

(Mount Clipping in Space Below)

SHAW PLEA DENIED, DA SHOW GOES ON

Judge Edward A. Haggerty Jr. today threw out a petition filed by attorneys for Clay A. Shaw aimed at preventing Dist. Atty. Jim Garrison from appearing on a national televised program to discuss his Kennedy assassination probe.

Haggerty told the defense he had issued four sets of guidelines governing statements made in connection with Shaw's case.

He repeated again today that persons, "including lawyers, have acted at their peril" in discussing the case publicly. But he said he could not anticipate violations of the guidelines.

make the nationwide TV appearance from 7 to 7:30 p. m. Saturday. The time was offered him by NBC to respond to a June 19 network show which was critical of the DA's investigation.

Attorneys for Shaw, charged with conspiring to assassinate the late President John F. Kennedy, formally objected to Garrison's intended appearance.

Judge Haggerty ruled the defense request "would re-

GARRISON IS scheduled to require that I change the position I have consistently taken . . . this court fails to appreciate how it can anticipate a violation of its orders until the violation occurs."

IN THE PAST Judge Haggerty has said he fully intends to cite certain persons for contempt, and he has is-

ued several warnings against violating the public statement guidelines.

If the defense feels its right to a fair trial has been jeopardized in New Orleans, the judge said today, it may ask for a change of venue and move the trial to a different locality.

But he warned Garrison that the DA is liable, not only to the judge's guidelines, but to "the stringent rules and regulations of the Louisiana Bar Association and more particularly, the committee on grievances and ethics."

DEFENSE ATTORNEY Irvin F. Dymond took exception to Judge Haggerty's ruling. He noted Garrison will tape the show a day ahead and added:

"If an illegal act is going to be done, and the court is in a position to stop that act before it is done, then the court has a right and a duty to do so."

He said contempt punishment after the Shaw trial "does nothing to protect the rights of the defendant in the trial."

(Indicate page, name of newspaper, city and state.)

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STATES-ITEM

NEW ORLEANS, LA.

Date: 7-12-67

Edition: FINAL

Author:

Editor:

Title: ASSASSINATION OF PRESIDENT JOHN F. KENNEDY, DALLAS, TEX

Character: 11-22-63 AFO

Classification: 89-

Submitting Office: N.O., LA.

Being Investigated

ENCLOSURE

Attorneys for Shaw, the re-
red businessman accused of
nspiring to kill President
ohn F. Kennedy in 1963,
rgued in the petition that the
rogram would directly affect
e constitutional rights of
eir client to a fair and im-
artial trial.

FURTHER, THEY argued,
he program would be "in di-
ect contravention to, and in
iolation of, the guidelines
erebefore issued by this
ourt."

The petition also argued
that it was the duty of the
rial judge (Haggerty) to
protect the defendant (Shaw)
from "inherently prejudicial
publicity."

Earlier this week Shaw's at-
orneys wrote NBC urging it
to cancel the program, sched-
uled to be video-taped Friday
night at the studio of WDSU-
TV, the local NBC affiliate.

Today, NBC sent a tele-
gram to Garrison informing
the DA that it had denied the
request by Shaw's attorneys.

IN OUR OPINION, said
NBC, "our responsibilities as
a broadcaster and the require-
ments of the so-called fair-
ness doctrine of the Federal
Communications Commission
obligate us to give Mr. Gar-
rison this opportunity to ap-
pear on our facilities."

Meanwhile, the Orleans
Parish Grand Jury was meet-
ing this afternoon to hear two
witnesses involved in the Gar-
rison investigation.

One of them—William Gur-
vich, former Garrison aide—
was back from Chicago,
where he said he underwent
lie detector tests to back up
his contention that Garrison's
probe has no substance. The
42-year-old Gurvich said the
tests will "prove I'm telling
the truth when I say Garri-
son's investigation is a hoax."

THE SECOND witness
scheduled to appear is John
"The Baptist" Cancler, who
appeared on last month's
NBC program. Cancler is a
convicted burglar awaiting a
hearing on a motion for a new
trial.

He told NBC newsmen in
a Parish Prison interview
that two of Garrison's investi-
gators had asked him to
break into the French Quar-
ter home of Shaw and "put
something there."

HE SAID he went to Chicago
to have the tests performed
by John E. Reid, head of John
E. Reid and Associates, whom
Gurvich calls the top man in
the polygraph field.

The firm announced that
Gurvich passed the test.

The investigator defected
from Garrison's office June 26
after a lengthy absence from
the public eye, charging that
the probe should be halted.

Gurvich said he would sup-
ply members of the grand
jury with copies of the lie de-
tector results.

Garrison yesterday charged
WDSU reporter Richard
Townley with public bribery
and intimidation of two of
the state's witnesses as a re-
sult of the NBC program.

Townley, who has worked
full-time on the probe investi-
gation for several months,
showed up at the Clerk of
Court's office yesterday to
post a \$7,500 bond.

The cases against Townley
today were allotted to Judge
Matthew S. Braniff.

Townley's arrest warrant
was the second issued in the
space of a week by Garrison's
office in the probe.

Last Friday, Walter Sheri-
dan, news investigator for
NBC and a former Justice De-
partment investigator, was
ordered arrested on similar
charges.

Sheridan, one of the pro-
ducers of the NBC show, was
last seen by New Orleans
newsmen on June 28, during
the last meeting of the grand
jury.

SHERIDAN, reportedly in
Washington, is expected to
arrive in New Orleans some
time this week to post his
\$5,000 bond.

Townley was charged in
three bills of information yester-
terday with attempting to
bribe and intimidate Perry
Raymond Russo, so far the
DA's star witness in the Shaw
case, and with intimidating
another state witness, Mar-
lene Mancuso.

Miss Mancuso, a one-time
beauty queen, is the former
wife of Gordon Novel, a fugi-
tive from Louisiana, charged

by Garrison with conspiracy
to commit burglary. He is
also believed wanted by the
district attorney for question-
ing in the assassination probe.

TOWNLEY yesterday called
the charges against him
"completely false" and "ab-
surd." In a statement to news-
men after he posted his bond,
Townley said:

"Mr. Garrison's accusations
against me, like those against
my colleague from NBC, Wal-
ter Sheridan, are completely
false. I am honored to find
myself in the distinguished
company of a man like Mr.
Sheridan, who has established
a national reputation for in-
tegrity as an investigator for
the McClellan Rackets Com-
mittee, the Justice Depart-
ment and now NBC news.

"This would be a minor—
even a joking—matter if only
the freedom of myself or Mr.
Sheridan were involved. The
stakes, however, are much
higher than that.

"The charges against Mr.
Sheridan last week and the
charges against me here to-

day are obviously part of the
campaign to intimidate re-
porters everywhere who dare
to question the methods of
Mr. Garrison, his assistants
and his investigators.

"The use of this high of-
fice for such low purposes
makes a mockery of the jus-
tice he is supposed to up-
hold. Our society has sur-
vived other attempts by poli-
ticians to silence criticism in
the news media.

"**UNFORTUNATELY,** there
is a lengthy tradition of that
kind in Louisiana politics. I
am confident that those who
bear the heavy burden of re-
porting the truth—even if that
truth hurts—will not be intim-
idated by this obvious at-
tempt to silence criticisms.

"I am equally confident
that these absurd charges
will be proven groundless in
any fair, impartial trial."

One of the star "inform-
ants" on NBC's show last
month, John "The Baptist"
Cancler, is also scheduled to
appear before the grand jury
today.



—States-Item photo
JUDGE EDWARD A. HAGGERTY JR., left, talks with attorneys for Clay L. Shaw outside his courtroom this morning. The attorneys are, from left, F. IRVIN DYMOND, WILLIAM WEGMANN and EDWARD WEGMANN, back to camera.

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ENCLOSURE