

## ANSWER TO DA'S REQUEST

*State Item 3-11-67*

# Andrews Is Not Planning Lie Test, Zelden Asserts

Sam Monk Zelden, attorney for a witness in Dist. Atty. Jim Garrison's Kennedy assassination probe, said today that to the best of his knowledge his client, Dean Andrews Jr., will not submit to a lie detector test.

Zelden, in a letter from Asst. Dist. Atty. Richard Burns dated March 6, was asked if Andrews would submit to one of three types of "truth-verification and memory-refreshing procedures."

Yesterday, Andrews, an assistant Jefferson Parish district attorney, denied knowing anything about such a request, although Zelden said Andrews had been fully informed of the matter.

ANDREWS TOLD the Warren Commission that shortly after the assassination a man named Clay Bertrand called him and asked him to defend Lee Harvey Oswald, the man named by the Warren Commission as President John F. Kennedy's assassin.

Garrison claims that Clay Bertrand and Clay L. Shaw, a retired New Orleans businessman, are one and the

same. The DA's office wants Andrews to submit to a test to determine whether he can identify Shaw as Bertrand.

Andrews, Zelden said today, is not now planning to take any type of truth-verification test, "to the best of my knowledge."

The States-item was able to obtain a copy of the letter to Zelden today and the text is as follows:

"Dear Mr. Zelden: Subsequent to our questioning of your client, Mr. Dean Andrews, who was subpoenaed by the district attorney's office on March 2, 1967, you stated to the press that Mr. Andrews had not been asked and had not refused to submit to a polygraph examination.

"Since your client, Mr. An-

draws, has been unable through failing memory to state that Clay Shaw is not the person who contacted him immediately after the assassination of John F. Kennedy interceding in behalf of Lee Harvey Oswald, our office has in mind several techniques and procedures which could assist in aiding his memory and arriving at the true facts.

"I request that Dean Andrews submit to his choice of any one of the following three methods of truth-verification and memory-refreshing procedures:

"1. Polygraph examination

See PROBE—Page 1

by a qualified expert (a member of the New Orleans Police Department); or

"2. Sodium Pentothal (narco-synthesis), a psychiatric technique, under the supervision of the coroner of the Parish of Orleans and another qualified medical expert; or

"3. Hypnosis under the supervision of the Orleans Parish coroner and another qualified medical expert.

"Any one of the examinations or techniques which Dean Andrews will submit to will be limited solely for the purpose of determining the issue outlined above.

"Nothing affecting your client's business or personal life which could in any way embarrass him and which is unconnected to this investiga-



—AP WIREPHOTO.  
RAYMON CUMMINGS  
To fly here Monday.

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Continued from Page 1

tion would be involved.

"Please give your prompt reply."

The letter was signed by Richard Burns.

New developments are expected here Monday in the investigation.

Attorneys for Shaw, accused by Garrison of taking part in a conspiracy to commit the Kennedy murder, have been granted a special three-judge panel Monday at 10 a. m. to present new motions on their client's behalf.

SHAW IS scheduled to go before the same Criminal District Court panel — Judge Bernard J. Bagert, Judge Malcolm V. O'Hara and Judge Matthew S. Braniff — Tuesday for a preliminary hearing where sufficient evidence must be shown to justify bringing him to trial. The special hearing for Mon-

day was one of three requests granted defense attorneys by the court yesterday.

The attorneys were granted permission to photograph the apartment of David W. Ferrie, a free-lance pilot who died here Feb. 22 while under investigation in connection with the probe.

GARRISON has described Ferrie as a principal figure in what he claims was a New Orleans-based conspiracy to kill Kennedy. He claims that Ferrie, Shaw and Oswald met at Ferrie's apartment and discussed ways to kill the President.

Shaw's attorneys said yesterday their client did not know Ferrie, had never been in the apartment and that the pictures are needed to prepare for Tuesday's hearing. Police and Garrison's office ordered the apartment sealed after Ferrie died.

The court also granted a request to add F. Irvin Dymond to the attorneys of record for Shaw.

Shaw, 54-year-old former managing director of the International Trade Mart, was arrested March 1 and released on \$10,000 bond. A motion filed by his attorneys to have the case dismissed has since been rejected.

On another front, a former Dallas taxicab driver, Raymond Cummings, will fly here Monday to undergo further questioning by Garrison's aides.

CUMMINGS said earlier this week he drove Oswald, Ferrie and an unidentified man to Jack Ruby's Carousel Club in Dallas early in 1963.

Ruby killed Oswald two days after the assassination. He died of cancer Jan. 3. He denied to his death that he ever met Oswald.

In Omaha, Neb., yesterday an unidentified couple sought for questioning in the probe met with a county attorney and afterward refused to comment on the meeting. Garrison wanted the couple to come to New Orleans, where the woman once lived, to examine some pictures.

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