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GARRISON MUST REVEAL TRIAL LINE OF ATTACK

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SECTION 1

Statement In Spot at Shaw Trial

District Attorney Jim Garrison today must answer the question which has haunted the trial of Clay L. Shaw since its beginning—will he “go into Dealey Plaza” and try to link Shaw with the actual assassination of President John F. Kennedy?

Garrison's opening statement to the jury was expected to be the highlight of today's session as the trial moved into its 15th day. Shaw, 55, is on trial on charges of conspiring to kill the President.

Chief prosecutor James I. Alcock has thus far dodged the issue of whether the alleged Shaw conspiracy actually resulted in Kennedy's being shot to death in Dallas Nov. 27, 1963.

IN SELECTING James Alcock has stressed the state must only prove a conspiracy existed, that Shaw was a party to it and that an overt act was committed in furtherance of the object of the conspiracy.

But the Louisiana law regarding opening trial statements reads:

“Evidence not fairly within the scope of the opening statement of the state shall not be admitted in evidence.”

Thus, if Garrison intends to use witnesses he has subpoenaed, such as former Gov. and Mrs. John B. Connally of Texas and others present at the time of the Kennedy slaying, he must make it clear today.

YESTERDAY, Alcock was still playing it coy. He asked a potential juror:

“President John F. Kennedy could be alive today and the defendant could still be seated right where he is now. Do you understand that? All the state has to prove is there was a conspiracy with one or more overt acts to further that conspiracy. Understand that?”

The same intent to tackle the assassination itself is shown in Garrison's subpoena for the autopsy records and photos taken after the assassination. This material has been sealed in the National Archives until 1971 at the request of the Kennedy family.

YESTERDAY, a federal judge in Washington, D.C., postponed a hearing on this matter until Feb. 14 because, he said, he wants to see what is in Garrison's opening statement.

Garrison's opening statement was scheduled to follow a hearing on three motions, the most important being a

STATES-ITEM

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Being Investigated

Defense request for court protection for reluctant witness Mrs. Harold McMaines (nee Sandra Moffett), 24, of Des Moines, Iowa.

Chief Defense Counsel F. Irvin Dymond says Mrs. McMaines, a onetime girl friend of star state witness Perry Raymond Russo, refuses to come to New Orleans because she is afraid of Garrison.

DYMOND ASKED. Judge Haggerty to grant the woman immunity from prosecution during her presence as a witness.

"There's never been such an order in the history of this state," the judge said yesterday, when asked if the motion had legal precedent.

Russo testified at a preliminary hearing for Shaw that he heard Shaw plotting the assassination with Lee Harvey Oswald and others at a party here in September, 1963. He said Sandra accompanied him to the party. Sandra says she didn't.

THE OTHER motions pertain to Alvin Beauboef of Arabi, who claims two Garrison aides tried to bribe and threaten him to testify against Shaw. The defense is seeking a tape recording of the alleged conversation.

Metairie attorney Hugh Exiclos has the tape, but says producing it would violate his lawyer-client relationship with Beauboef. Beauboef has filed a counter motion waiving the relationship.

Other formalities the court must go through this morning are the reading of the indictment and the reading of the defendant's plea on arraignment. Shaw, who has maintained throughout that the whole "plot" is a fabrication by Garrison, is expected to plead not guilty.

THIS WILL clear the way for the opening statement, which the Revised Code of Criminal Procedure defines as follows:

"The opening statement of the state shall explain the nature of the charge and set forth, in general terms, the nature of the evidence by which the state expects to prove the charge."

Fourteen days of frustration ended yesterday when

the final alternate juror was selected, completing the panel of 12 jurors and two alternates.

NEARLY 1,200 potential jurors paraded before Judge Haggerty since the trial began Jan. 21 before the jury was completed.

The jurors, who will be sequestered for the duration of the trial, are:

Irvin Mason, 52, of 2308 Tennessee, a machine operator for Freeport Sulphur Co.

Oliver M. Schultz, 39, of 7136 Lamb, an employe of New Orleans Public Service Inc.

William Ricks Jr., 28, of 841 Mahrepan, a teacher at Booker T. Washington High School.

Charles D. Ordes, 39, of 5111 Baccich, a supervisor for American Can Co.

Herbert J. Kenison, 28, of 8534 Edemorn, a microfilm finisher-printer for Kalvar Corp.

James G. O'Quinn, 30, of 6225 Brighton pl., Algiers, a petroleum engineer for Chevron Oil Co.

Larry D. Morgan, 24, of 922 Alabo, an aircraft mechanic for Boeing Co.

Sidney J. Hebert, 55, of 4025 Eunice dr., a retired Fire Department captain and now an inspector for the Housing Authority of New Orleans.

Harold W. Binnun Jr., 24, of 2911 Banks, a unit manager for Westinghouse Credit Corp.

Warren E. Humphrey, 52, of 6524 Providence pl., a postal employe.

David E. Pousa, 28, of 417 Pacific, Algiers, a credit manager.

Peter M. Tatum, 43, of 1632 Pace Blvd., a maintenance mechanic for Kaiser Aluminum & Chemical Corp.

The first alternate is Joseph Beilman Jr., 26, of 4449 Gentilly rd., a group leader for Kalvar Corp.

Second alternate is Robert J. Burlet, 46, of 4181 Vixen, Algiers, president of GNT Crane Services.



CLAY SHAW WITH LAWYER F. IRVIN DYMOND



OPENING STATEMENT in the Clay Shaw trial was scheduled to be made personally by District Attorney **JIM GARRISON** this morning. File photo above shows Garrison in his office sitting out earlier stages of the case.



JUDGE EDWARD A. HAGGERTY JR., left, addresses the jurors selected for the Clay T. Shaw trial in the halls of the Rowlandson Hotel where the men will be staying during the trial.
From left are, front row: ROBERT JOHN BURLITT and JOSEPH BELLMAN, JR., alternates; LARRY D. MORGAN, SIDNEY J. HEBERT, HAROLD W. BAI.

NUM. JR. WARREN E. HUMPHREY; DAVID T. POVE and PETER M. TAYLOR.
Back row, from left: IRVIN MASON, OLIVER M. SCHULZ, WILLIAM RICKS JR., CHARLES D. ORDES, HERBERT J. KENISON and JAMES G. QUINN.