

(Mount Clipping in Space Below)

Former Shaw ITM Associate

# DA Subpenas

(Indicate page, name of city and state.)

## New Witness in 'Plot'

### No Explanation Given on Action

A new subpoena was served today by the district attorney's office in its probe of the assassination of President John F. Kennedy.

Subpenaed to appear at 5 p. m. was J. B. Dauenhauer, 908 St. Louis, a bookkeeper for the Cross-Country Development Corp., leasing agent for the International Trade Mart.

Dauenhauer was at one time assistant sales manager of the ITM under Clay L. Shaw, who was arrested last week and booked with criminal conspiracy in the President's death.

THE SUBPENA WAS ISSUED by Criminal District Judge Bernard J. Bagerl at the request of assistant district attorney Richard Burnes. There was no explanation as to why Dauenhauer was subpenaed.

A native of Gretna, Dauenhauer is a graduate of Jesuit High School and Loyola University. He formerly was agent for the American Barge Co. During World War II he was liaison officer of the Delta Shipbuilding Co. in Washington, D.C.

He served overseas as a lieutenant of the U.S. Army Transportation Corps and was attached to the Oise Bay section command at Rheims, France, where he was associated with Shaw.

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New Orleans  
States-Item

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Title: ASSASSINATION OF  
PRESIDENT JOHN F.  
KENNEDY 11/22/63

Character:

or

Classification: 89-  
Submitting Office: N.O.

Being Investigated

ENCLOSURE

1 - 4057

Dauenhauer is the son of the late J. B. Dauenhauer Jr., who was sheriff of Jefferson Parish from 1920 to 1930.

SHAW WAS MANAGING DIRECTOR of ITM for 18 years. After his arrest last week by Garrison's investigators, he denied any connection with any assassination plot. He is free on \$10,000 bond.

Criminal Sheriff Louis A. Heyd Jr. was unable to serve the warrant immediately either at Dauenhauer's office in the ITM or at his French Quarter home.

Dauenhauer's office reported he was out to lunch. The subpoena was issued about 1:30 p. m.

In another development today, Judge Bagert said he is considering the appointment of two other judges to sit with him at a preliminary hearing March 14 for Shaw.

JUDGE BAGERT SAID THAT BECAUSE of the importance of the hearing, he would like to have the counsel of two other judges of criminal court.

Criminal Sheriff Louis Heyd said today he will assign 20 deputies to the hearing for security reasons.

Meanwhile, mystery continued to surround the investigation as public developments ground to a halt over the weekend.

Garrison's investigators worked overtime in their offices in the Criminal Courts Building yesterday, but the DA himself did not show up. No results were announced.

One aide confirmed that the assistants were working on the Kennedy assassination probe, but no one was seen entering or leaving for possible interrogation.

The American Civil Liberties Union of Louisiana today sharply criticized Garrison's actions in publicizing details of Shaw's arrest.

The ACLU issued this statement, entitling it "Garrison fools again:"

"Last August, the ACLU of Louisiana criticized Orleans Parish District Attorney Jim Garrison for attempting to re-try Edgar Labat and Clifton Poret in the press rather than in the courtroom.

"The ACLULA pointed out then that, according to Canon 20 of the Louisiana Bar Association's Code of Ethics, 'The primary duty of a lawyer engaged in a public prosecution is not to convict, but to see that justice is done,' and that Canon 20 states that 'Newspaper publi-

cations by a lawyer as to pending or anticipated litigation may interfere with a fair trial in the Courts" and "generally are to be condemned."

"Since August, the position of the ACLULA has not altered, the LBA has not rescinded its Code of Ethics, and Mr. Garrison has not changed his spots.

"In the Roman circus which has developed around the district attorney's 'investigation' into an alleged plot to assassinate President Kennedy, Garrison has committed serious breaches of professional ethics that have jeopardized any convictions that may be obtained.

"The U. S. Supreme Court, at least, has put prosecutors on notice that convictions obtained principally through an excess of prejudicial, pre-trial publicity, or even in an atmosphere of such publicity, will not be allowed to stand. The reversal of one of Billy Sol Estes' convictions, and even more pointedly the recent reversal of Dr. Sam Shepherd's conviction, are clear indicators of how the Supreme Court feels about such shenanigans as Garrison is currently engaged in.

"The actions of the Chicago authorities who are attempting to obtain the conviction of Richard Speck are in sharp contrast to the goings on in New Orleans. In Chicago, there has

been no continuous flow of pronouncements from the courthouse steps, for an itemized list of "evidence" been released to the news media.

"It should be pointed out in this connection that it is much easier to get 'evidence' before potential jurors than it is to get it introduced into a trial and before actual jurors.

"The citizens of Chicago, and of the rest of the country, have good reason to take pride in the activities of the Chicago authorities. If Speck did commit the heinous crime of which he is accused, he will probably be convicted, and the conviction will probably be a valid one that will stand up on appeal.

At the least, every effort is evidently being made to make it so.

"Mr. Garrison, on the other hand, is either unaware of what is currently being demanded of prosecutors, or simply doesn't care.

"Assuming that he has a genuine case against conspirators, his present activities could quite possibly serve to protect those guilty of a conspiracy to assassinate President John Kennedy.

"Under these circumstances, it appears that Mr. Garrison should be making every effort to make his case as valid as possible, so that the accused conspirators might be brought to justice, rather than giving his role as publicist first priority."

Yesterday in Fort Worth, Tex., former Texas Atty. Gen. Waggoner Carr said he has personal knowledge that federal investigators checked out persons named so far by Garrison in his probe and cleared them of any connection with the assassination.

"As far as I'm concerned, he's way out on a limb," Carr told the annual meeting of the Texas Associated Press Managing Editors Association.

Here is Carr's comment:

"Due to my complete confidence in the report of the Warren Commission, he is going to have to show me . . . The burden of proof is on him . . . It would have to stand up under lie-detector tests and such proof.

"I, like the rest of America, am standing by to see if he can produce something.

"As far as I'm concerned, he's way out on a limb."