

Treasury Secretary Henry Fowler asked Congress in a letter to extend for another 15 months the authorization for the Secret Service to protect the family of the late President John F. Kennedy. Fowler noted the present authorization expires Nov. 22, fourth anniversary of the Kennedy assassination, and he suggested extension until March 1, 1969, for possible further review at that time.

<sup>N. G. L. M. 10/20/68</sup>  
Defense attorneys for Clay L. Shaw, accused of conspiring with Lee Harvey Oswald to assassinate President John F. Kennedy in 1963, asked a New Orleans court for a six-month delay in or a change of location for the trial. One of the lawyers, F. Irvin Dymond, told Dist. Judge Edward A. Haggerty Jr. that Shaw, retired director of the New Orleans International Trade Mart, had received unfavorable publicity in New Orleans which would preclude a fair trial there. Judge Haggerty did not rule on the request.

# Embattled O'Hara Before U.S. Jury

By JOE MILLAN

Criminal Court Judge Malcolm V. O'Hara appeared for less than five minutes today before a federal grand jury investigating allegations that bribes were offered in an attempt to free Teamster Union boss James R. Hoffa from prison.



—States-Item Photo.

JUDGE

MALCOLM V. O'HARA

O'Hara would make no comment on his appearance. Also testifying today were O'Hara's court reporter, Julian Levy, and Baton Rouge Municipal Court Judge William Hawk Daniels.

YESTERDAY, THE jury heard from New Orleans contractor Zachary A. "Red" Strate, television newsman Walter Sheridan, New Orleans attorney Edward M. Baldwin and Pershing O. Gervais, former investigator for Dist. Atty. Jim Garrison.

Judge O'Hara testified in a Chicago federal court hearing last month that he had been a "messenger" in an attempt to get Baton Rouge teamster official Edward G. Partin to sign an affidavit that illegal wiretapping had been used to convict Hoffa.

Partin's testimony was instrumental in Hoffa's conviction on charges of fraud and conspiracy in Chattanooga in 1964.

Levy, asked whether he prepared the affidavit for Judge O'Hara, replied, "Yes."

JUDGE DANIELS told reporters that he was a witness in Hoffa's 1964 jury-tampering trial. Asked whether he was going to cooperate with the grand jury, Judge Daniels said, "I regard the grand jury as an important adjunct to law and order.

"A person shouldn't go before a grand jury if he is not going to be cooperative."

After hearing Judge Dan-

iels, the jury adjourned without indicating when it would resume the investigation.

Accompanying O'Hara to the federal court building today was attorney Robert J. Zibilich.

Strate was convicted in Chicago along with Hoffa on the fraud and conspiracy charges.

During a federal court hearing in Chicago last month, Strate testified that Sheridan offered to help him if he would furnish information

damaging to Garrison's Kennedy assassination investigation.

SHERIDAN IS a features investigator for the third department who worked for the last investigation which led to Hoffa's arrest.

Sheridan has denied the allegations.

Judge O'Hara, testifying during the same Chicago hearing, said he had been a messenger in connection with an alleged attempt to get Partin to sign an affidavit that illegal wiretap evidence had been used to convict Hoffa.

The judge told the court that Baldwin, his campaign manager in his unsuccessful attempt to oust Garrison in the district attorney's race in 1965, informed him that Sheridan was preparing a program on Garrison for NBC. O'Hara said that Baldwin arranged a meeting between Strate and Sheridan.

Yesterday Sheridan said when he found out Strate was at the meeting, he asked what Strate wanted from him. Sheridan said that when he found out Strate wanted information on wiretapping in Hoffa's case "that was the end of it." Sheridan said there was no wiretapping involved.

Aim at November Date

# Shaw Given Time, October Trial Out

Criminal District Judge Edward A. Haggerty Jr. today gave the district attorney's office until Tuesday to file answers to a set of motions filed yesterday by attorneys for Clay L. Shaw.

This ended any possibility that Shaw might go to trial in October on charges of conspiracy in the slaying of President John F. Kennedy. The judge gave indications he is now aiming at a November date.

The judge indicated this by telling assistant DA James L. Alcock in court this morning that he hopes to use the October jury venire in a hearing on the defense request for a change of venue.

EARLIER, JUDGE HAGGERTY had hoped to use the September panel, which went out of office today, so that the trial could be held in October.

Alcock appeared before the judge and was asked when the DA's office could file its answers to the defense motions.

"We will have the answers ready by next Tuesday," said Alcock.

"Very well," said Judge Haggerty, "I'll give you till next Tuesday."

The judge then said he hoped to use the October jury panel for the hearing. He asked Alcock if he was aware the defense had asked for a six-month delay in the case. Alcock said he was.

"It's already been six months since the defendant was indicted. Since then they have filed many pleadings. I can't let defense counsel come in each week with new motions. We have to stop somewhere," Judge Haggerty said.

Alcock said he would be in with his answers to a. m. Tuesday.

"I would like at that time, if the situation allows, to set a date for the hearing on the pleadings and I will listen to any recommendations you may have on a date," the judge said.

In a hectic court day yesterday, the judge's hopes for an early trial were dashed when defense attorneys came in too late with their motions for

District Attorney Jim Garrison's office to answer them and set up a hearing for today.

The defense motions asked:

—A six-month delay in the trial, which would push it into next spring.

—Alternatively, if the delay is not granted, a change of venue, meaning Shaw would be tried elsewhere in Louisiana, outside the New Orleans area.

—Another application for particulars in the state's case against Shaw.

THE DEFENSE claims it is impossible for Shaw to receive a fair trial now because of actions by Garrison.

The DA, said the defense, "destroyed or seriously prejudiced the right" of Shaw to a fair trial with a "deliberate and calculated publicity barrage" since Shaw was arrested March 1.

The application for particulars noted that under the criminal conspiracy statute, two basic elements of proof are "the agreement or combination of two or more persons" and "an act in furtherance" of the crime.

THE APPLICATION cited several state allegations and asked if they are supposed to be an "agreement or combination" or an "act in furtherance."

Judge Haggerty was angry that defense attorney F. Irvin Dymond did not file the motions until late yesterday, because today is the last day for the jury panel which the judge planned to use to determine if a change

of venue is needed.

"I CERTAINLY can't use the October jury to determine if Shaw can get a fair trial and use the same jury for the trial," said the judge.

"This means this case will be thrown back a whole month due to Mr. Dymond's tardiness," Judge Haggerty said.

The possibility exists that the state might agree to the six-month delay, or even a change of venue, which would make the hearing unnecessary. gnd