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UPI-176

(SHAW)

NEW ORLEANS--PROSECUTION AND DEFENSE ATTORNEYS TODAY ENDED THE 10TH DAY OF THE TRIAL OF CLAY L. SHAW ON CHARGES OF CONSPIRING TO ASSASSINATE PRESIDENT JOHN F. KENNEDY STILL LACKING ONE JUROR AFTER HAVING QUESTIONED NEARLY 700 PERSONS.

DIST. JUDGE EDWARD A. HAGGERTY ORDERED THEM BACK SATURDAY TO TRY AGAIN.

THE STATE USED ITS LAST PEREMPTORY CHALLENGE TO EXCUSE A PROSPECTIVE JUROR ACCEPTED BY THE DEFENSE LATE FRIDAY AND HAGGERTY ADJOURNED FOR THE DAY WITH 11 JURORS SEATED AND THE 12TH--PLUS TWO ALTERNATES--STILL NEEDED.

BUT WITH BOTH SIDES OUT OF PEREMPTORY CHALLENGES, FOR WHICH NO REASON NEED BE GIVEN TO DISMISS A VENIREMAN, THE FINAL THREE SELECTIONS WERE EXPECTED TO BE MADE QUICKLY.

IN WASHINGTON, A FEDERAL JUDGE REFUSED AGAIN TO RELEASE EVIDENCE ON THE NOV. 22, 1963, KENNEDY ASSASSINATION FROM THE NATIONAL ARCHIVES UNLESS NEW ORLEANS DIST. ATTY. JIM GARRISON SAYS PLAINLY WHAT HE INTENDS TO DO WITH IT.

MANY OF THE PROSPECTS QUESTIONED TODAY SEEMED TO HAVE MEMORIZED ANSWERS WHEN JUDGE HAGGERTY ASKED IF THEY KNEW ANY REASON THEY COULD NOT STAND AS JURORS.

"YES, YOUR HONOR, I HAVE A FIXED OPINION," ONE PROSPECT AFTER ANOTHER SAID.

OTHERS WERE EXCUSED BECAUSE THEY SAID THEIR EMPLOYERS WOULD NOT PAY THEM WHILE THEY WERE AWAY FROM THEIR JOBS. NEW ORLEANS DOES NOT PAY FOR JURY DUTY.

JUDGE CHARLES HALLECK OF THE DISTRICT OF COLUMBIA GENERAL SESSIONS COURT TOLD NEW ORLEANS ASST. DIST. ATTY. NUMA BERTELL THAT IF GARRISON INTENDS TO PROVE ONLY THAT SHAW WAS INVOLVED IN A PLOT, HE WILL THROW OUT AS MEANINGLESS A REQUEST FOR PHOTOGRAPHS AND X-RAYS OF THE KENNEDY AUTOPSY.

IF GARRISON WANTS TO USE THE AUTOPSY EVIDENCE TO PROVE THE ALLEGED CONSPIRACY RESULTED IN THE ASSASSINATION IN DALLS, HALLECK SAID, THEN HE MUST SAY SO BY NEXT WEDNESDAY.

THIS IS A REVELATION GARRISON MAY BE RESERVING FOR HIS OPENING STATEMENT, WHEN THE FLAMBOYANT DISTRICT ATTORNEY MAKES ONE OF HIS RARE COURTROOM APPEARANCES.

IN NEW ORLEANS, ASST. DIST. ATTY. JAMES ALCOCK, GARRISON'S CHIEF PROSECUTOR, DECLINED TO SAY WHETHER THE STATE WOULD TELL HALLECK ITS INTENTION ON THE AUTOPSY EVIDENCE.

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