

CRIMINAL DISTRICT COURT

PARISH OF ORLEANS

STATE OF LOUISIANA

.....
STATE OF LOUISIANA

198-059

VERSUS

1426 (30)

CLAY L. SHAW

SECTION "C"
.....

PROCEEDINGS IN OPEN COURT
FEBRUARY 6, 1969

B E F O R E : THE HONORABLE EDWARD A. HAGGERTY, JR.,
JUDGE, SECTION "C"

Dietrich & Pickett, Inc.
Stenotypists

333 ST. CHARLES AVENUE, SUITE 1221
NEW ORLEANS, LOUISIANA 70130-522-3111

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I N D E X

<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
EDWIN LEE McGEHRE	2 --	30 --	35 37	36 --
REEVES MORGAN	39	47	--	--
JOHN MANCHESTER	52	65	--	--
HENRY EARL PALMER	77	96	99	100
CORRIE COLLINS	102	113	--	--

E X H I B I T S

<u>EXHIBIT NO.</u>	<u>IDENTIFIED</u>
STATE EXHIBIT 1	4
STATE EXHIBIT 2	56
STATE EXHIBIT 3	84
DEFENDANT EXHIBIT 1	67
DEFENDANT EXHIBIT 2	68

1 EDWIN LEE MCGEHEE, 2

3 a witness called by and on behalf of the State,
4 having been first duly sworn, was examined and
5 testified as follows:

6 DIRECT EXAMINATION

7 BY MR. ALCOCK:

8 Q Mr. McGehee, I want you to just relax and
9 speak as clearly as you can. And, for
10 the record, would you state your full
11 name.

12 A Edwin Lee McGehee.

13 Q Mr. McGehee, where do you reside?

14 A In Jackson, Louisiana.

15 Q Approximately how far is Jackson, Louisiana,
16 from New Orleans, Louisiana -- approximate-
17 ly, if you know?

18 A Say about 120 miles north.

19 Q And approximately how far would Jackson,
20 Louisiana, be from Clinton, Louisiana, if
21 you know?

22 A It would be about I think 13 or 14 miles.

23 Q Approximately, Mr. McGehee, if you know, how
24 long a ride is it by automobile from
25 New Orleans, Louisiana, to Jackson,
Louisiana?

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A I don't know, it has been a good while since
I took that trip; I would say two and a
half hours maybe, approximately.

Q Mr. McGehee, what is your occupation?

A A barber.

Q And how long have you been a barber?

A Twelve years.

Q And do you have a barber shop at Jackson,
Louisiana?

A Yes.

Q Have you done most of your barbering in that
city, that is, in Jackson, Louisiana?

A Yes, the whole time.

Q Approximately what is the population of Jackson,
Mr. McGehee?

A About 3,000 people.

Q Back in 1963 would there have been much dif-
ference in the population then?

A Yes, it was less than that; it would be proba-
bly 2,000 then. They incorporated some
more since then.

Q Would you say, Mr. McGehee, that -- let me ask
you this question first: Did you say that
you had been barbering in Jackson for 12
years? Is that correct?

1 A Right.

2 Q Then I take it that you would have been bar-
3 bering there in the summer of 1963, would
4 that be correct?

5 A Right.

6 Q Are you pretty well, or were you in the summer
7 of 1963, Mr. McGehee, pretty well familiar
8 with most of the residents of the Jackson
9 area?

10 A Yes.

11 Q Would it be very often that a stranger would
12 come into your barber shop?

13 A Very seldom.

14 Q Mr. McGehee, I am going to show you a photo-
15 graph which I shall now mark for purposes
16 of identification "State Exhibit No. 1"
17 after I show it to Defense Counsel, and
18 ask you if you recognize the person in
19 that picture.

20 (Whereupon, the photograph referred
21 to by Counsel was duly marked for
22 identification as "State Exhibit
23 No. 1.")

24 BY MR. ALCOCK:

25 Q (Exhibiting photograph to witness) Mr.

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McGehee, I am going to show you what is now marked as "State No. 1," and ask you to look at this picture and see if you recognize the person in that picture.

A Yes.

Q Have you ever seen that person in person?

A Yes.

Q Do you know who that person is now?

A Yes, I know now.

Q Who is it?

A Lee Oswald.

Q Approximately when was it that you saw Lee Oswald in person?

MR. DYMOND:

If the Court please, at this time we are going to object to the relevancy of this testimony, first of all, on the ground of R.S. 15:455, which states, in effect, that the prima facie conspiracy must be shown before a defendant is responsible for the action of others, and, secondly, on the basis of Article 773 of the Code of Criminal Procedure.

THE COURT:

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What was that first article -- 455?

MR. DYMOND:

15:455.

THE COURT:

You must have it under the old Code.

The new Code is three volumes now.

Do you have a cross reference to the new volume?

MR. DYMOND:

This is the part that wasn't changed, Your Honor.

MR. WILLIAM WEGMANN:

New Section 10 to 12.

MR. ALCOCK:

Evidentiary Order.

THE COURT:

Volume 1?

MR. WILLIAM WEGMANN:

No, 10 to 12. It is the new section.

They took away three of the old volumes.

MR. DYMOND:

That is the part that wasn't changed.

Here it is (handing volume to the Court).

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THE COURT:

This is the index?

MR. WILLIAM WEGMANN:

No, that is the whole thing, Judge. It also includes a separate index.

THE COURT:

Off the record.

(Discussion off the record.)

MR. DYMOND:

Your Honor, while you are studying that, I would ask you also to look at Article 773 of the Code.

THE COURT:

773?

MR. DYMOND:

773.

THE COURT:

Mr. Dymond, the way I read the combination of both 455 and 773 is, No. 1, that the Court cannot control the State nor the Defense in the order in which they wish to present their evidence. Secondly, necessarily the trial of any case must start off at a given point. It is not always convenient

1 for the State to chronologically
2 outline their case and they must con-
3 nect it up.

4 I would ask this question of Mr. Alcock:

5 Do you intend to connect up the evi-
6 dence you are seeking to elicit from
7 this witness?

8 MR. ALCOCK:

9 I was just about to comment to the Court
10 on that when my turn for argument
11 came. The State has asked a total
12 of approximately ten questions.
13 Obviously, at this point the connec-
14 tion between this testimony and what
15 might be deemed relevant isn't
16 apparent, but I can assure the Court
17 this testimony is relevant and will
18 be connected up.

19 THE COURT:

20 Very well. That being the case, I over-
21 rule your objection.

22 MR. DYMOND:

23 To which ruling Counsel reserves a bill --

24 THE COURT:

25 Yes.

1 MR. DYMOND:

2 -- making the question and Counsel's
3 objection, the reasons for the ob-
4 jection and the ruling of the Court
5 together with the entire record, part
6 of the exception.

7 BY MR. ALCOCK:

8 Q Now, Mr. McGehee, can you recall approximately
9 when it was that you saw Leon Oswald?

10 A This was -- as near as I can remember, it was
11 in the -- we had some cool weather in the
12 last of August and the early part of
13 September. I barber by myself, and when
14 it is cool I turn the air-conditioning off
15 and keep the door open.

16 Q Would that have been the latter part of August,
17 early part of September, 1963?

18 A Right.

19 Q Now, at the time that Lee Harvey Oswald was in
20 your barber shop, was anyone present be-
21 sides yourself?

22 A No.

23 Q Can you recall approximately what time of day
24 or night this was that he was in the shop?

25 A This was along toward the evening.

1 Q Were you able to see, Mr. McGehee, how Oswald
2 came to the shop, whether he --

3 A The door was open and I noticed this car drive
4 up. It passed the door a little ways,
5 not too far, where the back end was just
6 a little past the shop, and I did not see
7 the man get out, and the next thing I
8 noticed, there was nobody on the street
9 hardly, not anybody, as a matter of fact,
10 and this man walked in the shop.

11 Q Could you describe the car for us at all?

12 A Yes, the car was -- it was an old car, it was
13 battered, it was a dark colored car -- it
14 might have been dark green -- but the make
15 of it I just couldn't remember, it was an
16 old car, real old.

17 Q Now, Mr. McGehee, to the best of your recollec-
18 tion and knowledge, was there anyone else
19 in that car?

20 A Yes.

21 Q Can you describe that person?

22 A There was a woman sitting on the front seat --
23 this is after the man was getting a hair-
24 cut I glanced at the car -- and in the
25 back seat what I noticed was -- looked like

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a bassinet.

Q A baby bassinet?

A Right.

Q Now, Mr. McGehee, had Oswald entered the shop before this car pulled up?

A No, after.

Q Did you ever see that car leave in front of the shop?

A It eventually left after he left; I didn't notice if he got in the car, I didn't pay any attention.

Q Well, approximately how long after he left the shop did the car leave?

A Right away. I noticed -- I heard it pull off, I didn't pay no attention to it, it was gone.

Q Now, Mr. McGehee, did you give Lee Harvey Oswald a haircut on that occasion?

A Yes.

Q Approximately how long would that take?

A About 15 minutes.

Q And did you have a conversation with him at that time?

A Yes.

Q Mr. McGehee, do you know a gentleman by the

1 name of Reeves Morgan?

2 A Right.

3 Q At that time did you know him personally?

4 A Yes.

5 Q Did you know his occupation at that time?

6 A Yes, he was State Representative in my Parish.

7 Q What parish would that be?

8 A East Feliciana.

9 Q Did you have occasion at any time to mention
10 his name?

11 A Yes; I referred Lee Oswald.

12 MR. DYMOND:

13 Now, if Your Honor please, we object to
14 any conversation which transpired
15 outside the presence of this de-
16 fendant, on the ground that it is
17 hearsay, of course.

18 MR. ALCOCK:

19 My position --

20 MR. DYMOND:

21 Note my objection.

22 THE COURT:

23 Let me hear Mr. Dymond first, then you,

24 Mr. Alcock.

25 MR. DYMOND:

1 I object to any conversation which
2 allegedly transpired out of the
3 presence of this defendant, on the
4 ground that it is hearsay evidence.

5 THE COURT:

6 I will hear you, Mr. Alcock.

7 MR. ALCOCK:

8 My position is that this may be correct
9 as far as any conversation or any
10 words uttered by Lee Oswald, but
11 certainly not as to this witness, he
12 can say what he said; that is not
13 hearsay.

14 THE WITNESS:

15 I was referring to --

16 THE COURT:

17 Excuse me just a minute. I am wondering
18 if the situation doesn't exist that
19 if it is a conspiracy of the persons
20 named, such as Oswald was named in
21 the conspiracy, which he is, that if
22 someone had a conversation with a
23 named defendant, even though he is
24 deceased, that does not, to my mind,
25 take it out of the general rule of

1 hearsay. There would be no question 14
2 if Oswald was presently on trial
3 that it would be admitted and the
4 conversation of a person with the
5 defendant, because it would not be
6 hearsay as to that defendant. Now
7 the legal question posed is whether
8 or not a statement by this witness
9 with Oswald would be admissible
10 against this defendant.

11 MR. GARRISON:

12 I would like to comment.

13 THE COURT:

14 The acts of all co-conspirators would be
15 used against a conspirator.

16 MR. GARRISON:

17 I would like to be heard.

18 THE COURT:

19 You can have a proposition where a state
20 would like to try one of the three
21 conspirators and still have the other
22 two not be tried, ask for a severance,
23 and the question (is) could hearsay
24 then be used with the two on
25 severance against the one that is

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present. My first impulse is to say yes, but I will be glad to hear you.

MR. DYMOND:

If the Court please, that proposition that you have just cited runs squarely into the teeth of the two statutes which I have previously mentioned to Your Honor, more specifically, R.S. 15:445, which requires the prima facie proof of a conspiracy before one co-conspirator is liable for the acts of the other co-conspirators.

THE COURT:

Just read that article. It states --

MR. DYMOND:

The same would apply on conversations. Certainly it would not be proper for Your Honor to permit hearsay testimony of conversations which could conceivably be damaging to this defendant in the eyes of the Jury, on the mere hope and supposition that the State will prove a prima facie case of conspiracy. That is the very

1 purpose of this Act. I feel that a
2 definite predicate in the form of
3 showing a conspiracy is required,
4 and that is where we have the appli-
5 cation of 773, to the effect that
6 the order of proof cannot be con-
7 trolled by the Court, --

8 THE COURT:

9 That is correct.

10 MR. DYMOND:

11 -- but that anything, any item of evi-
12 dence which requires the laying of a
13 foundation is not admissible until
14 that foundation is laid. Now, the
15 conversation that Your Honor has in
16 mind would require the laying of a
17 foundation, that foundation being a
18 prima facie case of conspiracy, and
19 until that is laid it cannot be ad-
20 mitted.

21 THE COURT:

22 Let me put a question to you, Mr. Dymond:

23 If by chance Oswald was on trial with
24 Mr. Shaw, do you claim that statements
25 he made, Oswald, would be admissible?

1 MR. DYMOND:

2 They would be admissible against Oswald
3 but certainly not against --

4 THE COURT:

5 -- against all the co-conspirators?

6 MR. DYMOND:

7 Unless a prima facie case of conspiracy
8 is shown.

9 THE COURT:

10 I have been assured by Mr. Alcock that he
11 will connect up the testimony he is
12 trying to elicit from this witness,
13 with the conspiracy.

14 MR. DYMOND:

15 Your Honor, I would accept that, but
16 Article 773 on just such a situation
17 as this makes an exception to the
18 deprivation of the right of Your
19 Honor to control the order of proof.

20 THE COURT:

21 Let me read the comment under Article 773.
22 "The basic purpose of this Article is to
23 allow counsel to have a free hand in
24 the conduct of his case. Furthermore,
25 frequently the admissibility of some

1 evidence depends on whether other
2 evidence is admitted. Necessarily,
3 such related evidence cannot be
4 introduced at the same moment (as
5 we have here) and frequently requires
6 the joint testimony of several wit-
7 nesses."

8 Here is the vital, controlling sentence:

9 "Usually, therefore, the first piece of
10 evidence is admitted subject to being
11 connected up or subject to the second
12 related piece of evidence being ad-
13 mitted."

14 (Reporter's Note: The above quotation is
15 transcribed from the notes as they lie.
16 The reader is referred to the source.)

17 THE COURT:

18 So when Mr. Alcock tells me that he is
19 going to connect up this evidence
20 with other related pieces of evidence
21 to establish a prima facie case of
22 conspiracy, I will accept his state-
23 ment that he is going to do that.

24 Now you are objecting to what Oswald told
25 this witness, that it cannot be used

1 against Mr. Shaw. Now, ordinarily,
2 if it was a confession, the con-
3 fession applies to the person who
4 made it, not to any other party, but
5 in a conspiracy, any act of a con-
6 spiracy, the other person whether
7 physically present or not is bound
8 by that action.

9 MR. DYMOND:

10 But, Your Honor, --

11 THE COURT:

12 But at this point you are trying to say

13 at the time they are talking about,
14 in August, 1963, they had not shown
15 that there was a conspiracy even.

16 Well, they have to start some place.

17 If they can connect it up, I am going
18 to go along with the State that they
19 can connect it up.

20 MR. DYMOND:

21 If the Court please, it may well be too

22 late after that, and I am sure Your

23 Honor can conceive of a situation

24 where there could be evidence, testi-

25 mony, which would be extremely harm-

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ful to our defendant if heard by the
Jury. And then what happens if the
State fails to connect it up? You
know very well that an admonition to
the Jury to disregard testimony is
the most ineffective thing.

THE COURT:

I agree with you on that.
Now, this Article says specifically -- it
creates an exception -- that is 773:
"But when the evidence requires a founda-
tion for its admission, the founda-
tion must be laid before the evidence
is admissible."

That is the last sentence of 773.

(Reporter's Note: The above quotation is
transcribed from the notes as they lie.
The reader is referred to the source.)

MR. DYMOND:

Will you read the comment under the
Article?

THE COURT:

Yes, I have read the comment.

MR. DYMOND:

What does the last sentence say in the

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comment?

THE COURT:

"Usually, therefore, the first piece of evidence is admitted subject to being connected up, subject to the two related pieces of evidence being admitted."

MR. DYMOND:

Your Honor, we all know that this is not the usual case. You can go through the volumes of the Southern Reporter and count on one hand the number of conspiracy cases. This is an unusual case where an alleged conspiracy is used as a purpose or an excuse for introducing inadmissible testimony when no conspiracy has been shown, and that is the very purpose of this Article.

THE COURT:

Just give me a minute.

(Whereupon, there was a brief pause in the proceedings.)

THE COURT:

Now let's get back to the basic question.

1 You have objected to a conversation
2 had by Mr. McGehee with Lee Harvey
3 Oswald at the time it was had in
4 Jackson, Louisiana.

5 MR. DYMOND:

6 No, not with Lee Harvey Oswald. The
7 conversation was supposed to have
8 been with Reeves Morgan, State
9 Representative.

10 MR. ALCOCK:

11 No.

12 THE COURT:

13 Ask the question again. Let's find out
14 what the objection is, please. I
15 thought the question was a conversa-
16 tion of the witness with Oswald.

17 MR. ALCOCK:

18 It was.

19 MR. DYMOND:

20 Same objection.

21 THE COURT:

22 Same objection? Oswald is a defendant
23 named in the indictment.

24 MR. WEGMANN:

25 He is not a defendant named in the in-

dictment.

1
2 MR. ALCOCK:

3 He is dead.

4 MR. DYMOND:

5 He is named as a co-conspirator.

6 THE COURT:

7 He is named as a defendant in the Bill
8 of --

9 MR. DYMOND:

10 That does not make any difference.

11 THE COURT:

12 It certainly does in law; whether he is
13 dead or not, he is still listed as
14 one of the persons who committed the
15 crime.

16 MR. EDWARD WEGMANN:

17 He is still not a defendant.

18 THE COURT:

19 Let's not argue, Mr. Wegmann. What was
20 the question?

21 MR. ALCOCK:

22 The question of Mr. McGehee was whether
23 or not he had a conversation with
24 Lee Harvey Oswald on that occasion,
25 and his response was yes, and I

1 asked him if he knew a gentleman by
2 the name of Reeves Morgan, and he
3 said yes, and I asked him if that
4 name came up in the conversation,
5 and he was about to relate that
6 answer when Mr. Dymond objected. †
7 This is not a conversation involving
8 Reeves Morgan, this is between this
9 witness and Lee Harvey Oswald.

10 THE COURT:

11 Well, I will rule that he can state
12 whether he did have a conversation
13 or not, but he cannot go into the
14 details of the conversation.

15 MR. ALCOCK:

16 He can say what he said, can't he, not
17 what Oswald said but what he said?
18 That is certainly not hearsay. This
19 witness is subject to cross-
20 examination.

21 THE COURT:

22 He can state what he said but not tell us
23 what Oswald said.

24 MR. ALCOCK:

25 Right. I think this is what Mr. Dymond

is getting at.

THE COURT:

All right. Go ahead.

BY MR. ALCOCK:

Q Go ahead with your answer.

A I was referring him to Mr. Reeves Morgan, who was State Representative at the time, in regards to getting a job at East Louisiana Hospital.

MR. DYMOND:

Object as hearsay and ask that it be stricken.

THE COURT:

What is your objection?

MR. DYMOND:

This witness is doing indirectly what Your Honor ruled he cannot do directly, by stating in what connection he referred him to Reeves Morgan. That impliedly --

THE COURT:

Just a minute, Mr. Dymond.

MR. DYMOND:

That impliedly sets forth what Lee Harvey Oswald asked this man about, and

1 Your Honor has ruled that isn't
2 admissible.

3 THE COURT:

4 You have agreed he can state what he
5 told him.

6 MR. DYMOND:

7 What he told Oswald. That is different.

8 THE COURT:

9 All right. Tell us what you told Oswald.

10 THE WITNESS:

11 I told him the directions to Reeves
12 Morgan's house, who was State
13 Representative.

14 THE COURT:

15 That is all you told him, the directions
16 to his house?

17 THE WITNESS:

18 I told him to see him about getting a job
19 at the East Louisiana State Hospital,
20 that he would help him, or might help
21 him.

22 THE COURT:

23 All right. You may proceed.

24 BY MR. ALCOCK:

25 Q Now, Mr. McGehee, do you know a fellow in

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Clinton, Louisiana, by the name of Henry
Earl Palmer?

A Right.

Q Did you know him on that occasion?

A Yes.

Q What was his occupation at that time?

A Registrar of Voters.

Q Did you mention his name at any time?

A Yes, I told Oswald that if he was a registered
voter it would help him to obtain -- have
a better chance of obtaining a job at
East Louisiana State Hospital.

Q Was the name Henry Earl Palmer mentioned?

A Yes.

MR. DYMOND:

I object unless it is specified by whom
it was mentioned, Your Honor. Your
Honor has already ruled on Oswald
mentioning it.

MR. ALCOCK:

He has already said he did it.

THE WITNESS:

I referred him to him.

THE COURT:

You may proceed.

1 BY MR. ALCOCK:

2 Q And where at that time was the Board of
3 Registration for that Parish?

4 A In Clinton.

5 Q Is that Clinton, Louisiana?

6 A Right.

7 Q Did you have occasion, Mr. McGehee, after
8 giving Oswald a haircut on this occasion,
9 to ever see his picture on television?

10 A Yes.

11 Q When was that?

12 A I was at my mother-in-law's house on the day
13 of the assassination and -- I think it was
14 the day -- and when they arrested Oswald
15 and brought him to the jail -- I think it
16 was the jail -- and that was the first
17 time I saw his picture, and I told my
18 wife, I said, --

19 THE COURT:

20 Don't tell us what you told your wife.

21 MR. ALCOCK:

22 That is what he said, Your Honor.

23 THE COURT:

24 All right.

25 A (Continuing) I told my wife, I said, "I recog-

1 nize that man from somewhere."

2 BY MR. ALCOCK:

3 Q Now, did you have occasion subsequent to this
4 time when you made that comment to your
5 wife, to have a conversation with Reeves
6 Morgan?

7 A Right. That must have been about two weeks
8 later. Mr. Reeves Morgan --

9 MR. DYMOND:

10 I object, Your Honor. He has answered
11 the question already.

12 THE COURT:

13 He stated yes. He can tell him.

14 BY MR. ALCOCK:

15 Q You did have a conversation with Reeves Morgan?

16 A It must have been about two weeks later.

17 MR. DYMOND:

18 Your Honor, I ask that the witness be in-
19 structed to answer questions and not
20 elaborate.

21 THE COURT:

22 Mr. McGehee, the answer to the question
23 Mr. Alcock put to you, which was did
24 you have a conversation, you can say
25 yes, you don't have to tell us the

1 substance of it, what he told you;
2 you can tell us what you told him.

3 BY MR. ALCOCK:

4 Q What did you tell Reeves Morgan during that
5 conversation? Say what you said.

6 A I said that the man that I saw on the T.V.
7 was the man that I sent to him.

8 Q Is that man the man that you identified in
9 Court as Lee Harvey Oswald?

10 A Right.

11 Q Up until that time, Mr. McGehee, had you sent
12 anyone else to Reeves Morgan's house?

13 A He was the only one.

14 Q Mr. McGehee, did you ever, subsequent to the
15 assassination of President Kennedy,
16 mention this incident to the Federal
17 Bureau of Investigation or any other
18 federal agency?

19 A No.

20 MR. ALCOCK:

21 I will tender the witness.

22 CROSS-EXAMINATION

23 BY MR. DYMOND:

24 Q Mr. McGehee, you say this was in August or
25 September of 1963?

- 1 A Yes, sir, approximately, yes, sir.
- 2 Q Have you searched your memory in an effort to
3 determine whether it was August or whether
4 it was September?
- 5 A Yes.
- 6 Q And I take it you are unable to do so?
- 7 A We discussed it in the barber shop several
8 times.
- 9 Q And I take it that as of now you cannot tell
10 us whether it was August or whether it was
11 September? Is that correct, sir?
- 12 A We had cool nights in the last of August and
13 the early part of September, and at least
14 not past September 15.
- 15 Q I see.
- 16 A It had to be in there, along in that time.
- 17 Q In other words, it could have been as late as
18 September 15?
- 19 A It was more closely, I would say, the last of
20 August and the early part of September.
- 21 Q Well, now, what would make you arrive at that
22 conclusion that you say that you had cool
23 nights up until September 15?
- 24 A Well, we always discuss the weather in the
25 barber shop -- that is about the main

1 topic of conversation -- and we have
2 farmers up in Jackson, quite a number of
3 them, and they are always saying wasn't
4 last night cool and all like that.

5 Q I take it that this was on a cool night then
6 that you saw Lee Oswald?

7 A Yes, the night was rather cool.

8 Q Now, did you not testify that you had cool
9 nights through the 15th of September?

10 A Well, the last part of August we had some
11 relatively cool nights, which was unusual
12 for August, and we commented on that
13 several times in the barber shop. If I
14 had to say it, I would say the last of
15 August.

16 Q And you say you discussed this with the farmers
17 in the barber shop? Is that right?

18 A Yes.

19 Q Well, now, is your testimony the testimony of
20 the farmers in the barber shop or your
21 testimony?

22 A Both of us.

23 Q Oh, I see. In other words, you are testifying
24 here from the knowledge of the farmers in
25 the barber shop and from yours, is that

- 1 right?
- 2 A Well, we discussed it, and they said how cool
- 3 it was and I agreed.
- 4 Q Now let's see if you can be a little more
- 5 accurate on your description of this
- 6 automobile that you saw this man get out
- 7 of.
- 8 A Yes, sir.
- 9 Q Was it a large automobile or a small one?
- 10 A If I had to say what it was, it was a -- it
- 11 resembled a Kaiser or a Frazer or an old
- 12 Nash.
- 13 Q Did it appear to be old enough to have been
- 14 a Kaiser or a Frazer?
- 15 A Yes, that is what I noticed about it.
- 16 Q I take it then from your description that in
- 17 general terms you would have to describe
- 18 this as a rather small automobile, while
- 19 not a compact? Is that right?
- 20 A Oh, not a compact, right.
- 21 Q But it was a small standard sized automobile?
- 22 A Standard sized, yes, sir.
- 23 Q Now, you did give Oswald a haircut on this
- 24 occasion? Is that correct?
- 25 A Yes, sir.

1 Q Do you remember how he was dressed?

2 A He had on a sport shirt and slacks.

3 Q Did he have shoes on or not?

4 A I am sure he did.

5 Q Would you say he was neatly dressed?

6 A Very neatly dressed.

7 Q Very neatly dressed?

8 A Clean shaven.

9 Q I see. Now, Mr. McGehee, by your voluntarily
10 adding the words "very neatly dressed,"
11 would I be correct in assuming that his
12 neatness actually impressed you?

13 A Yes. That is the reason I referred him for
14 the job.

15 Q I see. In other words, you would say that he
16 was a particularly neat looking indi-
17 vidual, is that right?

18 A To me, yes.

19 Q Yes. And did I understand you correctly in
20 saying that he was clean-shaven at this
21 time?

22 A Yes, sir.

23 Q Did that likewise impress you?

24 A No, not impress me, I just noticed he was clean
25 shaven. You know, when you give a man a

1 haircut, you try to sell him a shave,
2 too. (LAUGHTER)

3 THE BAILIFF:

4 Order in the Court.

5 BY MR. DYMOND:

6 Q I would guess that a barber would be very
7 likely to remember whether a man was
8 clean shaven, is that correct?

9 A That is it.

10 Q And that is your distinct recollection, is that
11 right?

12 A Yes.

13 MR. DYMOND:

14 That is all.

15 REDIRECT EXAMINATION

16 BY MR. ALCOCK:

17 Q I have one or two questions just to clarify
18 something Mr. Dymond asked you. These
19 discussions you had with farmers were
20 about the weather, is that correct?

21 A With who?

22 Q The farmers. -- was about the weather?

23 A Yes.

24 Q These farmers didn't tell you anything about
25 Lee Oswald coming in?

1 A No, no.

2 MR. ALCOCK:

3 No further questions.

4 RE-CROSS-EXAMINATION

5 BY MR. DYMOND:

6 Q One moment, please. While the discussions
7 that you had with the farmers concerned
8 only the weather, it was what these
9 farmers said that prompted you to fix
10 the date of this visit in late August or
11 early September, was it not, sir?

12 A Well, not only the farmers at the time. Like
13 I say, in general, you talk to anybody --
14 the banker -- everybody we talk to, they
15 mentioned the weather and what cool nights
16 we were having in August, which was un-
17 usual, --

18 Q I see.

19 A -- and I had my door open, the air-conditioning
20 was off and it was rather cool.

21 Q I see. Just one more question, Mr. McGehee:
22 Was there any special reason that you
23 waited five years before saying anything
24 about this to anybody?

25 A Nobody approached me.

1 MR. DYMOND:

2 That is all.

3 FURTHER REDIRECT EXAMINATION

4 BY MR. ALCOCK:

5 Q Mr. McGehee, this conversation that you had
6 with Mr. Morgan shortly after the
7 assassination, did this visit come up in
8 that conversation?

9 A I didn't hear you, Mr. Alcock.

10 Q This conversation that you had with Mr. Morgan
11 shortly after the assassination, did this
12 visit by Oswald come up in that conversa-
13 tion?

14 MR. DYMOND:

15 One moment, please. Object to that, if
16 the Court please. Unless it is re-
17 stricted to what this witness said
18 during that conversation and not in-
19 cluding what Mr. Morgan said.

20 THE COURT:

21 I agree with you.

22 BY MR. ALCOCK:

23 Q Did you mention anything to Mr. Morgan shortly
24 after the assassination about Lee Oswald
25 being in your shop?

1 A Yes, we talked about it.

2 MR. ALCOCK:

3 No further questions.

4 THE COURT:

5 You may step down, Mr. McGehee.

6 (Witness excused.)

7 THE COURT:

8 Do you have any further need for this
9 witness? I understand he is from
10 out of town.

11 MR. ALCOCK:

12 We have none.

13 MR. DYMOND:

14 We have none.

15 THE COURT:

16 You may leave at this time.

17 Mr. Alcock, I have been requested by the
18 news media to take a recess between
19 3:00 and 3:15, and rather than call
20 your next witness and interrupt the
21 direct or the cross, we will take a
22 recess now until ten minutes after
23 3:00. That is about eight minutes.

24 Take the Jury upstairs, Gentlemen.

25 (Whereupon, a recess was taken.)

1 AFTER THE RECESS:

39

2 REEVES MORGAN,

3 a witness called by and on behalf of the State,
4 having been first duly sworn, was examined and
5 testified as follows:

6 DIRECT EXAMINATION

7 BY MR. SCIAMBRA:

8 Q Please state your name for the record.

9 A Reeves Morgan.

10 Q Where do you live, Mr. Morgan?

11 A Jackson, Louisiana.

12 Q And how long have you lived in Jackson,
13 Louisiana?

14 A Well, let me correct that, I live outside the
15 town of Jackson. I live in the vicinity
16 of Jackson, we call it Jackson but it
17 isn't actually in the town, I live out in
18 the country about three miles, and I have
19 been around there since 1925.

20 Q What is your present occupation, Mr. Morgan?

21 A Working in a foundry over there at Clinton
22 making castings for some little bombshells,
23 ammunition.

24 Q How long have you been so employed?

25 A About a year, close to a year; I imagine maybe

1 two weeks one way or the other.

2 Q What was your occupation or position prior to
3 this?

4 A Well, let me see. I was working for Crown-
5 Zellerbach as a guard, I believe, pre-
6 ceding this job. No, I wasn't. Let me
7 take that back. I was working for the
8 East Louisiana State Hospital as a guard,
9 and I worked for the Crown-Zellerbach be-
10 fore that.

11 Q Have you ever been a member of the Louisiana
12 State Legislature?

13 A Yes, sir.

14 Q When?

15 A From 1952 until 1956, and then from 1960 to
16 '64.

17 Q So I take it then in 1963 you were a member of
18 the Louisiana Legislature?

19 A Yes, sir.

20 Q (Exhibiting photograph to witness) Mr. Morgan,
21 I will show you now a picture that the
22 State has marked "S-1" for purposes of
23 identification, and ask you if you recognize
24 the individual in that picture.

25 A Yes, sir.

1 Q Do you know who that individual is?

2 A This is the fellow that came there and intro-
3 duced himself to me.

4 Q What was his name?

5 A Oswald.

6 Q You say he came to your home and introduced
7 himself?

8 MR. DYMOND:

9 Object as a leading question, Your Honor.

10 The witness said nothing about his
11 home.

12 THE COURT:

13 Do not repeat what he said. Ask it in the
14 form of a question.

15 BY MR. SCIAMBRA:

16 Q Where did you see this individual?

17 A He came to my home.

18 Q Did he introduce himself?

19 A Yes, sir.

20 THE COURT:

21 Let me caution the witness. Mr. Reeves,
22 do not tell us what he told you. You
23 can testify to what you said to him,
24 not what he said to you. Understand?

25 THE WITNESS:

1 Does that apply to him introducing him-
2 self, too? (LAUGHTER)

3 THE COURT:

4 That applies to everything. Only testify
5 what you said, not anything he said --
6 at least at this time.

7 All right. You may proceed, Mr. Sciambra.

8 BY MR. SCIAMBRA:

9 Q Do you know this individual's name now?

10 A Yes, sir.

11 Q What is it?

12 A Lee Harvey Oswald, but I didn't know anything
13 except Lee Oswald until after the --

14 Q When did this individual come to your home?

15 A Had it figured out as the latter part of
16 August or either the first part of
17 September, because I made no dates or no
18 memorandums or nothing on it.

19 Q Was this in 1963?

20 A '63, 1963.

21 Q Would you tell the Court the circumstances
22 surrounding Oswald's visit to your home
23 in Jackson, Louisiana.

24 THE COURT:

25 Now you are going to get into dangerous

1 ground, because it is going to be
2 very hard for this witness to be
3 able to understand my admonition to
4 him.

5 MR. SCIAMBRA:

6 I will withdraw the question.

7 THE COURT:

8 All right.

9 MR. SCIAMBRA:

10 I will withdraw the question, Your Honor,
11 and I will ask the witness:

12 BY MR. SCIAMBRA:

13 Q Tell the Court what you told Lee Harvey Oswald
14 that day that you talked to him in your
15 home.

16 A I told him that I could not help him get a job
17 at the hospital ahead of any of my con-
18 stituents, at the East Louisiana State
19 Hospital, but I was not going to try to
20 prevent him from getting a job, and I
21 told him all the procedure he would have
22 to go to to get in position to get a job,
23 about going and putting in his application
24 and getting set up to take a Civil Service
25 examination, and that you just didn't go

1 over there and get a job and just go to
2 work, you had to go through applications
3 and take a Civil Service examination for
4 a job in the electrical department or
5 something like that. They did have some
6 jobs over there maybe, but I didn't tell
7 him all that, but to get into the electri-
8 cal department or maintenance you had to
9 have a Civil Service exam, and -- he was
10 from New Orleans -- it wouldn't hurt if he
11 was a registered voter up there, and I
12 told him that I knew a fellow up there
13 once trying to find out what he can from
14 everybody around there, and I told him I
15 knew a fellow up there whose first name was
16 Oswald and I asked him was he any kin to
17 him.

18 Q Was he any kin to him?

19 MR. DYMOND:

20 I object to that question, Your Honor.

21 THE COURT:

22 I sustain the objection.

23 BY MR. SCIAMBRA:

24 Q I take it then that the conversation that you
25 had with Oswald was pertaining to a job

- 1 at the East Louisiana State Hospital?
- 2 A That was practically all we discussed.
- 3 Q And approximately how long did you say you
- 4 talked to Oswald that day?
- 5 A Well, it wasn't too long, I would say maybe 20
- 6 minutes or 25, just talked along there.
- 7 I wasn't wanting him to get the impres-
- 8 sion I was trying to rush him off or
- 9 nothing.
- 10 Q Was anybody at home when Oswald was at your
- 11 house, besides yourself?
- 12 A Yes, sir, my daughter was there.
- 13 Q Anybody else?
- 14 A I don't remember whether my wife was there or
- 15 not; I do know my daughter was there
- 16 though, but I never could place whether
- 17 my wife was there at the time or not.
- 18 Q After the assassination of President Kennedy,
- 19 did you see a picture of Lee Harvey
- 20 Oswald on television or in the paper?
- 21 A I saw it in the newspaper first, I believe.
- 22 As well as I remember, the newspaper
- 23 picture was the first one I saw.
- 24 Q Did you recognize him?
- 25 A Yes, sir.

1 Q Where did you recognize him from?

2 A From being at my house.

3 Q Did you ever tell this incident to anyone?

4 A Well, yes, discussed it with several people
5 around there, and I even called the FBI
6 and told them.

7 Q When did you call the FBI?

8 A I would say that it was practically the next
9 day after I recognized it, I believe it
10 was the next day.

11 Q After the assassination?

12 A No, the day after I recognized his picture.
13 Maybe it might have been the next day
14 after the assassination before I saw his
15 picture, as well as I remember.

16 Q Did the FBI ever send anybody to talk to you
17 about this?

18 A No, sir, they never did send anybody, because
19 when I called them, when we got through
20 talking I told him I was glad that they
21 already knew he was up there in the
22 vicinity. They already knew it. And
23 he thanked me for my trouble of calling
24 them.

25 Q Did you have a conversation regarding this

-1 matter with a Mr. Lee McGehee?

2 A Yes, I was over there in the barber shop
3 several times after that, and we was
4 talking about it.

5 MR. SCIAMBRA:

6 I tender the witness, Your Honor.

7 CROSS-EXAMINATION

8 BY MR. DYMOND:

9 Q Mr. Morgan, you say that this conversation
10 took place either in late August or early
11 September?

12 A To the best of my recollection. I took no
13 dates or set no -- I mean I didn't make
14 any notes on the thing.

15 Q Do you have any particular event or any
16 particular thing by which you are able
17 to fix this approximate date?

18 A Well, in the first place, it was an estimation
19 on my own part, and then it wasn't cold
20 weather and it wasn't hot weather, be-
21 cause when Oswald came to my house that
22 evening I was burning the trash out of
23 my fireplace and it didn't feel too bad.
24 It wasn't cold, it wasn't hot.

25 Q All right.

- 1 A It just felt good sitting there by it, and
2 we both sat there and watched it burn.
- 3 Q It was good cool pleasant weather? Is that
4 right?
- 5 A That is right. You wouldn't want it to be
6 any better weather.
- 7 Q Could this, Mr. Morgan, have been as late as
8 mid-September?
- 9 A I don't believe it could have, I don't believe
10 it could have.
- 11 Q You say it possibly could have?
- 12 A I don't believe it could have been.
- 13 Q Well, that is the kind of weather that you
14 would have up there around mid-September,
15 too, isn't it?
- 16 A Well, we could, but I just in my own estimation
17 don't believe it could have been up to
18 the 15th, that late.
- 19 Q The 15th is the latest you say?
- 20 A I say it couldn't have been as late as the
21 15th, I don't believe, because when it
22 happened it would have seemed closer than
23 that.
- 24 Q Now, Mr. Morgan, you were able to get a good
25 look at the man whom you identified as

1 Lee Harvey Oswald, were you not, sir?

2 A Yes, sir, I looked at him about as close as
3 I ever look at anybody that just comes
4 in and I am not trying to pay special
5 attention to his looks.

6 Q Would you happen to remember how he was
7 dressed, Mr. Morgan?

8 A Well, yes, I remember how he was dressed pretty
9 much.

10 Q Would you tell us about that if you can?

11 A He had on a dark colored shirt, as well as I
12 remember, and some dark pants. He didn't
13 have on any hat or cap or anything, and --

14 Q Mr. Morgan, would you say at this time that he
15 was neatly dressed?

16 A Well, I would say he was, about as neat as
17 the ordinary fellow goes around dressed.
18 He wasn't shabby or he didn't have on
19 no lot of neckties or fine clothes or
20 nothing, just --

21 Q Was he clean and neat looking?

22 A Clean and neat, very well appearing fellow,
23 nice appearance.

24 Q Now let me ask you this, Mr. Morgan, did he
25 have a beard at that time?

1 A No, sir.

2 Q Would you say he was clean-shaven?

3 A Well, about like I am now I would say, maybe
4 shaved that morning.

5 Q You shaved this morning, didn't you?

6 A Yes, sir, and I would figure he had shaved
7 that morning from the way he looked.

8 Q He looked to you like he had shaved that morn-
9 ing?

10 A Yes, sir.

11 Q Mr. Morgan, did you get a look at the auto-
12 mobile in which he arrived?

13 A No, sir, sure didn't.

14 Q You didn't see it at all?

15 A Didn't see it -- period. I didn't go no
16 further than the door to let him in when
17 he knocked, and when he left I didn't go
18 any further than the door.

19 Q I see. Now, Mr. Morgan, I understand that the
20 day after you recognized from seeing a
21 T.V. picture --

22 A Not a T.V., a newspaper.

23 Q Newspaper picture?

24 A I believe is what I first saw it on.

25 Q When you recognized that this was Lee Harvey

1 Oswald that you had seen, you called the 51
2 FBI? Is that correct?
3 A Yes, sir.
4 Q I take it you felt it your duty to do so?
5 Isn't that right, sir?
6 A Well, I figured that they should know if there
7 was anything in him being up there that
8 could give them aid in finding out just
9 what happened, and so forth and so on.
10 I felt like the best thing for me to do
11 was call them if anybody else got mixed
12 up in something and had been at my house.
13 Q I guess you felt it your duty as a citizen?
14 A Yes, well, duty as a citizen as well as duty
15 to myself.
16 Q I see.
17 A I wouldn't want them coming around later and
18 saying he was at your house, why didn't
19 you let us know something about it.
20 MR. DYMOND:
21 Thank you, Mr. Morgan. That is all.
22 MR. SCIAMBRA:
23 No further questions.
24 THE COURT:
25 Do you have any further need of Mr.

1 Morgan?

52

2 MR. DYMOND:

3 No, sir.

4 THE COURT:

5 All right, Mr. Morgan. You are excused
6 from your subpoena. You may leave
7 to return home if you wish.

8 (Witness excused.)

9 JOHN MANCHESTER,

10 a witness called by and on behalf of the State,
11 having been first duly sworn, was examined and
12 testified as follows:

13 DIRECT EXAMINATION

14 BY MR. SCIAMBRA:

15 Q Please state your name for the record.

16 A John Manchester.

17 Q What is your address, Mr. Manchester?

18 A Box 42, Clinton, Louisiana.

19 Q And how long have you been living there?

20 A Since 1962.

21 Q And what is your occupation?

22 A Town Marshal, Clinton, Louisiana.

23 Q And how long have you been a Town Marshal in
24 Clinton, Louisiana?

25 A Since that time.

1 Q You were so employed in 1963?

2 A Yes, sir.

3 Q In connection with your duties as Town Marshal,
4 I call your attention to late August or
5 early September, 1963, and ask you if any-
6 thing unusual was happening in Clinton⁴ at
7 that time?

8 A Yes, sir. We had a voter registration drive
9 going on there at that time.

10 Q I am sorry. Who was sponsoring that voter
11 registration drive?

12 A Congress of Racial Equality.

13 THE COURT:

14 Who is that?

15 THE WITNESS:

16 CORE.

17 BY MR. SCIAMBRA:

18 Q Was that all during the summer of 1963?

19 A Yes, sir.

20 Q Will you speak a little louder, please, sir.

21 A Yes.

22 Q In connection with the voter registration
23 drive going on, what were your duties
24 around Clinton at that time?

25 A Just to maintain law and order and to try to

1 keep out the outside agitation that was
2 attempting to infiltrate.

3 **THE COURT:**

4 Speak into the microphone.

5 **A** (Continuing) Just keep law and order, maintain
6 law and order.

7 **BY MR. SCIAMBRA:**

8 **Q** Were there many people in town for this voter
9 registration drive?

10 **A** Quite a few, yes, sir.

11 **Q** Were these local people or were they from out-
12 side of Clinton?

13 **A** They had quite a few outsiders coming in, yes,
14 sir.

15 **Q** Were you the only law enforcement agent on
16 duty at the time?

17 **A** No, sir, we had other law enforcement but it
18 was -- I was the primary law enforcement
19 officer to take care of this special opera-
20 tion.

21 **Q** Besides local law enforcement agents, were
22 there any other law enforcement agents
23 in town?

24 **A** Yes, sir, the FBI was there.

25 **Q** What was the purpose of the FBI?

1 A Well, I don't really know their purpose there
2 other than just observing.

3 Q Were you assigned to any particular location
4 during this drive?

5 A Yes, sir, I was assigned to the immediate
6 vicinity of the Registrar of Voters' *
7 office to keep down any disturbances that
8 might result from this voter registration
9 drive going on.

10 Q Now, where is the voter registration office
11 located in Clinton, Louisiana?

12 A It is on St. Helena Street in Clinton.

13 Q Is that the main street?

14 A That is the main street, it is the main high-
15 way going through Clinton.

16 Q And this is where you spent most of your time?

17 A Yes, sir.

18 Q Were there many strange cars in town that day,
19 or cars that weren't familiar to you?

20 A Yes, sir, there was a few strange cars, and if
21 they were strange I would know them. I
22 mean the town is small enough that I kept
23 trying to keep up with all strange auto-
24 mobiles in that vicinity.

25 Q Did you notice any strange car in particular

1 that day in connection with where you
2 were stationed?

3 A Yes, sir, I did.

4 Q Could you describe that car?

5 A Yes, sir. It was a '61 or '62 Cadillac
6 somewhere, I guess this model. It was
7 black and it was parked in the vicinity
8 of the Registrar's Office.

9 MR. SCIAMBRA:

10 The State will mark this photograph
11 _____ "S-2" for purposes of identification.

12 (Whereupon, the photograph referred
13 to by Counsel was duly marked for
14 identification as "State Exhibit
15 No. 2.")

16 BY MR. SCIAMBRA:

17 Q (Exhibiting photograph to witness) I ask you
18 if you recognize the automobile in that
19 picture.

20 A Yes, sir. That is either the automobile or
21 one just exactly like it.

22 Q Approximately how far from the Registrar's
23 Office was this automobile parked?

24 A You want that in feet?

25 Q Well, just an estimate.

1 A I would say approximately 50 feet from the en-
2 trance to the Registrar's Office.

3 Q Can you remember how this car was called to
4 your attention?

5 A Yes, sir, Mr. Palmer --

6 MR. DYMOND:

7 Now I object to anything another person
8 stated, Your Honor.

9 MR. SCIAMBRA:

10 I didn't even ask --

11 MR. ALCOCK:

12 He didn't ask that question. How can you
13 object?

14 MR. DYMOND:

15 He was about to testify.

16 MR. ALCOCK:

17 You can't anticipate.

18 THE COURT:

19 When you make objections, make them to
20 me and let me rule.

21 MR. DYMOND:

22 I made the objection after the witness
23 commenced testifying. If I don't
24 make it then, I might as well not
25 make it.

1 THE COURT:

2 I sustain your objection. I might sug-
3 gest, Mr. Sciambra, if you change
4 the form of the question to the
5 effect, did he have a conversation
6 with someone, he could say yes, but
7 not what that person said.

8 BY MR. SCIAMBRA:

9 Q Did you have a conversation with anyone in
10 regard to this automobile?

11 A Yes, sir, I did.

12 THE COURT:

13 That is as far as you can go.

14 BY MR. SCIAMBRA:

15 Q As a result of this conversation, did you do
16 anything?

17 A Yes, sir, I checked this automobile out.

18 Q What do you mean You "checked it out"?

19 A I walked over and talked to the man that was
20 behind the wheel of this car.

21 Q How many people did you see in the car?

22 A There was two men in it.

23 Q Were they in the front or the back seat?

24 A Both in the front seat.

25 Q Can you describe the individual on the passen-

1 ger side?

2 A No, sir, I can't, Mister, I didn't talk to him.

3 Q Which one did you talk to?

4 A I talked to the driver.

5 Q The driver of the automobile?

6 A Yes, sir.

7 Q Can you describe the man behind the wheel of
8 the automobile that you talked to?

9 A Yes, sir. He was a big man, gray-haired,
10 ruddy complexion, a real easy-talking
11 man.

12 Q Do you see the man in the courtroom today that
13 you talked to?

14 A Yes, sir.

15 Q Would you point him out to us.

16 (The witness complied.)

17 THE COURT:

18 I didn't see you. Well, answer by voice,
19 because there is nothing going in the
20 record.

21 BY MR. SCIAMBRA:

22 Q (Indicating) Is this the individual that you
23 pointed to?

24 A Yes, sir.

25 MR. SCIAMBRA:

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Will the record please reflect the witness pointed to the Defendant before the bar, Clay Shaw.

BY MR. SCIAMBRA:

Q Would you tell the court what you said to the Defendant and what the Defendant said to you at that time.

A I can't remember exactly the words that I used to get this man's identification. I approached him like I do anyone that I am -- I want to find out the identity of them and I ask them where they are from or what their name is.

Q When you asked this individual where he was from, did he say anything?

A He said he was a representative of the International Trade Mart in New Orleans.

Q Did you ever talk to anyone from the International Trade Mart before this day?

A No, sir, I hadn't.

Q Was that all the conversation you had with this gentleman?

A That was enough to satisfy me that he wasn't concerned with this.

MR. DYMOND:

1 I object to what satisfied the witness, 61

2 Your Honor.

3 THE COURT:

4 Well, I think in his role as the Town
5 Marshal, the purpose of him
6 questioning, however he questioned,
7 I think he can state as the Town
8 Marshal that he was satisfied with
9 the answer.

10 MR. DYMOND:

11 If the Court please, I submit he can say
12 he felt he had asked enough questions,
13 but to give his opinion or his im-
14 pression as to the result of these
15 questions is not within the scope of
16 this witness's purpose on the stand.

17 MR. ALCOCK:

18 Your Honor, the testimony of the witness
19 was to the effect that he approached
20 this car to ask his identity or his
21 reason for being in town because of
22 the situation that prevailed at the
23 time. The answer in response is
24 perfectly logical.

25 THE COURT:

1 I will permit the answer, I think it is
2 relevant to the Jury because of his
3 peculiar position as Town Marshal.
4 I may sustain, but as Town Marshal
5 I think he can give the reason he
6 stopped him for examination. I will
7 permit it.

8 MR. DYMOND:

9 To which ruling we reserve a bill of
10 exception, making the question, the
11 answer, the objection, the Court's
12 ruling thereon, and the entire
13 record part of the bill.

14 BY MR. SCIAMBRA:

15 Q Do you remember the question?

16 THE COURT:

17 Repeat the question, or would you like to
18 have it read? Read it back.

19 (Whereupon, the pending question
20 was read back by the Reporter.)

21 THE COURT:

22 And that is when you were interrupted.

23 Would you like to continue your
24 answer, Mr. Manchester?

25 MR. DYMOND:

1 I would like to make the answer part of
2 the bill of exception, I want to make
3 the answer part of the bill, too.

4 THE COURT:

5 Very well. Can you pick up where you left
6 off?

7 THE WITNESS:

8 Yes, sir.

9 A (Continuing) On checking anybody from out of
10 town at this particular time, I wouldn't
11 spend any more time with any one individual
12 than I had to to get an identification
13 from him.

14 BY MR. SCIAMBRA:

15 Q In other words, you were satisfied with the
16 identification he gave you? Is that cor-
17 rect?

18 A That is right.

19 Q Now, after your conversation with him, did you
20 have a conversation with anyone else in
21 regard to the black Cadillac?

22 A Yes, sir.

23 Q Who was that conversation with?

24 A Mr. Palmer, Henry Earl Palmer.

25 Q What is his name?

1 A Henry E. Palmer, Registrar of Voters.

2 Q And what did you tell Mr. Palmer in relation-
3 ship to the Cadillac and the individual
4 in the Cadillac?

5 A I told Mr. Palmer that he didn't have anything
6 to worry about the people in this
7 Cadillac, that they was from International
8 Trade Mart and they wasn't -- as far as
9 I knew, it wasn't anything to do with
10 this voter registration business.

11 Q Now, Mr. Manchester, did you see the Defendant
12 Shaw's picture in the paper after he was
13 arrested by this office?

14 A Yes, sir, I did.

15 Q Did you recognize him then?

16 A No, sir, I didn't pay that much (attention).

17 Q When did you recognize him?

18 A After he was -- after Mr. Shaw was charged,
19 then I got to -- I got to putting the
20 pieces together that I had seen this man
21 before somewhere.

22 Q Did you tell anyone about this?

23 A Yes, sir, I talked to Mr. Palmer, I believe,
24 about it.

25 Q Anyone else besides Mr. Palmer?

1 A Yes, sir, Lieutenant Francis Fruge, State
2 Police.

3 Q Do you remember when this was?

4 A No, sir. It was some time after, a good while
5 after he was arrested. I don't remember
6 exactly how long it was.

7 MR. SCIAMBRA:

8 I tender the witness.

9 CROSS-EXAMINATION

10 BY MR. DYMOND:

11 Q Mr. Manchester, you say that when you were
12 interviewing strange people up there in
13 connection with this voter registration
14 drive, you were not spending any more
15 time than was necessary with them, is
16 that right?

17 A That is right, yes, sir.

18 Q Could you tell us about how long you spent
19 interviewing the two men in this Cadillac?

20 A I didn't say I interviewed two men in the
21 Cadillac, I said I interviewed one man in
22 the Cadillac.

23 Q You just talked to the driver? Right?

24 A Yes.

25 Q For about how long would you say?

1 A I would venture to say maybe two minutes.

2 Q Two minutes at the outside? Would that be
3 right?

4 A Repeat that, sir?

5 Q Would you say two minutes at the outside would
6 be correct, in other words, no more than
7 two minutes? Right?

8 A I would say no more than two minutes.

9 Q Now, the person whom you have said was the
10 driver of that Cadillac, had you ever
11 seen that person before?

12 A No, sir, not to my recollection; I had not.

13 Q Now, you, of course, say that this Defendant
14 here was the man that you saw in the
15 Cadillac. Right?

16 A Yes, sir, I have.

17 Q Before coming today, to court today, and
18 exclusive of this incident in Clinton,
19 have you ever seen Mr. Clay Shaw before?

20 A Yes, sir.

21 Q When?

22 A Now let me get -- would you repeat that?

23 Q I will make it a little clearer. Not counting
24 the incident that you are talking about
25 in Clinton, had you ever seen Mr. Clay

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Shaw before you came to court today?

A Today? Yes, sir.

Q Yes?

A Yes, sir, I have.

Q Where?

A In this courtroom.

Q When?

A Two weeks ago I believe I was down here.

Q I see. Two weeks ago was the first time,
other than this Clinton episode that
you have told us about? Is that cor-
rect?

A Yes, sir.

Q And in what year do you say that this Clinton
episode occurred?

A 1963.

MR. DYMOND:

Mr. Alcock, I show you this photograph
which I ask be marked "Exhibit D-1"
(exhibiting photograph to Counsel).

(Whereupon, the photograph referred
to by counsel was duly marked for
identification as "Exhibit D-1.")

BY MR. DYMOND:

Q (Exhibiting photograph to witness) Mr.

1 Manchester, I am going to show you a
2 photograph which we have marked for
3 identification on the reverse side "D-1,"
4 and ask you to examine that photograph
5 and tell me whether that resembles the
6 person whom you saw in the black Cadillac
7 in Clinton in 1963.

8 A No, sir, that doesn't resemble.

9 Q It doesn't resemble him at all? Is that
10 correct?

11 A No, sir, not to me it doesn't.

12 MR. DYMOND:

13 Please mark this photograph (exhibiting
14 document to Counsel) as "D-2."
15 (Whereupon, the photograph referred
16 to by Counsel was duly marked for
17 identification as "Exhibit D-2.")

18 BY MR. DYMOND:

19 Q (Exhibiting photograph to witness) Mr.
20 Manchester, I show you another photo-
21 graph which I have identified by the
22 marking "D-2," and I ask you whether
23 that photograph resembles the man whom
24 you saw in Clinton.

25 A Now what are you referring to, resemblance?

1 Q Well, whether there is any facial resemblance
2 which you would term noticeable.

3 A The only thing that resembles the man that I
4 saw in the Cadillac may be the gray hair
5 at the temples, that is all.

6 Q So then, it is your testimony, Mr. Manchester,
7 that you saw a man not more than two
8 minutes five years ago, or let us say
9 more than five years ago, and then you
10 saw him in court, and you can positively
11 identify him as the person whom you saw
12 five years ago? Is that correct?

13 A Mr. Dymond, I don't forget faces; I might for-
14 get names but I don't forget faces.

15 Q You say you have an unusual memory for faces?

16 A In my line of work I have got to have an un-
17 usual (memory) for faces.

18 Q Now, you are a law enforcement officer, aren't
19 you?

20 A Yes, sir.

21 Q I understand you are Town Marshal of Clinton?

22 A That is right.

23 Q Is that an elective office or an appointive
24 office?

25 A No, sir, that is appointive by the Town Council.

1 Q Now, you were aware that the preliminary
2 hearing was conducted in this case, were
3 you not, sir?

4 A Yes, sir.

5 Q -- back in April of 1967?

6 A Yes, sir.

7 Q When did you first report this testimony of
8 yours to the District Attorney's Office
9 here in New Orleans?

10 A I don't remember when I did first talk to the
11 District Attorney's Office.

12 Q About how long ago?

13 A It has been two years or a year and a half ago
14 I would say.

15 Q It was after the preliminary hearing, wasn't
16 it?

17 A It was after Mr. Shaw was indicted. I don't
18 know, I don't remember when the pre-
19 liminary hearing was.

20 Q Mr. Manchester, if you had reported this to
21 the District Attorney's Office before the
22 preliminary hearing, would you not have
23 considered it peculiar that you were not
24 subpoenaed as a witness for the prelimi-
25 nary hearing?

1 MR. ALCOCK:

2 Object to his calling for an opinion.

3 THE COURT:

4 Sustained. His opinion makes no dif-
5 ference.

6 BY MR. DYMOND:

7 Q Is it your testimony now that you cannot tell
8 us whether you told this to the District
9 Attorney before or after the preliminary
10 hearing?

11 A That is right, Mr. Dymond, because I don't
12 know when the preliminary hearing was
13 held.

14 Q And you can't relate these two incidents in
15 your mind so as to be able to tell us
16 which one came first?

17 A That is right, I can't.

18 Q Were you aware of the fact that several resi-
19 dents of Clinton said that they had seen
20 Lee Harvey Oswald in Clinton and in
21 Jackson, Louisiana, back in 1963?

22 A Yes, sir.

23 Q When did you first find out about that?

24 A Soon after the Kennedy assassination.

25 Q Soon after the Kennedy assassination? Is that

1 right?

2 A Yes, sir.

3 Q Were you aware of the fact that the Warren
4 Commission was conducting extensive in-
5 vestigation into the assassination of
6 President Kennedy?

7 A I knew they was conducting an investigation.

8 Q Did you have occasion to report to the Warren
9 Commission that any testimony was availa-
10 ble in your area which might be connected
11 with the assassination?

12 A No, sir. I figured if they wanted it they
13 could come and get it.

14 Q As a law enforcement officer you didn't feel
15 it your duty to make it available to
16 them?

17 A I felt it was my duty if they came and asked
18 for it.

19 Q It was your duty if they came and asked for it?

20 A Yes, sir.

21 Q Would you tell us how they were supposed to
22 know about it if you didn't tell them?

23 MR. ALCOCK:

24 Objection, Your Honor.

25 THE COURT:

1 Don't argue with the witness.

2 MR. DYMOND:

3 I am not arguing with him, I asked him
4 a question, Judge.

5 MR. ALCOCK:

6 He is asking him to determine what was^t
7 in the mind of the people who in-
8 formed the Warren Commission. That
9 is impossible.

10 MR. DYMOND:

11 I want to know what is in this witness's
12 mind, Your Honor.

13 THE COURT:

14 Ask him the question.

15 MR. DYMOND:

16 Please read it back.

17 (Whereupon, the pending question
18 was read back by the Reporter.)

19 THE COURT:

20 I don't see how he can answer the question.

21 He doesn't know whether somebody else
22 could have told them about the Town
23 Marshal, so I don't think the ques-
24 tion could be answered.

25 MR. DYMOND:

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He could know it if he knew it happened,
Judge.

THE COURT:

How could he know, Mr. Dymond, if someone
else called the FBI, called them and
told them what the Town Marshal knew,
and you don't know if he called.
You are asking a hard question.

MR. DYMOND:

He could be there when the call was made.
That is very simple.

THE COURT:

In other words, Mr. Manchester, you did
not volunteer the information, but
if they had come to see you, you
would have given them the answer?
Is that your answer?

THE WITNESS:

That is my answer.

BY MR. DYMOND:

Q Your answer also is that as a law enforcement
officer you felt no duty to report any-
thing to them? Is that right?

A I answered your question, Mr. Dymond.

THE COURT:

1 I think you have, too. Would you go
2 to another subject, Mr. Dymond.

3 BY MR. DYMOND:

4 Q Now, could you tell me why you were investi-
5 gating the various cars in Clinton at
6 this time?

7 A Yes, sir, I was trying to keep out any out-
8 side agitation, keep it out of this voter
9 registration drive being conducted.

10 Q Now, this voter registration drive was actually
11 a drive for the purpose of getting Negroes
12 registered to vote, was it not?

13 A That is right, that is what it was for.

14 Q Is it not a fact that you were doing every-
15 thing within your power to keep them from
16 getting registered?

17 A No, sir.

18 MR. ALCOCK:

19 What is this, Your Honor, racial preju-
20 dice in this case?

21 THE COURT:

22 Objection sustained. That is completely
23 irrelevant to the testimony of this
24 witness and has nothing to do with
25 this case. I sustain the objection.

1 BY MR. DYMOND:

2 Q Is it not a fact that you suspected the
3 occupants of that car of being there to
4 cooperate with Negroes in trying to get
5 registered to vote?

6 A No, sir, it was not.

7 Q It was not?

8 A It was not.

9 Q Mr. Manchester, you say that the photograph
10 that was showed to you -- I think it was
11 marked for identification "State-1" --
12 was either a picture of the same car or
13 one similar to it? Is that right?

14 A I think I said that it was the car or one very
15 similar to it.

16 THE COURT:

17 I think that exhibit was "S-2," not
18 "S-1."

19 MR. DYMOND:

20 "S-2."

21 That is all.

22 THE COURT:

23 Do you have further need of this witness?

24 MR. SCIAMBRA:

25 No, Your Honor.

1 THE COURT:

2 You are relieved of the subpoena. You
3 may leave.

4 Call your next witness.

5 (Witness excused.)

6 HENRY EARL PALMER,

7 having been first duly sworn, was examined and
8 testified as follows:

9 DIRECT EXAMINATION

10 BY MR. SCIAMBRA:

11 Q Please state your name for the record.

12 A Henry Earl Palmer, p-a-l-m-e-r.

13 Q That is Henry Earl Palmer?

14 A Correct.

15 Q What is your address, Mr. Palmer?

16 A Jackson, Louisiana.

17 Q And how long have you lived in Jackson?

18 A Practically all my life.

19 Q What is your occupation?

20 A I am Registrar of Voters for the Parish of
21 East Feliciana.

22 Q And where is your office located?

23 A In Clinton, Louisiana.

24 Q And how long have you been Registrar of
25 Voters in Clinton?

1 A Eleven years.

2 Q So I take it you were the Registrar of
3 Voters in 1963?

4 A That is correct.

5 Q And where was your office located in 1963?

6 A On St. Helena Street on the second floor of
7 the old -- what is the name of that build-
8 ing? -- I don't remember the name -- the
9 building right across the street from
10 the garage there.

11 Q In connection with your business as Registrar
12 of Voters in Clinton, Louisiana, I call
13 your attention to late August or early
14 September of 1963, and I ask you if any-
15 thing unusual was happening in Clinton
16 at that time.

17 A Yes. In August -- I don't know exactly what
18 time, sometime the first of August -- the
19 Civil Rights workers came into Clinton
20 trying to raise -- to register the
21 people.

22 Q There was a voter registration drive?

23 A There was a voter registration drive.

24 Q Were there many people involved in this activi-
25 ty?

1 A Yes, there was quite a number.

2 Q Were they local people or people from out of
3 town?

4 A They had some out-of-town people in trying to
5 get the local people to register.

6 Q Did you notice any particular strangers --

7 A Yes, I did.

8 Q -- that day? When did you have occasion to
9 notice them?

10 A Well, about 10:30. I went in the office at
11 8:30 in the morning, and I started
12 registering people, and at 10:30 I took
13 a coffee break. I went down the stairs,
14 and as I was going down I noticed two
15 white people dressed similar to the CORE
16 workers outside, CORE workers in the line.

17 Q Were there many white people in line?

18 A No others that I remember of, these were the
19 only two that were conspicuous.

20 Q And what did you say they were doing?

21 A Very close together.

22 Q When you say "very close together," do you
23 mean spacewise or acquainted together?

24 A There was two or three people between them.

25 Q So, in other words, you had no idea --

- 1 A No idea.
- 2 Q -- whether they were with each other?
- 3 A That is right.
- 4 Q After you passed these two people in line
5 on the way down, what did you do then?
- 6 A I started to cross the street to go to the
7 cafe to get coffee, and as I started
8 across the street I saw one of the local
9 workers standing in the street, and just
10 beyond him was a black Cadillac sitting
11 there. Being a small town and very few
12 Cadillacs in the town, I noticed it and
13 noticed that there were two men sitting
14 in the car.
- 15 Q Now, how far was this Cadillac from the
16 Registrar's office?
- 17 A It was approximately 20 feet from the door
18 east of the Registrar's office.
- 19 Q (Exhibiting photograph to witness) I show you
20 a picture that the State has marked
21 "S-2" for purposes of identification,
22 and I ask you if you can identify the
23 automobile in this picture.
- 24 A The car looks exactly like the one that was
25 sitting in front of my office.

1 Q And when you passed this automobile on the
2 way to the coffee shop, approximately
3 how far from the automobile were you?

4 A I must have gotten within 16 feet of it, some-
5 thing along that, 16 or 20 feet.

6 Q You mentioned the CORE worker standing near
7 the automobile. Do you know this CORE
8 worker's name?

9 A Yes, I do.

10 Q What is his name?

11 A Corey Collins.

12 Q He was working with the CORE people?

13 A Yes. He had just begun; he had registered a
14 short time before that, and he had taken
15 over as the President of the CORE Chapter
16 in Clinton.

17 Q Did you have any conversation as regards this
18 car, with anyone?

19 A Yes, when I got across the street.

20 Q What did you say and who did you say it to?

21 THE COURT:

22 Let me caution you, Mr. Palmer, you can
23 state the name of the person you
24 spoke to and you can state what you
25 said, but you cannot state what he

1 said in reply to what you said. .

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2 Understand me?

3 **THE WITNESS:**

4 Yes, sir.

5 **THE COURT:**

6 Good, Go ahead.

7 **A** I don't remember who I met across the street,
8 it was somebody over in front of the bar-
9 ber shop, and -- Judge, I don't know how
10 I am going to --

11 **THE COURT:**

12 I know it is going to be difficult. Just
13 tell us what you said, don't tell us
14 what he said. See if you can try to
15 do it.

16 **BY MR. SCIAMBRA:**

17 **Q** Just tell us what you told him, if anything.

18 **A** I didn't tell the man anything, he told me
19 something, and I saw a law officer there
20 -- and I don't remember which law officer
21 it was, but it was one of the local offi-
22 cers -- and I told him to get a 1028 on
23 the car.

24 **Q** Now, what is a 1028?

25 **A** It is a registration, license registration

1 check.

2 Q In other words, checking out the identifica-
3 tion of the automobile?

4 A That is correct.

5 Q Was this a common practice during this time?

6 A Yes, it was; when there were strange cars in
7 town we tried to find out who they were.

8 Q What about strange individuals in town?
9 Weren't you particularly interested with
10 them at the time?

11 A Very much so.

12 Q Would you make it a point to notice any
13 strangers during this time?

14 A We did, everyone that came in.

15 MR. DYMOND:

16 I am going to object to leading the wit-
17 ness.

18 THE COURT:

19 Do not lead the witness, Mr. Sciambra.

20 BY MR. SCIAMBRA:

21 Q Did you notice any individuals in the car?

22 A Yes, I did, I saw two in the front seat.

23 Q Can you describe the individual on the passen-
24 ger side?

25 A Well, the man on the passenger side, all I can

1 tell you about him, he appeared -- his
2 eyebrows were heavy and his hair needed
3 combing. He had messed-up hair, I noticed
4 that. That is all I could see of him.

5 MR. SCIAMBRA:

6 I would like to have this marked "S-3,"
7 for purposes of identification.

8 (Whereupon, the document referred
9 to by Counsel was duly marked for
10 identification as "Exhibit S-3.")

11 BY MR. SCIAMBRA:

12 Q (Exhibiting photograph to witness) I show you
13 what the State has marked "S-3" for
14 purposes of identification, and I ask you
15 if you recognize the individual in this
16 picture?

17 A I can't recognize the individual, but the hair
18 and the eyebrows are similar.

19 Q In other words, you would say the hair and the
20 eyebrows are similar?

21 A Yes, sir.

22 Q Do you know who this person is?

23 A From the picture I know, now.

24 Q Who is it?

25 A That is Mr. Ferrie.

1 Q Can you describe the man who was behind the
2 wheel of the automobile?

3 A The man that was behind the wheel, I saw him
4 sitting down. He appeared to be a tall
5 man, he had broad shoulders and quite
6 gray hair, and his complexion was -- well,
7 it wasn't light, in other words, kind of
8 ruddy complexion.

9 Q Now do you see anyone in this courtroom today
10 who fits the same general description of
11 the man that you saw in the automobile in
12 Clinton?

13 A I would say that man right there (indicating)
14 has the same kind of hair, and I can't see
15 his shoulders from the back.

16 MR. SCIAMBRA:

17 Would you have the record reflect that
18 this witness pointed to the Defendant
19 Clay Shaw?

20 THE COURT:

21 Let it be so noted in the record.

22 BY MR. SCIAMBRA:

23 Q How far would you say you were from the man
24 behind the wheel when you noticed him?

25 A I couldn't have been over 15 or 20 feet, some-

1 where in that area.

2 Q And how many times would you say you had an
3 occasion to either look at that auto-
4 mobile or look at the individuals in the
5 automobile that day?

6 A Well, as far as the individuals, I didn't
7 pay any more attention to them. The car
8 was there -- let's see, I saw it when I
9 went to coffee, when I came back from
10 coffee, when I went to lunch and came back
11 from lunch, and in the afternoon when I
12 went to coffee and came back. That was
13 six times I saw the car.

14 Q In other words, you would say the car was
15 there from in the morning when you first
16 went to get coffee, which was around 9:30,
17 if I remember correctly?

18 A Or 10:30; from 10:30 to approximately 3:40 or
19 something along in there.

20 Q 10:30 in the morning until 3:40 in the after-
21 noon?

22 A Correct.

23 Q Did you have any conversations with any law
24 enforcement officer or persons in relation-
25 ship to the 1028 with the automobile?

1 A Yes, I did.

2 Q And who did you have the conversation with?

3 A I don't remember who it was. Whoever it was
4 came back and --

5 MR. DYMOND:

6 Object, Your Honor.

7 THE COURT:

8 Don't tell us what you said.

9 THE WITNESS:

10 I am not going to.

11 A I asked him who it was.

12 BY MR. SCIAMBRA:

13 Q Did he tell you who it was?

14 A Yes, he told me who it was.

15 Q Now, in relationship to what he told you, did
16 you have any comments or did you have any
17 conversation with him?

18 A I didn't understand you.

19 Q In relationship to what he told you, did you
20 say anything further to him?

21 A Yes, sir.

22 Q What was it?

23 A I asked him what were they doing here.

24 THE COURT:

25 I can't hear you.

1 **THE WITNESS:**

2 I asked them what those people were doing
3 here.

4 **BY MR. SCIAMBRA:**

5 **Q** Did you talk to him in reference to where the
6 automobile was from?

7 **A** I did.

8 **Q** What did you say to him in that regard?

9 **A** I asked him what the International Trade Mart
10 representatives were doing in Clinton.

11 **Q** Did he comment about this?

12 **A** He did.

13 **MR. DYMOND:**

14 Object.

15 **THE COURT:**

16 He is not asking what he said, he said
17 did he comment. He didn't ask the
18 witness what he said. The answer is
19 yes, he did. That is as far as you
20 can go.

21 **BY MR. SCIAMBRA:**

22 **Q** After your morning coffee break, what was the
23 next time you left the office?

24 **A** At noon -- I left at 1:00 o'clock, we was open
25 from 9:00 until 1:00 and open again at

1 2:00 till 6:00.

2 Q Now, when you left for lunch were the two
3 white people still in line?

4 A Yes, sir, they were.

5 Q Were the two men still in the front seat of
6 the car?

7 A I am sure they were. I noticed it was still
8 outside, I didn't pay any more attention,
9 I tell you, except the car was still
10 there.

11 Q Now, when did you return from lunch?

12 A I came back to the office about quarter of
13 1:00 -- quarter of 2:00, sorry.

14 Q And the automobile was still parked there?

15 A The automobile was still parked there and I
16 noticed the two men still in it.

17 THE COURT:

18 You may proceed, Mr. Sciambra. You were
19 talking at the same time and it is
20 hard for the Court Reporter to get
21 it when two people are talking. You
22 may proceed.

23 BY MR. SCIAMBRA:

24 Q Were the two men still in line?

25 A They were.

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Q After your lunch break, when was the next time you left the office?

A At approximately 3:30 I went back for coffee.

Q Were the two men in the automobile still there?

A I noticed them still sitting there.

Q And when you returned from coffee after the coffee break, was the automobile --

A They were still there.

Q Would you tell the Court what happened when you got back in your office after the 3:30 coffee break.

A Soon after I got back, the first white man came in the office. I asked him for his identification, and he gave me a driver's license from Livingston Parish. His name was Estes Morgan, and he didn't have enough identification to register because he couldn't prove that he was in the Parish long enough, so I sent him out.

Q When did the next white boy come in?

A Probably one or two others came between him, and then he came. I asked him for his identification, and he pulled out a U. S. Navy ID card.

Q (Exhibiting photograph to witness) Now I show

1 you a picture that the State has marked
2 "S-1" for purposes of identification,
3 and I ask you if you recognize the
4 individual in this picture?

5 A Yes, sir, I do.

6 Q Is this the individual who came into your
7 office that day?

8 A It is.

9 Q Do you know who is the individual in that
10 picture?

11 A Lee H. Oswald.

12 Q Would you tell the Court what transpired when
13 you talked to Oswald in your office.

14 A When Mr. Oswald came in there and gave me the
15 identification, ID card, I looked at the
16 name on it, had Lee H. Oswald with a
17 New Orleans address -- I don't remember
18 what the address was. I asked him where
19 he lived, and -- can I state what he said,
20 where he lived?

21 MR. DYMOND:

22 We object to anything said.

23 BY MR. SCIAMBRA:

24 Q Don't tell us anything he said.

25 THE COURT:

1 Don't tell us anything he said but tell
2 us what questions you put to him,
3 what you said to him. I know it is
4 a little difficult, but try.

5 BY MR. SCIAMBRA:

6 Q In reference to what he was trying to do, tell
7 us what you told him.

8 A He was trying to -- wanted a job at the hos-
9 pital in Jackson.

10 MR. DYMOND:

11 If the Court please, he is trying to do
12 indirectly what can't be done direct-
13 ly.

14 THE COURT:

15 It is a difficult situation. Just tell
16 us, if you will, Mr. Palmer, what
17 you told him you had to find out from
18 him if he told you that. Just tell
19 us what you spoke to him about.

20 A His ID card didn't identify his living in the
21 Parish of East Feliciana, so I told him,
22 asked him if he knew the business manager
23 at the hospital in Jackson or if he knew
24 the Mayor of the Town of Jackson or if he
25 knew the Representative of the Parish.

1 He couldn't give me any proof that he
2 was living in the Parish long enough, but
3 I told him he did not have to be a
4 registered voter to get a job at the
5 Jackson Hospital. He thanked me and left.

6 Q How long did you say you talked to Oswald at
7 that --

8 A Oswald was in the office approximately 15 or
9 20 minutes.

10 Q How many times did you see Oswald in line be-
11 fore you talked to him in your office?

12 A He was in line when I went down for coffee
13 and when I come back and went for lunch
14 and when I come back and when I went for
15 coffee in the afternoon and when I came
16 back, and then he came in my office.

17 Q And how close did you get to him on these
18 occasions?

19 A He was standing on the steps, and the steps
20 were about four feet wide, and I had to
21 go right by him.

22 Q Approximately what time did you leave your
23 office that day?

24 A At approximately quarter to 6:00 I imagine,
25 somewhere around in that area they quit

1 coming in and I closed.

2 Q Was the black Cadillac still parked outside
3 when you left your office that day?

4 A No, sir, it had gone.

5 Q About what time did you say Oswald left your
6 office?

7 A A little after 4:00.

8 Q And did you go outside any time between the
9 time that he left the office and the time
10 you left the office?

11 A No, I never left the office any more.

12 Q Did you see Lee Harvey Oswald's picture on the
13 television or in the newspaper after the
14 assassination?

15 A I was watching the television when they put
16 him on the first time, and recognized
17 him.

18 Q Where did you recognize him from?

19 A From the man that came in my office to
20 register.

21 Q Did you see Shaw's picture in the newspapers?

22 A Yes, sir, I did.

23 Q Did you recognize him?

24 A No, sir.

25 MR. DYMOND:

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Objection.

THE COURT:

What is your objection?

MR. DYMOND:

I will withdraw the objection.

(LAUGHTER)

THE BAILIFF:

Order in court!

BY MR. SCIAMBRA:

Q Do you remember the first law enforcement
agency or officer that you told this to?

A I didn't understand that, Mr. Sciambra.

Q Do you remember the first law enforcement
officer that you told this to?

A Yes, I do.

Q Who was that?

A Mr. Francis Fruge.

Q Have you ever been questioned by the FBI
about this?

A I have not.

Q Has the FBI ever shown any interest in the
fact that Lee Harvey Oswald was in
Jackson and Clinton?

MR. DYMOND:

That is objected to, Your Honor, on the

1 ground that it calls for a conclu-
2 sion of the witness as to whether the
3 FBI has shown interest.

4 THE COURT:

5 Sustain the objection.

6 BY MR. SCIAMBRA:

7 Q Have the FBI ever contacted you?

8 A They have not.

9 MR. SCIAMBRA:

10 I tender the witness, Your Honor.

11 CROSS-EXAMINATION

12 BY MR. DYMOND:

13 Q Now, Mr. Palmer, approximately when was this
14 voter registration drive up there in
15 Clinton?

16 A Mr. Dymond -- I believe it is Mr. Dymond, is
17 it?

18 Q Yes, that is right.

19 A -- it started sometime in the last part of
20 July.

21 Q Of what year was that, sir?

22 A Of 1963.

23 Q 1963?

24 A Yes, sir.

25 Q So if you tried to pin this down as to date,

1 what would be the best estimate of date
2 that you could give?

3 A Well, Mr. Dymond, after checking back over my
4 records after talking to Mr. Fruge and
5 them, I can pinpoint it pretty close.

6 Q And what would you say?

7 A It was in the last part of August or the
8 first part of September, right in there.

9 Q I see. Now, when you saw these two men whom
10 you have described, were they sitting in
11 this black Cadillac, Mr. Palmer?

12 A Yes, sir, they were.

13 Q They were?

14 A Yes, sir.

15 Q And about how close to them did you get, sir?

16 A About 15 to 20 feet.

17 Q But you did get a good look at them?

18 A No, sir, I didn't get a good look at them, I
19 just saw the back of them, I didn't see
20 the faces.

21 Q You didn't see either man's face?

22 A No, side view of the man on the right, and as
23 far as the man on the left, I saw the
24 back of his head and shoulders, just the
25 back part right back here (indicating),

1 that is all I can say.

2 Q Well, actually I guess you only saw one eye-
3 brow on the man with the bushy eyebrows?

4 A Yes, just one eyebrow; he was turned kind of
5 to the side, you could see that.

6 Q So actually in describing these two indi-
7 viduals, all that you can really describe
8 is the back of the head and the shoulders
9 of one and the profile of the other? Is
10 that correct?

11 A That is correct, sir.

12 Q And as I understand your testimony, Mr. Palmer,
13 you are willing to say that the one whose
14 profile you saw had mussed-up hair and one
15 bushy eyebrow? Is that correct, sir?

16 A That is correct.

17 Q And the other man whom you saw had gray hair
18 and broad shoulders?

19 A Broad shoulders, and appeared tall from sitting
20 down. He could have been a short man with
21 a long upper waist, I couldn't tell you,
22 all I saw was sitting --

23 Q In all honesty that is as far as you can go?

24 A That is as far as I can go.

25 Q Thank you very much.

1 THE COURT:

2 Do you have any further need of this
3 witness, Gentlemen?

4 REDIRECT EXAMINATION

5 BY MR. SCIAMBRA:

6 Q (Exhibiting photograph to witness) Mr. Palmer,
7 I show you a picture that the Defense
8 has marked "D-2" for purposes of identi-
9 fication, and I ask you if you recognize
10 the individual in that picture.

11 A Yes, sir, I do.

12 Q Do you know who the individual in that picture
13 is?

14 A Yes, I do.

15 Q Who is it?

16 A Mr. Banister.

17 Q Where do you know Mr. Banister from?

18 A I knew Mr. Banister in the Service in World
19 War II.

20 Q Is there any possibility that Mr. Banister
21 could have been the person in that auto-
22 mobile?

23 A I am sure I would have known Mr. Banister if
24 I had seen him.

25 Q Thank you.

1 BY THE COURT:

2 Q That is Mr. Guy Banister?

3 A Yes, sir.

4 BY MR. SCIAMBRA:

5 Q (Exhibiting photograph to witness) I show you
6 what the Defense has marked "D-1" for
7 purposes of identification, and I ask you
8 do you recognize the person in that
9 picture.

10 A No, sir.

11 THE COURT:

12 I can't hear you.

13 THE WITNESS:

14 Right offhand I can't. Looks like Guy
15 Banister but I don't believe it is.

16 MR. SCIAMBRA:

17 No further questions, Your Honor.

18 THE COURT:

19 Do you have any further questions, Mr.
20 Dymond?

21 MR. DYMOND:

22 Yes, just one further question.

23 RECROSS-EXAMINATION

24 BY MR. DYMOND:

25 Q (Exhibiting photograph to witness) Mr. Palmer,

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showing you again this photograph "D-2,"
you say it looks like Mr. Banister but
you couldn't be sure? Is that right?

A No. If it was since I -- no, I don't believe
it is Guy Banister.

Q Now, Mr. Palmer, in all honesty you would
not testify, sir, that you could recognize
Mr. Banister just by seeing the back of
his head and his shoulders, would you,
sir?

A No, but I think if Guy Banister had been there
I would have seen him, I would have recog-
nized him.

Q But not by just seeing the back of his head and
his shoulders?

A I don't know, but I --

MR. DYMOND:

That is all, sir.

THE COURT:

Step down. Any further need of this
witness, gentlemen, either the State
or the Defense?

MR. DYMOND:

No, sir.

THE COURT:

1 Mr. Palmer, you are excused. Take the
2 Jury upstairs. We will take a re-
3 cess for about ten minutes.

4 (Whereupon, a recess was taken.)

5 AFTER THE RECESS:

6 THE COURT:

7 Are the State and the Defense ready to
8 proceed?

9 MR. DYMOND:

10 Yes, Your Honor.

11 MR. SCIAMBRA:

12 The State is ready.

13 THE COURT:

14 Call your next witness.

15 MR. SCIAMBRA:

16 The State calls Corrie Collins.

17 CORRIE COLLINS,

18 having been first duly sworn, was examined and
19 testified as follows:

20 DIRECT EXAMINATION

21 BY MR. SCIAMBRA:

22 Q Would you tell us your full name for the
23 record, please.

24 A My first name is Corrie, C-o-r-r-i-e.

25 Q What is your last name?

- 1 A Collins, C-o-l-l-i-n-s.
- 2 Q State your name one more time for the Court.
- 3 A My name is Corrie C. Collins.
- 4 Q Where do you live, Mr. Collins?
- 5 A I live in Baton Rouge.
- 6 Q Beg pardon?
- 7 A I live in Baton Rouge.
- 8 Q How long have you lived in Baton Rouge?
- 9 A Three years.
- 10 Q Where did you live before you lived in Baton
11 Rouge?
- 12 A Clinton.
- 13 Q And when were you living in Clinton, Louisiana?
- 14 A Well, I lived about all my life in Clinton,
15 Louisiana, until I moved to Baton Rouge.
- 16 Q What is your present occupation?
- 17 A Mailman, mail handler.
- 18 Q Is that out of Baton Rouge?
- 19 A That is right, at present.
- 20 Q And how long have you been with the Postal
21 Department?
- 22 A Two years.
- 23 Q You say you were living in Clinton, Louisiana,
24 in 1963?
- 25 A That is right.

1 Q And where were you working at that time?

2 A East Feliciana Hospital in Louisiana.

3 Q Were you doing anything in Clinton, Louisiana,
4 in addition to your job at the hospital
5 at that time?

6 A Yes.

7 Q What was it?

8 A I was Chairman of the Congress of Racial
9 Equality.

10 Q For the Clinton area?

11 A Right, for the Clinton Chapter.

12 Q In this connection I call your attention to
13 late August or early September, 1963,
14 and ask you if anything unusual happened
15 in Clinton during that period of time.

16 A Yes. We were down at the --

17 Q Talk into the mike, please.

18 A We were down in the neighborhood of the
19 Registrar's Office, and a big black car
20 drove up, and in the car there were three
21 men.

22 Q Now, you say a big black car drove up. Did you
23 see the car drive up?

24 A Yes, I was there when it drove up.

25 Q Where did the car park?

1 A It parked in front of the Registrar's Office.

2 Q How far would you say it parked from the
3 Registrar's Office?

4 A How far from the Registrar's Office?

5 Q Yes.

6 A I would say about 20 or 30 feet.

7 Q Can you describe this car?

8 A It was a Cadillac, it was dark colored, and
9 it was a couple of years old, within a
10 couple of years.

11 Q (Exhibiting photograph to witness) I show you
12 what the State has marked "S-2" for
13 purposes of identification, and I ask you
14 if you recognize the automobile in this
15 picture.

16 A This would be the same, about the same car,
17 yes.

18 THE COURT:
19 Speak a little louder so we can hear you.
20 What was your answer?

21 THE WITNESS:
22 Yes.

23 THE COURT:
24 I can hear you. Repeat your answer.

25 THE WITNESS:

1 Yes, this would be the same car.

2 THE COURT:

3 You are dropping your voice. Keep it on
4 the same level.

5 BY MR. SCIAMBRA:

6 Q What was your response to this automobile? *

7 A What was the response to it?

8 Q Yes.

9 A Yes, this would be the same car, yes.

10 Q You mean the same kind of car?

11 A Yes, same type car.

12 Q Would there be any particular reason for you
13 to be noticing strange cars in town around
14 that time?

15 A Yes, it was part of my duties. Usually during
16 the day I would make trips at different
17 intervals through town to check and see
18 if there were anything unusual going on
19 or if the people that were trying to
20 register were having any trouble or any
21 difficulty.

22 Q And in this connection I take it you spent most
23 of your time around the Registrar's Office?

24 A Yes, in most cases.

25 Q Was this car familiar to you?

- 1 A No, it wasn't.
- 2 Q Had you ever seen it before?
- 3 A No, I had never seen it before.
- 4 Q Approximately what time did the car pull up?
- 5 A I would say between 9:30 and 10:00.
- 6 Q Did you notice any people in the car?
- 7 A Yes.
- 8 Q How many people?
- 9 A There were three people.
- 10 Q And how were they seated in the automobile?
- 11 A There were two in front and one in the rear.
- 12 Q After the automobile pulled up, did these
- 13 people do anything in the car?
- 14 A Yes, one man got out.
- 15 Q Could you tell from where in the car the man
- 16 came from?
- 17 A Yes, he got out of the rear.
- 18 Q Out of the rear seat?
- 19 A Right.
- 20 Q (Exhibiting photograph to witness) I show you
- 21 what the State has marked "S-1" for pur-
- 22 poses of identification, and I ask you if
- 23 you can recognize the individual in this
- 24 photograph.
- 25 A Yes.

1 Q Where do you recognize him from?

2 A Well, immediately I recognize him from seeing
3 him in Clinton. This is the man that did
4 get out of the car.

5 Q Do you know who that person is now?

6 A Yes, I know who.

7 Q Who is it?

8 A It is Lee Harvey Oswald.

9 THE COURT:

10 What did you say? I didn't hear his
11 answer and I am right next to him.

12 What was your answer?

13 THE WITNESS:

14 Yes, he is Lee Harvey Oswald.

15 BY MR. SCIAMBRA:

16 Q When Oswald got out of the back seat of the
17 car, did you notice what the other two
18 men in the front seat were doing?

19 A They didn't get out, they remained in the car.

20 Q How far from the car were you when you noticed
21 it?

22 A I would say about 20 or 30 feet.

23 Q Did anyone go up to the automobile while you
24 were looking at it?

25 A Yes, Manchester went to the automobile.

1 Q Now, Manchester, who is Manchester?

2 A He is the Town Marshal in Clinton.

3 Q Did you see what he did when he went up to the
4 automobile?

5 A Well, he talked with the -- he walked up to the
6 driver's side and he talked with --

7 Q Now, don't tell us anything he may have said.

8 A No, I am not saying anything that he may have
9 said, but he talked with the occupants
10 of the car.

11 Q How long would you say he talked to the driver
12 of the car?

13 A Well, I wouldn't have any idea how long he
14 talked, but he did talk with them.

15 Q In relationship to Manchester going up and
16 talking to the driver of the automobile,
17 did you have any comment?

18 A Yes, we said that they are trading with the
19 enemy, this is the statement we made.

20 Q Now, what did you mean by that?

21 A When the car drove up it was our assumption
22 that they were maybe Federal men or FBI
23 agents, and at that time Manchester was
24 considered the enemy, so we said that
25 they were trading with the enemy.

1 Q Can you describe the men in the car in the front 110
2 seat?
3 A Yes.
4 Q Can you describe the man behind the wheel?
5 A Yes, heavy built, gray hair, I would say he
6 was between 40 and 50, somewhere in that
7 area, and he had on a light color hat.
8 Q Do you see the man behind the wheel in this
9 courtroom today?
10 A Yes.
11 Q Would you point to him, please?
12 A (Indicating) Right here.
13 MR. SCIAMBRA:
14 Would you have the record reflect that
15 the witness pointed to the Defendant
16 Clay Shaw?
17 THE COURT:
18 Let it be so noted in the record.
19 BY MR. SCIAMBRA:
20 Q Did you get a chance to see the person on the
21 passenger side of the car?
22 A Yes.
23 Q Can you describe him?
24 A I would say he was medium built, but the most
25 outstanding thing about him was his eye-

1 brows and his hair. They didn't seem
2 real, in other words, they were unnatural,
3 didn't seem as if they were real hair.

4 Q (Exhibiting photograph to witness) I show you
5 a picture that the State has marked for
6 purposes of identification "S-3," and I
7 ask you if you can identify or do you
8 recognize the person in this picture?

9 A Yes, this is the other man that was in the car.

10 Q Do you know who this person is?

11 A Yes, that is David Ferrie.

12 Q Did you ever see any of the men get out of the
13 car in the front seat?

14 A No, I only saw the one man get out.

15 Q Did you see Lee Harvey Oswald's picture in
16 the paper after the assassination of
17 President Kennedy?

18 A Yes.

19 Q Did you recognize him?

20 A Yes.

21 Q From where?

22 A I recognized him from having seen him in
23 Clinton. I didn't at the particular
24 time place just where I saw him, but I
25 knew it was from the Clinton area that I

1 had seen him.

2 Q Did you see the Defendant Clay Shaw's picture
3 in the paper after the arrest of him?

4 A Yes.

5 Q Did you recognize him?

6 A Yes, I recognized him, yes, I recognized him,
7 yes.

8 Q What about Dave Ferrie?

9 A Yes, I recognized him.

10 Q Did you recognize him from Clinton?

11 A Yes, from the Clinton area.

12 MR. SCIAMBRA:

13 I will show this picture to Mr. Dymond
14 (exhibiting photograph to Counsel).

15 BY MR. SCIAMBRA:

16 Q (Exhibiting photograph to witness) Is this a
17 picture of the same person who got out of
18 the back seat of that car?

19 THE COURT:

20 Identify it first, Mr. Sciambra.

21 MR. SCIAMBRA:

22 "S-1" for purposes of identification.

23 THE COURT:

24 All right.

25 A Yes.

1 BY MR. SCIAMBRA:

2 Q You know the individual in this picture?

3 A Beg pardon?

4 Q Do you know who the individual in this picture
5 is?

6 A Yes.

7 Q Who is it?

8 A Lee Harvey Oswald.

9 Q Do you remember the first law enforcement
10 officer that you told this to?

11 A Yes.

12 Q Who was it?

13 A Lieutenant Fruge.

14 Q Have you ever been questioned by the FBI re-
15 garding this person?

16 A No.

17 MR. SCIAMBRA:

18 I tender the witness, Your Honor.

19 CROSS-EXAMINATION

20 BY MR. DYMOND:

21 Q Mr. Collins, when you saw the person that you
22 say was Lee Harvey Oswald get out of this
23 car, where were you standing?

24 A Where was I standing?

25 Q Yes.

- 1 A In the vicinity of the Registrar's Office.
- 2 Q Were you standing in front of the Registrar's
3 Office would you say?
- 4 A Not directly, no.
- 5 Q But almost in front? Is that right?
- 6 A Yes, to an angle from it.
- 7 Q I see. You were standing there when you saw
8 this man get out of the black Cadillac?
9 Is that correct?
- 10 A Beg pardon?
- 11 Q You were standing there when you saw this man
12 get out of the black Cadillac? Is that
13 right?
- 14 A That is right.
- 15 Q Now, where was Mr. Manchester at that time,
16 do you know?
- 17 A Where was Mr. Manchester at that time?
- 18 Q Yes.
- 19 A I don't know where he was at the precise time
20 that the car drove up.
- 21 Q I didn't ask you about when the car drove up,
22 I said when the man whom you identified
23 as Oswald got out of the car.
- 24 A I don't know where he was at that time.
- 25 Q When did you first see Mr. Manchester after

- 1 you saw this man get out of the car?
- 2 A I saw Mr. Manchester as he approached the car.
- 3 Q Where at that time was the man who had gotten
- 4 out of the car?
- 5 A He had gone to the -- into the Registrar's
- 6 Office.
- 7 Q He had gone into the Registrar's Office, is
- 8 that right?
- 9 A He had gone into the building where the
- 10 Registrar's Office is.
- 11 Q I see. The man you identified as Lee Harvey
- 12 Oswald you say got out of that car. How
- 13 was he dressed at that time?
- 14 A He was dressed neat.
- 15 Q Describe his clothing for me.
- 16 A Beg pardon?
- 17 Q Describe his clothing for me.
- 18 A Well, he had on slacks.
- 19 Q What color slacks?
- 20 A I don't remember what color slacks.
- 21 Q What color shirt?
- 22 A It was a light color shirt.
- 23 Q Are you sure it was a light colored shirt?
- 24 A Yes.
- 25 Q Did you notice his shoes?

1 A No.

2 Q You don't know what color shoes he had on?

3 Is that right?

4 A No.

5 Q Did he have on a coat?

6 A No.

7 Q You are positive of that?

8 A Yes.

9 Q Now, how did you first become a witness in

10 this case, Mr. Collins? Did they come to

11 you or did you go to the D.A.'s Office,

12 or how did you become a witness?

13 A They came to me.

14 Q When?

15 A A few months after the Defendant was arrested.

16 Q Was that before or after the preliminary hear-

17 ing?

18 A That was a few months after the Defendant was

19 arrested.

20 Q A few months after the Defendant was arrested?

21 A Yes, sir.

22 Q Now, do you know what caused them to come to

23 you?

24 MR. SCIAMBRA:

25 Objected to, Your Honor.

1 THE COURT:

2 I sustain your objection.

3 MR. DYMOND:

4 If the court please, if he doesn't know,
5 all he has to do is say he doesn't
6 know.

7 THE COURT:

8 You can reserve a bill. I sustain the
9 objection.

10 MR. DYMOND:

11 Which I do reserve a bill, making the
12 question, the statement, the objection,
13 the Court's ruling parts of the bill
14 together with the entire record.

15 BY MR. DYMOND:

16 Q Did you give the District Attorney's Office
17 or any law enforcement officers informa-
18 tion to the effect that you could be a
19 witness in this case at any time shortly
20 before you had your first interview with
21 a representative of the District Attorney's
22 Office?

23 A No.

24 Q Well, then you don't know what caused them to
25 come to you, do you?

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A I don't.

Q Now, you were aware that the Warren Commission was conducting an extensive investigation into the assassination of President Kennedy, were you not?

A I was aware that they were investigating it.

Q I see. At the time that you were aware of the fact that this investigation was being conducted, you knew that you had seen Lee Harvey Oswald in Clinton, did you not?

A That is true.

Q Did you report this to the Warren Commission or the FBI or any Federal agency?

A No.

Q Why not?

A No one asked me.

Q You didn't consider it your duty to report it?

A Beg your pardon?

Q You didn't consider it your duty to report it?

A Well, I felt like if they wanted to know they would ask me.

Q Were they supposed to just guess that you had information, or what?

MR. ALCOCK:

1 Objection.

2 THE COURT:

3 I sustain the objection.

4 (Reporter's Note: No bill reserved.)

5 BY MR. DYMOND:

6 Q Now, I understand you were about 20 or 30 feet
7 away from the car when looking at it? Is
8 that right?

9 A That is right.

10 Q How long were you looking at it?

11 A I don't remember exactly how long it was.

12 Q Approximately how long?

13 A I couldn't be sure of that either.

14 Q Well, one minute, a half a minute, two minutes?

15 A It was more than a minute, yes, it was a
16 matter of minutes.

17 Q A matter of how many minutes, about?

18 A I don't know exactly how many.

19 Q You don't know. How long did that black
20 Cadillac stay where you saw it parked?

21 A I don't know that either.

22 Q Now, before you saw the occupants of this auto-
23 mobile in Clinton back in 1963, had you
24 ever in your life seen any one of the
25 three before?

1 A No, I hadn't.

2 Q And you say you looked at them for a couple of
3 minutes from 20 or 30 feet away? Is that
4 correct?

5 A Yes. I didn't say a couple of minutes, I
6 didn't say exactly how many minutes.

7 Q A matter of minutes, right.

8 A Right.

9 Q Now, when was the first time that you saw a
10 picture of this Defendant Clay Shaw?

11 A When was the first time? It was -- I saw it
12 in the news release after he was arrested.

13 Q That would be in 1967, is that correct?

14 A I believe so.

15 Q Prior to seeing his picture in the paper upon
16 his arrest, had you ever seen him before
17 in person?

18 A No, no more than that day.

19 Q So on the basis of a picture which you saw in
20 the paper, it is your testimony that you
21 recognized a man whom you had seen for a
22 matter of minutes over three years ago,
23 is that right?

24 A On the basis of which picture I saw in the
25 paper?

1 Q That is right.

2 A Is that -- rephrase your question, state your
3 question, please.

4 Q On the basis of a picture that you saw in the
5 paper, is it your testimony that you
6 recognized a man whom you had seen for
7 only a matter of minutes from 20 or 30
8 feet away over three years before?

9 A I have seen him since.

10 Q I asked you whether you had ever seen him be-
11 fore the picture.

12 A You said before, yes; I say I have seen him
13 since.

14 Q Where did you see him since?

15 A I saw him here in this courtroom.

16 Q The first time that you saw him, the picture,
17 was shortly after his arrest?

18 A That is right.

19 Q And you say you recognized the picture?

20 A As having seen him before, yes.

21 Q In Clinton? Is that right?

22 A That is right, in the Clinton area, yes, sir.

23 Q Did you recognize him as the man that you saw
24 in that automobile when you saw his pic-
25 ture?

1 A When I saw his picture, not immediately, no.

2 Q Not immediately?

3 A No.

4 Q When did you finally recognize him?

5 A After I had studied his picture and --

6 Q Wait. I didn't hear that.

7 A After I had looked at his picture and studied
8 his picture, then I began to place where
9 I saw him, yes.

10 Q So you looked at this picture and studied it?

11 A Yes, after I saw the familiarity where I knew
12 I had seen him before, then I began to
13 place where I saw him, yes.

14 Q I see. Now I will repeat my question: And
15 you say that after studying this picture
16 in 1967, you recognized a man whom you
17 had seen for only a matter of minutes
18 from 20 or 30 feet away over three years
19 before that?

20 A Yes.

21 Q And that is your testimony under oath?

22 A Beg your pardon?

23 THE COURT:

24 You don't have to repeat that, Mr. Dymond,
25 it is obvious he took the oath.

1 MR. DYMOND:

2 I want to make sure he realizes it, Judge.

3 THE COURT:

4 He took an oath before he took the stand.

5 MR. DYMOND:

6 I am trying to find out whether he has
7 forgotten it.

8 THE WITNESS:

9 No, I haven't forgotten it.

10 BY MR. DYMOND:

11 Q You haven't. Now, the two men other than the
12 one whom you have identified as Lee
13 Harvey Oswald, did they ever get out of
14 the automobile?

15 A Not while I was there, no.

16 Q So they were sitting in the automobile when you
17 were looking? Is that right?

18 A That is right.

19 Q So you had no way of knowing how tall or how
20 short either one of them was? Is that
21 correct?

22 A That is right.

23 Q Tell me this, Mr. Collins, what is the main
24 point of identification that you discovered
25 after studying this picture with respect

1 to Mr. Shaw?

2 A Well, I saw his face and the gray hair and the
3 build of his shoulders.

4 Q You saw the gray hair, his face, and the width
5 of the shoulders? Is that correct?

6 THE COURT:

7 Build.

8 BY MR. DYMOND:

9 Q -- the build of his shoulders?

10 A Yes.

11 Q Didn't you testify a few minutes ago he had
12 a hat on?

13 A Yes.

14 Q How did you see the gray hair through the hat?

15 A The hat didn't completely cover his head.

16 Q Oh, I see. So you mean he had some gray --

17 A Right.

18 Q -- down around the temples? Is that right?

19 A Right.

20 Q And that is one of your main points of
21 identification? Is that correct?

22 A Yes.

23 Q Now, was this automobile to your right or to
24 your left as you were looking at it?

25 A To my right or to my left?

1 Q That is correct.

2 A I don't remember.

3 Q You don't remember whether it was to your
4 right or to your left?

5 A No.

6 Q Was it parked on the same street on which you
7 were standing in front of the Registrar's
8 Building?

9 A That is right.

10 Q Was it on the other side of the street or your
11 side of the street?

12 A It was on my side of the street.

13 Q And you don't recall whether it was to your
14 right or to your left, is that correct?

15 A No, because I wasn't necessarily standing in
16 one position at all times.

17 Q Now, laterally, that is, how far down the
18 street or up the street from where you
19 were standing was the car parked?

20 A How far up the street or down the street?

21 Q That is correct.

22 A I don't know.

23 Q Well, you can estimate, can't you?

24 A Then I couldn't be sure.

25 Q I am not asking you to be sure, I am asking

- 1 you to estimate.
- 2 A How far up or down the street?
- 3 Q That is correct.
- 4 A It is about a car length.
- 5 Q About a car length. Well, what would make up
6 the rest?
- 7 A From the position where I was standing, it
8 was about --
- 9 Q What would make up the rest of the 20 or 30
10 feet that you said separated you?
- 11 A Because I was on an angle from the car.
- 12 Q So if you don't remember whether the car was
13 parked to the right or to the left of
14 you, you wouldn't remember whether you
15 were looking at the front or the back of
16 these men, would you?
- 17 A Yes, I was looking at the front.
- 18 Q Well, if you can remember that, why can't you
19 remember in which direction the car was
20 parked?
- 21 A In which direction the car was parked?
- 22 Q That is right, whether it was to your right or
23 to your left.
- 24 A I can't answer that.
- 25 Q You can't answer that?

1 MR. SCIAMBRA:

2 I don't believe the witness understands
3 the question, because I don't believe
4 Mr. Dymond knows what position he is
5 talking about.

6 MR. DYMOND:

7 If the Court please, the witness answered
8 that he couldn't answer that, he
9 didn't make any complaint about under-
10 standing.

11 BY THE COURT:

12 Q Did you understand the question, Mr. Collins?

13 A Not truly.

14 THE COURT:

15 Can you rephrase the question?

16 MR. DYMOND:

17 I ask that it be read back.

18 THE COURT:

19 Read it back.

20 (Whereupon, the foregoing question
21 and answer were read back by the
22 Reporter as follows:

23 "Q That is right, whether it was
24 to your right or to your left.

25 "A I can't answer that.")

1 THE COURT:

2 That is your answer.

3 BY MR. DYMOND:

4 Q Was this a bright sunny day or a rainy day?

5 A It wasn't raining.

6 Q Was the sun shining?

7 A I can't say for sure whether the sun was
8 shining.

9 Q What day of the week was this?

10 A It would have been on -- I don't know the
11 exact day.

12 Q Now, the two men that you saw in this auto-
13 mobile, commencing with the one whom you
14 have identified as this Defendant, would
15 you describe the clothing that he wore?

16 A The two men in the automobile?

17 Q Yes.

18 A From what I could see they both had on coat
19 and shirt.

20 Q Is that the best you can do, or can you tell us
21 the color of their --

22 A No, I can't tell you the color of their gar-
23 ments.

24 Q Now, the one who was sitting on the passenger
25 side, did he have on a hat or not?

1 A No, he didn't have on a hat.

2 Q Did you hear about that?

3 A I didn't say he had on --

4 Q You are sure you didn't see him with it?

5 A I didn't see him with a hat on.

6 Q Now, before coming into court today, had you
7 ever seen this Defendant Clay Shaw before
8 in your life other than this time that
9 you claim to have seen him in Clinton?

10 A Before today?

11 Q That is right.

12 A Yes.

13 Q When?

14 A When the trial first began.

15 Q When the trial first began?

16 A I mean the selection of the jury then.

17 Q All right. In other words, you are talking
18 about the 21st --

19 A Yes.

20 Q -- of January?

21 A Whichever the day was, yes, sir.

22 Q Was he pointed out to you?

23 A No, he wasn't pointed out to me.

24 Q He wasn't pointed out to you? You saw him
25 here in court at that time? Is that

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correct?

A That is right.

Q And I would take it that according to your testimony you had not seen this defendant between 1963 and January 21, 1969, is that correct?

A That is right.

Q And you say it is the same man? Right?

A That is right.

MR. DYMOND:

That is all.

MR. SCIAMBRA:

No further questions, Your Honor.

THE COURT:

Do you have any further need of Mr. Collins?

MR. SCIAMBRA:

No further need, Your Honor.

THE COURT:

Do you, Mr. Dymond?

MR. DYMOND:

No, Your Honor.

THE COURT:

You are excused.

(Witness excused.)

1 MR. ALCOCK:

2 As I appreciate it, the Court had
3 announced that we would terminate
4 at 5:30. I would like to suggest
5 that perhaps we not call the next
6 witness at this time rather than
7 break up the direct or cross-
8 examination.

9 THE COURT:

10 I will accede to your request.

11 I would like to make a statement off the
12 record.

13 (Statement of the Court off
14 the record.)

15 THE COURT:

16 As I have in the past so many times, and
17 will again every time you leave to
18 go at night or leave the court, I
19 must admonish you and instruct you
20 not to discuss the case among your-
21 selves. Even if you get away from
22 the Sheriff, do not discuss it among
23 yourselves. We never know when some-
24 one may overhear you, and if you do
25 discuss it, it is reversible error

1 and we will have it to do all over
2 again. Do not discuss the case
3 among yourselves or with any other
4 person.

5 You will now be retired for the night.

6 If there are any special needs that
7 you gentlemen have, let these offi-
8 cers who are in charge of you know
9 about it. If they cannot supply your
10 need, see me and I will see if I can
11 get it for you.

12 It is now 5:25. I will turn you over to
13 the safekeeping of the representa-
14 tives of the Sheriff's Office.

15 Let everybody be seated until the Jury
16 leaves. We now stand adjourned until
17 9:00 o'clock tomorrow morning.

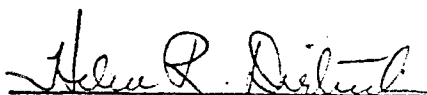
18
19 Thereupon, at 5:25 o'clock p.m., the
20 proceedings herein were adjourned to Friday,
21 February 7, 1969 at 9:00 o'clock a.m.
22
23
24
25

C E R T I F I C A T E

1
2 I, the undersigned, Helen R. Dietrich, do
3 hereby certify:

4 That the above and foregoing (132 pages of
5 typewritten matter) is a true and correct transcription
6 of the stenographic notes of the proceedings had herein,
7 the same having been taken down by me and transcribed
8 under my supervision, on the day and date hereinbefore
9 noted, in the Criminal District Court for the Parish of
10 Orleans, State of Louisiana, in the matter of State
11 of Louisiana vs. Clay L. Shaw, 198-059 1426 (30) Section
12 "C" on the 6th day of February, 1969, before the Honorable
13 Edward A. Haggerty, Jr., Judge, Section "C", the same
14 being an excerpt of the proceedings as to certain
15 witnesses contained in the index hereof.

16 New Orleans, Louisiana, this 23rd day of May,
17 1969.

18 

19 HELEN R. DIETRICH
20 REPORTER
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23
24
25