

Jury Selection Remains Incomplete in Shaw Trial

Efforts to Find Second Alternate to Continue

By CLARENCE DOUCET

Jury selection in the Clay L. Shaw conspiracy trial inched agonizingly close to completion Tuesday, but Wednesday looms as the day when the job will probably be finished.

Late Tuesday, District Attorney Jim Garrison's office was still deciding what it will do regarding the directive of a Washington, D. C., judge who has given Garrison until Wednesday to let him know if he plans to connect the conspiracy with which Shaw is charged and the assassination of President John F. Kennedy.

A total of 134 more prospective jurors were excused Tuesday by Criminal District Court Judge Edward A. Haggerty, increasing to more than 1,100 the number of persons called thus far for possible jury duty.

An additional 150 persons have been directed to appear in Judge Haggerty's court at 10 a.m. Wednesday when the tedious task will be resumed to find a second alternate, the last of 14 persons required.

If the second alternate is selected on Wednesday, Shaw's trial will get under way on Thursday.

Of the 134 prospective jurors excused Tuesday, 82 of them were excused during the morning session, mostly because they would suffer a loss of earnings. After those 82, another 12 persons were excused prior to the luncheon recess, most of them because they had fixed opinions.

LAST CHALLENGE

The defense exercised its last peremptory challenge in relation to the second alternate Tuesday afternoon to excuse Ulysses S. Porter, a foreman for the U. S. Post Office.

The state used its last peremptory challenge on Monday.

Shaw is charged with having participated in a conspiracy with Lee Harvey Oswald, and David W. Ferrie to murder President Kennedy.

The Warren Commission Report said that Oswald, acting alone, assassinated President

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JURY SELECTION WILL CONTINUE

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Kennedy in Dallas, Tex., on Nov. 22, 1963.

Meanwhile, on Tuesday, the state issued a subpoena to Time, Inc., in New York for the film of the assassination taken by Abraham Zapruder of Dallas.

Zapruder took the film in Dealey Plaza, then sold it to Life magazine for \$25,000. Copies of it were used extensively by the Warren Commission, and copies of several frames appear in the single volume report.

COPY SEEN BY JURY

Garrison subpoenaed the original film last year, contending the Warren Commission saw only a copy with certain frames missing. Time, Inc., produced a copy, not the original, made before the frames were damaged. It was shown to the Orleans Parish Grand Jury on March 28, 1968.

The subpoena issued Tuesday asks for the film on Feb. 25, a further strong indication that the state will attempt to link the conspiracy, for which Shaw is charged, with the actual assassination.

Judge Charles Halleck of the Court of General Sessions last week set the Wednesday deadline regarding Garrison's intentions in the Shaw trial.

His directions grew out of the attempt by Garrison's office to obtain the autopsy photos and X-rays of President Kennedy, which Garrison maintains will show that the shots that killed the President came from more than one direction.

NO DECISION MADE

Asst. Dist. Atty. Numa F. Bertel Jr. told The Times-Picayune late Tuesday afternoon the matter was "still hanging" and that no decision had been made.

Judge Halleck said that unless Garrison intends to link the alleged Shaw conspiracy and the assassination then it is irrelevant where the shots came from.

When he issued his directive, he said he thought that by Wednesday jury selection would be completed and that Garrison would have already made his opening statement to the jury, in which case he would have probably already announced his intent.

This possibility became moot Tuesday when the last alternate

was not selected.

Judge Halleck has also set a hearing on Friday in Washington for the presentation of evidence to back up Garrison's contentions.

Judge Haggerty has indicated that after the last alternate is selected, he will adjourn the trial until the following morning. The next morning he will hear oral arguments on a defense motion seeking a protective order for one of its witnesses, protecting her from prosecution by the district attorney's office. After this, the trial of Shaw will begin with opening statements by the judge, the state and possibly the defense. Garrison is expected to deliver the state's opening remarks, and the defense has not yet said for certain it will make an opening statement.