

Criminal District Judge Edvard A. Aaggerty Jr. today 10 a. m. Tuesday. save the district attorney's "I would like at that time. for Clay L. Shaw.

that Shaw might go to trial judge said. in October on charges of conspiracy in the slaying of President John F. Kennedy. The judge gave Indications he is now siming at a November date.

telling assistant DA James L. Alcock in court this morning that he hopes to use the October jury venire in a hear-. : ing on the defense request for

a change of venue.

EARLIER, JUDGE Haggerty had hoped to use the September panel, which went cut of office today, so that the trial could be held in Cctober.

Alcock appeared before the judge and was asked when the DA's office could file its answers to the delense mo-Lions.

"We will have the answers ready by next Tuesday," said Alcock.

"VERY WELL." said Judge Haggerty, "I'll give you till i next Tuesday."

i The judge then said he hoped to use the October jury panel for the hearing. He asked Alcoch if he was aware the defense had asked for a s'x-month delay in the case. Alcock said he was,

"It's already been six months since the defendant was indicted.. Since then they have filed many pleadings. I can't let defense counsel come in each week with new motions. We have to stop somewhere," Judge Haggartureids

and share the state

ALCOCK SAID HE would act in furtherance" of the crime. come in with his answers at

office until Tuesday to file if the situation allows, to set answers to a set of motions a date for the hearing on the filed yesterday by attorneys pleadings and I will listen to any recommendations you This ended an possibility may have on a date," the

> In a hectic court day yesterday, the judge's hopes for an defense attorneys came in too late with their motions for 1 and set up a hearing for today.

The defense motions asked: -A six-month delay in the In Mir. Dymond's tardiness." Judge Haggerty said.

be tried elsewhere in Leui hanning unmorssary siana, outside the New Orleans area.

-Another application for particulars in the state's case against Shaw.

THE DEFENSE claims it is impossible for Shaw to receive a fair trial now because of actions by Garrison.

The DA, said the defense, "destroyed or seriously prejudiced the right" of Shaw to a fair trial with a "deliberate, and colculated publicity bar-rage" since Shaw was arrested March L

The application for particulars noted that under the crim- . inal conspiracy statute, two basic elements of proof are "the sgreement or conformation of two or more persons" and "an

THE APPLICATION cled sereral state allegations and asked if they are suppored to be an "agreement or combination" or an "act in furtherance."

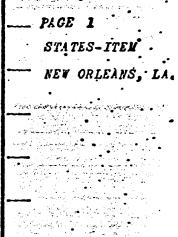
Judge Haggerty was angry that defense attorney F. Irvin Dymond did not file the motions until late yesterday, because to day is the last day for the jury panel which the judge planned early trial were dashed when to use to determine it a change of venue is needed.

"I CERTAINLY can't use the The judge indicated this by District Attorney Jim Garri- October jury to determine if son's office to enswer them use the same jury to the trial." Shaw can get a fair trial and said the judge.

"This means this case will be thrown back a whole month due

-Alternatively, if the delay state might agree to the sixis not granted, a change of month delay, or even a change - venue, meaning Shaw would of venue, which would make the

ETELOUIN



(Indicate page, name of

newspaper, city and state.)

Doite: 9-27-67 Editions RED FLASH Authors Editors

THIN: ASSASSINATION O. PRESIDENT JOHN F. KENNEDT, DALLAS, TE. 11-22-63 Character A FO

Classifications 89-Submitting Office: J.C., LA.

Being Investigated