

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

ASSASSINATION of Pres. John F. Kennedy

W. B. Jones
5-1-68

Redwood

023A SHAW 1/23 NX
 DAY LD
 BY F. B. QUIGG
 NEW ORLEANS (UPI)--THE PROSECUTION IN THE TRIAL OF
 CLAY L. SHAW SWEATED OUT WITH PROSPECTIVE JURORS TODAY THE
 POINT THAT SHAW IS CHARGED WITH CONSPIRACY AND NOT MURDER.
 THE DEFENSE WAS HINTING THE STATE WILL PRODUCE ABSOLUTELY NO
 MOTIVE ON HIS PART EVEN FOR CONSPIRING.
 THE DISTINGUISHED LOOKING DEFENDANT, A CHAIN SMOKER, SAT AT THE
 DEFENSE COUNSEL TABLE PAYING CAREFUL ATTENTION TO EACH THURST IN THE
 LAWYER'S DUEL TO PICK A JURY THAT WILL DECIDE WHETHER HE
 CONSPIRED BETWEEN SEPT. 1 AND OCT. 10, 1963, TO KILL PRESIDENT
 JOHN F. KENNEDY.
 WITH THE TRIAL IN ITS THIRD DAY, FOUR JURORS HAVE BEEN SWORN
 AND ALREADY ARE BEING LOCKED UP EACH NIGHT IN NEARBY HOTELS.
 A NEGRO MACHINE OPERATOR, A PUBLIC UTILITY TRUCK DRIVER, A
 NEGRO HIGH SCHOOL TEACHER AND A CAN COMPANY ASSEMBLY DEPARTMENT
 SUPERVISOR.
 ALL HAVE HEARD DEFENSE ATTORNEY F. IRVIN DYMOND TELL ONE AFTER
 ANOTHER PROSPECT THAT WHEN SHAW, A 55-YEAR-OLD, 6-FOOT-4 FORMER
 BUSINESSMAN, TAKES THE STAND IN HIS OWN DEFENSE "YOU'LL BE CALLED
 UPON TO SIZE HIM UP, TAKE HIS TESTIMONY AND DECIDE FOR YOURSELF."
 SHAW, CIVIC LEADER AND RETIRED DIRECTOR OF THE INTERNATIONAL
 TRADE FERRIERS, IS ACCUSED OF CONSPIRING WITH LEE HARVEY OSWALD,
 WHO THE WARREN COMMISSION SAID PERFORMED THE ASSASSINATION ALONE AND
 WHO WAS KILLED BY JACK RUBY, AND WITH DAVID WILLIAM FERRIE, THE PILOT
 AND PRIME SUSPECT OF DIST. ATTY. JIM GARRISON WHO WAS
 DEAD IN HIS APARTMENT IN 1967 FOUR DAYS AFTER *62-109060-A*
 HIS PROBE.
 SHAW FIXES HIS PIERCING BLUE EYES ON PROSPECTS BEING NOT RECORDED
 IN THE RED LEATHER WITNESS CHAIR WHEN DYMOND TELLS THEM THE STATE
 DOESN'T HAVE TO SHOW MOTIVE AND ADDS: "BUT IF THE STATE *46 FEB 1 1968*
 PRODUCE EVIDENCE OF MOTIVE AND THE DEFENSE GIVES EVIDENCE THERE WAS
 NO MOTIVE WOULD YOU GIVE THAT CONSIDERATION IN HIS FAVOR."
 ASS. DIST. ATTY. JAMES L. ALCOCK IS AT FAIR TO POINT
 OUT THAT THE STATE DOES NOT HAVE TO PROVE THERE WAS A MURDER IN
 DALLAS ON NOV. 22, 1963, NOR THAT THE DEFENDANT WAS AT THE SCENE
 NOR DOES THAT ONE OVER ACT IT HAS TO PROVE IN ADDITION TO PROVING
 A CONSPIRACY HAVE TO BE CRIMINAL--IT CAN BE INNOCENT OF ITSELF BUT
 IF THE STATE PROVES IT WAS IN FURTHERANCE OF THE CONSPIRACY THE
 JURY MUST CONVICT.

62 FEB 1 1968

WASHINGTON CAPITAL NEWS SERVICE

62-109060

"WE DO NOT HAVE TO SHOW YOU," ALCOCK SAYS, "THAT THE PRESIDENT WAS SHOT BY ONE, TWO, THREE OR FOUR GUNMEN--OR BY ANYONE.--IN OTHER WORDS, THE CRIME OF MURDER IS SEPARATE AND DISTINCT FROM THE CRIME OF CONSPIRACY."

THE STATE HAS SPECIFIED SIX OVERT ACTS IT WILL ATTEMPT TO PROVE WERE UNDERTAKEN AFTER THE "MEETING OF THE MINDS" OF THE THREE MEN ABOUT COMMITTING PRESIDENTIAL ASSASSINATION.

ONE WAS THAT OSWALD ON NOV. 22, 1963, TOOK HIS RIFLE FROM THE HOME OF MRS. RUTH PAIN IN IRVING, TEX., TO THE DALLAS SCHOOL BOOK DEPOSITORY.

THE DEFENSE WEDNESDAY ISSUED A SUBPOENA FOR MRS. PAINE, AND IT ALSO HAS SUBPOENAED MARINA OSWALD PORTER, OSWALD'S WIFE WHO STAYED WITH MRS. PAINE IN 1963. BOTH HAVE SAID OSWALD NEVER MENTIONED A MAN NAMED SHAW TO THEM.

ONE PROSPECT TOLD ALCOCK WEDNESDAY THAT HE WAS DUBIOUS ABOUT HAVING TO CONVICT SHAW ON PROOF OF JUST ONE OF THE ALLEGED OVERT ACTS--SPECIFICALLY THAT FERRIE TOOK A TRIP FROM NEW ORLEANS TO HOUSTON ON NOV. 20, 1963.

"I UNDERSTAND YOU HAVE TO PROVE THAT FIRST THERE WAS A CONSPIRACY," SAID CHARLES F. DOUGHERTY, A COGNOSCITOR FOR AN OIL COMPANY. "THEN DOES THE LAW SAY IF YOU PROVE ONLY THAT FERRIE TOOK A TRIP I HAVE TO FIND SHAW GUILTY?"

CRIMINAL DIST. JUDGE EDWARD A. HAGGERTY TOLD HIM: "A TRIP IS JUST A PHYSICAL FACT. THEY MUST PROVE THAT THE ACT WAS DONE SPECIFICALLY IN FURTHERANCE OF THE CONSPIRACY. THAT THE TRIP, SAY, WAS PLANNED IN ADVANCE AS PART OF THIS LONG RANGE CONSPIRACY AND HAD A DIRECT CONNECTION WITH IT."

DOUGHERTY WAS STILL DUBIOUS.

"SUPPOSE," SAID THE JUDGE, "THAT YOU WERE ONE OF THREE COLLEGE CHUMS SITTING UP HERE DRINKING BEER. AND TWO OF THEM SAID LET'S GO AND BREAK IN THE DRUG STORE AND GET SOME NARCOTICS AND YOU SAID, 'I'M WITH YOU.' ONE OF THEM GOES AND STEALS A CAR AS AN OVERT ACT AND YOU SAY YOU DIDN'T WANT TO GO THAT FAR AND THEY SAY, 'YOU DIDN'T BACK OUT--THE CAR WAS IN FURTHERANCE OF THE ROBBERY.'"

DOUGHERTY SAID HE STILL HAD SOME DOUBT IN HIS MIND ABOUT A TRIP TO HOUSTON AND ON THE STATE'S CHALLENGE, THE JUDGE EXCUSED HIM FROM

TY.
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