

MARKETS
FINAL
SPORTS

11 WITNESS

ES CALLED;

SHAW TRIAL

CLEARED

NEW ORLEANS
STATES - ITEM

VOL. 92—NO. 186 MONDAY, JANUARY 13, 1969 PRICE 10c



DR. ESMOND A. FATTER



FRANK HAYWARD



REGIS L. KENNEDY



CONNIE T. KAYE



VERNON BUNDY



JOHN REILLY



PERRY R. RUSSO

Eleven persons, including a French Quarter night club entertainer, were subpoenaed today as state witnesses in the trial of Clay L. Shaw.

Criminal District Judge Edward A. Haggerty Jr. cleared the way today for Shaw's trial Jan. 21 on charges of conspiring to kill President John F. Kennedy, by turning down two last-ditch defense motions.

District Attorney Jim Garrison's office immediately filed 11 subpoenas with the clerk of court and the sheriff's office.

THOSE SUBPENAED INCLUDE some names prominent in the case and others not publicly linked with it before.

The most prominent of the old names were those of Perry Raymond Russo and Vernon Bundy Jr., the state's star witnesses in the preliminary hearing for Shaw held in March, 1967.

At that time, Russo said he heard Shaw plot the Kennedy assassination with Lee Harvey Oswald and others here in September, 1963. Bundy testified he saw Shaw and Oswald together on the New Orleans lakefront.

A NEW NAME INTERJECTED today was that of en-

tertainer Connie Kaye, a singer. Miss Kaye, of 711 Royal, said she was questioned by Garrison's office earlier after she revealed she had a "run-in" with Oswald in 1963. She said Oswald objected to some "Cuban material" in her night club act.

Other new names included:

Lewis E. Hopkins, of 7116 Ithaca, president of Travel Consultants Inc., International Trade Mart.

Charles Davis, of 6609 Glendale, Metairie, also affiliated with Travel Consultants.

Ray R. Hiatt, of 1411 Marigny. The city directory lists him as a laborer.

A spokesman for the DA's office said he could not reveal why any of them are being subpoenaed.

Davis said he had no idea why he and Hopkins are being called. He said their firm has handled travel arrangements for Shaw for the past 12 years. He said he has not been questioned previously by the DA's office.

TWO OTHERS SUBPENAED have testified in the case before. They are Regis L. Kennedy, of 523 Homestead,

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Metairie, a Federal Bureau of Investigation agent who appeared before the Orleans Parish Grand Jury, and Dr. Esmond A. Fatter, 1043 Robert E. Lee, a physician and court-accredited expert on hypnotism who testified at the preliminary hearing he placed Russo under hypnosis during questioning.

The others subpoenaed are law enforcement officials. They are:

Frank Hayward, police detective, of 1241 Lake ave., Metairie.

John F. Reilly, of 1143 St. Mary, a policeman in the bureau of identification.

Peter Schuster, of 5776 Warrington dr., with the Orleans Parish Coroner's office.

The DA's office indicated there will be more subpoenas, some for out-of-state witnesses. Defense subpoenas were also expected.

In the brief court session this morning, Judge Haggerty denied defense motions to throw out the indictment against Shaw and to move the trial outside New Orleans.

THE MOTION to quash the indictment contained two points—an attack on the con-

stitutionality of the state law under which Shaw is charged, and an attack on the rule by which only nine of 12 jurors must vote guilty to obtain a conviction.

Judge Haggerty rejected both without comment.

In turning down the change of venue motion, Judge Haggerty said he examined over the week end two television tapes submitted in evidence last week and said he is "satisfied they would not prejudice a jury."

After denying the motions, Judge Haggerty said "all pleadings have now been disposed of" and formally set the case for trial.

JUDGE HAGGERTY today gave formal approval to another defense motion which

he earlier said he would grant. It allows Shaw to remain free on his original \$10,000 bond during the trial. The DA's office had no objection.

The judge also granted a joint defense-state motion that there be no audio or video recording equipment in the courtroom except a closed-circuit device the sheriff's office will use to maintain security. The judge stipulated no photographs will be taken from this device.

Judge Haggerty said anyone attempting to introduce electronic equipment into the courtroom "will be jailed in two seconds."

CHIEF DEFENSE counsel F. Irvin Dymond took exception to the judge's ruling on his motions to quash the indictment and to move the trial and reserved the right to appeal.

The judge said Shaw will have to be formally arraigned as the first order of business Jan. 21 before the actual trial gets under way. Then jury selection will begin.

SHAW was arrested March 1, 1967, and charged under the state conspiracy statute. District Attorney Jim Garrison contends the Nov. 22, 1963, assassination of President Kennedy was plotted here. Shaw has consistently maintained his innocence.

The Warren Commission investigating the President's death said it could find no evidence anyone besides Oswald was involved in Kennedy's slaying.