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Shaw Tied To Oswald By Garrison

DA Charges They Plotted With Ferrie To Kill Kennedy

By George Lardner Jr.
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New Orleans District Attorney Jim Garrison accused businessman Clay Shaw yesterday of plotting President Kennedy's assassination with David W. Ferrie and Lee Harvey Oswald in the flat where Ferrie died last week.

Garrison made the allegations in an affidavit filed to back up a Wednesday night search of Shaw's luxurious apartment in New Orleans' French quarter.

The 54-year-old Shaw, former managing director of New Orleans' International Trade Mart, has been booked on a charge of "conspiracy to commit murder."

Asserts Innocence

Released on \$10,000 bond, Shaw called the arrest "fantastic." At a news conference in his attorney's office, he protested that he was "completely innocent" and said he never knew Oswald or Ferrie.

Shaw also denied ever using the name "Clay Bertrand." Garrison said this was an alias he used as part of the conspiracy.

In the affidavit made public yesterday, Garrison's chief investigator, Louis Ivon, said Oswald, Ferrie, Shaw and "others" he did not name met several times in September, 1963, in Ferrie's cluttered rooms on Louisiana Avenue Parkway.

Informant's Account

Ivon said "a confidential informant" at the meetings heard them "agree to kill John F. Kennedy and heard these subjects discuss the means and manner of carrying out this agreement." Ivon said the informant's state-

ments were checked out under sodium pentothal (truth serum).

The Warren Commission concluded that Oswald was the assassin. It also said there was no credible evidence to show that he was part of a conspiracy.

Ferrie, a flight school instructor, part-time private detective and former Eastern Air Lines pilot dismissed because of a record of homosexual arrests, died in bed last Wednesday while under investigation by Garrison. Before his death, he denied knowing Oswald.

Attorney General Ramsey Clark told newsmen here that the FBI had already investigated and cleared Shaw in the weeks following the assassination on Nov. 22, 1963.

"He was checked out and found clear?" Clark was asked. See ORLEANS, A6, Col. 1

after a hearing on his nomination to become Attorney General.

"That's right," Clark replied.

The FBI, however, neither investigated nor cleared anyone named Shaw.

It did check briefly into allegations surrounding a "Clay Bertrand" and decided they were without substance.

The Attorney General's remarks consequently amounted to an acceptance of Garrison's charge that Clay Shaw and "Clay Boertrand" are one and the same. "It's the same guy," said one source in the Justice Department.

The FBI, it was understood, pursued some leads on "Bertrand," but abandoned them as fruitless before he could be located. The information came from Dean Adams Andrews Jr., now an assistant district attorney in Louisiana's Jefferson Parish. Andrews testified before the Warren Commission and yesterday was subpoenaed for questioning by Garrison.

He testified that Oswald came to his law office several times in 1963 for help on his "yellow discharge" from the Marines, his citizenship status and that of his wife.

Visit by Oswald

On the first visit, Andrews said the Oswald came in with "some gay kids. They were Mexicanos . . . we saw him



United Press International
DEAN A. ANDREWS
... knew Oswald

three or four times subsequent to that, not in the company of gay kids. He (Oswald) had this Mexicano with him. I assume he is a Mex because the Latins do not wear a butch haircut."

Andrews said he assumed Bertran—"he's the one who calls (me) in behalf of gay kids normally"—had sent Oswald to him.

Shortly after the assassination, Andrews also testified that "Clay Bertrand" called him up and asked him to go to Dallas to defend Oswald. Andrews was under heavy sedation at the time for pneumonia, however, and the Warren Commission showed it was skeptical of his testimony.

The Commission said it could find no record of Oswald's visits or locate "the person who supposedly called Andrews on Nov. 23."

Andrews by his own account was feeling "squirrely" and said he called another New Orleans lawyer, Monk Zelden, since he was unable to go to Dallas himself.

An FBI Confirmation

Zelden was not called by the Warren Commission. But in a Dec. 2 1963, report, the FBI confirmed that Zelden had talked to Andrews about representing Oswald. Zelden could not be reached for comment yesterday.

The search warrant for Shaw's home indicated that Garrison's men carted off paraphernalia including five whips, pieces of chain, two pieces of leather, one black hood and cape, a shotgun and case and Army cartridge belt.

A preliminary hearing for Shaw was set for March 14. Under Louisiana law, conviction of conspiracy to murder carries a penalty of one to 20 years.

Yesterday's developments

were the first clear tipoff to the conspiracy charges Garrison has been developing.

The broad outlines of Garrison's conspiracy theory have been previously set forth by Harold Weisberg, Maryland poultry farmer, former Senate investigator and author of "Whitewash," a paperback attack on the Warren Report.

"It's sure following my book," Weisberg said delightedly yesterday of the District Attorney's investigation. Weisberg said a Garrison investigator first contacted him by letter in January; since then, he said, they have met "three or four times" in Washington.

Weisberg, in short, contends that Oswald was not the real assassin. So does Garrison. In a recent interview with a French journalist, the District Attorney labeled Oswald "a decoy, a fall guy and a victim." Weisberg made the contention more than a year ago in his book, "Whitewash."

In "Whitewash," Weisberg also relied heavily on Andrews' testimony about "Clay Bertrand," contending that the assassination was tied in with plotting Latin exiles and expatriates, and maintained that there was "a false Oswald" involved in the plot.

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Questioned Previously

Garrison is taking the same tack.

At his news conference, Shaw said he had been questioned by the District Attorney before, "about Christmas time."

Shaw insisted that "I don't know any Clay Bertrand and I have never in my life." He said he knew "of" Andrews, but was not acquainted with him personally. Shaw described himself as "incapable" of plotting the death of a President he admired highly.