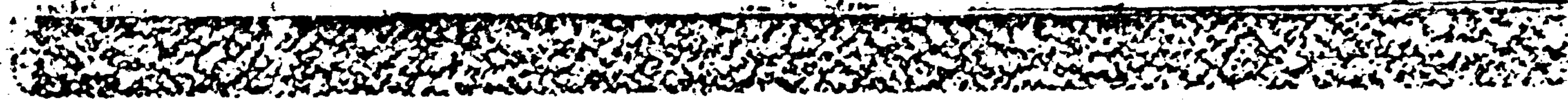
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REC-56
E 12
JUN 14 1968

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

57 JUN 21 1968
MAIL ROOM TELETYPE UNIT

TG
D
P
J



DIRECTOR, FBI

DATE: 6/25/68

SAC, BOSTON (62-3)

SUBJECT: GEORGE H. DAVIS
MISCELLANEOUS -
INFORMATION CONCERNING
(OO: DETROIT)

Enclosed for the Bureau is the original of a handwritten letter and envelope containing the return address, GEORGE H. DAVIS, 441 West North St., Kalamazoo, Michigan, 49007, which were addressed to Senator EDWARD M. KENNEDY, Hyannisport, Mass., and forwarded to the Boston Office by Senator KENNEDY's Office on 6/21/68.

A Xerox copy of the letter of DAVIS is being enclosed for the Detroit Office. DAVIS' letter is self-explanatory.

Two Xerox copies of this letter and one copy of DAVIS' letter are being forwarded to the Denver Office inasmuch as DAVIS formerly resided in Colorado and indicates that he had been in contact with the Denver Office in the distant past.

62-109060-

NOT RECORDED
199 JUL 11 1968

- 2 - Bureau (Encs. 2) ENCLOSURE
- 2 - Detroit (Enc. 1)
- 2 - Denver (Enc. 1)
- 1 - Boston

WMA:maj

REC-55

JUN 27 1968

JUL 25 1968

440 No. and
Bozema Montana
June 5, 1968

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

Mr. J. Edgar Hoover
Director F. B. I.
Washington, D. C.

Dear Mr. Hoover:

I have just been shocked and saddened by the news of the shooting of Robert F. Kennedy. It also scared me because I feel this could not be the work of one crazy man. I'm sure I'm not alone in feeling this way either. Why must a man be shot to keep him out of office? There has to be something horrible behind it. You certainly have the power to find out what it is. I hope you have guts enough to find and expose what kind of an organization or group of people would do such a thing. Don't let personal feelings guide you because I do not think the American people will accept this as the work of one man. I know that I felt that all the facts were not exposed in the assassination of John Kennedy. I don't feel that Mr. Garrison would waste all his time trying to dig up the real truth if he did not have an absolute certainty that the American public did not hear what really happened in the assassination. There are just too many unanswered questions in this case. I really don't believe that the Warren Report gave us the whole story. It makes me sick that a President can be killed and we the American people, don't really know who or what was behind his death. Now his brother has been shot. I hope and pray that our government is not so corrupt that its main investigating force will not because of personal reasons or fear of rebuke back down from a full and thorough investigation of this mortifying act. I have a great fear for this country I love. Is it being overtaken by Communists or some worser evil? Will any of our great leaders be safe in public?

Please, Mr. Hoover, get on the ball or who knows maybe you will be too dangerous to someone and you will be shot too.

Sincerely,

Kathy Thelsen (age 18)

62-109060-6470

REC-56

10 JUN 17 1968

Kathy Thelsen
440 North Grand
Bozeman Montana 59715

COPY:hcv

Verly Reply
6-13-68
9/11/68
6-13-68
6-13-68

440 No. 2nd St.
Washington, D.C.
June 5, 1968

Mr. J. Edgar Hoover
Director, F.B.I.
Washington, D.C.

EXP. PRO

Dear Mr. Hoover:
I have just been shocked and saddened by the news of the shooting of Robert F. Kennedy. It also scared me because I feel they could not be the work of one crazy man. I'm sure in any way either. Why must a man be shot to keep him out of office? There has to be something horrible behind it. You certainly have the power to find out what it is. I hope you have guts enough to find and expose what kind of an organization or group of people would do such a thing. Don't let personal feelings guide you because it do not think the American people will accept this as the work of one man. I know that I felt that all the facts were exposed in the assassination of John Kennedy. I don't

checked
6-10-68
JMG/mjs

518

that Mr. Garrison would use
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-public had not heard what
really happened in the
incubination. There are far
too many unanswered
questions in this case. I rea-
-ly don't believe that the Starr
Report gave us the whole story.
It makes me sick that a
President can be killed and
we, the American people, do
really know who or what
was behind his death. His
brother has been skated.
I hope and pray that our
government is not so corrupt
that its main investigating
force will not because of
personal reasons or fear
shrink back down from
a full and thorough
investigation of this
mortifying act. I have a great
fear for this country and how
it is being undertaken by
Communists or some worse
evil. Will any of our great
leaders be called in public?
Please, Mr. Hoover, get on the
trail who knows maybe
you will be too hang round
to someone and you will be
shot too.

Sincerely,
L. B. Nichols

REC-566 2-109060-6470

June 13, 1968

150

Miss Kathy Theisen
440 North Grand
Bozeman, Montana 59715

Dear Miss Theisen:

Your letter of June 5th has been received.

John F

With respect to your remarks, the FBI, at the direction of President Johnson, conducted a prompt, intensive, objective, and thorough investigation of the assassination of President Kennedy. The results of this investigation were accurately reported to the Warren Commission and not one shred of evidence has been developed to link any other person in a conspiracy with Lee Harvey Oswald to assassinate President Kennedy. All available evidence and facts point to one conclusion--that Oswald acted alone in his crime.

In response to your comment concerning the assassination of Senator Robert F. Kennedy, the accused murderer, Sirhan Bishara Sirhan, is in custody of authorities in Los Angeles, California, to face trial on state charges of murder and assault there.

I want to assure you that the FBI will continue to fulfill its responsibilities with the highest degree of thoroughness and dispatch.

Sincerely yours,
J. Edgar Hoover

Handwritten signatures and initials, including a large checkmark and the name 'TETA'.

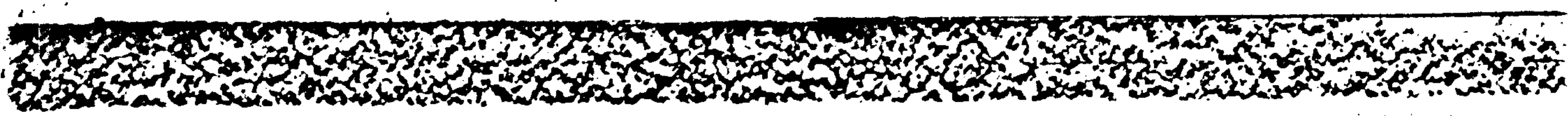
NOTE: Bufiles contain no record of correspondent.

FMG:mer (3)

- Tolson _____
- DeLoach _____
- Mohr _____
- Bishop _____
- Casper _____
- Callahan _____
- Conrad _____
- Felt _____
- Gale _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Rm. _____
- Holmes _____
- Gandy _____

65 JUN 21 1968

MAIL ROOM TELETYPE UNIT



Domestic Intelligence Division

INFORMATIVE NOTE

Date 6/13/68

Attached teletype reports the latest legal maneuvers taking place between Clay Shaw's attorneys and New Orleans District Attorney Garrison's office in connection with the forthcoming trial of Clay Shaw on charges of conspiring to assassinate President Kennedy. Shaw's attorneys have requested Federal Court to designate Attorney General Ramsey Clark as a defendant in order to protect the integrity of the Federal Government. Shaw's attorneys state they previously requested Attorney General Clark to join as a plaintiff in their legal action in this matter but that Attorney General Clark refused. Department has not advised Bureau of latter request by Shaw's attorneys. Inasmuch as none of the data in attached teletype lies within jurisdiction of the FBI, no action being taken.

Since attached information appeared in news media, no dissemination being made of such information.

REL:chs

Wesper
W. B.
D

62-109060-6471

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

JUN 13 1968

TELETYPE

REC-56

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	_____

FBI WASH DC

FBI NEW ORLS

511PM 6-13-68 URGENT RXB

TO DIRECTOR 62-109060 & DALLAS 89-43

FROM NEW ORLEANS 89-69 6 P

ASSASSINATION OF PRESIDENT JOHN FITZGERALD KENNEDY,

DALLAS, TEXAS, NOVEMBER TWENTYTWO, NINETEEN SIXTYTHREE,

MISC. - INFO CONCERNING. OO: DALLAS

NEW ORLEANS STATES-ITEM, RED FLASH EDITION, JUNE THIRTEEN INSTANT, REPORTED THAT ATTORNEYS FOR CLAY L. SHAW FILED A MOTION IN FEDERAL COURT TODAY ASKING THAT U. S. ATTORNEY GENERAL RAMSEY CLARK BE NAMED AS A DEFENDANT IN THEIR SUIT TO BLOCK THE PENDING TRIAL OF SHAW BY DISTRICT ATTORNEY JIM GARRISON ON A CHARGE OF CONSPIRING TO ASSASSINATE PRESIDENT KENNEDY. ACCORDING TO THE ARTICLE, SHAW'S ATTORNEYS TOLD THE COURT THEY HAD ASKED CLARK TO JOIN THEM AS A PLAINTIFF IN THE SUIT, BUT HE HAD REFUSED. NOW, THEY SAID IN THE MOTION, THEY WANT HIM JOINED AS A DEFENDANT WITH GARRISON AND MEMBERS OF THE DA'S STAFF.

THE ARTICLE REPORTED THAT AT THE SAME TIME, THE ATTORNEYS FOR BOTH SHAW AND GARRISON'S OFFICE FILED A NUMBER OF MOTIONS AND TECHNICAL PLEADINGS INVOLVING THE TRIAL, THE JURISDICTION

END PAGE ONE

REC-56

62-109060-6471

JUN 18 1968

51 JUN 25 1968

MR. DELOACH FOR THE DIRECTOR

OF THE FEDERAL COURT TO INTERVENE IN THE PROSECUTION OF THE CASE, THE VALIDITY OF STATE LAW CONCERNING JURY TRIALS AND THE CONDUCT OF THE DA'S INVESTIGATION.

THE ARTICLE STATED THAT IN ASKING THAT ATTORNEY GENERAL CLARK BE MADE A DEFENDANT IN THE SUIT, SHAW'S ATTORNEYS SAID THE ORIGINAL SUIT AIMED AT BLOCKING THE TRIAL SEEKS A JUDGMENT DECREERING THAT THE WARREN COMMISSION REPORT ON THE ASSASSINATION IS VALID, ACCURATE AND ADMISSIBLE AS EVIDENCE IN ANY COURT. THE MOTION ALLEGES THAT THE DEFENDANTS HAVE BEEN ENGAGED IN A "PREMEDIATED AND WELL CALCULATED SCHEME" TO USE THE POWERS OF THEIR OFFICE TO CONDUCT AN "ILLEGAL, UNWARRANTED, FRAUDULENT AND USELESS" PROBE OF THE PRESIDENT'S ASSASSINATION. THE MOTION ALLEGES THAT THE PURPOSE OF THE PROBE IS TO DISCREDIT THE WARREN COMMISSION REPORT. THEREFORE, THE ATTORNEY GENERAL SHOULD BE MADE A PARTY TO THE SUIT TO PROTECT THE INTEREST AND INTEGRITY OF THE UNITED STATES AND ITS CITIZENS.

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THE ARTICLE REPORTED THAT SHAW'S ATTORNEYS ALSO FILED AN AMENDMENT TO THEIR ORIGINAL COMPLAINT IN WHICH THEY ATTACK THE CONSTITUTIONALITY OF THE STATE LAW (ARTICLE SEVEN EIGHT TWO OF THE LOUISIANA CRIMINAL CODE) WHICH DEALS WITH THE NUMBER OF JURORS IN CRIMINAL CASES AND THE NUMBER OF JURORS WHO MUST CONCUR IN THE VERDICT. THE AMENDMENT CHARGES THAT THIS LAW VIOLATES SHAW'S RIGHTS UNDER THE FIRST, SIXTH AND FOURTEENTH AMENDMENTS TO THE U. S. CONSTITUTION WHICH GUARANTEES THAT HE SHALL BE TRIED BY A JURY OF TWELVE PERSONS WHO MUST AGREE UNANIMOUSLY.

THE ARTICLE STATED THAT UNDER STATE LAW, THE AMENDMENT POINTS OUT THAT THE CRIME WITH WHICH SHAW IS CHARGED PROVIDES FOR A SENTENCE OF NOT LESS THAN ONE YEAR OR MORE THAN TWENTY YEARS IMPRISONMENT AT HARD LABOR AND IT FURTHER STIPULATES THAT SUCH CASE BE TRIED BEFORE A JURY OF TWELVE PERSONS WITH NINE CONCURRING IN THE VERDICT. THE ARTICLE STATED THAT THE AMENDMENT CHARGED THAT THE STATE LAW IS

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UNCONSTITUTIONAL BECAUSE IT IS DISCRIMINATORY FOR LESS SERIOUS CASES WHERE THE PUNISHMENT MAY OR MAY NOT BE IMPRISONMENT. THE AMENDMENT STATED THAT IN CASES INVOLVING LESSER CRIMES, THE DEFENDANTS ARE TRIED BEFORE A JURY OF FIVE PERSONS AND ALL MUST CONCUR IN THE VERDICT.

THE AMENDMENT CLAIMS THAT TO REQUIRE A VERDICT OF ONLY NINE OF TWELVE JURORS IN MORE SERIOUS CASES AND A UNANIMOUS VERDICT IN A LESS SERIOUS CRIME IS DISCRIMINATORY.

THE ARTICLE STATED THAT SHAW'S ATTORNEYS ALSO CHARGED THAT THE PROCEEDINGS AGAINST SHAW WERE NOT BROUGHT LAWFULLY NOR IN GOOD FAITH AND THAT THE INDICTMENT WAS BASED SOLELY ON DRUG AND HYPNOTIC-INDUCED TESTIMONY. THE ARTICLE STATED THAT SHAW'S ATTORNEYS TOLD THE COURT SHAW "IS A PATSY OR PAWN IN THE FRAUDULENT INVESTIGATION" OF THE KENNEDY ASSASSINATION.

THE ARTICLE REPORTED THAT GARRISON'S OFFICE ASKED THE FEDERAL COURT TO DISMISS THE SUIT BLOCKING THE TRIAL AND FILED THE FOLLOWING MOTIONS WITH THE COURT:

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ONE. DENY THE REQUEST OF SHAW'S ATTORNEYS TO COMPEL SEVERAL OF GARRISON'S ASSISTANTS TO GIVE ORAL ANSWERS TO QUESTIONS ABOUT THE INVESTIGATION OF THE ASSASSINATION OF PRESIDENT KENNEDY IN NINETEEN SIXTYTHREE.

TWO. DENY THE REQUEST OF SHAW'S ATTORNEYS THAT THEY BE GIVEN COPIES OF VARIOUS ITEMS WHICH FORM PART OF THE DA'S INVESTIGATIVE FILES.

THREE. DISMISS ASSISTANT DA'S JAMES ALCOCK AND CHARLES RAY WARD AS DEFENDANTS IN THE SUIT FILED BY SHAW'S ATTORNEYS TO BLOCK PERMANENTLY THE TRIAL OF SHAW ON GROUNDS THAT HIS CIVIL RIGHTS HAVE BEEN VIOLATED IN THE INVESTIGATION OF THE KENNEDY MURDER.

THE ARTICLE STATED THAT IN ITS MOTION ASKING THE COURT TO DISMISS THE SUIT WHICH BLOCKS THE TRIAL OF SHAW, GARRISON'S OFFICE SAID THAT THE COMPLAINT SHOULD NOT BE CONSIDERED BECAUSE THE PROSECUTION OF SHAW IS PENDING IN A STATE CRIMINAL DISTRICT COURT.

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THE ARTICLE STATED THAT THE MOTION ARGUED THAT A SECTION OF THE U. S. CODE PREVENTS THE FEDERAL COURT FROM ENJOINING THE PROSECUTION AS LONG AS THE CASE IS PENDING IN CRIMINAL COURT.

11/18/70
NO LHM BEING SUBMITTED.

END

JIM

FBI WASH DC

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CC- MR. SULLIVAN