

Released on

ANDREWS GETS

\$2,500 Bond

18 MON



DEAN A. ANDREWS JR. SIGNS BOND AFTER SENTENCING
Freed pending appeal of perjury conviction.

Attorney Dean A. Andrews Jr. was sentenced to 18 months in jail on each of three counts of perjury today despite the pleas of attorneys that he is in no condition to go to jail.

Criminal District Judge Frank J. Shea handed down the sentence, which will run concurrently, and released Andrews on \$2,500 bond pending appeal of the conviction.

Andrews could have gotten up to five years in prison on each of the three counts for a total of 15 years. Had

this happened he would not have been permitted to make bond pending appeal.

Shea had earlier held up sentencing while information on Andrews' physical condition was sought from his doctors.

IN HANDING DOWN HIS verdict Shea said perjury is a crime which erodes the foundation of the entire judicial process and "must not be condoned," adding:

"If not suppressed, it will make meaningless the truth and will encourage willful and irresponsible falsehoods among those who now fear the consequences of such a lie."

Andrews was convicted Monday on three counts of perjury in testimony before the grand jury investigating the assassination of President John F. Kennedy.

Following sentencing, Andrews left court thumbs in his pants pockets saying he did not want to make any comments on his sentence.

Asked if he was surprised at the verdict, he said, "I'm never surprised at anything."

ANDREWS POSTED THE \$2,500 bond in the clerk of court's office and left the building accompanied by his attorneys.

Prior to announcing sentence, Shea denied an appeal by Andrews for a new trial. He also turned down a motion by Andrews' attorneys for an arrest in judgment in the case.

Harry Burglass, Andrews' attorney, then asked that sentencing be delayed until questions on the defendant's medical condition be answered.

The physician from Parish Prison, where Andrews has been confined since Monday, was called into court to testify about Andrews' condition.

The doctor told the court Andrews was subject to three medical conditions: edema (accumulation of body fluids

in body tissue); septicemic shock (a bacterial blood infection) and cardiac decomposition (slowing down or recombination of the heart).

Andrews was hospitalized in 1965 for treatment of septicemic shock and heart failure.

In sentencing Andrews Shea added:

"Perjury is all the more reprehensible in the words of an attorney since it can only lead to contempt for the law and courts. I am also aware in imposing my sentence that the defendant, if the conviction is affirmed will suffer an additional severe punishment in that he will probably be prohibited from engaging in the practice of law, which has been his means of livelihood for the past 15 years.

Two other motions were filed today in matters relating to the Kennedy probe.

Attorneys for Clay L. Shaw, charged with criminal conspiracy in the Kennedy slaying, asked for and got permission for Shaw to leave the jurisdiction of the court from now until Sept. 5 in order to visit his sick mother in Hammond.

BURTON KLEIN, attorney for Miguel Torres, filed a motion to stay Torres' appearance before the grand jury next week. Klein's motion argued that Torres, now serving a burglary sentence at the Louisiana State Penitentiary at Angola, fears self-incrimination before the grand jury because he believes Garrison plans to file charges against him in connection with his appearance on a national television program critical of Garrison.

Klein asked that the appearance be stayed until a federal court acts on a similar proceeding for National Broadcasting Co. newsman Walter Sheridan and local an-

nouncer Richard Townley.

The usually talkative and jovial Andrews avoided newsmen today in his first public appearance since he went to jail.

Andrews was hustled across the corridor on the second floor of the Criminal Courts Building to the stairs leading to Judge Shea's attic courtroom.

Four deputies flanked him as they quickly climbed the steps.

ANDREWS WAS asked to take a seat in the jury box of the all-but-empty courtroom where he waged a five-day losing battle to refute perjury charges against him.

His attorneys and representatives of the district attorney's office were already in conference with Shea in the judge's chambers.

Harry Burglass, Andrews' chief attorney during the trial, entered the courtroom about 9:34 a.m., saw Andrews in the jury box and walked over to greet him with "Deano!"

ANDREWS SAT BOLT upright, staring straight ahead through his trade-mark, dark sunglasses, his thumbs characteristically hooked in his trouser pockets.

Today he was unsmiling and apparently all business. When Burglass apparently asked him something about the final remarks to be made to the judge before sentencing, Andrews rose from his

seat and said:

"Leave my kids out of this."

HE INSTRUCTED Burglass to just say he was ready for sentencing. (Burglass, however, later did mention Andrews has a family to support.)

At 9:35 a.m. Andrews moved from the jury box to the defense table and minutes later Judge Shea entered the courtroom from his chambers.

"We have two motions," said Judge Shea. "A motion for an arrested judgment and a motion for a new trial."

He then asked the prosecution if it would make oral arguments on the motions. Assistant DA Richard Burnes said the state denied the al-

legations in the motions. The defense had contended that the indictment against Andrews was defective and that the judge's charge to the jury was open to question.

BURNES SAID ON the motion for a new trial, "the state denies that the motion for a new trial could further justice."

Judge Shea then ruled against both motions and Burglass said the defense would take a bill of exceptions on the two rulings for a possible appeal.

Burglass then asked Judge Shea to sentence Andrews this morning. Andrews has been in jail since his conviction early Monday pending imposition of sentence. He must be sentenced before an appeal can be taken.

THE DEFENSE IS expected to appeal to the Louisiana Supreme Court.

In a final statement to the

court Burglass said Andrews "has a family solely dependent on him.

"We know, too, that this conviction carries overtones exceeding those that it would have to others. He is a practicing attorney. He could no longer practice law.

Andrews has been convicted on three counts of perjury and Burglass today asked for concurrent sentences if prison terms were to be imposed.

BURGLASS THEN SAID Andrews' health "is not what it ought to be."

He said Andrews had been in the hospital.

Judge Shea then said he would like to know the actual condition of Andrews' health and asked that the defense contact his physician to get

a medical report.

Burglass conferred briefly with Andrews, then advised the court that Andrews had told him the information could not be obtained in a brief period of time.

"He asked that he be sentenced today," said Burglass.

JUDGE SHEA THEN instructed the defense to contact Andrews' physician by phone and get a report on his health.

The judge said he wanted to know all of the factors concerning the defendant before he passed sentence.

The court then took up other matters while the defense sought the medical report.

In another aspect of the probe, Judge Haggerty yesterday told the state it must furnish information stating approximately when certain alleged meetings and acts involving Shaw occurred.

Both sides in the case were urged to speed up the preliminary legal machinery and head for a trial in high gear. "These motions have dragged on for four months," Judge Haggerty said.

He said the trial could begin late next month. Yet, the defense still has several moves to make in its strategy.

SHAW'S LAWYERS have until Aug. 30 to file a supplementary motion to quash the grand jury indictment against him. The state has until Sept. 6 to answer. Haggerty said he will rule on Sept. 13.

F. Irving Dymond, one of Shaw's lawyers, hinted yesterday that the defense is pondering a move to seek a change of venue which would shift the trial to another city.