SHAW HEARING TO BE MONDAY

TP 10/10/67

Motion for Continuance Will Be Argued

Criminal District Court Judge Edward A. Haggerty Jr. has set a hearing on a continuance motion in the conspiracy case of Clay L. Shaw for Monday at 10 a.m.

The date resulted from a conference between attorneys for Shaw, members of the district attorney's office and the judge on a defense motion which requests a six-month delay or a change of venue.

Oral arguments only will be presented on this motion and a supplemental application for a bill of particulars.

Defense attorneys claimed that actions by Dist. Atty. Jim Garrison, who has accused Shaw of conspiring to murder President Kennedy, have made a fair trial impossible.

If a continuance is not granted, then a change of venue should be, they have argued.

The state countered that Shaw himself is responsible if there is any prejudical atmosphere in New Orleans.

In answers to defense motions Asst. Dist. Atty. James L. Alcock and Richard V. Burnes said they would be agreeable to a "reasonable" delay of less than six months. However, they argued that if this is granted, it precludes the possibility of a change of venue, which would move the trial to another jurisdiction.

Alcock, one of the participants of the conference, which took place Monday, said later he does not believe a trial can begin until after the Christmas season.