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Assassination of Pres. John F. Kennedy
to Warren
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292A HFR

TRIAL 3/1 NX

ADV FOR AMS MON MARCH 3

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NOT RECORDED

54 MAR 7 - 1969

62-109 060
 WASHINGTON CAPITAL NEWS SERVICE

File 5-715

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A NARCOTICS ADDICT TESTIFIED THAT IN LATE JUNE, 1963, HE WAS PREPARING TO GIVE HIMSELF A HEROIN FIX ON THE LAKEFRONT SEAWALL HERE WHEN HE SAW SHAW, WHO HAS A SLIGHT LIMP DUE TO AN ARMY SPINAL INJURY, DRIVE UP AND MEET OSWALD, ON FOOT, AND GIVE HIM WHAT APPEARED TO BE MONEY. HE SAID HE WATCHED CLOSELY BECAUSE HE WAS AFRAID OF NARCOTICS AGENTS.

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ANOTHER STATE WITNESS, A NEW YORK ACCOUNTANT, SAID HE HAD BEEN IN NEW ORLEANS IN JUNE, 1963, MET FERRIE IN A BAR, WENT WITH HIM TO A PARTY WHERE SHAW WAS HOST, AND LISTENED TO THE OTHERS DISCUSS WAYS TO ASSASSINATE KENNEDY. ON CROSS EXAMINATION HE TESTIFIED HE HAD BEEN HYPNOTIZED 40 TO 50 TIMES AGAINST HIS WILL.

HE SAID PEOPLE HAD TRIED TO HYPNOTIZE HIM IN NEW ORLEANS -- "THEY TRY TO CATCH MY EYE" -- AND THAT HE HAD FILED A NEW YORK SUIT AGAINST THE PINKERTON AGENCY AND OTHERS ALLEGING THEY HAD POSED AS HIS RELATIVES TO GAIN ENTRANCE TO HIS HOME AND CAUSED HIM TO LOSE HIS SEX POWERS.

"MY GOD, MEN," DYMOND SAID TO THE JURY, "THIS IS THE MOST OBVIOUS PARANOID CASE I'VE EVER SEEN."

THE FOREGOING TESTIMONY WAS ANCILLARY TO THE MAIN CHARGE OF CONSPIRACY, AND RUSSO, 27, A BOOK SALESMAN, WAS THE ONE WHO HAD HEARD THE THREE TALKING ABOUT CROSSFIRE AND ALIBIS AND A PATSY PARTICIPANT -- BUT HE SAID IT COULD JUST AS WELL AS HAVE BEEN A "BULL SESSION," SINCE FERRIE HAD BEEN PRATING FIXEDLY ON THAT TALK ALL SUMMER.

HE SAID HE HAD HEARD NONE OF THE THREE AGREE TO KILL KENNEDY, THAT HE HAD NEVER CALLED THEM "CONSPIRATORS," AND FINALLY TOLD DYMOND: "I DIDN'T SAY ANYTHING ABOUT A CONSPIRACY. I DIDN'T SIT IN ON ANY CONSPIRACY."

A POLICE LIEUTENANT TESTIFIED RUSSO TOLD HIM SHAW DID NOT ATTEND THE PARTY AT WHICH THE ALLEGED PLOTTING TOOK PLACE.

JUDGE EDWARD A. HAGGERTY JR. FREQUENTLY INFORMED PROSPECTIVE JURORS DURING QUESTIONING THAT "THE WARREN REPORT IS NOT ON TRIAL HERE" AND THAT: "WE ARE NOT TRYING THE DEATH OF PRESIDENT KENNEDY...THERE COULD HAVE BEEN 50 DIFFERENT CONSPIRACIES TO DO IT AND ALL OF THEM DREW A BLANK." SHAW WAS CHARGED WITH CONSPIRING BUT NOT KILLING.

BUT WHEN GARRISON SAID IN HIS OPENING STATEMENT HE WAS GOING INTO DEALEY PLAZA, THE JUDGE RULED THAT, UNDER THE LAW, "IF THEY WANT TO OVERPROVE THEIR CASE THEY MAY."

A MAIN STATE WEAPON TO COMBAT THE WARREN COMMISSION'S CONCLUSION WAS THE ABRAHAM ZAPRUDER HOME-MOVIE FILM OF THE ASSASSINATION, NEVER SEEN IN PUBLIC BEFORE, WHICH SHOWS KENNEDY LURCHING BACKWARD AFTER THE FATAL SHOT EXPLODES THE RIGHT SIDE OF HIS HEAD.

THE STATE'S MEDICAL EXPERT, DR. JOHN M. NICHOLS, TESTIFIED THAT, CONTRARY TO THE WARREN REPORT'S STATEMENT THAT THE SHOTS CAME FROM KENNEDY'S REAR, THE FILMED BODY MOVEMENT SHOWED THE FATAL ONE WAS FROM THE FRONT.

SEVERAL EYEWITNESSES TESTIFIED THEY HEARD SHOTS FROM THE TOP OF A GRASSY KNOLL AT KENNEDY'S RIGHT AND SAW POLICE AND SPECTATORS RUNNING IN THAT DIRECTION IN SEARCH, AND ONE SAID HE SAW A WISP OF SMOKE FROM THAT DIRECTION.

ZAPRUDER SAID HE HEARD TWO SHOTS, MOST EYEWITNESSES SAID THREE, THE DALLAS COUNTY SURVEYOR HEARD FOUR, AND THE FINAL STATE DIRECT WITNESS, RICHARD R. CARR, HEARD A PISTOL SHOT AND THREE FAST RIFLE SHOTS BEFORE SEEING THREE MEN LEAVE THE SCHOOL BOOK DEPOSITORY BUILDING.

TWO ESCAPED IN A STATION WAGON, HE SAID, AND THE THIRD WALKED AWAY LOOKING BACK AS IF AFRAID OF BEING FOLLOWED. CARR SAID THAT AFTER TALKING WITH THE FBI "I DONE AS THEY TOLD ME --I SHUT MY MOUTH."

MANY OF THE EYEWITNESSES HAD BEEN INTERVIEWED BY THE WARREN COMMISSION. THE STATE TOLD THE JURY THAT THE TESTIMONY OF AT LEAST THREE THAT THEY STOOD CLOSE AND WATCHED KENNEDY'S HEAD EXPLODE ON THE RIGHT SIDE SHOWED THAT THAT SHOT CAME FROM THE KNOLLTOP TO HIS RIGHT FRONT, WHERE SEVERAL HEARD REPORTS.

IT SAID DR. NICHOLS' TESTIMONY THAT KENNEDY'S NECK WOUND, WHICH HIT NO VERTEBRA, WOULD HAVE TO HAVE COME FROM AN ANGLE OF AT LEAST 28 DEGREES TO THE RIGHT OF HIS BACK PLACED THAT GUNMAN FAR TO THE WEST, IN THE DEPOSITORY, OF OSWALD'S SOUTHEAST CORNER WINDOW.

HENCE, THE STATE CLAIMED, THERE WAS A TRIANGULATION OF FIRE, THE WAY RUSSO SAID IT HAD BEEN PLANNED. DYMOND CHARGED HIS CLIENT WAS A PATSY TO PROVIDE A FORUM TO ATTACK THE WARREN REPORT.

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File 5-135

UPI-93

ADD SHAW, NEW ORRLEANS

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"HE HAS SHOWN HIMSELF UNFIT TO HOLD THE OFFICE OF DISTRICT ATTORNEY OR ANY OTHER OFFICE," THE NEWSPAPER SAID. "MR. GARRISON HAS ABUSED THE VAST POWERS OF HIS OFFICE. HE HAS PERVERTED THE LAW RATHER THAN PROSECUTED IT..."

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THE NEWSPAPER SAID GARRISON HIMSELF "SHOULD NOW BE BROUGHT TO THE BAR TO ANSWER FOR HIS CONDUCT."

3/1--JD338PES

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JPI-DO

(SHAW)

NEW ORLEANS--CLAY L. SHAW, FREED FROM A TWO-YEAR NIGHTMARE OF HAVING TO DEFEND HIMSELF AGAINST CHARGES OF PLOTTING THE DEATH OF PRESIDENT JOHN F. KENNEDY, SAID TODAY HE FELT "GREAT! GREAT!"

SHAW, 55-YEAR-OLD FORMER NEW ORLEANS BUSINESSMAN, HAD JUST BEEN DECLARED NOT GUILTY BY THE UNANIMOUS VOTE OF AN ALL-MALE JURY WHICH TOOK ONLY 54-MINUTES DELIBERATION TO DECIDE IT DID NOT BELIEVE THE CHARGES OF DIST. ATTY. JIM GARRISON.

THE TRIAL LASTED 34 DAYS. THE 6-FOOT-4, WHITE-HAIRED DEFENDANT, HIS FACE STRETCHED INTO A SMILE, STRODE OVER TO THE JURY BOX AND SHOOK EACH JUROR'S HAND AMID THE APPLAUSE AND CHEERS OF SPECTATORS WHO HAD SPENT MORE THAN 12 HOURS IN THE COURTROOM THE FINAL DAY TO HEAR THE 1:02 A.M. CST VERDICT.

SHAW LEFT THROUGH A BACK DOOR AND DEPARTED IN A CAR, PROTECTED FROM FURTHER QUESTIONING BY A PHALANX OF DEPUTIES.

"WE TOOK ONE BALLOT, AND IT WAS UNANIMOUS," SAID LARRY D. MORGAN, 24, WHO WAS THE SEVENTH MAN CHOSEN FOR THE JURY. "THERE WAS JUST NOT ENOUGH CONCLUSIVE EVIDENCE TO MAKE ME BELIEVE SHAW WAS INVOLVED."

BUT SHAW'S ACQUITTAL DID NOT QUIET CRITICS WHO DO NOT BELIEVE OSWALD ACTED ALONE, AS THE WARREN COMMISSION ASSERTS, IN THE QOYE KILLING OF THE PRESIDENT IN DALLAS' DEALEY PLAZA. SEN. RUSSELL LONG, D-LA., SAID TO BE THE MAN WHO FIRST ENCOURAGED GARRISON TO INVESTIGATE THE ASSASSINATION, SAID THE SHAW ACQUITTAL DID NOT PROVE THE WARREN COMMISSION CORRECT.

"I JUST DO NOT THINK OSWALD ACTED ALONE AND I BET IF YOU ASK MEMBERS OF THAT JURY ABOUT IT, THEY WOULD AGREE... THAT OSWALD DID NOT ACT ALONE," LONG SAID. "THE ACQUITTAL OF CLAY SHAW WAS PROBABLY BASED ON THE FACT THEY COULD NOT ESTABLISH WITHOUT A REASONABLE DOUBT THE CONNECTION BETWEEN SHAW AND OSWALD."

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46 MAR 6 1969

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WASHINGTON CAPITAL NEWS SERVICE

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UPI-121

(KOHN)

NEW ORLEANS--AARON KOHNO, MANAGING DIRECTOR OF THE METROPOLITAN CRIME COMMISSION, TODAY LABELED DIST. ATTY. JIM GARRISON'S ASSASSINATION PROBE "A FRAUD" AND AGAIN CALLED FOR A STATE INVESTIGATION OF GARRISON'S OFFICE.

GARRISON HAD LOST HIS "CASE OF THE CENTURY" EARLIER IN THE DAY WHEN A 12-MAN JURY, AFTER ONE UNANIMOUS BALLOT, FOUND CLAY I. SHAW INNOCENT ON CHARGES OF CONSPIRING TO ASSASSINATE PRESIDENT JOHN F. KENNEDY.

"I WOULD HATE TO BELIEVE THAT THE CASE ENDED WITH THE JURY'S DECISION BECAUSE THERE'S STILL ANOTHER UNRESOLVED QUESTION AND THAT IS THE TRUTH OR THE FALSITY OF THE CHARGES MADE AGAINST THE DISTRICT ATTORNEY," KOHNO SAID.

"THERE WERE ALLEGATIONS OF ATTEMPTED BRIBERY AND OF INTIMIDATION ON THE PART OF THE DISTRICT ATTORNEY AND HIS STAFF IN EFFORTS TO SECURE STATEMENTS FROM WITNESSES IN THE JFK PROBE," HE SAID.

GARRISON'S PROBE WAS STARTED TO COVER UP HIS LACK OF PROSECUTION OF ORGANIZED CRIME, SAID KOHNO.

"IT WAS A PROCESS OF FRAUD IN ORDER TO DIVERT TENSION AWAY FROM THE VERY EMBARRASSING SITUATION HE FOUND HIMSELF IN OVER ORGANIZED CRIME," SAID KOHNO. "AT THE TIME HE STARTED THIS THING HE WAS UNDER TREMENDOUS PRESSURE AND CRITICISM."

KOHNO WHO AD CALLED FOR A SIMILAR INVESTIGATION BY THE ATTORNEY GENERAL IN 1967, SAID HE DOUBTED THAT THE INVESTIGATION WOULD EVER BE MADE.

"CAN WE EXPECT AN ATTORNEY GENERAL WHO HIMSELF IS UNDER CHARGES TO NOW INVESTIGATE THE DISTRICT ATTORNEY AND THE PRACTICES OF HIS OFFICE?" ASKED KOHNO.

ATTY. GEN. JACK GEMILLION WAS INDICTED BY A FEDERAL GRAND JURY FEB. 14 IN CONNECTION WITH HIS DEALINGS WITH THE BANKRUPT LOUISIANA LOAN & THRIFT CORP.

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A NARCOTICS ADDICT TESTIFIED THAT IN LATE JUNE, 1963, HE WAS PREPARING TO GIVE HIMSELF A HEROIN FIX ON THE LAKEFRONT SEAWALL HERE WHEN HE SAW SHAW, WHO HAS A SLIGHT LIMP DUE TO AN ARMY SPINAL INJURY, DRIVE UP AND MEET OSWALD, ON FOOT, AND GIVE HIM WHAT APPEARED TO BE MONEY. HE SAID HE WATCHED CLOSELY BECAUSE HE WAS AFRAID OF NARCOTICS AGENTS.

THE DEFENSE REPLIED THAT IF THE ADDICT WERE AFRAID OF BEING CAUGHT WHY DID HE GO TO THE SEAWALL TO SHOOT HEROIN WHEN HE LIVED IN A BIG HOUSE WITH HIS FAMILY AND COULD HAVE USED HIS BATHROOM?

ANOTHER STATE WITNESS, A NEW YORK ACCOUNTANT, SAID HE HAD BEEN IN NEW ORLEANS IN JUNE, 1963, MET FERRIE IN A BAR, GONE WITH HIM TO A PARTY WHERE SHAW WAS HOST, AND LISTENED TO THE OTHERS DISCUSS WAYS TO ASSASSINATE KENNEDY. ON CROSS EXAMINATION HE TESTIFIED HE HAD BEEN HYPNOTIZED 40 TO 50 TIMES AGAINST HIS WILL.

HE SAID PEOPLE HAD TRIED TO HYPNOTIZE HIM IN NEW ORLEANS -- "THEY TRY TO CATCH MY EYE" -- AND THAT HE HAD SUED A NEW ORLEANS SUIT AGAINST THE PINNERTON AGENCY AND THAT THEY HAD POSED AS HIS RELATIVES TO GAIN ENTRANCE TO HIS HOME AND CAUSED HIM TO LOSE HIS SEX POWERS.

"MY GOD, AM I," DYMOND SAID TO THE JURY, "THIS IS THE MOST OBVIOUS PARANORMAL CASE I'VE EVER SEEN."

THE FOREGOING TESTIMONY WAS ANCILLARY TO THE MAIN CHARGE OF CONSPIRACY, AND RUSSO, 67, A BOOK SALESMAN, WAS THE ONE WHO HAD HEARD THE THREE TALKING ABOUT CROSSFIRE AND ALIBIS AND A PAISY PARTICIPANT -- BUT HE SAID IT COULD JUST AS WELL AS HAVE BEEN A "BULL SESSION," SINCE FERRIE HAD BEEN PRATING FIXEDLY ON THAT TALK ALL SUMMER.

HE SAID HE HAD HEARD NONE OF THE THREE AGREE TO KILL KENNEDY, THAT HE HAD NEVER CALLED THEM "CONSPIRATORS," AND FINALLY TOLD DYMOND: "I DIDN'T SAY ANYTHING ABOUT A CONSPIRACY. I DIDN'T SIT IN ON ANY CONSPIRACY."

A POLICE LIEUTENANT TESTIFIED RUSSO TOLD HIM SHAW DID NOT ATTEND THE PARTY AT WHICH THE ALLEGED PLOTTING TOOK PLACE.

6
FOR MR. TOLSON

JUDGE EDWARD A. HAGGERTY JR. FREQUENTLY INFORMED PROSPECTIVE JURORS DURING QUESTIONING THAT "THE WARREN REPORT IS NOT ON TRIAL HERE" AND THAT: "WE ARE NOT TRYING THE DEATH OF PRESIDENT KENNEDY...THERE COULD HAVE BEEN 50 DIFFERENT CONSPIRACIES TO DO IT AND ALL OF THEM DREW A BLANK." SHAW WAS CHARGED WITH CONSPIRING BUT NOT KILLING.

BUT WHEN GARRISON SAID IN HIS OPENING STATEMENT HE WAS GOING INTO DEALEY PLAZA, THE JUDGE RULED THAT, UNDER THE LAW, "IF THEY WANT TO CHALLENGE THEIR CASE THEY MAY."

AGAIN STAY READY TO COMBAT THE WARREN COMMISSION'S CONCLUSION WAS THE ABRAHAM ZAPRUDER HOME-MOVIDE FILM OF THE ASSASSINATION, NEVER SEEN IN PUBLIC BEFORE, WHICH SHOWS KENNEDY LURCHING BACKWARD AFTER THE FATAL SHOT EXPLODES THE RIGHT SIDE OF HIS HEAD.

THE STATE'S MEDICAL EXPERT, DR. JOHN M. NICHOLS, TESTIFIED THAT, CONTRARY TO THE WARREN REPORT'S STATEMENT THAT THE SHOTS CAME FROM KENNEDY'S REAR, THE FILMED BODY MOVEMENT SHOWED THE FATAL ONE WAS FROM THE FRONT.

SEVERAL EYEWITNESSES TESTIFIED THEY HEARD SHOTS FROM THE TOP OF A GRASSY KNOLL AT KENNEDY'S RIGHT AND SAW POLICE AND SPECTATORS RUNNING IN THAT DIRECTION IN SEARCH, AND ONE SAID HE SAW A WISP OF SMOKE FROM THAT DIRECTION.

ZAPRUDER SAID HE HEARD TWO SHOTS, MOST EYEWITNESSES SAID THREE, THE DALLAS COUNTY SURVEYOR HEARD FOUR, AND THE FINAL STATE DIRECT WITNESS, RICHARD R. CARR, HEARD A PISTOL SHOT AND THREE FAST RIFLE SHOTS BEFORE SEEING THREE MEN LEAVE THE SCHOOL-BOOK DEPOSITORY BUILDING.

TWO ESCAPED IN A STATION WAGON, HE SAID, AND THE THIRD WALKED AWAY LOOKING BACK AS IF AFRAID OF BEING FOLLOWED. CARR SAID THAT AFTER TALKING WITH THE FBI HE WENT AS THEY TOLD ME --1 SHOT IN FRONT."

MANY OF THE EYEWITNESSES HAD BEEN INTERVIEWED BY THE WARREN COMMISSION. THE STATE TOLD THE JURY THAT THE TESTIMONY OF AT LEAST THREE THAT THEY STOOD CLOSE AND WATCHED KENNEDY'S HEAD EXPLODE ON THE RIGHT SIDE SHOWED THAT THAT SHOT CAME FROM THE KNOLLTOP TO HIS RIGHT FRONT, WHERE SEVERAL HEARD REPORTS.

IT SAID DR. NICHOLS' TESTIMONY THAT KENNEDY'S NECK WOUND, WHICH HIT NO VERTEBRA, WOULD HAVE TO HAVE COME FROM AN ANGLE OF AT LEAST 25 DEGREES TO THE RIGHT OF HIS BACK PLACED THAT GUNMAN FAR TO THE WEST, IN THE DEPOSITORY, OF OSWALD'S SOUTHEAST CORNER WINDOW.

HENCE, THE STATE CLAIMED, THERE WAS A TRIANGULATION OF FIRE, THE WAY RUSSO SAID IT HAD BEEN PLANNED. DYMONE CHARGED HIS CLIENT WAS A PATSY TO PROVIDE A FORUM TO ATTACK THE WARREN REPORT.

ADV. FOR AME. MON., MARCH 3

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FOR MR. TOLSON

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7-5-1969

Assassination of Pres. John F. Kennedy

UPI-121

(KOHNS)

NEW ORLEANS--AARON KOHNS, MANAGING DIRECTOR OF THE METROPOLITAN CRIME COMMISSION, TODAY LABELED DIST. ATTY. JIM GARRISON'S ASSASSINATION PROBE "A FRAUD" AND AGAIN CALLED FOR A STATE INVESTIGATION OF GARRISON'S OFFICE.

GARRISON HAD LOST HIS "CASE OF THE CENTURY" EARLIER IN THE DAY WHEN A 12-MAN JURY, AFTER ONE UNANIMOUS BALLOT, FOUND CLAY I. SHAW INNOCENT ON CHARGES OF CONSPIRING TO ASSASSINATE PRESIDENT JOHN F. KENNEDY.

"I WOULD HATE TO BELIEVE THAT THE CASE ENDED WITH THE JURY'S DECISION BECAUSE THERE'S STILL ANOTHER UNRESOLVED QUESTION AND THAT IS THE TRUTH OR THE FALSITY OF THE CHARGES MADE AGAINST THE DISTRICT ATTORNEY," KOHNS SAID.

"THERE WERE ALLEGATIONS OF ATTEMPTED BRIBERY AND OF INTIMIDATION ON THE PART OF THE DISTRICT ATTORNEY AND HIS STAFF IN EFFORTS TO SECURE STATEMENTS FROM WITNESSES IN THE JFK PROBE," HE SAID.

GARRISON'S PROBE WAS STARTED TO COVER UP HIS LACK OF PROSECUTION OF ORGANIZED CRIME, SAID KOHNS.

"IT WAS A PROCESS OF FRAUD IN ORDER TO DIVERT TENSION AWAY FROM THE VERY EMBARRASSING SITUATION HE FOUND HIMSELF IN OVER ORGANIZED CRIME," SAID KOHNS. "AT THE TIME HE STARTED THIS THING HE WAS UNDER TREMENDOUS PRESSURE AND CRITICISM."

KOHNS WHO HAD CALLED FOR A SIMILAR INVESTIGATION BY THE ATTORNEY GENERAL IN 1967, SAID HE DOUBTED THAT THE INVESTIGATION WOULD EVER BE MADE.

"CAN WE EXPECT AN ATTORNEY GENERAL WHO HIMSELF IS UNDER CHARGES TO NOW INVESTIGATE THE DISTRICT ATTORNEY AND THE PRACTICES OF HIS OFFICE?" ASKED KOHNS.

ATTY. GEN. JACK GREMILLION WAS INDICTED BY A FEDERAL GRAND JURY FEB. 14 IN CONNECTION WITH HIS DEALINGS WITH THE BANKRUPT LOUISIANA LOAN & THRIFT CORP.

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WASHINGTON CAPITAL NEWS SERVICE

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Shaw Jury Hears Pathology Expert

NEW ORLEANS (UPI) — With the conspiracy case of Clay L. Shaw expected to go to the jury late today, the prosecution recalled a witness to dispute the Warren Report by testifying a bullet that struck President John F. Kennedy probably was fired from the front.

Shaw is charged with conspiring with Lee Harvey Oswald and David W. Ferrie to murder Kennedy.

The state began the 33rd day of the trial by recalling its pathology expert, Dr. John M. Nichols, as its fifth rebuttal witness.

Nichols said a bullet that wounded Kennedy in the neck would have to have been fired from a lateral angle of less than 23 degrees in order to strike where it did. He implied a bullet fired from behind Kennedy from the Texas School Book Depository would have had to travel at a greater angle.

The Kennedy autopsy report said the bullet entered the back of the neck and exited from the front. The Warren Commission claims Kennedy was shot by Oswald alone in the book depository.

A defense objection prevented Nichols from giving an opinion about the angle of a shot being fired from a depository window.

The 12-man jury was expected to enter the stark jury room behind the courtroom later today to begin deliberation on the case.

The vote of only nine of them is needed to convict, under the Louisiana law applying to criminal conspiracy cases. It is the eve of the second anniversary of Shaw's arrest here after Dist. Atty. Jim Garrison announced his staff had "solved" the assassination.

There is a possibility a verdict

could come tomorrow. Judge Edward A. Haggerty Jr. told the jury "it looks to me" as though they would get the case late today.

Taking the witness chair in his own behalf as the 16th and last defense witness yesterday, Shaw denied all the main points the state has built to prove its indictment.

On cross examination, Asst. Dist. Atty. James L. Alcock did not ask any questions about a conspiracy, although he did go into such questions as whether Shaw ever used the alias Clem Bertrand.

Shaw's principal accuser, Perry Raymond Russo, 27, testified he had heard and watched the three discuss assassination plans, escape methods and alibis—but on cross examination he said he had never heard them agree to do anything.

Two of the state's rebuttal witnesses yesterday said they had decided to "get involved" after two years and told of seeing Ferrie and Shaw together at an airport here in the summer of 1964.

Nicholas M. Tadin, business agent for a musicians' union, testified that the elder of his two sons was taking flying lessons from Ferrie in 1964.

Mrs. Matilda Tadin said that she saw Shaw and Ferrie come out of a hanger at the airport and "passed the remark, 'Look at the distinguished looking man with Dave.'"

Assassination of Pres. John F. Kennedy

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- Times Herald _____
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- The Evening Star (Washington) 1-4
- The Sunday Star (Washington) _____
- Daily News (New York) _____
- Sunday News (New York) _____
- New York Post _____
- The New York Times _____
- The Sun (Baltimore) _____
- The Daily World _____
- The New Leader _____
- The Wall Street Journal _____
- The National Observer _____
- People's World _____
- Examiner (Washington) _____

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The Trial of Clay Shaw

Mr. Tolson
Mr. DeLoach
Mr. Mohr
Mr. Bishop
Mr. Casper
Mr. Callahan
Mr. Conrad
Mr. Felt
Mr. Gale
Mr. Rosen
Mr. Sullivan
Mr. Tavel
Mr. Trotter
Tele. Room
Miss Holmes
Miss Gandy

THE GARRISON INVESTIGATION & THE COMMUNIST CONSPIRACY

By Kent Courtney

The head of the Federal Bureau of Investigation, J. Edgar Hoover wrote in his book entitled "Masters of Deceit," "Communism is the major menace of our time. Today it threatens the very existence of our Western civilization."

On another occasion, J. Edgar Hoover, addressing a national convention of the American Legion, stated, "We are at war with the Communists and they are at war with us and the sooner every red-blooded American realizes this, the better off our country will be."

The chief tool of the Communists in the conquest of any country is internal subversion,

the technique of the Trojan horse; the technique of allowing Communist sympathizers to prepare the way with propaganda, demonstrations and subversion in all aspects of the target country until it is ready for Communist take-over from within and, later on, the imposition of Communist-con-

troled police and armed forces.

Rarely has the Soviet Union taken over a country with the use of troops alone at the outset.

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Assessment of J. Edgar Hoover

The Conservative Journal
New Orleans, Louisiana
February - 1969
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In the cases of Red China and North Vietnam, both Communist dictators in those countries were recruited when they were young men, educated and trained in Russia and then sent back to their own countries to carry out the Communist plan of conquest through subversion and propaganda.

In the United States, we have seen how Walter Reuther in the 1930's went to Russia, spent some 18 months there with his brother, Victor. He didn't go to Russia to learn how to become a machinist but rather how to become a revolutionary within the ranks of organized labor. When Walter Reuther came back to this country, he initiated the technique of the sit-in strike which was the basis of the beginning of his organization of the United Automobile Workers which later merged with the Congress of Industrial Organizations and later the CIO merged with the American Federation of Labor. During his lifetime, Walter Reuther has been seeking ever greater avenues of power, aligning himself with a large number of key Communist-front organizations. His latest amalgamation was with Dr. Martin Luther King, Jr., when King and Reuther worked side by side in the various marches on Washington to bring about the passage of Civil Rights bills and Voting Rights bills. They worked very closely together for the proposed march on Washington April 22 to pass bills for the guaranteed annual wage and the guaranteed annual income. This was the infamous "poor march."

GARRISON'S RESPONSIBILITY

As we start our presentation of the relationship between the international Communist Conspiracy and the Garrison investigation into Clay Shaw's alleged participation in the conspiracy to assassinate President John Kennedy, I wish to emphasize that I am not saying that Mr. Garrison, in any way, is himself a Communist, or has ever been a member of the Communist Party. He may not know that what he is doing aids the work of the Communist Conspiracy. Whether he knows it or not, this does not relieve him of the duty to find out whether what he is doing is for the benefit of the United States or whether it is for the benefit of the enemies of the United States.

THE PEOPLE'S RIGHT TO INVESTIGATE UNDER FIRE

My approach to this subject has to do with the ability of the

Communist Party practicing law ~~is doing~~ so for the purpose of destroying law and order and overthrowing the government of the United States because he is an agent of a foreign power. The Supreme Court has ruled in several cases, including the Konigsberg Case, that Communists have a right to practice law and that states do not have a right to interfere with the members of the Communist Conspiracy for practicing law in a state.

In the case of Schwere vs. New Mexico, Communists can now practice law in that state. The Supreme Court, in this case, nullified State laws and the regulations of state bar associations regarding who can be admitted to practice law. Therefore, Communists may be practicing in your State for the benefit of the International Communist Conspiracy.

CONGRESSIONAL INVESTIGATIONS CRIPPLED

The Communist Conspiracy is definitely interested, not only in promoting, but in making it possible for their agents, their members, their hidden agents, their dupes, their fellow-travelers to practice law. They want them to be able to practice law, to teach, to control unions, to work in defense plants.

They not only want to prevent the states from controlling Communists and Communist activities or from investigating Communism, but they also have laid out a long line of attack in order to stop the House Committee on Un-American Activities and to negate the effects of the Senate Committee on Internal Subversion. Both committees were set up because of the danger posed by the Communist Conspiracy operating within the Government and within Labor Unions, and in the teaching professions, in religious organizations and elsewhere.

In the case of Watkins vs. the United States, decided in 1957, the effect of the decision was to restrict the activities of the Investigating Committees of the House of Representatives and the Senate of the United States. The position of the Court was that your Congressional representative, the people you elect, should not have the power to inquire into the extent of Communist activities of known Com-

munists. Under this ruling the Communists knew that they could not be jailed for refusing to answer questions put to them by the Congress. Not only were they able to invoke the Fifth Amendment, which protects an innocent person from incriminating himself or protects a criminal from confessing to his own crime, but also it set the Communists free to say, "No. I don't have to answer your questions because you don't have the power to ask me that question." In other words, it made it possible for the Communist not to answer questions even if they weren't self-incriminating, even if the questions were designed to incriminate others. Thus, the Supreme Court unleashed the Communist Party to carry out its plans for the subversion and the take-over of the United States.

VIEWS OF LEGAL AUTHORITIES ABOUT PRO-COMMUNIST DECISIONS OF THE SUPREME COURT

The Senior Justice of the Arizona Supreme Court, until his death a few years ago, was the Honorable M. T. Phelps. His reaction to the series of decisions of the Supreme Court which I've just reviewed was as follows:

"It is the design and the purpose of the U.S. Supreme Court to usurp the policy making

powers of the Nation. By its own unconstitutional pronouncements, the Supreme Court would create an all-powerful, centralized Government in Washington. These decisions pave the way for the destruction of every vestige of States Rights expressly and clearly reserved to the states under the Tenth Amendment to the Constitution.

"I honestly view the Supreme Court with its present membership and predilection as a greater danger to our democratic form of government and the American way of life than all the forces aligned against us outside our boundaries."

Circuit Judge, William Olds, of Virginia said, "It is now clearly apparent from a long list of revolutionary decisions by the Supreme Court, headed by Chief Justice Warren, that the Court is determined to destroy our dual system of government under the Constitution and create by usurpation and encroachment, a judicial oligarchy of unparalleled proportion."

Thus we have briefly reviewed a series of cases in which the Supreme Court has set Communists and the Communist Conspiracy free to engage in the destruction of the Constitution and the destruction of the authority of state governments to protect themselves from sedition and subversion, and the destruction of our way of life. The Supreme Court has nullified the ability of the Congress to investigate Communists in Government, has, to all intents and purposes, nullified the ability of the Senate and the House to investigate the activities of Communists in defense plants. Recent decisions hold that known Communists may not be fired even though they are in a sensitive job in a defense plant or in the merchant marine.

In other recent decisions, the Courts have declared invalid the regulations controlling the travel of Communists from this country to the Iron Curtain and back again. This was the case of Stokely Carmichael. Stokely Carmichael has traveled to Cuba, to North Vietnam, to Moscow, to Peking and he comes back to this country and he is free to preach and advocate the violent overthrow of the United States Government.

H. Rap Brown made a mistake. He carried a gun in interstate commerce when he was under indictment. Therefore, he broke a Federal law. He is also under indictment for inciting to riot in Maryland and you will not be surprised to know that one of the foremost Communist attorneys, a member of the National Lawyers' Guild, Mr. Kunsler of the noted firm of Kunsler, Kunsler and Kinoy has been retained by the Student Non-violent Coordinating Committee to defend H. Rap Brown.

THE POWERS OF THE GRAND JURY

Now you may say, "What has all this got to do with the Garrison Case?" I am not making any charge against Mr. Garrison but the fact of the matter is that one of the last means by which the people have a right to defend themselves against malfeasance in office, against stealing and other acts against the city government, against the taxpayers is the Grand Jury. The Grand Jury has the right to inquire into any kind of wrong doing by any group of people, whether it be criminals, dope pushers, racketeers, or labor gangsters. The Grand Jury has

the right to inquire, investigate and discover wrong doing. This includes the right to investigate subversion, to investigate the

Communist Conspiracy, or a conspiracy to assassinate the President of the United States.

Now in the Shaw case Garrison is trying to prove that an alleged conspiracy existed among certain individuals, Clay Shaw and others, to bring about the assassination of President Kennedy.

The Presidents Commission on the Assassination of President Kennedy leaves a lot to be desired. There are some very obvious discrepancies in the "Warren Report" as to whether the assassination of President Kennedy was performed by one man or by a group. The Warren Report left itself open to be questioned. However, the Communists do not like the conclusion of the Warren Report; that Oswald, a known and identified Communist, assassinated President

Kennedy. If this investigation by District Attorney Garrison and the trial of Clay Shaw can, in any way, suggest or prove that the Communists were not involved or that Oswald did not act alone or that people other than Oswald were also involved in the assassination, or if Oswald can be held blameless — that somebody else entirely committed the assassination — then you can see that such a decision would help the Communist Conspiracy. Then the finger might well point to other groups of people who were also opposed to Kennedy.

Anything that the Garrison investigation can do to absolve or to partially absolve Communist participation in the killing of Kennedy would be to the benefit of the Communist Conspiracy.

* citizens of the United States to investigate subversion and to investigate the Communist Conspiracy and, once having investigated it, to pass laws and then to enforce those laws which could stop the Communist Conspiracy in its tracks in this country.

My main thesis is that if Jim Garrison, District Attorney for the Parish of Orleans, State of Louisiana, is not successful in proving that those persons accused in his case were involved in a conspiracy to kill President Kennedy, then there is a distinct possibility that this

failure to prove the case of a Communist Conspiracy, or any kind of conspiracy, will be a crippling blow against the ability of other District Attorneys and other Grand Juries to investigate persons involved in the Communist Conspiracy or in any conspiracy against the leaders of our government.

THE STRUCTURE OF OUR FEDERAL REPUBLIC

First of all, let us analyse the organization of our government which was designed for the protection of the United States citizen.

The founding fathers established our government, fearful of the powers of a dictatorship and, therefore, they divided the authority and the power of the government into three separate parts. The Legislative function of the government was established to pass the laws desired by the people and the legislative arm was divided into two parts, the Congress of the United States made up of the House of Representatives (to be elected by the people directly) and the Senate.

The members of the House of Representatives would be responsible to the people in their geographical section of the country and each man would come from a district representing approximately an equal number of people.

The Senate of the United States was originally set up to represent the State government. The Governor and the State Legislature would select in the manner best suited to them, and determined by them, two men to represent the government of the State in the United States Senate. That is, United States Senators were supposed to represent the combined will and wishes of the legislature of each State. Thus, the Senators were originally selected by men who themselves were elected, but they were supposed to represent the State at large and not be elected by the people. The Senators, therefore, were supposed to be above the passions of the people and were to serve as a check upon the House of Representatives which was elected by the people themselves.

The Supreme Court of the United States and the Judges of subsidiary courts were to be appointed by the Executive with the approval of the Congress. These Judges were to be appointed for life and they were to decide upon the constitution-

any of laws brought before them on appeal. The Constitution still provides that the Congress of the United States can, say, by merely passing a law, that the Supreme Court shall not have any authority to decide cases, for instance, involving the educational systems of the individual States. The Congress of the United States has not seen fit to curb the Supreme Court or the inferior courts which have been established by the Congress of the United States.

The power of the Executive was limited to carrying out the laws of the Congress. The President and his executive department were merely to perform the functions of executing the laws passed by the Congress and approved or disapproved by the Supreme Court.

Now let us see how the Communists have altered our form of government for the purpose of making it possible for the Communist conquest of the United States to succeed through legal subversion and other methods without the use of any Soviet troops.

SUBVERSION BY THE SUPREME COURT

It is not necessary to know the chemistry involved in the spoilage of fruit or fish for the average person to know when he looks at and smells a barrel of apples or a heap of decaying fish if it is rotten.

It is not necessary for a federal agent seeking out bootleggers in the piney woods of Georgia or Mississippi (or any other state) to know the chemistry of the fermentation of corn in order to smell a still and know that something illegal is going on.

It is not necessary for the average citizen in America to be an expert on either law or Communism, or crime, for him to know that something is wrong in the United States when Communists and criminals are being set free by a long series of court decisions in order to carry on the Communist campaign of subversion and the criminals' career of crime.

Therefore, you and I as citizens and voters don't need to know whether the members of the Supreme Court are members of the Communist Party or not, to suspect that something is wrong when a long series of decisions have set the Communists free to carry on the subversion and destruction of the United States of America in every

In 1959, I wrote a pamphlet entitled "On Whose Side is the United States Supreme Court," which analysed the pro-Communist batting averages of members of the Supreme Court. The Supreme Court, in 1959, was composed of Hugo Black, Felix Frankfurter, William O. Douglas, Harold Burton, Thomas C. Clark, Earl Warren, John M. Holland, William J. Brennan and Charles E. Whittaker. At that time, we found in 71 cases involving Communists or Communism, Hugo Black voted in favor of the Communist cause 71 times, giving him a batting average 100% pro-Communist.

Felix Frankfurter, who was appointed to the Supreme Court in 1939 by Roosevelt, had a 77% pro-Communist record.

William O. Douglas, appointed by Roosevelt in 1939, in 66 out of 69 cases which appeared before him and in which he participated, earned a 95% pro-Communist record.

Harold Burton was appointed in 1945 by President Truman and had a 46% pro-Communist voting record.

Thomas C. Clark was appointed by Truman in 1949. In 18 out of 51 cases he voted for the Communists, giving him a 35% Red record.

Now we turn to the Eisenhower Administration. In 1953, Eisenhower appointed Earl Warren as Chief Justice. In 36 out of 39 cases, Earl Warren voted for the Communist cause giving him a batting record of 92%. In 1955, Eisenhower appointed John M. Harlan to the Court and in 20 out of 34 cases in which he participated, he voted for the Communists giving him a pro-Red batting average of

58%. William J. Brennan was appointed by Eisenhower in 1956 to the Supreme Court and in 18 out of 20 cases in which he participated, he earned a 90% pro-Red voting record. Charles E. Whittaker was appointed by Eisenhower in 1957 to the Supreme Court and by 1959 he had participated in eleven cases in which Communism was the issue and in four out of those cases, he voted for the Communists for a 36% Red record.

Now as I said before, almost anybody can tell that fish are inedible when something smells very rotten. But let's take a look at some of these individual cases in which a majority of the members of the Supreme Court voted to help the Communist Conspiracy.

SUPREME COURT UNCHECKED

The major thesis that we are trying to establish in this presentation is that the Supreme Court of the United States has nullified the legal intent of the Congress which passed laws to control Communism and that the rulings of the Supreme Court have nullified the subversive control laws of the various states and the Supreme Court has nullified the activities of the Subversive Activities Control Board which was set up by the Congress for the purpose of controlling the Communist Conspiracy and that the Supreme Court by its decisions has nullified the Executive orders established to control the movement of Communists in and out of the United States.

Of course, the first wrong decision was the recognition of the illegally constituted revolutionary government of the Soviet Union by Franklin Roosevelt (in 1935).

STATE LAWS NULLIFIED

Let us look at the case of Nelson vs. the State of Pennsylvania which was decided by the Supreme Court in 1956. A majority of the Supreme Court, including Earl Warren, in this case voted to nullify the subversive control laws which had been established in 42 different states in the Union. By this action, the Supreme Court of the United States under Warren, who was appointed by Eisenhower, indicated that they were in favor of freeing the Communist Party and its agents from the control of state laws so that the Communist Party and its agents could plan to take over the individual states by force and by violence.

This "Pre-emption Theory" holds that if the United States government legislates in a field, it takes away from the states the power to pass laws in the same field.

The Supreme Court held, basically, that inasmuch as the United States government had established the subversive activities control law and the Subversive Activities Board to administer the law, that therefore, the United States government had pre-empted the rights of the State to control Communist subversion and sedition within their own borders.

This is in spite of the fact that a minority of the members of the Supreme Court have held that the Congress had no such intention of pre-empting the activities of the legislatures of the states in these cases. As a

matter of fact, as late as 1961, a majority of the Supreme Court ruled in a 5 to 4 decision that the Communist Party should register under the provisions of the Subversive Activities Control Act. Chief Justice Warren and three others voted to allow the Communist party complete freedom of action to carry out its subversive plan.

In subsequent years, the Supreme Court has changed its collective mind and has, in fact, said that the Communist Party did not have to register as agents of a foreign power and that they were merely members of a domestic political party in this country.

In effect then, in the Nelson vs. Pennsylvania case and subsequent cases, the Supreme Court is saying that the states do not have the right to control Communists because there is a Subversive Activities Control Board and laws passed by the Congress. And then the Supreme Court in subsequent decisions turns around and nullifies the laws passed by Congress for national control of Communists.

TEACHERS CAN ADVOCATE OVERTHROW

Now let's take a look at the case of Yates vs. the United States decided by the Supreme Court in 1958. In the Yates case, a majority of the Supreme Court, with Justice Warren approving, ruled that it is legal for a teacher to advocate and teach and conspire with others to bring about the overthrow of the government of the United States by force and violence as long as the future date of the Communist revolution is not definitely fixed and remains indefinite.

In a similar case entitled Slowchower vs. the Board of Education, the Supreme Court told state and city governments they cannot question a teacher about his known associations with Communist Party members.

This, combined with the Yates case, allows a teacher who belongs to the Communist Party or to Communist fronts or both to remain hidden, remain unidentified and yet teach the violent overthrow of the Government of the United States while on a city or state payroll.

ASSASSINATION OF PRESIDENT JOHN F. KENNEDY
NOVEMBER 22, 1963, DALLAS, TEXAS

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- DeLoach _____
- Mohr _____
- Bishop _____
- Casper _____
- Callahan _____
- Conrad _____
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- Gandy _____

Last Witnesses Due

Shaw Trial Is Drawing to Its Close

NEW ORLEANS, Feb. 28 (UPI) — Twelve men walk up 26 concrete steps just behind the Clay L. Shaw courtroom today to a stark jury room to deliberate whether the retired bachelor businessman conspired to murder President John F. Kennedy.

The vote of nine of them is needed to convict under the Louisiana law applying to criminal conspiracy cases.

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Nicholas M. Tadin, business agent for a musi-



MRS. TADIN

MR. TADIN

cians union, testified that he and his wife have two boys, both deaf, and the oldest was taking flying lessons from Mr. Ferrie in 1964. Mr. Tadin said his business takes him into the French Quarter here three or four nights a week.

He pointed out Mr. Shaw in court as the man he had seen many times riding around the quarter in his "light cream color Thunderbird with the top down."

Mr. Shaw, 55, is a former manager director of the International Trade Mart here. In his morning testimony he had said the convertible was black.

AIRPORT MEETING

One day, Mr. Tadin said, he and his wife went to the airport, and:

"As I was getting out of the car, David Ferrie came running out of the hangar and Shaw was right behind him about three feet. And I said to my wife, 'Oh Christ — look at this — Clay Shaw.' I told Dave: 'What's this?' he said: 'This is my friend Clay Shaw — he is in charge of the International Trade Mart.'"

Defense Lawyers F. Irvin Dymond asked Mr. Tadin why he did not come forward during the preliminary hearing in March, 1967, when the charges were first aired and he replied: "The same like other people who didn't want to get involved."

"If you didn't want to get involved in 1967 why did you want to get involved today?" Mr. Dymond boomed.

"Well," replied Mr. Tadin, "Last night I was sitting at my house watching the news and I said, hell, this is not true, I says I know this and I'm going to tell it."

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- Times Herald _____
- The Washington Daily News 147
- The Evening Star (Washington) _____
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- Examiner (Washington) _____

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2 Witnesses Testify Shaw Knew Ferrie

By John P. MacKenzie
Washington Post Staff Writer

NEW ORLEANS, Feb. 27—Clay L. Shaw took the witness stand in his own defense today and denied he conspired to assassinate President John F. Kennedy or that he even knew his alleged co-conspirators David Ferrie and Lee Harvey Oswald.

But three hours later, two surprise rebuttal witnesses rocked the courtroom with testimony that they saw Shaw and Ferrie together in 1964. The new witnesses, Nicholas Tadin and his wife Matilda, volunteered their stories only this morning.

Tadin said he had not wanted "to get involved" but changed his mind while watching TV reports because he knew Shaw and Ferrie were acquainted.

The testimony of Tadin and his wife was the State's response to the testimony of Shaw, who had categorically denied every element of the murder conspiracy charge against him including ever having known Ferrie.

It appeared that it would soon be known what effect the testimony had on the jury as Judge Edward A. Haggerty Jr. announced that some time on Friday he would submit to the all-male panel the case that began 38 days ago.

Shaw is accused of conspiring in this city with Oswald and Ferrie, both now dead, to assassinate the President. The prosecution is part of District Attorney Jim Garrison's attempt to discredit the Warren Commission in particular and the Federal Government in general for allegedly trying to cover up a murder plot.

If the jury believes the new witnesses, it will have to reject Shaw's denial that he ever knew Ferrie, the broken-down airline pilot who was Garrison's prime investigation target before his death two years ago.

To find Shaw guilty—a verdict that would strike a heavy blow at the prestige of the Warren report worldwide—the jury must also believe that Shaw, Oswald and Ferrie reached murder and getaway agreements at a party here in mid-September, 1963, two months before the tragedy in Dallas.

Tadin, balding and perhaps in his late 40s, preceded his wife to the witness stand. He identified himself as the business manager of a local musicians union and the father of two deaf sons, one of whom took flying lessons with Ferrie at the city's lakefront airport 4½ years ago.

Like a witness who placed Shaw, Ferrie and Oswald together at the 1963 party, Tadin was unable to give a precise date beyond "sometime between June and August" in 1964 as when he saw Shaw and Ferrie together.

Tadin and his wife had come out to be with their 16-year-old son during a flying lesson with Ferrie, a known homosexual with a spellbinding influence on young boys that Tadin hinted was of concern to him.

He said he saw Shaw leave an airport hangar about three feet ahead of Ferrie. "I said to myself, 'Aw, Christ,'" said Tadin in a manner strongly suggestive of the unspoken but widely acknowledged fact that Shaw is a homosexual.

After Shaw turned and left for his car, said Tadin, Ferrie said the man was "a friend of mine, Mr. Clay Shaw. He's the manager of the International Trade Mart."

Cross-examined by Defense Attorney F. Irvin Dymond, Tadin said he couldn't recall

how Shaw was dressed that day.

Asked if Shaw had a hat—a question that may have helped discredit previous witnesses who said he wore one—Tadin replied he remembered Shaw was hatless because his wife remarked about Shaw's "beautiful hair," a distinguished gray.

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O ASSASSINATION OF PRESIDENT KENNEDY

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"When did you first get in touch with the District Attorney's office?" Dymond asked. "This morning," the witness replied.

Asked why he had not come forward two years ago when the question first arose whether Shaw and Ferrie had been acquainted, Tadin said, "The same like other people in this case. I didn't want to get involved."

He decided last night, while watching reports of the day's trial developments on TV, to come forward.

"I says, this is not true," Tadin said he told himself.

Mrs. Tadin backed up her husband about the 1964 incident. While equally uncertain about the clothing worn by Shaw, she was able to say that the event occurred in "late August."

To some observers, the guilt or innocence of Shaw has seemed of secondary importance to Garrison, the most important thing being his evidence against the Warren Commission which the trial under Louisiana conspiracy law makes admissible.

Shaw, 55, and retired from an advertising and trade promotion career, testified just

before the defense rested its case this afternoon. He calmly and tersely denied any conspiracy.

"Have you ever, even jokingly or casually, talked about killing the President of the United States?" Dymond asked his client.

"Certainly not," Shaw answered.

"Did you conspire with David Ferrie and Lee Harvey Oswald to murder John F. Kennedy, the President of the United States?" Dymond asked.

"No, I did not," Shaw said.

"Did you ever at any time want President Kennedy to die?" asked Dymond.

"Certainly not," said Shaw, adding that he had voted for Mr. Kennedy and had supported him.

He denied using the name "Clay Bertrand," which Garrison claims was his alias. Had he ever used an alias? Only once, when he wrote a play under the pen name, Allen White, "a name derived from the maiden names of my grandmothers."

During an hour's cross-examination, Assistant District Attorney James L. Alcock was so gentle with the defendant that the courthouse buzzed with reports that the prosecutors had become discouraged at the way the case had been going.

However, any impression that the prosecution was about to take an acquittal lying down was dispelled when Mr. and Mrs. Tadin took the stand.



Associated Press

CLAY SHAW

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Shaw Denies Kennedy Murder Plot

By MARTIN WALDRON

Special to The New York Times

NEW ORLEANS, Feb. 27 —

The defense rested today after Clay L. Shaw took the witness stand and denied that he had conspired to assassinate President Kennedy.

He said he had admired and voted for Mr. Kennedy.

Mr. Shaw denied knowing either Lee Harvey Oswald or David W. Ferrie, also named in the conspiracy.

In rebuttal, the state called a witness who said he had seen Mr. Shaw with Mr. Ferrie at the Lakefront Airport in New Orleans in the summer of 1964.

The witness, Nicholas N. Tadin, said he had driven out to the airport with his wife and they had seen Mr. Shaw and Mr. Ferrie emerging from a hangar.

'That's Clay Shaw'

"I said to my wife, that's Clay Shaw with Dave Ferrie," Mr. Tadin testified.

Mr. Tadin is business agent for a musician's union and said he knew Mr. Shaw by sight. He said that he had seen the 55-year-old retired businessman driving up and down Bourbon Street in the French quarter in a white convertible Thunderbird with a "car full of boys."

Mr. Tadin said that his 16-year-old son was taking flying lessons from Mr. Ferrie during the summer of 1964 and that he had tried to keep a watch on him because of what he had heard.

The witness was not permitted to say what he had heard but said that it had greatly disturbed him and that he had had a talk with Mr. Ferrie.

Mr. Ferrie was reputed to be a homosexual who influenced teenaged boys.

Mr. Tadin said he had told Mr. Ferrie that if anyone "hurts my kid I'm going to fracture somebody's jaw."

The witness said he had got in touch with the district attorney's office only this morning. He said he had not wanted to get involved previously.

Mr. Shaw, the former managing director of the New Orleans International Trade Mart, said he had never seen either Mr. Ferrie or Oswald and had never heard of them before the assassination.

He said he did not know



Associated Press

Clay L. Shaw, defendant in conspiracy trial, on his way yesterday to take the stand for first time in New Orleans.

Perry Raymond Russo, the 27-year-old encyclopedia salesman who had testified that he had overheard Mr. Shaw plotting with Oswald and Mr. Ferrie.

Shaw Remains Calm

Mr. Shaw's direct testimony given in a calm and matter-of-fact manner, took only 20 minutes.

The cross-examination by the assistant district attorney, James L. Alcock, was almost cursory.

The prosecution has given no indication how many witnesses it plans to call in rebuttal. However, there were indications that the case may go to the jury tomorrow or Saturday.

Saturday will be the second anniversary of Mr. Shaw's arrest.

Another rebuttal witness, Eugene C. Davis, a French Quarter bartender, denied that he had ever been introduced to Dean A. Andrews Jr., a New

Orleans lawyer, as Clay Bertrand.

Mr. Andrews had testified that he had used the name Clay Bertrand as a "cover" in 1963 when he told the Federal Bureau of Investigation that he had been called by a Clay Bertrand to go to Dallas and defend Lee Harvey Oswald, named by a commission headed by Chief Justice Earl Warren as the assassin of President Kennedy. Oswald and Mr. Ferrie are dead.

Mr. Andrews had later said that the whole story of the telephone call had been a "figment of my imagination" but said that Mr. Davis had been introduced to him at the Rendezvous Bar as Clay Bertrand. Mr. Andrews said that someone known as "Big Joe" had made the introduction.

Mr. Davis said he knew "Big Joe" but that he had never used the name Clay Bertrand, said by District Attorney Jim Garrison to be a Shaw alias.

Oswald, name of Mrs. John F. Kennedy

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- The Sun (Baltimore) _____
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Date FEB 28 1969

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Shaw Denies a JFK Conspiracy

New Orleans Feb. 27 (UPI)—Looking straight at the jury and almost spitting out the words, Clay L. Shaw denied today that he ever conspired to assassinate President John F. Kennedy or even knew the two men he is accused of conspiring with.

The defense then rested its case, and a 32-day trial which put the Warren Report and the credibility of the federal government under prosecution along with Shaw appeared nearing an end.

Only state rebuttal witnesses, final arguments and the charge to the all-male jury by District Judge Edward A. Haggerty remained. The case was expected to be in the jury's hands by late tomorrow.

The white-haired Shaw, in a blue suit, was on the stand 33 minutes for direct examination by chief defense attorney F. Irvin Dymond and an hour for cross-examination by assistant district attorney James Alcock.

Denies Conspiracy

"Have you ever talked, even lightly, about killing the President of the United States?" Dymond asked.

"No, certainly not," Shaw said.

"Did you ever engage in a plot to assassinate John F. Kennedy,



Clay L. Shaw
He takes the stand

David Ferrie and Lee Harvey Oswald to murder John F. Kennedy, President of the United States?"

"No."

"Did you ever at any time want the President to die?"

"Certainly not."

He also said he never knew Ferrie or star state witness Perry Raymond Russo, and the closest he ever came to seeing Oswald was when someone told him "some nut" was passing out Fair-Play-for-Cuba pamphlets in front of the New Orleans International Trade Mart when Shaw was its managing director.

The 55-year-old retired New Orleans businessman is accused of conspiring with Oswald and Ferrie between Sept. 1 and Oct. 10, 1963, in New Orleans.

Because both are dead—Oswald killed by Jack Ruby in Dallas the day after he allegedly killed Kennedy, Nov. 22, 1963, and Ferrie dead of a blood clot on the brain in 1967—Russo was the only witness District Attorney Jim Garrison had to the alleged plot.

President of the United States?"

"No."

"Did you ever conspire with

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John F. Kennedy

Last Witnesses Due

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Assassination of Pres. John F. Kennedy

File 5-1000-1
TABOR

The Washington Post _____
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MRS. TADIN

MR. TADIN

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AIRPORT MEETING

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Shaw Jury Hears Pathology Expert

NEW ORLEANS (UPI) — With the conspiracy case of Clay L. Shaw expected to go to the jury late today, the prosecution recalled a witness to dispute the Warren Report by testifying a bullet that struck President John F. Kennedy probably was fired from the front.

Shaw is charged with conspiring with Lee Harvey Oswald and David W. Ferrie to murder Kennedy.

The state began the 33rd day of the trial by recalling its pathology expert, Dr. John M. Nichols, as its fifth rebuttal witness.

Nichols said a bullet that wounded Kennedy in the neck would have to have been fired from a lateral angle of less than 23 degrees in order to strike where it did. He implied a bullet fired from behind Kennedy from the Texas School Book Depository would have had to travel at a greater angle.

The Kennedy autopsy report said the bullet entered the back of the neck and exited from the front. The Warren Commission claims Kennedy was shot by Oswald alone in the book depository.

A defense objection prevented Nichols from giving an opinion about the angle of a shot being fired from a depository window.

The 12-man jury was expected to enter the stark jury room behind the courtroom later today to begin deliberation on the case.

The vote of only nine of them is needed to convict, under the Louisiana law applying to criminal conspiracy cases. It is the eve of the second anniversary of Shaw's arrest here after Dist. Atty. Jim Garrison announced his staff had "solved" the assassination.

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Mrs. Matilda Tadin said that she saw Shaw and Ferrie come out of a hanger at the airport and "passed the remark, 'Look at the distinguished looking man with Dave.'"

DA [unclear] [unclear] John F. Kennedy

TAYLOR
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File 5

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Shaw Trial Ends

NEW ORLEANS, Feb. 28 (UPI) — Dist. Atty. Jim Garrison wound up his case against Clay L. Shaw today by producing a handwriting expert who testified it was "highly probable" that Shaw signed the name "Clay Bertrand" in an airlines guest book in 1966.

The testimony of Mrs. Elizabeth McCarthy of Boston contradicted that of a defense handwriting expert, Charles A. Appel Jr. of Washington, who had said it was his positive opinion Shaw did not write the name in the guest book.

The state charges Shaw used the names Clay and Clem Bertrand as aliases while conspiring with Lee Harvey Oswald and David W. Ferrie in September, 1963, to murder President John F. Kennedy.

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0 *Assessment of Pres John F. Kennedy*

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 John F. Kennedy

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-United Press International

NICHOLAS TADIN

Last Witnesses Due

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Nicholas M. Tadin, business agent for a musicians union, testified that he and his wife have two boys, both deaf, and the oldest was taking flying lessons from Mr. Ferrie in 1964. Mr. Tadin said his business takes him into the French Quarter here three or four nights a week.

He pointed out Mr. Shaw in court as the man he had seen many times riding around the quarter in his "light cream color Thunderbird with the top down."

Mr. Shaw, 55, is a former manager director of the International Trade Mart here. In his morning testimony he had said the convertible was black.

AIRPORT MEETING

One day, Mr. Tadin said, he and his wife went to the airport, and:

to Its Close

"As I was getting out of the car, David Ferrie came running out of the hangar and Shaw was right behind him about three feet. And I said to my wife, 'Oh Christ — look at this — Clay Shaw.' I told Dave: 'What's this?' he said: 'This is my friend Clay Shaw — he is in charge of the International Trade Mart.'"

Defense Lawyers F. Irvin Dymond asked Mr. Tadin why he did not come forward during the preliminary hearing in March, 1967, when the charges were first aired and he replied: "The same like other people who didn't want to get involved."

"If you didn't want to get involved in 1967 why did you want to get involved today?" Mr. Dymond boomed.

"Well," replied Mr. Tadin, "Last night I was sitting at my house watching the news and I said, hell, this is not true, I says I know this and I'm going to tell it."



MRS. TADIN



MR. TADIN

- Tolson _____
- DeLoach
- Mohr _____
- Bishop
- Casper _____
- Callahan _____
- Conrad _____
- Felt _____
- Gale _____
- Rosen
- Sullivan
- Tavel _____
- Trotter _____
- Tele. Room _____
- Holmes _____
- Gandy _____

File 5- TADIN TAYLOR

- The Washington Post _____
- Times Herald _____
- The Washington Daily News 1
- The Evening Star (Washington) _____
- The Sunday Star (Washington) _____
- Daily News (New York) _____
- Sunday News (New York) _____
- New York Post _____
- The New York Times _____
- The Sun (Baltimore) _____
- The Daily World _____
- The New Leader _____
- The Wall Street Journal _____
- The National Observer _____
- People's World _____
- Examiner (Washington) _____

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Tolson _____
DeLoach _____
Mohr _____

Last Witnesses Due

Shaw Trial Is Drawing to Its Close

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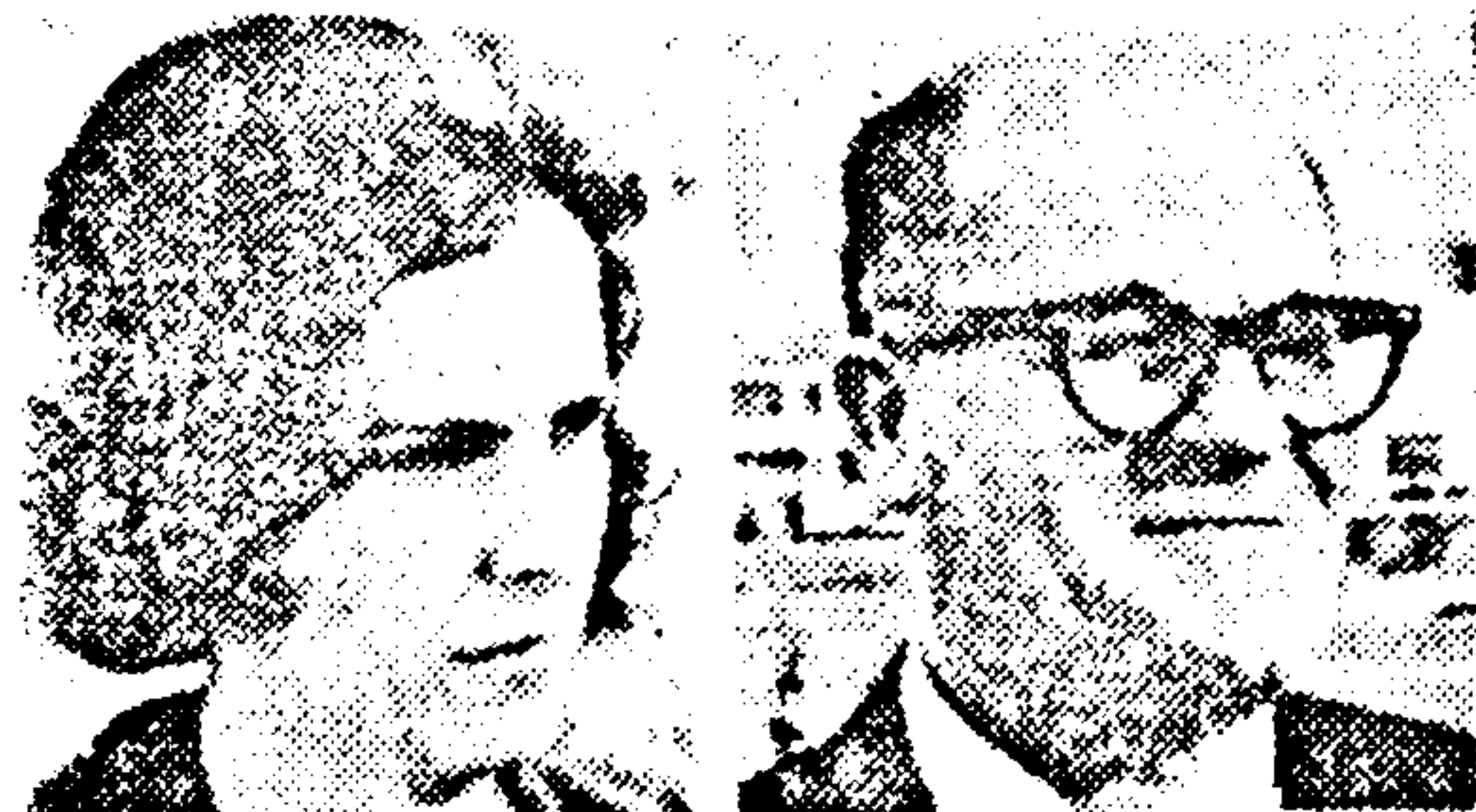
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Assassination of President John F. Kennedy

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TADIN
G. Alcock

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Date 2-28-68

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