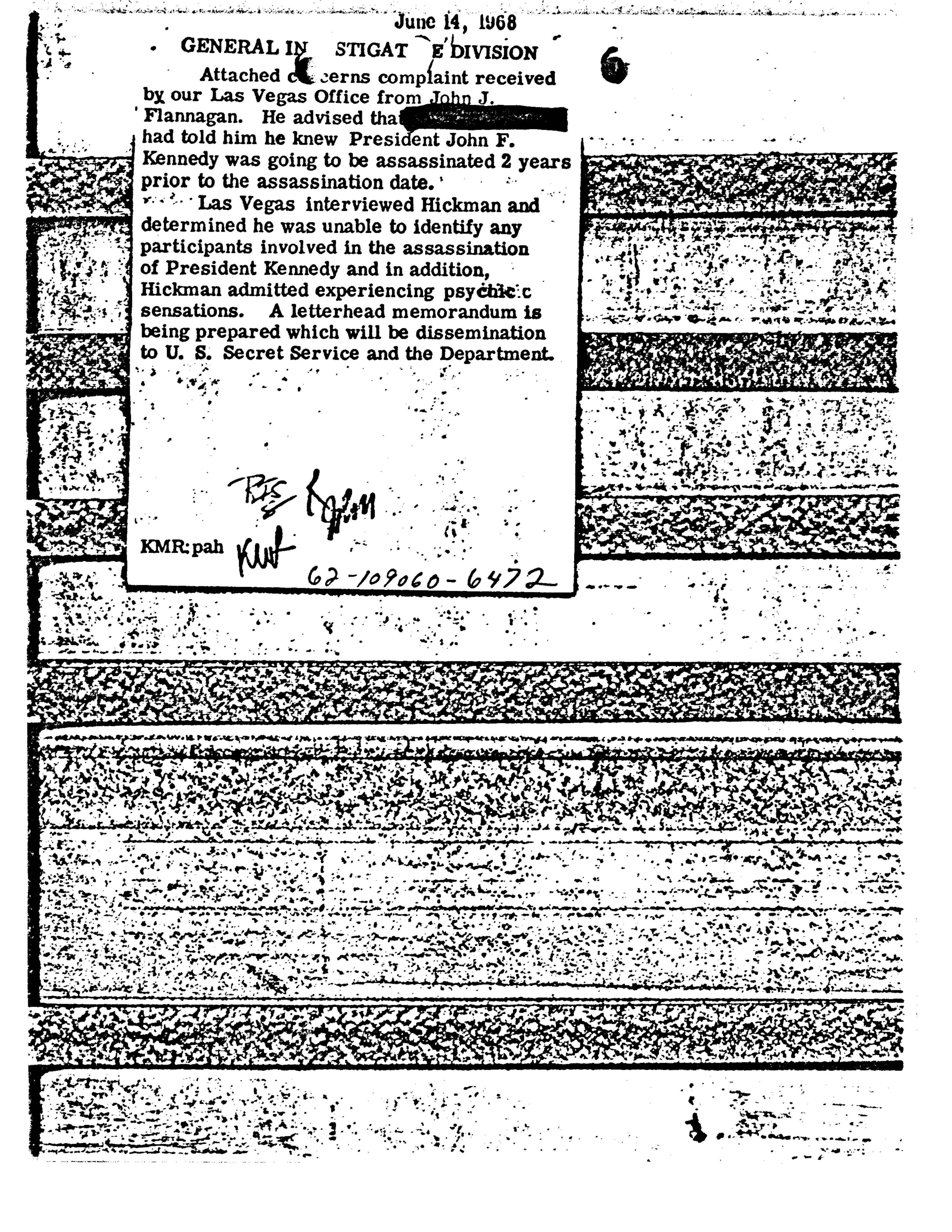
62-10900 SECTION

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FEDERAL BUREAU OF INVESTIGATION U. S. DEPARTMENT OF JUSTICE

JUN 1 3 1958

FRI LASVEAS

PM DEFERRED 6-13-68 JEG

TO DIRECTOR, FBI

FROM SAC, LAS VEGAS (175-12) (P)

TELETYPE

Mr. Gare
Mr. F.E.
Mr. Sultivan
Mr. Tavel
Mr. Trotter
Tele Room
Niss Holmes
Miss Gandy

Mr. Callahan

Mr. Conrad.

Mr. Felt

ASSASSINATION OF PRESIDENT JOHN FITZGERALD KENNEDY, NOVEMBER

TWENTYIWO, NINETEEN SIXTYTHREE, DALLAS, TEXAS, MISCELLANEOUS -

INFORMATION CONCERNING, "DE: DALLAS.

BX-1-1910
Tolling Tolling

REBUTEL INSTANT.

INTERVIEWED TODAY AT LAS

BECAME EMOTIONALLY UPSET WHEN QUESTIONED RE VEGAS, NEVADA. ASSASSINATION OF PRESIDENT KENNEDY. HE ADVISED HE INVESTIGATED ASSASSINATION IN NINETEEN SIXTY. THREE YEARS BEFORE IT OCCURRED. WHEN HE WAS IN DALLAS. STATES HE TOLD BOBBY KENNEDY PERSONALLY OF HIS INVESTIGATION. HE RAMBLED INCOHERENTLY AT TIMES AND COULD OFFER NO SPECIFIC INFO AND WAS UNABLE TO IDENTIFY ANY PARTICIPANTS INVOLVED. HE ADMITTED HE EXPERIENCED PSYCHIC SENSATIONS WHEN QUESTIONED SPECIFICALLY RE HIS FORE KNOWLEDGE OF ASSASSINATION.

CLAIMS TO BE AN INVENTOR FOR U.S. AIR FORCE AND IDE ... ICATION PROVIDED AN ARMED FORCES 12-CARD INDICATING HE HAD BEEN A MEMBER OF U.S. AIR FORCE. STRIAL NUMBER USAF UNTIL NINETEEN SIXTYTWO. SN AF THREE FOUR FOUR ZERO THREE NINE 62-109060-6472 7311: JUN 17 1968 A ".EX-105 END PAGE ONE

20 JUN 21 1968

DELOACH FOR THE DIRECTOR

PAGE TWO

White, Male, American

LBS., GRAY EYES, BROWN AND WHITE HAIR DYED BLACK WITH LONG SIDE BURNS, BORN AUGUST ONE, NINETEEN TEN, NASHVILLE, TENNESSEE, SINGLE.SERVED USAF OCTOBER, FORTYTWO, TO DECEMBER, SIXTYTWO, HONORABLE DISCHARGE; IN LAS VEGAS SINCE JANUARY, SIXTYEIGHT; PREVIOUS RESIDENCE FOUR ONE JACKSONVILLE, FLORIDA.

PRODUCED FLORIDA TRANSFER REGISTRATION CARD INDICATING
HE IS OWNER OF NINETEEN SIXTYTHREE CADILLAC SEDAN DE VILLE, TAG NO.
TWO W W THREG ZERO EIGHT THREE. ALSO PRODUCED INVOICE REFLECTING
SALE OF INSTANT CADILLAC TO HIM BY CLAUDE NOLAN, INC. CADILLAC
AGENCY, JACKSONVILLE, FLORIDA, ON MAY THIRTY FIRST, SIXTYSEVEN,
INVOICE NO. ONE FIVE FIVE ONE, SN SIX THREE B DASH ONE TWO NINE FOUR
SIX NINE, AT COST ONE THOUSAND NINE HUNDRED NINETY FIVE DOLLARS.
PRODUCED RECORDS INDICATING PREVIOUS OWNER TO BE H. K. GERDEL, ONE
FIVE TWO NINE CATHERINE COURT, JACKSONVILLE, FLORIDA.

FOR HAVING BEER CANS IN HIS AUTO; PAID THIRTY EIGHT DOLLAR FINE.

END PAGE TWO

PAGE THREE

STATES UNEMPLOYED; RECEIVES ONE HUNDRED FIFTY SEVEN DOLLARS PER MONTH

INCOME WHICH IS RETIREMENT FROM USAF.

LETTERMEAD MEMORANDUM SUITABLE LAM BEING PREPARED WILL BE APPROPRIATELY DISSEMINATED.

DALLAS ADVISED BY AIRMAIL.

END

WPK

FBI WASH DC

CC. MR. SUI.IVAN

REC-1562-109060-6473

June 17, 1968

Mr. Michael E. Taska 618 North Shippen Street Lancaster, Pennsylvania 17602

Dear Mr. Taska: M.E.

Paradient Jehon

Your letter of June 11th, with enclosure, has been received. In response to your inquiry, former President John F. Kennedy is buried in Arlington National Cemetery.

Sincerely yours,

J. Edgar Hoover

John Edgar Hoover Director

NOTE: Correspondent is not identifiable in Bufiles. Correspondent encloses a copy of an article by C. E. Hornlund in "The National Insider" which is captioned "JFK Is Alive and I Can Prove It!" This story states that John F. Kennedy was taken from Parkland Hospital in Dallas by his family and an empty coffin sent to Washington. The article indicates that close Kennedy aides were aware of this, and the former President is now "a living vegetable" whose body will be secreted in a supposedly mental health center to be 'built' in downtown Chicago. This clipping has been brought to the Bureau's attention in the past.

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MAILED 8

JUN 1 7 1968

COMM: FRI

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DO 3.26

TRUE COPY

Michael Taska 618 N Shippen St Lancaster Pa 17602

June 11, 1968

Mr Hoover,

Recently I was engaged in a heated debate over the contents of the article accompanying this letter.

The person with whom I was embattled, believes this article to be gospel truth and I am convinced it is a falsehood.

Having not been able to sway each others opinions or present any tangible evidence pro or con, we decided on an intermediary to answer the issue.

We both agreed that you were close to this situation and that you are in a position to either affirm or denounce this report.

If there is any type proof available in this matter we would appreciate having it forward to us.

We have agreed to accept your findings as the final authority.

With sincere appreciation,

M. E. Taska

MICHAEL TASKA
018 N SHIPPEN ST
LANCASIER PA 17602

1/2/68 11/17/68 Walner Maener

Recently I was engaged in a heated debate over the contents of the article accompanying this

The person with whom I was embattled, bilinia this vitile to Le grapel thith and is an convinced it is a falselioad.

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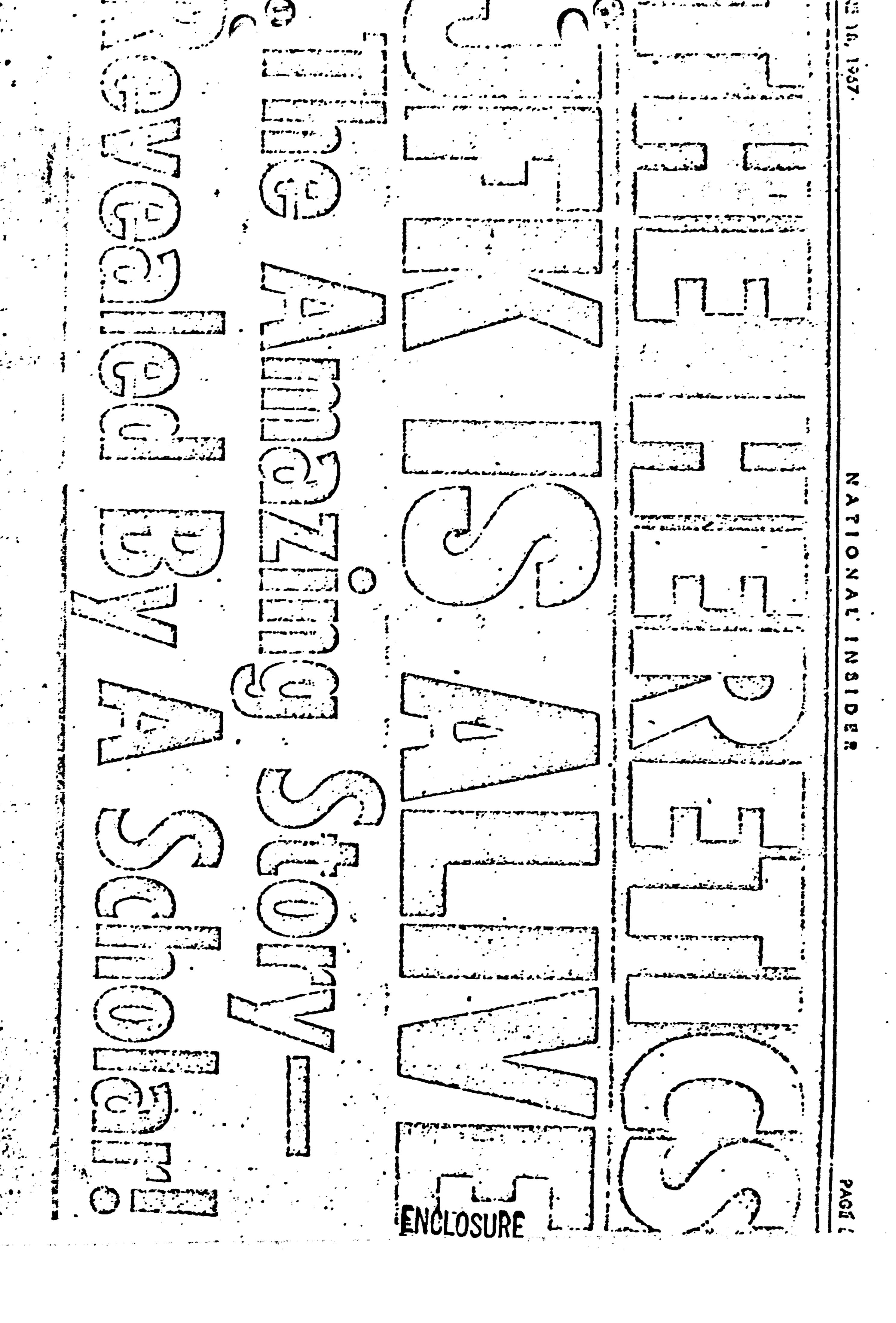
available in the matter we would appreciate having it forward its

we have agreed to accept your findings as the final authority.

with sincere appreciation,

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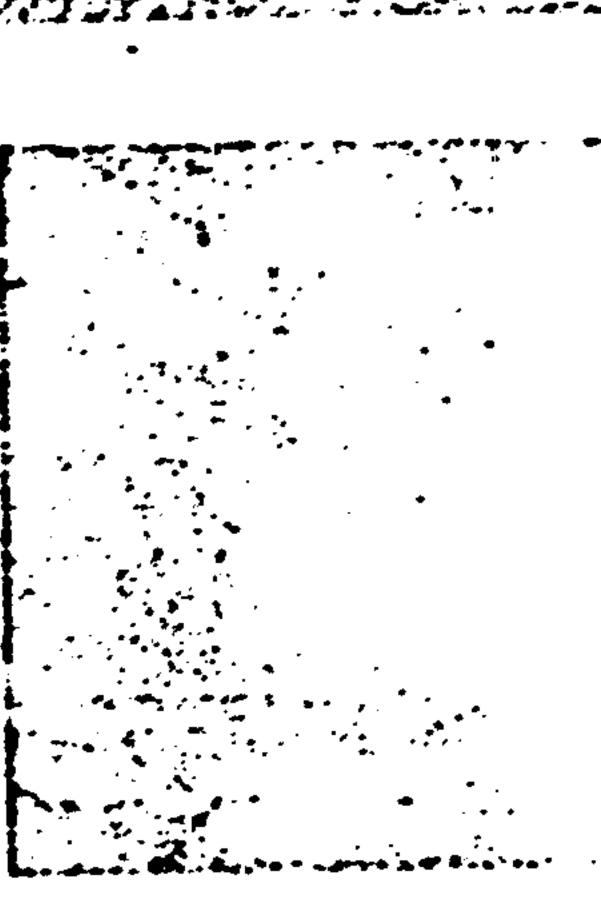
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Editor. We will print

of the authors in this.

National insider. of Cr. closest to JFK during chance to be ex-E. Hornlund,

fica.

The insider pro-

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much to highly ras told the truth, a lot are cleared up. And 975 placed-

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Commission that the wour not alsigning.
The reason why the "autorior: and the description clashed by Ballas description that the planta description to the planta description

Continued on Page 15)

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but culdicient time given to coerdiants the horz.

I believe that the Kennedy aides -where sump decision to hide tho wounded president hid the biggest! and most bearloreaking buman interest story of all times from the public—enade the right move.

They emic have terinically oleimed that JFK was still president and thrown the country into tremendous turmoil—and perhaps! caused an overthrow of the government.

Instead, they put the country cheed of their stricken leader. Our

hats off to them!

But it is now high time for the truth to come out. The presidential succession bill is now law—and no one in his right mind would claim that JFK could rule -- either through aides or auyone else.

Kennedy is alive—and it is time for the peeple to know it—and to share with those who already know It this deepest of all griefs!

June 14, 1968 Mr. Nathan Goldstein Circulation Director New York Times 229 West 43rd Street New York, New York 10036 Dear Mr. Goldstein: fly andrien, Mr. Malone has forwarded me the copy of the Massassination of a President" which you sent, and I want to extend my thanks. It was indeed thoughtful of you, and your interest is very much appreciated. Sincerely yours, MAILED 12 J. Edgar Hoover of July 1987 JUN 14 1968 COMM-FRI 1 - New York (ditacture)

XERUX COPY IS MAC CONTROLL

PLACES INSULTY ENCLOSURE

PENCIOSURE OR FRILKY RAMP

PENCIOSURE NO PERILKY RAMP NOTE: We have had some difficulty with the "New York Times" Addative to unfavorable articles and editorials and our dealings with chihem are most circumspect; however, Mr. Goldstein has been friendly We have had prior correspondence with him, the last being on May 29, 1968, when he was thanked for sending the Director reprints from his paper entitled "Presidential Elections of the 20th Century." 'pri-q' 62-1090,620,708474

TEC 90 62-109060 - 6475

Highland, California 92346_

Production Johns

Dear Mr. Jessup:

I have received your letter of June 11th and want to thank you for your thoughtfulness in furnishing me your views on the matters you mentioned.

Sincerely yours,

J. Edgar Hoover

> NOTE: Bufiles contain no record of correspondent. WMG:mrc MAILED 8 . COMM . FEL

J. Edgar Hoover Director of FBI Washington, D. C.

Dear Sir:

Isn't there a great possibility that an agent or agents for Fidel Castro of Cuba, might not be the backer of the murderers of President Kennedy and his brother, Senator Robert Kennedy?

Castro may have become insanely angry when our President Kennedy stopped the Russians from delivering the missles to Cuba. Robert Kennedy was the Attorney-General at the time and assisted his brother, thereby making them both subjects to be murderd by Castro.

Lee Harvey Oswald was originally classified as a communist) and planned on escaping through Mexico to Cuba after his planned assassination of our President. He killed our President but he didn't escape.

Also. Reverend Martin Luther King, Jr. could have been assassinated by the subject now in custody in England, after his having made a deal with a Castro agent. He must have had a considerable amount of money to finance all of his traveling. Rev. King was definitely against communism and made no hesitation in letting the world know about it.

The subject now in custody for the murdering of Senator Kennedy, had four brand new one-hundred dollar bills in one of his pockets when he was searched. He could have been contacted by a Castro agent, or a communist agent, for the definite nurpose of assassinating Senator Kennedy.

These have all been suppositions on my part, but there could be a possibility that they are all linked together.

REC or 61-109060-6475

. Very respectfully yours.

W. L. Jessup

6563 La Verne Ave., Highland, Calif.

92346

Routing Slip FD-4 (Rev. 4-28-67)	Date 6/18/68	
To:		
Director	FILE	•
Att.:	Title	
X SAC BOSTON		
SASAC	ASSASSINATION OF PRESIDENT	
Supv	JOHN FITZGERALD KENNEDY,	
Agent	HISC INFO CONCERNING	
SE		
	RE: Philadelphia airtel to	
	Director, FBI, 6/13/68,	
Sieno —	cc New Haven.	
Clerk	Rotor #:	
, A (CTION DESIRED	
Acknowledge	Open Case	
AssignReassign	—————————————————————————————————————	
Bring file	Prepare tickler	
Call me Correct	Return assignment cord Return file	
Deadline	Search and return	
Deadline passed	See me	
Delinquent	Serial #	
Discontinue	Post Recharge Return	
Expedite	Send to	
File For information	Submit new charge out Submit report by	
Handle	Type	•
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Return with explanation of		
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·d airtel was inad	It is believed reference vertently forwarded this division	
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born 12/21/54, at North Conway, New Hampshire, was interviewed in the office of the Major Crimes Division of the PHPD on 6/12/08 when he furnished the following info:

New Hampshire, and has attended one and one-half years at the University of New Hampshire at Durham, New Hampshire. He is single and has served in the U.S. Navy during the year 1957 when he received a medical discharge because one of his lungs collapsed while in the service. He presently is residing at is an authority on antiques, and at times is employed as an antique salesman and manager of antique shops.

During the three month period of time of March, Louisiana April and May 1967, he worked and resided in New Orleans, ta-During the month of April he worked and resided at an La., which shop was owned and operated by hir. and Hrs. RICHARD ROLFE. He served an antique salesman for this antique shop and resided in the servants' quarters, which was located in the rear, upper level of the antique shop. Other persons who were employed at this antique shop were Mrs. RICHARD Y ROLFE, age approximately 50, and her daughter SUSAN ROLFE, age approximately 24, who acted as secretary for her father. RICHARD/ROLFE, age approximately 50, owned and managed the Richard Rolle Associates, whose business address was listed. as 627 Dumaine Street, which was the antique shop. RICHARD ROLFE is employed in public relations and works for the Governor of Louisiana and formerly was one of the public relations managers for the late LURLEEN WALLACE in her campaign for Governor of Alabama. RICHARD ROLFE knows former Governor GEORGE WALLACE well. Quarters at the above mentioned and resided in the servants quarters at the above mentioned address, became fairly well acquainted with the ROLFES and knew some of their associates. On: one occasion during the month of April 33 looking for some papers relative to the operation of the antique shop and happened to look for some of these papers in a large Bombay-type desk located in one of the rear rooms on the first floor of the antique shop. While he was going through this desk he found in the top left-hand drawer some papers in manuscript form entitled,

PH 157-916

"How to be a Bounty Hunter" as told by DEGO GARNER to RICHARD ROLFE.

Being somewhat curious he started to read this manuscript wherein he saw a typed statement by GARNER which pertained to LEE HARVEY OSWALD and JACK RUBY. As he recalls, the typed statement was approximately 7 to 11 pages long, more or less divided into three sections. The first section dealt with a planned assassination between LEE HARVEY OSWALD, GARNER, and RUBY under the auspices of some apparently influential persons, identities unknown. The second part dealt with discussions between JACK RUBY and DARRELL "DEGO" GARNER relative to some type of "big job." He does not recall specifically what the third and last part of the typed statement related to because he became so frightened after he had read the first and second parts of this statement and it apparently related to the assassination plans relative to the late President KENNEDY.

In this statement he recalls that it was mentioned that DARRELL "DEGO" GARNER and LEE HARVEY OSWALD were very close friends, and at least GARNER worked for JACK RUBY. He recalls that the typed statement indicated that GARNER knew a number of JACK RUBY's show girls and on occasions probably worked as a "bouncer" or strong man for RUBY. He recalled that in one section of the typed statement RUBY called GARNER into his office in Dallas, Texas, where there were also present some important persons, identity not known. RUBY asked GARNER if he knew of someone who could do a "big job" or if he himself (GARNER) wanted to do a "big job." GARNER asked RUBY what he had in mind and RUBY stated, "The President." entioned that this statement indicated that this occurrence happened previous to the President's visit in Dallas, Texas. Juld not recall what GARNER's response was to Ruby's question. Lecame somewhat frightened after he read the above first two sections of the statement and hurriealy skimmed through the last section, of which he has little or no recollection. recalled that GARNER worked on a river boat and on occasions was in New Orleans, Louisiana, and Dallas, Texas.

friends

ecalls GARNER and OSWALD were good

A Company of the second second

PH 157-916

which parties some important people, identities unknown, also were present. Knows that GARNER made his residence in Dallas, Texas, and had been friends with OSWALD for a number of years.

money from District Attorney JAMES GARRISON in New Orleans,
La., through RICHARD ROLFE. He has seen GARNER in ROLFE's
Antique House, 629 Dumaine Street, New Orleans, La., on one
occasion and on several other occasions has seen GARNER on
the streets of New Orleans, La.
ROLFES reside at the Pontalba Building, New Orleans, La.,
ROLFES reside at the Pontalba Building, New Orleans, La.,
Orleans, La.

knowledge of this info and the above incidents to Reverend
BRENNAN, a priest at a Catholic Church on Camp Street,
New Orleans, La.

GARNER had a great influence over the ROLFES, for which reason he did not know. Stated that Mrs. RICHARD (JUNE) ROLFE once made the statement that they, the ROLFES, were sitting on a "gold mind," which were sitting on a "gold mind," which the book or manuscript which RICHARD ROLFE is in the process of publishing. Shavised that the ROLFES are influential people and have excellent contacts with politicians on a high level throughout the South.

GARNER as a white male American, age approximately 27 to 33, 6', 220 pounds, ruddy-sunburned complexion, numerous tattoos on arms, dark brown curly full head of hair, speaks in a low voice, heavy drinker, usually wears Western-style levis and voice, heavy drinker, usually wears as an operator or as a sports shirt, employed on a tugboat as an operator or as an oil refueler. He resides in Dallas, Texas, and drives a light cream 1963-64 Chevrolet Impala Convertible.

delphia and that he will maintain contact with a Father WILSON, Episcopal Chaplain at the University of Pennsylvania, 36th Street and Hamilton Walk, Philadelphia, Pa.

that has PHPD and has an alias of was arrested on 7/0/05 in He advised was arrested on 7/0/05 in sodomy, assault and battery, and indecent assault. The case was continued to further notice upon orders of Judge GOLD. No present disposition is known of this case.

No leads are being set forth at this time to locate and interview the above named persons inasmuch as it is felt that the office of origin, Dallas, which office has full background info relative to this matter, will be better able to set forth appropriate leads and designate any interviews to be conducted.

No further investigation being conducted by the Philadelphia Division. Him follows.

- 5

~22-64)

Date: 6/18/68

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REG	73

•	Date: 0/18/08		
smit the following in	(Type in plaintext or code)		
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AIRTEL	(Priority)		
			-
	romon pot (69 logosol		
TO: DIRI	ECTOR, FBI (62-109060)		
FROM	, DALLAS (89-43) (P)		
RE: 7 PCASS	ASSINATION_OF PRESIDENT		
JOH	N FITZGERALD KENNEDY		
	20/63, DALLAS, TEXAS CELLANEOUS - INFO CONCERNING		
	- DALLAS		
Re	Philadelphia airtel to Bureau, 6/1	13/68.	
The	files of the Dallas Office, inclu	iding the special	1.
indices on ca	ptioned case, do not reflect any	Information con-	\$:
Cernin			•
	ormation concerning DARRELL WAYNE	GARNER also known	1
as "Dego", is	reflected on page 95 of the repor	rt of SA ROBERT	Y
D. GEMBERLING	dated 2/11/64 at Dallas, caption	ged "LEE HARVEI	- £
OSWALD, aka." D GEMRERLING	Bufile 105-82555, and in the report, dated 4/15/64 at Dallas, caption	ned "LEE HARVEY	
OSWALD aka."	nages 415 thru 423. Bufile 105-87	2555. Such	
flight of the	eflects that WARREN REYNOLDS, who murderer (OSWALD), of Dallas Pol:	ice Officer J. D.	
TIPPIT on 11	/22/63, was shot in the head on 1/	/23/64 by a bulley	
from a 22 cal	iber rifle and the prime suspect vas DARRELL WAYNE GARNER.	In the Shooting	
C. C. Bisho	REC-73 62-189-60 (info) (ins (89-69) (info) (info) (info) (info)	11111	
3 - Bureau 1 - New Haven	(info) REC 13 62-107060	. 67	
1 - New Orlea	ins (89-69) (info) eineur inversier		
1 - Philadelp 2 - Dallas	phis (157-916) (info)	12 JUN 20 1968	
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37		3/4	
Approve 20 JUN 26	1968 Sent 5	Per	
Approve Special A	igent in Charge		
		-	٠.
			-

Information concerning DARRELL WAYNE GARNER is also contained on pages 116 and 117 of the report of SA ROBERT P. GEMBERLING dated 8/5/64 at Dallas, captioned "LEE HARVEY OSWALD, aka." Bufile 105-82555.

Dallas files reflect that by New Orleans airtel to
Bureau, 12/15/67, bearing above caption, two newspaper clippings
were forwarded to the Bureau from New Orleans newspapers. One
of such newspaper articles appearing on page 18, Section 1 of
the "Times-Picayune", New Orleans, Louisiana, on 12/14/67,
the "Times-Picayune", New Orleans, Louisiana, on 12/14/67,
the "the Times-Picayune", New Orleans, Louisiana, on 12/14/67,
who was never called to testify before the Warren Commission,
who was never called to testify before the Warren Commission,
according to MARK LANE, and stated that GARNER claimed to know of
a link between OSWALD and JACK RUBY.

Based on the information concerning GARNER, determined through the above-mentioned references, no investigation would appear warranted with respect to the information contained in referenced Philadelphia airtel.

Dear Mr. Hoover,

Just in case you have not heard the following story, I have decided that you should be informed about it so that if it contains any truth you may (while yet you are in control of the F. B. L.) take proper action to counteract the evil influence of the people involved whose connections very probably reach deeply into the U.S. State Department and the highly secret C.L.A. Organization. I believe that you and your organization yet represent the grass roots integrity of the American Way of Life and sensibly conservative Democratic Form of Government both of which appear to be fast vanishing from the contemporary scene.

The rumor is circulating to the effect that for the political assistance given by Joseph Kennedy to the successful Presidential Campaign of Franklin D. Receivelt that Joseph Kennedy was rewarded by the important political appointment as U. S. Ambassador to the Court of St. James, London, England, just prior to W.W. II. Eeing Irish & hating the British, Kennedy made himself so obnexious & unwelcome in England by advocating that the U.S.A. permit Germany to conquer England that Churchill demanded that Roosevelt recall Kennedy & replace him with another more friendly U.S. Ambassador to England. However, before this was done it is said that Scotland Yard Detectives, who kept Kennedy under close surveillance, proved quite conclusively that at that time Joseph Kennedy was associated with the International Communist Party. This news item is said to have been printed in England shortly after John Kennedy's murder, but . this news item was for unknown reasons immediately squashed & never crossed ine Atlantic.

Now, if there be any truth in this story, perhaps this account contains the answer to the riddle of the 2 Kennedy murders - plus answers to a great many other relevant questions regarding the fiasco of the Cuban Bay of Pigs when Kennedy reportedly withdrew all U.S. effective air support from the Bay of Pigs Invasion at just the critical moment. Could Kennedy & Kurschev have secretly Planed this fiasco, at the same time pretending to fight & threaten each other in Generate fool the American people?? Did Robert Kennedy really have a Rare Love . for the lower classes of the nation or did he & his brother actually entertain ulterior mathy in their bid for political control of the United States Government? I tailing if anyone is capable of sorting out the truth of this mess that you & your 62-109060, ! Then can do it before it is too late.

Sincerely.

NOT RECORDED.

Everett Hinchl99 JUN 25 1968

CON NICATIONS SECTION

JUN 171968

TELETYPE

FBI WASH DC

FBI NEW ORLS

749PM URGENT 6/17/68 OLP

TO DIRECTOR (62-109060) AND DALLAS (89-43)

FROM LINEW ORLEANS 89-69 13 PAGES

-ASSASSINATION OF PRESIDENT JOHN FITZGERALD KENNEDY, DALLAS,

TEXAS, NOVEMBER TWENTYTWO, NINETEEN SIXTYTHREE. MISC. - INFO CONCERNING. OO: DALLAS.

INSTANT, REPORTED THAT U. S. ATTORNEY LOUIS LACOUR MADE A

BRIEF STATEMENT DURING A HEARING WHICH OPENED TODAY BEFORE A

THREE- JUDGE FEDERAL PANEL DECLARING HIS OFFICE "WILL OBJECT

TO SUCH AN ENJOINDER" TO MAKE CLARK A PARTY IN THE COURT

FIGHT BETWEEN DA JIM GARRISON AND CLAY L SHAW. THE ARTICLE

REPORTED THAT ARGUMENTS WERE HEARD BY THE THREE-JUDGE FEDERAL

PANEL ON TWO SPECIFIC POINTS. ONE, AN ATTEMPT BY SHAW'S

ATTORNEYS TO HAVE CLARK BROUGHT INTO THE SUIT AS A DEFENDANT.

THEY SAID THIS WAS IN CONNECTION WITH THEIR EFFORT TO GET A 15 JUN 21 1732

RULING ON THE VALIDITY OF THE WARREN REPORT. SECOND, A SHAW

MOTION TO COMPEL FOUR GARRISON AIDES TO ANSWER QUESTIONS PUT

TO THEM BY SHAW'S ATTORNEYS IN DEPOSITIONS.

The second was a second of the second of the

59 JUN 20 1968 37'r

Mr. M.

M: Co. 1

Rite Birth

Miles for interesting

Mr. Tavel

Tele. Room.

Miss Holmes___

Miss Gandy____

Mr. Trotter

PAGE TWO

THE ARTICLE REPORTED THAT JUDGE ROBERT A. AINSWORTH OF THE FIFTH CIRCUIT COURT OF APPEALS WAS PRESIDING OVER THE THREE-JUDGE FEDERAL PANEL WHICH ALSO INCLUDED DISTRICT JUDGE FREDERICK J. R. HEEBE AND JAMES A. COMISKEY. ACCORDING TO THE ARTICLE, AS THE HEARING OPENED THIS MORNING, JUDGE AINSWORTH SET A LIMIT OF FIFTEEN MINUTES ON THE ATTORNEYS FOR ARGUING TWO MOTIONS. THE ARTICLE STATED THAT WILLIAM WEGMANN, ONE OF SHAW'S ATTORNEYS, SAID HIS CLIENT IS FACED WITH "AN UNUSUAL SITUATION" BECAUSE FOUR OF THE WITNESSES SHAW HAS CALLED IN THE CURRENT PROCEEDINGS ARE ASSISTANTS TO GARRISON OR MEMBERS OF HIS STAFF AND ALL ARE UNDER THE CONTROL OF THE DA WHO IS A DEFENDANT. WEGMANN CITED THE REFUSAL LAST WEEK OF LOUIS IVON, CHIEF INVESTIGATOR FOR GARRISON, TO ANSWER QUESTINS ALONG WITH OTHER GARRISON ASSISTANTS. WEGMANN ALSO CITED A LETTER FROM GARRISON IN WHICH THE DA ORDERED HIS PERSONNEL NOT TO GIVE INFORMATION ON DEPOSITIONS AND ONLY TO GIVE THEIR "NAME, RANK IN THE DA'S OFFICE AND SOCIAL SECURITY NUMBER". THE ARTICLE REPORTED THAT WEGMANN SAID "IT IS OUR END PAGE TWO

PAGE THREE

POSITION THAT THE DEFENDANT DID NOT RELY ON ANY LAW IN REFUSING TO ANSWER THESE QUESTIONS. WE DO NOT HAVE A QUESTION-BY-QUESTION REFUSAL TO ANSWER. WE HAVE A PATTERN OF REFUSAL TO ANSWER.

WEGMANN CONTENDED THE REFUSALS WERE "MADE IN BAD FAITH AND BLINDLY, FOLLOWING THE INSTRUCTIONS OF GARRISON." WEGMANN CITED A NUMBER OF QUESTIONS THE DA'S AIDES REFUSED TO ANSWER AND ALSO CITED QUESTIONS ASKED OF ANDREW SCIAMBRA AND JAMES ALCOCK.

THE ARTICLE STATED THAT JUDGE HEEBE SAID AS HE UNDERSTOOD
THE MATIER, THE SCOPE OF THE QUESTIONS BY SHAW'S ATTORNEYS HAD
NOTHING TO DO WITH THE GUILT OR INNOCENCE OF CLAY SHAW." HEEBE
SAID THE QUESTIONS WERE ASKED TO GIVE SHAW "ADVANCE DISCOVERY"
OF INFORMATION AND WERE BASED UPON THE POSITION "THAT THE
WHOLE PROSECUTION IS A FRAUD."

THE ARTICLE REPORTED THAT ALCOCK RESPONDING FOR THE DA'S OFFICE SAID THAT THE QUESTIONS WERE NOT ANSWERED BECAUSE IT WAS FELT THEY WERE ALL DIRECTED AT PRIVILEGED INFORMATION.

END PAGE THREE

PAGE FOUR

ALCOCK DENIED THAT THE AIDES RELIED UPON GARRISON'S LETTER SAYING THEY HAD A NUMBER OF REASONS ALL INVOLVING THE QUESTION OF PRIVILEGED INFORMATION.

THE ARTICLE REPORTED THAT JUDGE HEEBE ASKED ALCOCK IF
HE PERSONALLY FELT THAT ALL OF THE QUESTIONS HE REFUSED TO
ANSWER INVOLVED PRIVILEGED INFORMATION AND ALCOCK REPLIED IN
THE AFFIRMATIVE. THE ARTICLE REPORTED THAT ALCOCK SAID THAT
SHAW AND HIS ATTORNEYS HAD BEEN GIVEN EVERYTHING THEY ARE
ENTITLED TO UNDER CRIMINAL PROCEEDING. ACCORDING TO THE
ARTICLE, ALCOCK CITED A NUMBER OF CASES IN WHICH HE SAID THE
COURTS HAD REFUSED TO ALLOW DEFENDANTS TO USE THE LIBERAL
DISCOVERY PROCEDURES OF CIVIL LAW TO GET INFORMATION ABOUT
THE STATE'S CASE IN A CRIMINAL PROCEDURE.

THE ARTICLE REPORTED THAT AFTER ALCOCK FINISHED HIS
ARGUMENT, DEFENSE ATTORNEY WEGMANN RESPONDED THAT "ABSOLUTE
PRIVILEGE IS BEING CLAIMED HERE, TOO," INSTEAD OF PARTIAL
PRIVILEGE. WEGMANN SAID THE THRUST OF THE PLAINTIFF'S
ARGUMENT IS THAT THE REFUSAL TO ANSWER QUESTIONS WAS MADE ON
A BLANKET BASIS RATHER THAN ON A GOOD FAITH BASIS, QUESTION
END PAGE FOUR

PAGE FIVE
BY QUESTION.

THE ARTICLE REPORTED THE NEXT MOTION ARGUED WAS THAT

TO JOIN ATTORNEY GENERAL CLARK AS A PARTY TO THE SUIT. THE

ARTICLE REPORTED THAT DEFENSE ATTORNEY DYMOND ARGUED THIS

MOTION BY STATING "IT IS OUR POSITION THAT IT IS THE DUTY OF

THE U. S. ATTORNEY GENERAL TO BECOME A PARTY TO THIS ACTION"

TO PROTECT THE INTEREST OF THE U. S. DYMOND CITED PART OF

THE U. S. CODE WHICH HE CLAIMED MAKES IT THE DUTY OF THE

ATTORNEY GENDERAL TO PROSECUTE OR DEFEND ANY CASE IN WHICH THE

GOVERNMENT HAS AN INTEREST. DYMOND CITED THE FOLLOWING FOUR

REASONS THE GOVERNMENT SHOULD HAVE AN INTEREST IN THIS CASE:

ONE. HE SAID THE DA IS ATTEMPTING TO BRAND THE PRESIDENT

OF THE U. S. AS AN ACCESSORY AFTER THE FACT IN THE KENNEDY SLAYING.

TWO. THE DA, THROUGH THE INVESTIGATION, ATTEMPTS TO BRAND THE TEMPORARY RESTRAINING ORDER ISSUED BY JUDGE HEEBE AS AN ILLEGAL INTERFERENCE.

THREE. THE INVESTIGATION ATTEMPTS TO IMPUGN THE CHIEF JUSTICE OF THE U. S. SUPREME COURT, ALL OTHER MEMBERS OF END PAGE FOR IVF

PAGE SIX

THE WARREN COMMISSION AND ALL FEDERAL INVESTIGATIVE AGENCIES.

FOUR. THE INVESTIGATION SEEKS TO DESTROY CONFIDENCE IN THE U. S. GOVERNMENT.

THE ARTICLE STATED THAT DYMOND SAID THE DA WOULD HAVE YOU BELIEVE THERE WAS ONE MAMMOTH CONSPIRACY ENCOMPASSING EVERYBODY INCLUDING THE PRESIDENT, THE DALLAS POLICE FORCE, THE SECRET SERVICE, THE FBI AND THE CIA.

ACCORDING TO THE ARTICLE, JUDGE AINSWORTH ASKED DYMOND

IF HE HAD ANY CITATIONS OF AUTHORITY FOR THE COURT TO COMPEL

CLARK TO ENTER THE SUIT AND DYMOND REPLIED HE DID AND LISTED

THEM. DYMOND TOLD THE COURT "THIS COURT UNDENIABLY DOES HAVE

THE RIGHT TO COMPEL THE ATTORNEY GENERAL TO BECOME A PART OF

THESE PROCEEDINGS." THE ARTICLE REPORTED THAT JUDGE HEEBE

APPARENTLY QUESTIONED THIS REASONING STATING IT IS "ONE THING

FOR THE COURT TO ORDER AN EXECUTIVE EMPLOYEE" OF THE

GOVERNMENT TO APPEAL BUT HE SAID THAT IN THE CASE OF AN

OFFICER SUCH AS THE ATTORNEY GENERAL IT WOULD BE DISCRETIONARY.

END PAGE SIX

The state of the s

PAGE SEVEN

ACCORDING TO THE ARTICLE, JUDGE HEEBE ASKED DYMOND, DOESN'T THIS RUN FLAT RIGHT INTO THE TEETH OF THE SEPARATION OF POWERS?

THE ARTICLE REPORTED THAT JUDGE AINSWORTH ASKED DYMOND IF HE THOUGHT THE PRESIDENT OF THE U. S. COULD BE ENJOINED AND THAT DYMOND REPLIED THAT HE THOUGHT THE PRESIDENT COULD BE ENJOINED.

THE ARTICLE REPORTED THAT ASSISTANT DA BERTEL TOLD THE JUDGES THEY WERE BEING ASKED "TO SUBSTITUTE YOUR JUDGEMENT FOR THAT OF THE ATTORNEY GENERAL." BERTEL SAID THE RELIEF SOUGHT BY SHAW'S ATTORNEYS COULD BE GRANTED WITHOUT THE PRESENCE OF THE ATTORNEY GENERAL.

THE ARTICLE REPORTED THAT ALCOCK IN ARGUING THE DA'S
MOTION TO DISMISS THE ENTIRE PROCEEDINGS BROUGHT BY SHAW IN
FEDERAL COURT CITED A NUMBER OF U. S. SUPREME COURT RULINGS
TO UPHOLD THE POSITION THAT HISTORICALLY THE FEDERAL COURTS
HAVE NOT INTERFERED IN SIMILAR PROCEEDINGS. ALCOCK STATED
THAT IT WAS HIS POSITION THAT THERE IS ALWAYS INCONVENIENCE
END PAGE SEVEN

PAGE EIGHT

INVOLVED IN BEING A DEFENDANT IN A CRIMINAL PROCEEDING.

HOWEVER, HE COULD SEE NO DIFFERENCE BETWEEN INCONVENIENCES TO SHAW AND ANY OTHER DEFENDANTS CHARGED WITH A CRIME. ALCOCK ALSO SAID THAT THERE IS NO IRREPARABLE INJURIES IN THIS CASE. HE CLAIMED THAT IF ALL OF SHAW'S FACTS ARE TRUE AND HE CAN CONVINCE A JURY THAT THEY ARE TRUE, HE PROBABLY WON'T BE CONVICTED. ALCOCK SAID IF SHAW IS CONVICTED, HE CAN APPEAL FIRST TO THE HIGHER STATE COURTS AND IF NECESSARY INTO THE FEDERAL SYSTEM. ALCOCK SAID THE ONLY WAY THE DA'S AIDES CAN DISPROVE THE CHARGES IS TO TRY THEIR CRIMINAL CASE IN STATE COURT, AND ASKED "HOW ELSE CAN WE PROVE THE CASE IS NOT A FRAUD UNLESS WER TRY THE CASE?"

THE ARTICLE REPORTED THAT JUDGE AINSWORTH ASKED ALCOCK

IF HE MEANT THEY WOULD IN EFFECT BE TRYING THE CRIMINAL

CASE IN FEDERAL COURT TO WHICH ALCOCK REPLIED YES. THE

ARTICLE REPORTED THAT A DISCUSSION ENSUED BETWEEN ALCOCK AND

JUDGES HEEBE AND AINSWORTH AS TO HOW LONG IT MIGHT TAKE TO

PRESENT A EVIDENTIARY HEARING IF THE MOTION TO DISMISS IS

END PAGE EIGHT

PAGE NINE

DENIED. ALCOCK ESTIMATED IT WOULD TAKE ABOUT FOUR WEEKS SINCE NO JURY WOULD BE INVOLVED.

THE ARTICLE REPORTED THAT ALCOCK SAID THAT THERE IS NO
NEED FOR AN EVIDENTIARY HEARING AND THAT IN FACT SUCH A HEARING
WOUD "IMPUGN UPON PRIVILEGED INFORMATION TO BE PRESENTED

DURING THE TRIAL." JUDGE AINSWORTH THEN BROUGH UP THE
FACT THAT SHAW'S ATTORNEYS HAD ATTACKED THE CONSTITUTIONALITY
OF THE LOUISIANA CONSPIRACY LAW UNDER WHICH SHAW IS CHARGED
AND SAID THE LAW HAD BEEN ATTACKED ON ITS FACE AND PERHAPS
THE WAY IT HAS BEEN APPLIED IN THE CASE. JUDGE AINSWORTH
ASKED ALCOCK WHAT WOULD BE THE RESULT IF THE LAW WERE DECLARED
UNCONSTITUTIONAL.

THE ARTICLE REPORTED THAT ALCOCK REPLIED "IF THE COURT DECLARES THE STATUTE UNCONSTITUTIONAL, THEN THERE WOULD BE NO NEED FOR AN EVIDENTIARY HEARING BECAUSE THE STATE WOULD PROCEED." JUDGE AINSWORTH REPLIED, "I THINK YOU'VE GOT YOUR WORK CUT OUT FOR YOU...BUT YOU HAVE TO ADDRESS YOURSELF TO THIS." END PAGE NINE

PAGE TEN

ACCORDING TO THE ARTICLE, EDWARD F. WEGMANN, A DEFENSE ATTORNEY, PREDICTED THAT THE PROCEEDINGS WOULD TAKE A LONG TIME BECAUSE THE DA WOULD USE THEM AS A FORUM FOR "HIS THEORIES AS TO WHAT TRANSPIRED IN DEALEY PLAZA IN NINETEEN SIXTYTHREE." WEGMANN ALSO TOLE THE COURT THAT THE ARGUMENT HAS BEEN ADVANCED THAT THERE WAS NO CONNECTION BETWEEN THE ASSASSINATION OF PRESIDENT KENNEDY AND THE PROSECUTION OF SHAW. WEGMANN TOLD THE COURT "WE DON'T KNOW WHAT OVERT ACT WE WERE SUPPOSED TO HAVE COMMITTED," AND ADDED THAT THE DEFENSE WAS "GIVEN A LIMITED NUMBER OF OVERT ACTS" THAT INCLUDED A MEETING IN THE APARTMENT OF DAVID WILLIAM FERRIE AND A MEETING WITH THE LATE JACK RUBY IN THE CAPITOL HOUSE IN BATON ROUGE.

THE ARTICLE REPORTED THAT JUDGE HEEBE SAID THAT THE STATE WOULD NOT BE ABLE TO INTRODUCE INFORMATION NOT INCLUDED IN THE BILL OF PARTICULARS DURING THE TRIAL AND THAT WEGMANN REPLIED THEY HAD BEEN TOLD OTHERWISE. WEGMANN SAID THE DEFENSE WAS REPEATEDLY TOLD BY THE LOWER COURT DURING HEARINGS THAT THERE NEED NOT BE A CONNECTION BETWEEN THE WARREN REPORT, END PAGE TEN

PAGE ELEVEN

THE SHAW TRIAL, WHAT HAPPENED IN DEALEY PLAZA AND THE GARRISON-KENNEDY INVESTIGATION. WEGMANN REFERRED TO THE FACT THAT ALCOCK IN ANOTHER DIVISION STATED THAT HE NEEDED THE ZAPRUDER FILM FOR PREPARATION OF THE CASE AND THAT ALCOCK HAD GONE INTO DIVISION C OF CRIMINAL DISTRICT COURT TO GET THE NATIONAL ARCHIVIST TO PRODUCE THE AUTOPSY FILE ON PRESIDENT KENNEDY. WEGMANN SAID THAT "THE PROSECUTION HAS NOT BEEN BROUGHT IN GOOD FAITH."

WHAT HE THOUGHT WERE GARRISON'S MOTIVES AND THAT WEGMANN REPLIED THAT HE DID NOT KNOW WHAT THE DA'S PERSONAL MOTIVE IS BUT SAID HE HAS ALLEGED ONLY THAT THE DA REQUIRED A JUDICIAL FORUM OF SOME SORT FOR HIS CRITICISMS OF THE WARREN COMMISSION AND THAT SHAW PROVIDED THE WAY TO GET THAT FORUM.

THE ARTICLE STATED THAT WEGMANN ALSO SAID THAT GARRISON DOES INDIRECTLY WHAT HE SAYS HE WILL NOT DO. WEGMANN SAID THEY CAN PROVE THAT WHILE SHAW WAS IN THE DA'S OFFICE ON MARCH ONE, SIXTYSEVEN, AT ABOUT THREE P.M. WHILE AWAITING THE ARRIVAL END PAGE ELEVEN

PAGE TWELVE

OF HIS COUNSEL THAT GARRISON ALLOWED A LIFE MAGAZINE PHOTOGRAPHER TO TAKE SHAW'S PICTURE THROUGH A TWO-WAY MIRROR. WEGMANN ALSO CITED AN ARTICLE IN THE NATIONAL OBSERVER WHICH QUOTES GARRISON AS SAYING "THERE IS NO WAY CLAY L. SHAW CAN BE ACQUITTED."

THE ARTICLE REPORTED THAT WHEN ASKED BY JUDGE AIRSWORTH
WHAT LAW HE WOULD RELY ON PRINCIPALLY, WEGMANN REPLIED THAT
THE SUIT IS CLAIMING EXTRAORDINARY CIRCUMSTANCES AND THAT
GENERALLY HE WAS RELYING ON THE BROAD EQUITY POWERS OF THE
COURT AND THAT HE WAS ALSO RELYING ON THE SECTIONS OF THE
U. S. CODE PERTAINING TO VIOLATION OF FIRST AMENDEMENT RIGHTS.
JUDGE AINSWORTH COMMENTED THAT THE BIG OBSTACLE TO THE SUIT IS
THE FACT THAT THERE IS A PENDING STATE ACTION AND HE ASKED
WEGMANN TO PAY PARTICULAR ATTENTION TO THIS OBSTACLE IN PREPARING
HIS BRIEFS.

THE ARTICLE REPORTED THAT ATTORNEYS FOR BOTH SIDES THEN ARGUED A SECOND GARRISON MOTION TO REMOVE ALCOCK AND WARD FROM SHAW'S SUIT ASKING FOR THE PERMANENT INJUNCTION AGAINST END PGE TWELVE

The second of th

PAGE THIRTEEN

PROSECUTION OF THE CASE.

THE ARTICLE REPORTED THAT THE JUDGES RECEIVED IN EVIDENCE A TWO-INCH THICK TRANSCRIPT OF THE PRELIMINARY HEARING FOR SHAW CONDUCTED BY A THREE-JUDGE PANEL MAY FOURTEEN-SEVENTEEN, NINETEEN SIXTYSEVEN.

THE THREE-JUDGE FEDERAL PANEL GAVE ATTORNEYS FOR BOTH SIDES UNTIL NEXT MONDAY TO FILE PLEADINGS AND TOOK THE MATTER UNDER ADVISEMENT.

NO LHM BEING SUBMITTED.

FND

CAB

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UNITED STATES GOVE. MENT

Memorandum

: Mr. W. C. Sullival TO

JOHN FITZGERALD KENNEDY NOVEMBER 22, 1963, DALLAS, TEXAS

- Mr. C. D. DeLoach

- Mr. T. E. Bishop

1 - Mr. A. Rosen

DATE: June 18, 1968

- Mr. W. C. Sullivan

- Mr. W. A. Branigan

- Mr. D. J. Dalbey - Mr. R. E. Lenihan

The purpose of this memorandum is to briefly summarize the current status of the Clay L. Shaw case in New Orleans, Louisiana. Shaw has been charged by New Orleans District Attorney James C. Garrison as being involved in a conspiracy to assassinate the late President John F. Kennedy.

A panel consisting of three Federal Judges is currently hearing the various legal arguments which have arisen in the case in New Orleans. On June 17, 1968, the panel heard arguments dealing with the requests of Clay Shaw's attorneys that Attorney General Ramsey Clark be made a party to Shaw's efforts to obtain an injunction prohibiting Garrison from prosecuting Clay Shaw. Shaw's attorneys based their request upon the U. S. Code citation that it is the duty of the Attorney General of the United States to prosecute or defend any case in which the U. S. Government has an interest. Shaw's attorneys cited the following four reasons why the U. S. Government has an Interest in the Shaw case:

> 1. District Attorney Garrison is attempting to brand the President of the United States as an accessory after the fact in the President Kennedy REC-59 62-109060-6419 slaying.

2. District Attorney Garrison, through the investigation, attempts to brand the temporary restraining order issued by Federal Judge Heebe 15 JUN 21 19Cc as an illegal interference. (Judge Heebe has previously issued a temporary restraining order prohibiting Garrison from prosecuting Shaw in the New Orleans Criminal Court.)

3. Garrison's investigation attempts to impugn the Chief Justice of the U. S. Supreme Court, all other members of the Warren Commission and all Federal investigative agencies.

Memorandum to Mr. W. C. Sullivan RE: ASSASSINATION OF PRESIDENT JOHN FITZGERALD KENNEDY

> 4. Garrison's investigation seeks to destroy confidence in the U. S. Government.

Shaw's attorneys pointed out to the three-judge panel that New Orleans District Attorney Garrison would have one believe that there was one mammoth conspiracy encompassing everybody including the President of the United States, the Dallas police force, the Secret Service, the FBI and the Central Intelligence Agency.

United States Attorney Louis LaCour of New Orleans made a brief statement before the three-judge panel declaring that his office will object to efforts to make Attorney General Ramsey\Clark a party in the court fight between District Attorney James Garridon and Clay L. Shaw.

Shaw's attorneys also argued their motion that four of Garrison's aides be compelled to answer questions asked of them by Shaw's attorneys in depositions. They pointed out that New Orleans District Attorney Garrison had directed his staff members to refuse to answer questions on a blanket basis rather than on a good faith basis. New Orleans Assistant District Attorney James Alcock, who appears to be handling practically all of Garrison's legal maneuvering, told the threejudge panel that he and other members of Garrison's staff refused to answer questions asked of them by Shaw's attorneys since such questions concerned privileged information.

Alcock also asked that the three-judge panel dismiss the entire proceedings brought by Shaw before the panel. He cited a number of Supreme Court rulings wherein the Federal courts have not interfered in similar proceedings in state courts. Alcock stated that it was his position that there is always inconvenience involved in being a defendant in a criminal proceeding; however, he could see no difference between inconveniences to Shaw and any other defendants charged with a crime. Alcock said that there are no irreparable injuries in this case and that if all of Shaw's facts are true, and he can convince a jury that they are true, he probably won't be convicted. Alcock added that if Shaw is convicted, he can appeal first to the higher state courts and, if necessary, into the Federal system. Alcock asked the panel "How else can we prove the case is not a fraud unless we try the case?"

Mr. Edward F. Wegmann, one of Shaw's attorneys, predicted that the proceedings would take a long time because Garrison would use the proceedings as a forum for "his theories as to what transpired in Dealey Plaza in 1963." Wegmann pointed out to the panel "We don't know what overt act we were supposed to have committed."

The three-judge panel will convene again Monday, June 24, 1968, to hear further arguments in this case.

ACTION:

All the data set forth above has appeared in For information. New Orleans newspapers and, accordingly, no dissemination is being made of Rol Tics/was 55 -2- V. Ditis ation. it by this Bureau.

FRI

Date: 6/18/68

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Attorneys for Clay L. ing that U.S. Attorney · General Ramsey Clark be named a desendant in their suit to block the pending trial of Shaw by District Attorney Jim Garrison on a charge of

court they had asked Clark to court. join them as a plaintiff in the suit but he had refused. Now. bers of the DA's staff.

in criminal district court-anda three-judge hearing is slat- THE PURPOSE of the ed later this month to deter- probe, the motion alleges, is mine i sa preliminary injunc- to discredit the Warren Retion will be issued against the port. Therefore, the allorneys DA's office.

torneys for both Shaw and suit to protect the interests Garrison's office filed a num- and integrity of the United ber of mulions and technical Sates and its citizens. the DA's investigation.

fendant in the suit. Shaw's verdict. attorneys said the original suit aimed at blocking the THE AMENDMENT conspiring to assassinate mission report on the assassi-Shaw's attorneys told the admissible as evidence in any

The motion alleges that the they said in the motion, they defendants (Garrison and his want him joined as a desend-office) have been engaged in ant with Garrison and mem- a "premeditated and well calculated scheme" to use the powers of their office to con-THE FEDERAL court has duct an "illegal, unwarranted, granted a temporary restrain- fraudulent and useless" probe ing order blocking the trial of the President's assassination.

argued, the attorney general At the same time, the at-should be made a party to the

pleadings involving the trial. The Shaw attorneys also the jurisdiction of the sederal filed an amendment to their court to intervenc in the pros- original complaint in which Shaw filed a motion in ecution of the case, the valid they attack the constitutionity of state law concerning ainty of the state law (Article Tederal court today ask jury trials and the conduct of 782 of the Louisiana Criminal - Code) which deals with the number of jurors in criminal IN ASKING that Attorney cases and the number of jur-General Clark be made a de- ors who must concur in a

trial seeks a judgment de- charges that this law violates creeing that the Warren Com- Shaw's rights under the First, Sixth and 14th amendments to the U.S. Constitution, which President Kennedy. - Mation is valid, accurate and mearantees that he shall be tried by a jury of 12 persons, who must agree unanimously.

Under the state law, the amendment points out, the crime with which Shaw is charged provides for a sentence of not less than one year or more than 20 years' imprisonment at hard labor and it further stipulates that such case be tried before a jury of 12 persons, with nine goncurring in the verdict.

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

PAGE # 1

STATES ITEM NEW ORLEANS, LA.

Date: 6/13/68

Edition: RED FLASH

Author:

Editor:

Title: ASSASSINATION OF PRESIDENT JOHN F. KENNEDY, BALLAS, TEXAS.
Character:

·AFO

Classification: 89-

K.O., LA. Submitting Office:

Being Investigated

ENCLOSURE

constitutional. the amendment charged, because it is discriminatory for less serious cases where the punishment may or may not be imprisonment.

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 crime is discriminatory.

Shaw's attorneys also charged that the proceedings court to dismiss the suit against Shaw were not which blocks the trial of brought lawfully nor in good |Shaw, Garrison's office said faith and that the indictment the complaint should not be was based solely on drug and considered because the proshypnotic-inducted testimony, lecution of Shaw is pending in a reference to the testimony a state criminal district court. of Perry Raymond Russo during the criminal court hearing A SECTION of the U.S. that preceded the Shaw indict- code prevents the federal ment. Russo admitted he was court from enjoining the proshypnotized by investigators ecution as long as the case is for Garrison as a means of nending in criminal court, the helping him remember events motion argued. linking Shaw to the alleged | With respect to the request conspiracy.

court. "is a patsy or a pawn of the DA's files, the motion in the fraudulent investiga- said neither state nor sederal tion" of the Kennedy assassi- criminal procedural law pro-

nation.

"THEIR ACTIONS are part | to the trial. of a plan to employ illegal search and seizure to harass his class," the amendment number of federal court desaid.

Meanwhile, Garrison's office asked the federal court to dismiss the suit blocking the trial. In other motions filed with the court, the DA's office asked the court to: L.Deny the request all dismiss Alcock and Ward

several of Garrison's assistants to give oral answers to questions about the investigation of the assassination of President Kennedy in 1963.

2. Deny the request of Shaw's attorneys that they be given copies of various items which form part of the DA's

investigative files.

3. Dismiss Assistant DAs James Alcock and Charles Ray Ward as desendants in the suit filed by Shaw's attorneys to block permanently only nine of 12 jurors in more the trial of Shaw on grounds serious tases and a unani- that his civil rights have becamous verdict in a less serious |violated in the investigation of the Kennedy murder.

In its motion asking the

by Shaw's atterneys for copies Shaw, his attorneys told the of various items that arc part vides for such discovery of the prosecution's case prior

ATTACHED TO the motion the plaintiff and members of is a memorandum citing a cisions to back up the DA's argument. It added that federal courts do not grant "anticipatory relief" against pending state criminal proceedings."

es defendants in the sun argued that Garrison is the sole and exclusive authority over any and all prosecutions by the DA's office.

Also filed with the court today was an answer to a motion filed by Shaw's attorneys aimed at compelling certain of Shaw's assistants to give oral depositions before the Shaw lawyers.

THE ASSISTANTS, Alcock, Andrew Sciambra, Louis Ivon and Lynn Loisel, appeared fast week at the diffices of Shaw's attorneys but were under orders from Garrison to give only their names, office ranks and social security numbers — no information about the investigation.

Today's answer to the motion said that Shaw's attorneys sought information that is privileged and concerns evidence in the case.

Further, the answer said, much of the information sought by Shaw's attorneys already had been denied in rulings by Judge Edward A. Haggerty Jr. in criminal district court. Judge Haggerty has been allotted the trial of Shaw.

THE ANSWER said Shaw's attorneys are attempting to use the discovery rules of the liberal civil code to get information that they cannot get under the more restrictive rules of the criminal code.

Finally, the papers ask the court to reject the request by Shaw's attorneys that the DA be ordered to pay \$3,000 in court costs and attorneys' fees in obtaining the court or-The second motion seeking der for the oral depositions

Defamation Suit Shifted To U.S. Court

Carlos Bringuier's \$1 million suit for alleged defamation in articles based on the Warren Report concerning the death of President John F. Kennedy has been removed from Civil District Court to Federal District

bringuler, \$32 Delmar, Grelna, is a former resident of Cuba. He is suing Harold Weisberg, who wrote a book entitled "Whitewash—The Report of the Warren Report" and an article, "Kennedy's Murder — Buried Proof of a Conspiracy," which appeared in Saga Magazine.

Codesendants are Gambi
Publications Inc., Long Island,
N. Y., publisher of Saga, and
the Dell Publishing Co. Inc.,
New York City, publisher of
Weisberg's book.

The two publishing firms filed a removal petition, claiming that the suit meets the jurisdictional rules of Federal District Court in that the amount sought is more than \$10,000 and that there is diversity of citizenship between the parties in that Bringuier lives in Gretna and the defendant firms are hased in New York.

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

PAGE # 4

STATES ITEM NEW ORLEANS, LA.

Date: 6/13/68
Edition: RED FLASH

Author:

Editor:

Title: ASSASSINATION OF PRESIDENT JOHN F.

KENNEDY, DALLAS, TEXAS

Character. 22/63 AFO

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Classification: 89-Submitting Office: N.O., LA.

Being Investigated

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(Mount Clipping in Space Eclow)

as Defendant

States Attorney General Ram- has been served with Shaw's state statute dealing with jursey Clark be made a defend-motion and that they are ant in the sederal court suit a waiting instructions from which is aimed at blocking Washington. Shaw's prosecution by District In addition to the injunc-Attorney Jim Garrison on. 2 charge of conspiring to murger President John F. Kennedy!

They also filed an amendment to their original suit in which they attack the constitutionality of Article 782 of the Louisiana Criminal Code which deals with the num-

Garrison's office filed three refused. technical pleadings. One asked Shaw's attorneys charged that dismission as defendants in) the useless probe of the president's list a "serious offense" and one suit; and the third is an answer assassination. to a motion by Shaw's attor- They claim that the primary neys seeking to compel Alcock, purpose and ultimate objective Sciambra, and investigators is to discredit the Warren Re-Louis Ivon and Lynn Loisel to port and to convince the public answer questions asked when that Kennedy was not killed by contended. they appeared for pre-trial Lee Harvey Oswald or by any depositions.

filed shortly before attorneys spiracy involving many individ. Court has interpreted the Sixth for Shaw and members of the uals and organizations.

district attorney's stall went accurations. the special three-judge court. The motion alleges that Gar- Fourteenth Amendment guaranwhich is scheduled to hear rison has accused the President tees a right to a jury trial in Shaw's suit for an injunction of the United States as "an ac- all criminal cases which, were against his prosecution.

Ainsworth Jr. of the United charges and accusations." James A. Comiskey.

Juoge Heche has issued a len: General. porary restraining order haltor ing the state prosecution until public, importance, not only to

LaCour and his first assist-Heebe's office for a short time: Shaw's attorneys and when they left, they said asked Thursday that United only that the attorney general plaint, it is argued that the

tion, Shaw's suit asks for a: judgment declaring that the Warren Commission report on the Kennedy assassination be beld valid and binding, on all courts.

In their motion to join the attorney general as a party deber of jurors in criminal lendant, Shaw's attorneys claim cases and the number who that they requested Clark to must concur in a verdict. Join them as a plaintiff but he

dismissal of the Shaw suit. Garrison has engaged in a pre-Another asked that Assistant meditated and well calculated District Attorneys James L. Al-scheme to use the court to concock and Anthony Sciambrache duct an illegal, fraudulent and the crime Shaw is charged with

other lone assassin, but as a | Shaw's attorneys told the court

assassination and the Attorney court, would come under the The court is scheduled to hear General and the Chief Justice Sixth Amendment's guarantee. arguments on all motions Mon- of the United States have like- They claim that Article 782

expected about the first of July proper party is the Attorney

The case is of tremendous United States Attorney Louis the United States, the integrity of the United States, and the Gene S. Palmisano altend- Warren Commission, the motion

> constittuional in that it denies Shaw the right to a trial by a jary of 12 of his peers who would decide the outcome unanimously. It claims that under the statute be is denied due process, equal protection of the laws and trial by jury.

It is pointed out that the crime with which Shaw is charged is punishable by imprisonment at hard labor for not less than one and not more than 20 years, and Article 782 stipulates that such cases must be tried before a 12-member jury and nine jurors must concur in the ver-

The amendment claims that lagree on the verdict.

To deny this is to deny due process and trial by jury, it is

RULINGS CITED

All technical pleadings were result of a well planned con- that the United States Supreme :|Amendment as guaranteeing ACCUSATIONS ALLEGED | this right and has held the cessory after the fact" in the they to be tried in a federal

day at 10 a.m. The court is wise been "subjects of vitriolic, provides that cases in which composed of Judge Robert A. intemperate and baseless the punishment may be impris-As a result of the inaction of tried before a jury of five jur-Appeals and District Judges all who have been the subjects ors, all of whom must concur Frederick J. R. Heebe and of these attacks, it is charged, in a verdict; and to require Shaw has been placed in the a verdict of only nine of 12 A trial date for the case is position of having to defend the in the case of "a more serious Warren Report, whereas the tifense" and a unanimous ver-

newspaper, city and state.) PAGE 1 SECTI'N. 1 TIMES PICAYUNE

NEW ORLEANS. IA

(Indicate page, mame of

Date: 6-14-68

Eclilon:

Author: Editor: GEORGE W. HEALY THIS: ASSASSINATION OF PRESIDENT JOHN F. KENNEDY, DALLAS, TEX 11-22-63 Character: **AFO**

Classification: 89-Submitting Office: N.O., I.A.

Being Intestigated

that Garrison's prosecution was is privileged and concerns the not brought lawfully or in good investigative file of the district faith, in that the indictment used in the investigation and was based on hallucinatory, preparation of the case. drug-induced and hypnotically- Much information sought has induced testimony.

timony of Perry Raymond he was hypnotized by the district attorney's investigators as a means of belping him legedly linked Shaw to a conspiracy.

Shaw has been made a "paisy" investigation."

Garrison's office is "not moti- as the case is pending. vated by an expectation of a valid conviction but the actions are part of a plan to employ illegal acorches and seizures to harass . . .

Attached to the amendment is a long list of proceedings in Criminal District Court through which it is alleged Shaw's rights were violated.

The first motion filed by Garrison's office seeks dismissal of Alcock and Sciambra as delendants in Shaw's suit. It claims that Garrison has the sole and exclusive authority over prosecution of all cases and is therefore the only indispensable party.

In the answer to Shaw's motion seeking to compel Garrison's aides to answer the questions they refused to answer in the depositions, it is claimed that they refused upon advice of counsel and that Shaw's attorneys are not entitled to information they seek. It is also claimed that Shaw is not entitled to the \$3,000 for reasonlable expenses connected with his motion seeking to compel the testimony.

|serious offense" is discrimina-1. A memorandum attached to the answer claims that informe Shaw's attorneys also charged tion sought by Shaw's attorneys

This is a reference to tes- Criminal District Court, it is contended; and Shaw attorneys Russo, one of Garrison's chief allegedly are attempting to use witnesses who testified that liberal civil rules of discovery to obtain information to which they are not entitled under criminal rules.

In the motion asking dismisremember events which al- sal of the sederal suit, Garri-Ison's office claims that it should not be considered because Shaw's attorneys charged that Shaw's prosecution is still pend-

It is alleged that a section or "pawn" in the "fraudulent of the United States code prevents the federal court from They further charged that exjoining prosecution as long



Called in Shaw course

Three sederal judges in New Orleans began hearing arguments this morning by attorneys seeking to stop Dist. Atty. Jim Garrison's prosecution of Clay L. Shaw on a charge of conspiring to murder President John F. Konnody.

Shaw's lawyers contend that Garrison violated their client's constitutional rights with what amounted to a "reign of terfor" through abuse of power.

Sitting on the special threejudge panel to hear the plea ior a permanent injunction against prosecution are U.S. Circuit Court Judge Rovert A. Ainsworth Jr. and U.S. Dist. Court Judges Frederick Comiskey.

GARRISON HAS angrily condemned the sederal inquiry as a continuation of fed- Dallas Nov. 22, 1963. eral "obstruction and inter

Liesence which we that the ceived in this case from the outset. . . . "

When the court gave Shaw's defense lawyers authority to question Garrison's aides in deposition sessions, the district attorney instructed them to refuse all information except "your name, your office rank, and your Social Security number."

Shaw, 55, a retired New Orleans businessman, has been free on bond since his arrest March 1, 1967. The arrest was the first in the controversial case.

IN ADDITION to a bid for permanent injunction against prosecution, Shaw's desense also asked for a number of alternate orders - including making the Warren Bennet admissible as evidence in any court.

The report was barred as hearsay by state court judges at a preliminary hearing for Shaw.

Garrison contends that a conspiracy to kill the president originated in New Orleans a few weeks before the shooting. Shaw, Lee Harvey J. R. Heebe and James A. Oswald and lothers were involved, he says.

The Warren Report found that Oswald, acting alone, killed President Kennedy in (Indicate page, name newspaper, city and state.)

PAGE # 1

STATES ITEM NEW ORLEANS, LA.

Date: 6/17/68

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Editor:

TIME: ASSASSINATION OF PRESIDENT JOHN F. KENNEDY, D. LLAS, TEX.,

AFB

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[] Being investigated

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ENCLOSURE