

SUPPLEMENTAL MEMORANDUM IN SUPPORT OF MOTION TO QUASH

Now into Court comes Regis L. Kennedy, through the Under-  
signed Assistant United States Attorneys for the Eastern District of  
Louisiana, and in support of the Motion to Quash the subpoena of the  
Orleans Parish Grand Jury served upon him on May 5, 1967, calling for  
his appearance as a witness before the Grand Jury on May 10, 1967,  
wishes to inform the Court as follows:

I

That the State of Louisiana, on or about May 15, 1967, filed  
into the record of these proceedings a document entitled "State's Oppo-  
sition to Motion to Quash" alleging that said Motion to Quash was pre-  
mature in that "Agent Kennedy has not been asked any questions upon  
which he can assert a privilege," and further stating that the nature  
and substance of the questions to be propounded to Agent Kennedy have  
not been disclosed. Relator in these proceedings calls to the attention  
of the Court and respectfully requests the Court to take judicial notice  
of copies of articles appearing in the New Orleans newspapers reflecting  
interviews between the District Attorney for the Parish of Orleans and  
members of the staffs of the New Orleans Times Picayune and States Item  
which relator submits indicate to this Court the nature and substance  
of the questions to be propounded to Agent Kennedy by the Orleans Parish  
Grand Jury. These articles are attached hereto and made part of this  
supplemental memorandum in support of the motion to quash.

II

Relator further calls to the attention of this Honorable Court  
Paragraph 2 of the Motion to Quash wherein it is alleged that "the Orleans  
Parish Grand Jury and District Attorney Jim Garrison are reportedly  
inquiring into the circumstances of the assassination of President John  
F. Kennedy. Information or material which Special Agent Regis L. Kennedy  
has relating to this matter was acquired by him in the performance of his  
official duties and has heretofore been recorded by him in written reports  
forwarded to the headquarters of the FBI." Said allegations are supported  
by a sworn affidavit of Regis L. Kennedy dated May 10, 1967, and is  
attached to the Motion to Quash filed into the in this Court on the same

date. An examination of the State's opposition to the motion to quash does not contain a denial of the truth and correctness of the allegations contained in Paragraph 2 of the motion to quash. It is submitted that, since these allegations are not contradicted by any counter affidavits or on the face of the pleadings filed in this Court record by the state of Louisiana, the motion to quash is not premature on the ground that the nature and the substance of questions to be propounded to Agent Kennedy by the District Attorney and the Grand Jury are at this time undisclosed and undetermined. The state had the opportunity and has at this time the in open Court the opportunity to deny the truth and correctness of the allegations contained in Paragraph 2 of the Government's motion to quash. Its failure to do so is a tacit admission of the truth and correctness of the allegations contained therein.

In view of the foregoing reasons hereinabove stated that the it is respectfully requested that the motion to quash should be granted.  
New Orleans, Louisiana, May 16, 1967.

Respectfully submitted,

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FREDERICK W. VETERS  
Assistant U. S. Attorney

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JOHN C. CIOLINO  
Assistant U. S. Attorney

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LOUIS C. LACOUR  
UNITED STATES ATTORNEY

C E R T I F I C A T E

I hereby certify that a copy of the above and foregoing memorandum has been served upon the Office of the District Attorney for the Parish of Orleans by hand this 16th day of May, 1967.

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JOHN C. CIOLINO