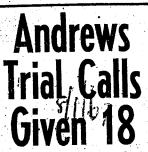
Cancler Asks Sentence Be Set Aside

John "the Baptist" Cancler, figure in the Garrison probe of an alleged Kennedy death plot, today appealed to the Louisiana Supreme Court to set aside a six-month sentence and a \$500 fine, imposed for contempt of Criminal District Court.

Cancler was sentenced by Criminal District Judge Bernard J. Bagert, for refusing to repeat before the Orleans Parish Grand Jury a charge that two aides of DA Garrison attempted to get him to break into the apartment of Clay L. Shaw, and "put something there." The sentence carries an additional year in the event of failure to pay the fine.

Shaw is under indictment as a conspirator in a plot to kill President John F. Kennedy. Cancler had made his charge before a nationwide television audience.

The six-month term and fine are in addition to an 18-year sentence imposed Friday by Judge Oliver P. Schulingkamp following Cancler's conviction as a third offender, on a crime of simple burglary.



Eighteen persons have been subpenaed as state witnesses in the Aug. 9 trial in Criminal District Court of Dean A. Andrews, attorney accused of perjury before the grand jury investigating an alleged conspiracy to kill President John F. Kennedy.

The trial is scheduled before Judge Frank J. Shea beginning Aug. 9.

Among those called by the state are:

Albert V. LaBiche, grand jury foreman.

Andrew Sciambra, assistant district attorney.

William Gurvich, former chief investigator for Dist.

Atty. Jim Garrison. Regis L. Kennedy and Reed W. Jensen, agents of the Federal Bureau of Investigation. Three state police officers,

Lt. Benny Casso, Sgt. John Buccola, and Trooper Thomas L. Clark.

Gene Davis, 704 Iberville, a French Quarter nightclub operator.

Frank Caracci, operator of the 500 Club in the Quarter. Mrs. Maureen Thiel, stenographer for the grand jury.

Daniel Haggerty, clerk of Criminal District Court.

Prentiss M. Davis, Chalmette.

Monya Gray Super, care of Margie Witt and Associates, Carondelet Bldg.

Nick Karno, 5230 Camp.

Margaret Tannebaum, 318 Ridgelake dr., Metairie.

Anthony Mardin, Box 2182, Baton Rouge.

Herman Michelas, 1438 St. Mary.

No subpenses have as yet been issued for defense counsel for Andrews, former Jefferson Parish assistant district attorney. ENO

Newsman Ldses Plea on Plot

7/25/6) By MARTIN WALDRON Special to The New York Times

NEW ORLEANS, July 27 man for the National Broad-tion investigation. casting Company to testify be-fore the New Orleans grand nation of President Kennedy.

prospective witness before a newsman before the grand jury allow testimony from any grand jury had no legal stand-ing to atack the make-up of dicted for perjury. the grand jury or the motives dicted for perjury. of the district attorney.

program that was critical of the newsman when he was ar-District Attorney Jim Garrison's rested. Mr. Brener said the activities in the investigation of state investigators refused to

grand jury. He has been charged hewspapers, and butter with by Mr. Garrison with offering Sheridan to go before the a bribe to Perry Raymond grand jury. Russo, a witness against Clay However, he stayed the or-L. Shaw, a retired New Orleans der until noon tomorrow to businessman who was indicted give Mr. Sheridan's attorneys a bus the start of the Louisian's attorneys at by the grand jury on a charge chance to ask the Louisians of conspiring to kill Mr. Ken-Supreme Court to enter the nedy.

Attorney Mr. Garrison did not appea District The and at the hearing. James Sheridan charged Mr.

Richard Townley, a New Or-Alcock, an Assistant District leans television newsman, with Attorney, told the judge that offering bribes to Mr. Russo Mr. Sheridan would be advised Criminal District Judge Bernard while N.B.C. was preparing of his rights and given full pro-J. Bagert today ordered a news- its program on the assassina- tection of the law while before the grand jury.

Milton E. Brener, attorney Members of the grand jury jury investigating the assassi- for Mr. Sheridan, told Judge were in the courtroom in an Bagert that he "feared" Mr. swer to a subpoena from Mr Judge Bagert ruled that a Garrison was trying to get the Sheridan, but the judge did not

the grand jury of the motion of the district attorney. of the district attorney. The newsman, Walter J. Attorney was "furious" with Sheridan of Washington, helped Mr. Sheridan and had ordered prepare an N.B.C. television state investigators to "beat" prepare an N.B.C. television state investigators to "beat"

the assassination. Mr. Sheridan do this. accused the District Attorney The judge turned down an ine assassination. Mr. Sheridan to tuis. accused the District Attorney The judge turned down an of having political, financial offer by Mr. Sheridan to prove and personal interests in the that Mr. Garrison was making money through the investiga-Mr. Sheridan also said he tion by collecting funds from might be forced to give testi-private citizens and by selling mony against himself before the information to magazines and ordered Mr.

grand jury. He has been charged newspapers, and ordered Mr.

case.



"Plot' Inquiry Delayed

NEW ORLEANS, July 28 (AP) —The State Supreme Court stepped in hours before the Orleans Parish County Grand jury convened today and stayed in a subreme ordering a tolari a subpoena ordering a television newsman to appear for questioning.

The action came on an appeal filed by Walter J. Sheridan of Washington, an investigative reporter for the National Broadreporter for the National Broad-casting Company. Mr. Sheridan went to the high court last night after a criminal district court judge overruled his mo-tions to quash the subpoena and to bar District Attorney Jim Garrison from any grand jury proceedings against him. Three judges of the Supreme Court said the exact ruling of the district court had not been received and therefore they

received and therefore they were unable to pass on the issue before the grand jury con-vened at 2 P.M. Al proceedings were stayed until further orders of the court.

Mr. Garrison and District Judge Bernard J. Bagert were Judge Bernard J. Bagert were given until Aug. 8 to file an-swers to Mr. Sheridan's plea for dismissal of the subpoena. At the hearing yesterday, Judge Bagert overruled Mr. Sheridan's motions and said he would have to appear at a grand jury session. The defense contends Mr.

The defense contends Mr. Garrison is animated by anger because of Mr. Sheridan's in-vestigation of an alleged conspiracy to assassinate President

Kennedy. Mr. Sheridan is charged with attempted bribery after an N.B.C. program that examined the Division Attorney's case in the District Attorney's case in critical detail. He is said to have offered a bribe to Perry Raymond Russo, a Garrison witness who says he overheard plotters in a conspiracy to kill Mr. Kennedy. ENI

DA Seeking to Get Warren Lawyer for Andrews Trial

The District Attorney's office took steps today to have a Warren Commission attorney brought to New Orleans to testify next week at the perjury trial of attorney Dean A. Andrews Jr.

Andrews told commission attorney Wesley J. Liebeler when questioned under oath in 1964 that a man named Clay Bertrand had called him after the assassination of President Kennedy and asked him to defend accused assassin Lee Harvey Oswald.

District Attorney Jim Garrison, in his probe of the assassination, has charged retired New Orleans businessman Clay L. Shaw with using the alias Clay Bertrand and participating in a conspiracy to murder the President.

ANDREWS, WHO WAS indicted for perjury by the Orleans Parish Grand Jury, claims that Shaw and Bertrand are not the same man. Liebeler was asked to come

to New Orleans voluntarily

and testify Aug. 9 and Aug. 10, and he refused

Today, assistant DA James L. Alcock filed a request for

attendance by Liebler with Criminal District Judge Frank J. Shea, who will preside at

the trial of Andrews. Judge. Shea signed an order for Liebler's return and an order for funds to cover Liebler's travel expenses.

The order is being forwarded to the courts in Wyndham County, Vt. Liebler is now living in Newfane, Vt., which is in Wyndham County.

IN REQUESTING Liebler's return to New Orleans, Alcock said that he is necessary as a material witness in the state's case against Andrews.

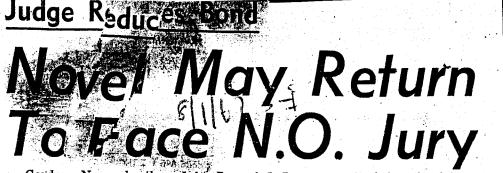
He said that testimony here by Liebler was necessary to show the materiality and relevance of the grand jury's questioning of Andrews and to show prior inconsistent statements.

ANDREWS WAS questioned here by Liebler July 21, 1964, while the Warren Commission was conducting its investigation of the Kennedy assassination.

Andrews gave commission investigators conflicting descriptions of the man he said he knew as Clay Bertrand.

He first told the local grand jury when asked if Clay Shaw were Clay Bertrand, "I can't say he is and I can't say he ain't." Later, Andrews said that the man he knew as Clay Bertrand was French Quarter bar-owner Eugene Davis. Davis has denied using the name.

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Gordon Novel, the talkative fugitive witness who has thwarted Dist. Atty. Jim Garrison's attempts to return him here for questioning in the Kennedy death plot investigation, may be coming home.

Criminal District Court

Judge Bernard J. Bagert today ordered bond reductions in three cases pending against the 29-year-old onetime New Orleans night club owner.

At the same time, the judge said Novel's attorney indicated that the loquacious electronics expert will return to face the charges and testify before the Orleans Parish Grand Jury.

GARRISON'S OFFICE has charged Novel with conspiracy to burglarize an oil well service company's munitions bunker at Houma in 1961.

Two other accusations pending against N o v e 1 involve what the DA's office charges were failures by Novel to pay outstanding bills owed a local printing firm and commercial artist.

Bail in the three cases amounted to \$10,000. Today, Judge Bagert ordered the bonds lowered to \$5,500.

In addition to the criminal charges, Garrison had a fugitive witness warrant sworn out against Novel. Bagert said the DA's office has agreed to drop this count if Novel returns voluntarily.

THE JUDGE QUOTED Steven Plotkin, Novel's New Orleans lawyer, as saying his client would post bond in the three cases if his bail reduction motion is granted.

Judge Bagert said Plotkin told him Novel would also be willing to face the grand jury and testify in Garrison's inquiry into the murder of the late President John F. Kennedy.

Novel, who admitted serving as an "intermediary" for the Central Intelligence Agency prior to the CIA-sponsored Bay of Pigs invasion, left New Orleans in mid-March.

The DA's office has attempted repeatedly to have him returned from Columbus, Ohio, where Novel sought refuge. However, Ohio Gov. James Rhodes' office several times rejected extradition requests because of what it said were "technical deficiencies."