

KP
Andrews
Dean A.

PRESIDENT'S COMMISSION
ON THE
ASSASSINATION OF PRESIDENT KENNEDY

TO Dean A. Andrews, Jr., Esq., Maison Blanche Building,
921 Canal Street, New Orleans, Louisiana, GREETING:

PURSUANT to lawful authority, YOU ARE HEREBY COMMANDED to be and appear before the President's Commission on the Assassination of President Kennedy on the twenty-first day of July, 1964 at 2:30 o'clock P.M., at the offices of the United States Attorney, Old Courts Building, Royal and Conti Streets, New Orleans, Louisiana, then and there to testify touching matters of inquiry committed to said Commission, and not to depart without leave of said Commission.. Attached herewith is a copy of Executive Order 11130 and S.J.Res. 137, setting forth the scope of the Commission's inquiry and its authority for the taking of testimony and the production of evidence.

YOU ARE HEREBY COMMANDED to bring with you and produce before said Commission the following:

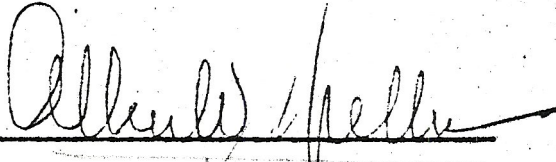
All records, papers, notes and other documents in your possession or under your control pertaining to any possible representation of Lee Harvey Oswald by you during the period April 1, 1963 through December 31, 1963, including any such writings indicating that Oswald called in your office, either alone or in the company of others, or any such writings indicating any attempt which may have been made by any person including one Clay Bertrand, to retain your services on behalf of Lee Harvey Oswald in connection with his involvement with the assassination of President John F. Kennedy and any other such writings pertaining to that assassination.

HEREOF FAIL NOT, as you will answer your default under the pains and penalties in such cases made and provided.

- 2 -

To the United States Secret Service, to serve and return
pursuant to the rules of the Commission.

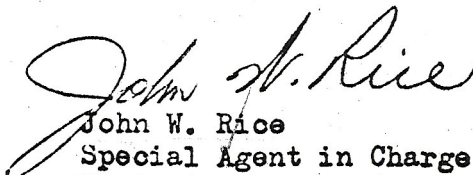
GIVEN under my hand this 16th day of July in the
year of our Lord, 1964.


Member of the Commission

If you desire a conference with a representative of the Commission prior to the date of the hearing, please call or write to: President's Commission on the Assassination of President Kennedy, 200 Maryland Avenue, N.E., Washington, D.C. 20002, Telephone: 543-1400.

July 18, 1964

Subpoena was served on Dean A. Andrews, Jr., Esq., at his residence, 207 Metairie Lawn Drive, Metairie, Louisiana, evening of July 17, 1964, by the undersigned.


John W. Rice
Special Agent in Charge
U. S. Secret Service
New Orleans, Louisiana

This subpoena duces tecum required Andrews' attendance at the hearing and the production of records the government knew he did not have because they had been stolen. The government evinced no interest in the rather strange burglary of Andrews' office in which only unimportant records were stolen.

1Date 11/25/63

SAM MONK ZELDEN, Attorney at Law, National Bank of Commerce Building, advised that he was at the New Orleans Athletic Club at about 11:00 AM, Sunday, November 24, 1963 and he received a call from DEAN ANDREWS who is confined at the Hotel Dieu and ANDREWS told him that he had been approached to represent LEE OSWALD and defend him for the murder of President KENNEDY in Dallas, Texas. ZELDEN advised that he was surprised and not interested in defending OSWALD and he told ANDREWS that he would have to think about it and about this time he heard on television that OSWALD had been shot. He advised he told Mr. ANDREWS this and this was the last he heard of the case.

ZELDEN advised that ANDREWS did not tell him who had contacted him with the request that he represent OSWALD.

On 11/25/63 at New Orleans, Louisiana File # NO 89-69

by SA'S REGIS L. KENNEDY & CLAUDE L. SCHLAGER Date dictated 11/25/63

:bal

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

This confirmation of Andrews testimony is not in the evidence but is in the Commission's 75th file. It should have been placed in evidence during Andrews' testimony. Instead, Commission Counsel Liebeler acted the prosecutor, attempting to undermine Andrews' statements. Zelden was not called as a witness.

3

407

UNITED STATES SECRET SERVICE
TREASURY DEPARTMENT

ORIGIN **Field** OFFICE **New Orleans** FILE NO. **CO-2-34,030**

TYPE OF CASE Assassination of President	STATUS Continued	TITLE OR CAPTION Leo Harvey Oswald Assassination of President Kennedy
INVESTIGATION MADE AT New Orleans, Louisiana	PERIOD COVERED 11/25/63 - 12/4/63	
INVESTIGATION MADE BY Special Agents Anthony E. Carrets and Roger D. Counts and SAIC John W. Rice		

DETAILS

SYNOPSIS

Dean Andrews, Jr., Attorney, New Orleans, advised that Oswald had visited his office on approximately three occasions in June-July, 1963, relative to his citizenship status, his wife's status and his undesirable discharge from the Marine Corps. On 11/23/63 Attorney Andrews was contacted by telephone by a Clay Bertrand, who inquired if he would be interested in defending Oswald. Inquiries made at Tulane University re Clay Bertrand and A. J. Hidell.

DETAILS OF INVESTIGATION

Reference is made to previous reports submitted in this case.

On 11/25/63 Attorney Dean A. Andrews, Jr., who is well known to this office, contacted SAIC Rice by telephone from the Hotel Dieu Hospital in New Orleans, where he was confined as a patient.

He advised that in June and July, 1963, dates unrecalled, Lee H. Oswald had visited his office on three occasions and expressed concern about (1) his citizenship status; (2) his wife's status; and (3) his undesirable discharge from the Marine Corps which he claimed had made it impossible to obtain suitable employment.

Mr. Andrews said that Oswald was accompanied by a total of approximately five persons during the three visits. He said that he knew two of the subjects by sight, and that on two occasions he was accompanied by a young man of Mexican extraction (not Cuban), whom he did not know. He said he believed that all of Oswald's companions were homosexuals who possibly frequent the Gaslight Bar in the French Quarter, where such individuals congregate. He said Oswald was supposed to furnish him \$20.00 and also his Marine Corps serial number in order to obtain copies of pertinent records from the

DISTRIBUTION Chief Dallas New Orleans	COPIES Orig & 2cc 2cc 2cc	REPORT MADE BY DEC 2 1963	DATE 467
		SPECIAL AGENT John W. Rice	DATE 12-6-63
		APPROVED John W. Rice	SPECIAL AGENT IN CHARGE

COMMISSION EXHIBIT No. 3094

Without embargo, report...
report... in...
408

Marine Corps. He said that Oswald did not comply, and that he did not establish a file on him, or receive a fee.

He further advised that in about August, 1963, he saw Oswald on Canal Street passing out literature favoring Castro, and that when he more or less admonished him, Oswald indicated that he was receiving \$25.00 a day for this work.

Attorney Andrews also advised that on Saturday, November 23, 1963, between 6:30PM and 9:00PM, while he was in the hospital, under sedation, he received a telephone call, believed to a local call, although he could not be positive, from a man giving the name of Clay Bertrand, who inquired if he would be willing to defend Oswald in the murder and assassination case. He said that Bertrand indicated that he would visit him at the hospital later, but failed to do so; and that the following day he learned that Oswald had been murdered.

He seems to feel that he had been previously contacted by Clay Bertrand in connection with another case, but he could not place him or furnish any information to assist in identifying or locating him. He said that he had asked his secretary to check the records at his office concerning Oswald and Bertrand, but that she had been unable to locate any records pertaining to either of them. He said that when he returned to his office he would personally check his files and advise us of the results. He indicated that he believed that Bertrand was a homosexual.

On 11/26/63 Inspector Thomas J. Kelley was furnished this information by telephone at Dallas. Deputy Chief Paul J. Paterni and SAIC Robert I. Bouck, PRS, were also furnished the information in telephone conversation on 11/29/63, as indicated in confirmation memorandum of the same date.

It was ascertained that Attorney Andrews had also furnished the same information to SA Regis Kennedy, FBI, New Orleans.

On 11/27/63 SA Anthony E. Gerrets inquired of the Police Department Intelligence Division concerning Clay Bertrand, with negative results. During the period November 27-29, 1963, SA Gerrets also made inquiries at the Bureau of Identification, Detective Division, Narcotics Squad and Vice Squad, New Orleans Police Department, and no record of Clay Bertrand was located.

On 11/29/63 SA Roger D. Counts personally interviewed Attorney Dean Andrews, Jr., at his residence, and exhibited to him photographs of Oswald and an unidentified subject passing out Fair Play for Cuba literature in front of the International Trade Mart in New Orleans. Mr. Andrews said he did not recognize the other man, and that he obviously was not one of the several persons who had accompanied Oswald to his office as indicated above.

During the period 11/29/63 to 12/4/63 SA Counts also made inquiries relative to Clay Bertrand of the following persons: Mr. Lance A. Garcia, Asst. Manager, New Orleans Credit Bureau; Mr. John E. Hevron, Assistant Secretary-Treasurer, Public Library; Mr. Jack Sullivan and Mr. Killeen, Louisiana State Employment Service; Mr. Bennerfield, employment office in Gretna, Louisiana. Clay Bertrand was not of record at any of these places.

467

COMMISSION EXHIBIT No. 3094—Continued

Alterations of evidence are dealt with harshly by courts. Here it was possible because there was no judge, no opposing counsel. On the Exhibit 3104 version, the outline of the paper used to mask what was eliminated is visible in the Xeroxing. It is one way - but hardly an honest way - to investigate the murder of a President.

On 12/2/63 Attorney Dean Andrews, Jr., advised by telephone that he had returned to work, and that a check of his office files had failed to disclose any record of Oswald or Clay Bertrand. He said he would continue to make inquiries in an effort to identify Clay Bertrand, and that he would advise this office of the results.

On 12/2/63 SA Counts and SAIC Rice visited Tulane University, New Orleans, and interviewed Dr. M. E. Lapham, Provost. He was informed that Oswald reportedly told Charles H. Steele, Jr., that the Fair Play for Cuba Committee circulars which they were passing out had originated at Tulane University; and that we had also been informed that Oswald told an attorney (Dean Andrews, Jr.) that he received \$25.00 a day to pass out the literature. Dr. Lapham said that he had not seen any of the circulars on the campus and knew of no one connected with the Fair Play for Cuba Committee. He was requested to have a record check made for Clay Bertrand and Alek James Hidell.

On 12/3/63 Dr. Lapham advised by telephone that a careful check had been made of all students, faculty members and employees of the University, and no record was located on Clay Bertrand or Alek James Hidell, or similar names. He said that he had made inquiries of appropriate officials and none had any information relative to Fair Play for Cuba Committee.

Dr. Lapham was not informed that we had established a connection between Oswald and Dr. Leonard Reissman, a professor at Tulane, the latter reportedly being active in the New Orleans Council for Peaceful Alternatives, also known as Ban the Bomb.

Dr. Leonard Reissman, referred to in report dated 12/3/63 by SA A. G. Vial, is of record in the subversive files of the Federal Bureau of Investigation, New Orleans. ASAC Joseph Sylvester, FBI, has requested that this office not interview Reissman because of their interest in him. It is understood that the FBI office desires to interview him and that he has been out of the city recently.

On 12/3/63 SA Regis Kennedy, FBI, advised that he had made extensive inquiries relative to Clay Bertrand, and to date had been unable to identify him. He said he would notify this office in the event he should develop any information regarding this subject.

SA Kennedy also advised that his office had been unable to date to identify the young man shown in photograph with Oswald passing out Fair Play for Cuba literature.

UNDEVELOPED LEADS

Investigation is continued in the New Orleans Office relative to other phases of this inquiry.

467

COMMISSION EXHIBIT No. 3094—Continued

The first copy of this report that I got was less legible than this one. Neither is as clear as the one printed by the Commission (26H704-5). That one is black and sharp.

UNITED STATES SECRET
TREASURY DEPARTMENT

Commission Exhibit No. 3104

SSK. V
FILE NO. CO-2-34,030

ORIGIN Field	OFFICE New Orleans	TITLE OR CAPTION Lee Harvey Oswald Assassination of President Kennedy
TYPE OF CASE Assassination of President	STATUS Continued	
INVESTIGATION MADE AT New Orleans, Louisiana	PERIOD COVERED 11/25/63 - 12/4/63	
INVESTIGATION MADE BY Special Agents Anthony E. Gerrets and Roger D. Counts and SAIC John W. Rice		

DETAILS

SYNOPSIS

Dean Andrews, Jr., Attorney, New Orleans, advised that Oswald had visited his office on approximately three occasions in June-July, 1963, relative to his citizenship status, his wife's status and his undesirable discharge from the Marine Corps. On 11/23/63 Attorney Andrews was contacted by telephone by a Clay Bertrand, who inquired if he would be interested in defending Oswald. Inquiries made at Tulane University re Clay Bertrand and A. J. Hidell.

DETAILS OF INVESTIGATION

Reference is made to previous reports submitted in this case.

On 11/25/63 Attorney Dean A. Andrews, Jr., who is well known to this office, contacted SAIC Rice by telephone from the Hotel Dieu Hospital in New Orleans, where he was confined as a patient.

He advised that in June and July, 1963, dates unrecalled, Lee H. Oswald had visited his office on three occasions and expressed concern about (1) his citizenship status; (2) his wife's status; and (3) his undesirable discharge from the Marine Corps which he claimed had made it impossible to obtain suitable employment.

Mr. Andrews said that Oswald was accompanied by a total of approximately five persons during the three visits. He said that he knew two of the subjects by sight, and that on two occasions he was accompanied by a young man of Mexican extraction (not Cuban), whom he did not know. He said he believed that all of Oswald's companions were homosexuals who possibly frequent the Gaslight Bar in the French Quarter, where such individuals congregate. He said Oswald was supposed to furnish him \$20.00 and also his Marine Corps serial number in order to obtain copies of pertinent records from the

DISTRIBUTION 2 Chief Dallas New Orleans	COPIES Orig & 2cc 2cc 2cc	REPORT MADE BY 467	DATE
		SPECIAL AGENT	
		APPROVED <i>John W. Rice</i> SPECIAL AGENT IN CHARGE	DATE 12-6-63

(CONTINUE ON PLAIN PAPER) U. S. GOVERNMENT PRINTING OFFICE 16-51200-1

Page 2
CO-2-34,030
12-6-63

Marine Corps. He said that Oswald did not comply, and that he did not establish a file on him, or receive a fee.

CD-75
H1Date November 30, 19631

DEAN ANDREWS, Attorney, Audubon Building, New Orleans, Louisiana, advised that the name of CLAY GOULD means nothing to him and he can not associate this name with the person by the name of CLAY BERTRAND that called him on the night of November 23, 1963, and asked him to represent LEE HARVEY OSWALD as a defense lawyer in Dallas, Texas.

On 11/30/63 at New Orleans, Louisiana File # NO 89-69
by SA REGIS L. KENNEDY /cjo Date dictated 11/30/63

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Blank paper has been eliminated. This copy of the report is from the first part of File 75. Below is the text from a different file showing other file identifications.)

O.P. - 8

Date November 30, 19631

KP

DEAN ANDREWS, Attorney, Audubon Building, New Orleans, Louisiana, advised that the name of CLAY GOULD means nothing to him and he can not associate this name with the person by the name of CLAY BERTRAND that called him on the night of November 23, 1963, and asked him to represent LEE HARVEY OSWALD as a defense lawyer in Dallas, Texas.

Here as elsewhere, the only changes in these documents is the elimination of blank space. I have added nothing to them, taken nothing away. Markings that appear on the documents exist in the Commission's file copies.

Date 11/27/631

DEAN ANDREWS, attorney at law, Audubon Building, Canal Street, New Orleans, Louisiana, currently confined at Hotel Dieu Hospital, Room 202, was contacted and advised that since last interviewed he had suffered a relapse and at the time of the interview he was under heavy sedation and could recall no information which would assist in the identification of CLAY BERTRAND. ANDREWS advised that BERTRAND had called him Saturday evening, November 23, 1963, and requested him to act as his attorney to defend LEE HARVEY OSWALD.

On 11/27/63 at New Orleans, Louisiana File # NO 89-69

by SA REGIS L. KENNEDY /jm Date dictated 11/27/63

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

These FBI reports raise more questions than they answer. They also tell lies, knowing they are lies. It is false, as the ensuing report says, that Andrews was not "capable of using the phone". Government investigators knew he had, repeatedly. It is false that Andrews was under any unusual sedation. The FBI does not quote the doctor on the nature of the medication. The nurse, however, specifies drugs that are used at home: nose drops, cough syrup and phenobarbital. This sedation, despite the contrary statement of the report, did not prevent Andrews' recollection of what he did and said. It did not eliminate his recollection of the Clay Bertrand phone call. Note that the Regis Kennedy report of November 30 refers to a "Clay Gould" as if it is a name also used by the man who used the name Clay Bertrand. On the same day Kennedy interviewed Betty Parent and asked her if she knew "Clay Gould". Both reports are in the 75th file. separated by 10 pages. In his testimony, Andrews was not asked if he knew a "Clay Gould". The name is not mentioned in the Report.

FEDERAL BUREAU OF INVESTIGATION

Other Individuals and Organizations
Involved of Interviewed

Date 12/5/63

42899

KP

1

Dr. J. ~~D.~~ **ANDREWS**, Hotel Dieu Hospital, advised that he treated Mr. **DEAN ANDREWS** at the hospital from November 20, 1963, until he was discharged on November 29, 1963, and recalls that Mr. **ANDREWS** was kept under heavy sedation for the first four days at the hospital and did not believe Mr. **ANDREWS** was capable of using the telephone during that time.

Dr. **ANDREWS** telephonically gave authority to the Hospital Librarian to furnish information to the FBI from Mr. **ANDREWS**' records.

On 12/5/63 at New Orleans, Louisiana File # NO 89-69
by SA RICHARD BUCARO :lav Date dictated 12/5/63

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

CR 126

FEDERAL BUREAU OF INVESTIGATION

Other Individuals and Organizations
Involved of Interviewed

Date 12/5/63

KP

1

Mrs. **THELMA MASSARINI**, Medical Records Librarian, Hotel Dieu Hospital, advised that hospital records of Mr. **DEAN ANDREWS** shows he was there from November 20, 1963 to November 29, 1963, and on November 23, 1963, at 6:00 PM was treated with nose drops and cough medicine. At 8:00 PM he received sedation in the form of phenobarbital and also at that time Mr. **ANDREWS** complained of pains in the chest. At 9:00 PM he was given anti-biotics. At 10:00 PM, the chart shows he was quiet again.

On 12/5/63 at New Orleans, Louisiana File # NO 89-69
by SA RICHARD BUCARO :lav Date dictated 12/5/63

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

CR 126

414

10

NO 89-69/gas

recall who these individuals were, what connection they had with OSWALD, or any information why they were all in the office at the same time. On another occasion ANDREWS advised that he recalls OSWALD entering the office at the same time a Mexican looking youth, who appeared to him to be "gay", entered the office. This Mexican youth had a "butch hair cut" which is a very short hair cut and while OSWALD was speaking with ANDREWS, he remained in the outer office. ANDREWS advised that he did not know this Mexican looking youth and has not seen or heard of him since this visit from OSWALD and could not identify him even if he should see him again.

Mr. ANDREWS advised that OSWALD was to bring to his office copies of his discharge from the United States Marine Corps, a record of his serial number and any other papers he had as well as the necessary expense money to enable him (as OSWALD's attorney) to write to obtain the necessary records. ANDREWS advised that OSWALD never brought the records or the necessary money to pay for obtaining a copy of the records and therefore no action was taken by him.

ANDREWS advised that OSWALD came to his, ANDREWS', office the last time approximately July 9, 1963. ANDREWS stated that nothing of importance was discussed and OSWALD did not bring his necessary records and did not bring necessary funds to enable him, ANDREWS, to take any action for OSWALD. ANDREWS stated that he next observed OSWALD on Canal Street several weeks or a month later near the Maison Blanche Building passing out some "Friends of Cuba Literature". ANDREWS stated that he stopped and spoke to OSWALD and told him he "must be crazy" to be passing out this literature. ANDREWS said he also asked him in "jive talk" when was he going to bring him the bread or in normal English, when was he going to bring the money to finance his case. ANDREWS

The Commission referred to its files as "documents". The "CD-126" at the top of this page identifies it as from File 126, of which it is page 23. Some of the earlier files are identified with the letters "CR". The content of this page is consistent with Andrews' testimony. The Mexican has never been identified. The government did not try.