

TAPES INDICATE GARRISON GRABBED GERVAIS' MONEY

Recordings Produce Trial's First Link to Garrison

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and JOHN McMILLAN

Dist. Atty. Jim Garrison Thursday was directly linked to accepting bribes from pinball dealers for the first time in his trial in U.S. District Court here.

The government played two recorded conversations between Garrison and Pershing Gervais which indicated Gervais twice gave Garrison \$1,000, once on Feb. 25, 1971, and once on March 9, 1971.

During the recording made in February Gervais hands the \$1,000 to Garrison who apparently snatches it out of his hand because Gervais says:

"Thousand, hey, Jesus Christ, you . . . you burned my fingers. Bring the butter up here. Jesus Christ, you burned my fingers, James . . ."

In March when Gervais visits Garrison again, Garrison asks: "Well, then what, what, how much is in there?"

Gervais: "A thousand dollars."

Garrison: "Gee, that's great."
Gervais: "Now there's a thousand every two months. See, the last one was for January and February, this is . . ."

Garrison: "In other words, it's dropped down considerably because they've grabbed so many of their machines."

Gervais: "Right, it's dropped down considerably."

Gervais, a former investigator for Garrison, worked in an undercover capacity for the federal government in developing the case against the DA.

Garrison: Robert E. Nims, the owner of REN Enterprises, and John Aruns Callery, a former partner in New Orleans Novelty Co., are standing trial on charges of giving and accepting bribes to protect the illegal pinball gambling business.

Besides the three on trial, seven others have either pleaded guilty or been granted a separate trial. They are former police Capt. Frederick Soule Sr.; former police Sgt. Robert Frey; Louis Boasberg, the owner of New Orleans Novelty; Harby Marks, an employe of

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Boasberg's; John Elmo Pierce, the owner of Pierce Amusement Co.; and John Elms Jr. and Lawrence Lagarde Sr., partners in TAC Amusement Co.

Before each tape was played special agents of the Internal Revenue Service testified here

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they exchanged money brought to Gervais at the Fontainebleau Motor Hotel by Marks and Soule for government funds from which they had recorded the serial numbers. They then rigged Gervais with a portable transmitting device and followed him by car to Garrison's residence.

One agent hid in the trunk of Gervais' car recording each conversation simultaneously on several tape recorders while other agents in the vicinity also taped the conversations from their vehicles.

CALLERY VISITS

Besides the transfer of money to Garrison, the March 9 conversation indicated that Callery, for whom the code name Knickerbacker was used, had been visiting the DA.

Garrison told Gervais that "our mutual friend was here." The DA said, "Knickerbacker. Real good, nice as he could be, but he explained that things, things kind of broke down."

There had been previous testimony that the pinball dealers were having difficulty raising money for bribes since the raids on pinball machines by federal agents in November, 1970.

However, in other tapes, Boasberg and Elms had asked Gervais to get Garrison to intercede on their behalf with then-Gov. John J. McKeithen, asking him to discourage bills to ban pinball gambling.

Gervais is talking to Garrison in March, as he did in February, about what pinball operators want him to do for them.

MAJOR CONCERN

Gervais: "And the thing that they are really concerned about

is the governor pushing. Now here's what I propose to do, I was thinking ahead. I am gonna send for Boasberg and young uh, TAC, and say, now, listen, what legislators can you count on? . . . so that you won't have to go over the same ground-work that they . . ."

Garrison: "That we don't have to (inaudible) and also so we don't have to, to . . ."

Gervais: "Right, precisely. So once they give me that list I bring that list to you and then you know what you have to do from there. But they really want only the Governor, that's the only one they're really afraid of."

Garrison, who had said he was taking pills for an illness and talked slowly, his voice somewhat slurred, said, "Well, I think I've helped the Governor enough and gotten to know him well enough that it took this, uh, uh, one reason it took us so long to get to know each other is because we're very much alike really as far as relating, you know, I don't relate to reality. Neither does he."

'A LITTLE TRASH'

Garrison says that McKeithen trusts him "and, uh, if it's down to the governor, I think I can stop it . . . by just plain asking. He says, 'I can talk a little trash with him.'"

Gervais mentions that Soule, who at that time was working in the District Attorney's Office as an investigator, also is being paid bribe money.

Garrison asks, "Where does Soule come in?"

Gervais: "Soule gets money for him and Frey . . . since he's on the . . . Soule's always gotten money."

Garrison: "He's not with me any more?"

Gervais: "Yeah, he's in your office."

Garrison: "Yeah, oh, I see."

Gervais: "But he's handling the thing for the vice squad."

EVEN FREY?

Garrison says, "You mean even Frey, who's been a pain

in our . . . is, uh, all right as far as this thing, this area is concerned?"

Gervais: "Him and Soule is making the money."

Later during the conversation, Garrison discusses how to approach McKeithen.

"The way to present it to John, you got to present in terms of his own self-interest . . . as a politician of the future, that, uh, the biggest thing he has in his future is, uh, he's from North Louisiana and he's got the potential tremendous vote from New Orleans . . . and we want to keep it that way."

Gervais: "Right."

Garrison: "That's how I got the last judgeship for the Old Regulars."

Gervais: "Right."

Gervais: "Right."

TWO IN A ROW

Garrison: "See. And just after I got one before . . . two in a row. But that just gives me a certain amount of control in court."

Gervais: "Of the situation."

Garrison: "There was no money there and in other words, I've been, uh, impress John with the fact that I'm getting nothing out of it, it's for him."

Gervais: "Uh-huh."

N.O. APPRECIATION

Garrison: "You see. Well, I'm —sell him the same way on this. That in the largest part of New Orleans, the Ninth Ward, the Irish Channel, or places like that, the pinball machines are a source of amusement and, uh, livelihood for small businesses and he could destroy himself with that . . . But do not be known as the Governor who cut out pinball machines in New Orleans because if you run for the Senate against Ellender, you're going to lose New Orleans."

Gervais: "Yeah."

Garrison: "Lose an awful lot of small people."

Gervais: "Yeah."

Garrison: "Cause they're going to think of you as Mr. Clean and New Orleans is like South Louisiana, they don't like the . . . you see?"

Gervais: "Yeah. Yeah."

Garrison: "That's the way I sell it."

BACK TO SOULE

The conversation once again drifts back to Soule, and Gervais tells Garrison that Soule's been getting "money from the pinballs as long as we have." Soule testified he began getting bribe money in 1963.

Gervais tells Garrison that Soule saves all the bribe money

he gets, and startles the DA by saying that he has \$75,000 "stashed away." Actually Soule presented in court \$63,000 he kept hidden in a pickle jar in his backyard.

Most of the tape made on March 9 concerned Garrison's new theories on the assassination of President John F. Kennedy. Garrison began explaining them to Gervais in great detail.

Judge Herbert W. Christenberry, who is trying the case, interrupted at one point to tell the jury, "Much of what we're hearing has no relation to this case. This case has nothing to do with the Kennedy assassination. We have one case here to try and we've got enough to go with it."

Finally, when it became apparent that the rest of the tape was going to deal exclusively with the assassination, the judge ordered it halted over the objections of defense attorneys, who had requested the entire tape be played.

The U.S. Attorney's Office had sought to just play the segments concerned with the bribery aspect, but the judge had consented to allow the entire tape to be played at the request of Garrison's lawyers.

However, when he recognized the content of the conversation, he halted the playing of it.

BUGGING METHOD

Earlier in the day, several special agents of the IRS testified about their roles in monitoring and recording the conversation between Garrison and Gervais at Garrison's house. They said they were positioned in cars on and near the DA's Owens Boulevard residence with various devices for listening to and recording the conversations in the house.

According to the recording played in court Thursday morning, Gervais was welcomed into the Garrison home by Garrison's wife and, following some small talk not pertinent to the case, he went upstairs with her to meet with Garrison in his bedroom.

After a brief time, Mrs. Garrison left the bedroom and the following conversation between the two men, some of which was not understandable on the recording, took place during which Gervais allegedly handed over the \$1,000:

Gervais: "Listen, before she comes, Callery told you there was people talking to me, huh?"

Garrison: "Yeah."

BOASBERG CAME

Gervais: "Okay. Yeah, they

came. Boasberg came to see me."

Garrison: (Inaudible.)

Gervais: "Right, well, not me. They, they pursued me. I didn't, I didn't solicit none of this . . ."

Garrison: "What is, uh, a friend can do anything, uh, when they, they . . . gone wild and so forth, uh. It was not entrapment or anything. On the other hand, if we're being taken care of, uh, then, uh, I'll take a look and . . ."

Gervais: "Well . . ."

Garrison: ". . . I know too many people in the Irish Channel and in the Ninth Ward . . ."

Gervais: "Oh, you're talking about going before the Legislature?"

Garrison: "Well, I'm just thinking out loud."

TO THE GOVERNOR

Gervais: "Oh, yeah, like to the governor."

Garrison: "Produce. I'll go to the governor."

Gervais: "All right, but, well, let me see, let me . . ."

Garrison: (Inaudible.)

Gervais: "Uh huh."

Garrison: "Aruns will sit there."

Gervais: "Naw, well, okay, that's now, that's problem two, but let me tell you where we are thus far. So Boasberg and young Elms came to see me. They the only two left and they got limited machines and they got like . . ."

Garrison: ". . . Boasberg, but they grabbed them . . ."

Gervais: "Grabbed them, yeah, but I'm talking about now in operation. So, what he did, he brought me a thousand dollars and he was apologetic; that for January and February you understand."

Garrison: "Pershing . . ."

MORE IN MARCH

Gervais: "But wait. March he'll bring another thousand, for March and April, see, only to keep the doors open until . . ."

What he's scared of is the Legislature in April. If they don't knock him out then they'll build up. They will be in the best position they ever been in in their life cause they'd be the only two in business."

Garrison: "Only two."

Gervais: "Right, so I got this, uh . . ."

Garrison: "Two dominoes."

Gervais: "Correct. So I got this thousand here. Want me to put it in the chiffrobe or where?"

Garrison: "No."

Gervais: "Shift over, what else?"

Garrison: (Inaudible.)

Gervais: "Fifty?"

Garrison: ("Inaudible.")

Gervais: "Thousand, hey, Jesus Christ, you . . . you burned my fingers. Bring the butter up. Here, Jesus Christ, you burned my fingers, James. . . ."

Garrison: ("Inaudible.")

BRUTAL?

Gervais: "You're brutal."

Garrison: "I've been around."

Gervais: "You understand?"

Garrison: "Didn't I tell you?"

Gervais: "Oh, no, no, no, you understand the situation?"

Garrison: "Yeah."

Gervais: "You might want to take it out of that envelope. It's a Fontainebleau envelope. Now March the first comes another one. Now what can I tell them?"

Garrison: "Tell them?"

Gervais: "That you'll do for, in the Legislature. . . ."

Garrison: "Tell them that it is a personal pride of mine that I do everything I possibly can for people who have helped me, and if I can't, I can't."

Gervais: "Now the man they most fear is the governor."

Garrison: "Well, tell them that I will go to the governor and tell the governor it's damn tough for Democrats to vote in New Orleans because the word is bad . . . and I've got to explain I spend half my days trying to explain that this is not true, it's not true . . ."

Gervais: "Uh huh."

Garrison: "How's that?"

Gervais: "Good enough. Now, you know there's — hey, you want me to get rid of that — they got some, uh, uh, you know we got some machines, the DA's got some machines . . ."

A GOOD BOY

Garrison: "Tac Jr. said . . ."

Gervais: "Tac . . ."

Garrison: "Young Tac's a good boy."

Gervais: "You met him, he, you know, he . . ."

Garrison: "Yeah, I met him but I like the way he handles himself."

Gervais: "Yeah."

Garrison: "Young . . ."

Gervais: "Uh huh, uh . . ."

Garrison: "Nevertheless, I don't mind seeing him. We haven't seen each other before . . ."

Gervais: "Uh huh."

Garrison: "Uh, know what I'm saying?"

Gervais: "Uh huh."

Garrison: "But, of course . . ."

Gervais: "Yeah, he come to see you in the hospital I believe he said."

Garrison: "No, it was before."

During another portion of that recorded conversation, Garrison mentioned that Callery had visited him at his home, and was told by Gervais that police Capt. Frederick Soule Sr., at that time assigned to Garrison's office, was accepting bribe money and passing some down to Sgt. Robert Frey, vice squad commander, to prevent vice squad raids on pinball locations. Soule and Frey both have pleaded guilty to accepting bribes and both testified earlier in the trial about their roles in the scheme.

In this same portion of the taped conversation, Garrison told Gervais to inform the bribe-paying pinball operators that he (Garrison) would "guarantee" that the governor, then John J. McKeithen, would intervene on behalf of the interests of the operators who at that time feared the Legislature was going to abolish gambling-type pinball machines in Louisiana. It was shortly thereafter that the Legislature did just that.

SMART OLD MAN

This part of the conversation begins with Garrison speaking of the late John "Tac" Elms Sr., owner of TAC Amusement.

Garrison: "I thought, uh, with, uh, his father looked like a guy who hung around Lafayette Square."

Gervais: "Who?"
Garrison: "Tac."
Gervais: "Young Tac?"
Garrison: "Old Tac."
Gervais: "Oh, the old man. You, you met him?"
Garrison: "I certainly did."
Gervais: "Yeah."
Garrison: "But not here."
Gervais: "Naw, but he was a pretty smart old man."
Garrison: "Smart old man."
Gervais: "Yeah, the old man was smart."
Garrison: "He's wise and he's ready and he's the guy to lead them."

Gervais: "Yeah."
Garrison: "And he'll just have to sweat this out."
Gervais: "Well, that's what he wants to do. He wants to keep all lines open."

CRIME COMMISSION

Garrison: "I think based on if they fire Kohn (Aaron Kohn, director of the Metropolitan New Orleans Crime Commission), tell you why, uh, I, uh, had a call last year from the president of the Crime Commission . . ."

Gervais: "Apologizing . . ."
Garrison: "He asked me if I could have lunch with him. I said sure. He said he's always

admired me and the kind of office I've had. He's, uh, had, uh, constant running battle with, uh, with Kohn; said Kohn is always seeking publicity and, uh, that this isn't his cup of tea. Anyway, to make a long story short, it isn't all black and white."

Gervais: "No."
Garrison: "Uh, we'll just have to play it by ear."
Gervais: "Uh huh."
Garrison: "One step at a time."

Gervais: "And I will just go back to Boas . . . and, you see, let me tell you . . ."

OUR MOVE

Garrison: "But make no moves . . ."
Gervais: "No."

Garrison: "Our move is no move, our move . . ."

Gervais: "Right. And you will quietly, you will—let me tell you, they said over and over, they're scared to death of the governor, the governor, the governor, all their men in the Legislature."

Garrison: "I will guarantee them . . ."

Gervais: "Okay, I need to tell them that, then I'll tell them that, uh, don't . . . (obscenity) around and try to draw the machines because that will expose the situation. Leave them there, lose the machines if they have to. That's your instructions. See, let me tell you, young Tac is no problem, you see, Boasberg is the — well, you, you know, grabbing, grabbing, grabbing . . ."

Garrison: "Goof."
Gervais: "Yeah, he's not only a goof, he's a greedy goof, you see. I mean, uh, Tac was, uh, very apologetic, uh, by saying, listen man, I'm embarrassed, that is, you know, to come up with a third of what it used to be, but that's all we can do right now. But Boasberg's attitude is, he thinks that's, you know, that's, that's sufficient . . . huh, but, uh, but young Tac is in Monroe, you see, and it's hard to communicate. Now you know that they — let me say this to you, they also do things with the vice squad."

Garrison: "Separately?"
Gervais: "Separately."
Garrison: "But they don't . . ."

Gervais: "But they you know who . . ."

Garrison: "Nothing about us . . ."

Gervais: "Oh . . ."
Garrison: (Inaudible).

AT THE VICE SQUAD

Gervais: "No, but they as-

sume. But you know who handles it?"

Garrison: "Who?"
Gervais: "You will . . . (obscenity) when you find out who handles it for the vice squad, or do you know?"

Garrison: "Must be Frey."
Gervais: "No."

Garrison: "No?"
Gervais: "Freddie Soule."

Garrison: "Oh, sure."
Gervais: "Yeah, he handles it for Frey."

Garrison: "Up in the office. Find out about it . . ."

Gervais: "Yeah."
Garrison: "That would figure, wouldn't it?"

Gervais: "Yeah."
Garrison: "Anything done by Freddie . . ."

Gervais: "Yeah."
Garrison: "I'm sure there won't be any problems at all."

RETURNS ON BRIBES

Gervais: "Right. But, uh, course, you know, 500 a month is nothing right now. But if things work out they will get it back up. But, uh, Boasberg . . ."

Garrison: "Boasberg . . . full, well . . . they're legal. See a firin (phonetic) which is legal

within a state."

Gervais: "Yeah, but by the time they make that legal point, them . . . machines will be antiques."

Garrison: "Oh, no, oh, no, only take about six months, that's all . . . we got a couple of guys who will keep this going."

Gervais: "Right."
Garrison: "For 500 a month."

Gervais: "Right. Until things get better, you know. Payable every two months now. March the first . . ."

Garrison: "Tell them I didn't say the governor might, I said I guarantee it."

Gervais: "Jesus, Christ, I think I'll hike them up another 500 for that."

Garrison: "No, no, don't do that."
Gervais: "Naw, I'll take it easy, I won't."

Garrison: "Tell them what I'm attempting to do."
Gervais: "Yeah."
Garrison: "All my instincts

Gervais: "Uh huh."
Garrison: "And I said don't do it because . . ."

Gervais: "Until things get better . . ."

Garrison: "Cause . . ."
Gervais: "Which will be right after April."

Garrison: "Cause they made a business arrangement all the way and we like dealing with

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people who do like business . . ."

CALLERY'S OUT

Gervais: "Right. Now you know Callery's out of the picture?"

Garrison: "Yeah, and he came here and, and, uh, he's a real gentleman."

Gervais: "Yeah, he is, yeah."
Garrison: (Inaudible)

Gervais: "Yeah, he came asked me first, should I do it . . ."

Garrison: "Brought perfume from Hong Kong for her . . ."

Gervais: "Uh huh."
Garrison: "And, uh, she must . . ."

Gervais: "Yeah."
Garrison: "But, uh, that way, uh, he made it clear."

Gervais: "Yeah."
Garrison: "That he's out."

Gervais: "He's out."
Garrison: "I wish he wasn't."

'ALWAYS HUSTLING'

Gervais: "No, I wish he wasn't too, Boasberg's a . . . (obscenity), man; he's always hustling, hustling for that extra edge."

Garrison: "Do you have to deal with him any further?"

Gervais: "Up to now it's been him, but I think he will now be out of the picture, you know . . ."

Moments later, according to the tape recording, Garrison told Gervais that he even planned to make anti-pinball statements to the press and then tell Gov. McKeithen personally that the statements were just a front; that if McKeithen pushed to abolish pinballs in the state his chances of being elected a U. S. Senator would be ruined.

Garrison: "I may have statements they'll read in the press — uh, we are trying to find a way to proceed effectively against this, uh, gambling device, which is really what it is. On the other hand, we cannot ignore the fact the Legislature and the Supreme Court has prepared, uh, to lead it . . ."

Gervais: "Uh."
Garrison: "We are going to work on it and, uh, it's one of our major projects . . ."

Gervais: "What?"
Garrison: "In other words, don't let that scare them."

Gervais: "No."
Garrison: "No."

Gervais: "I understand, I understand."

Garrison: "And then when I say that . . ."

Gervais: "Let me tell you something. You think I ought to ask them how long they think it'll be before they get back up?"

Garrison: "Reason I say that, I'll go to John's that night, big house, and say, John, that's a lot of bull . . ."

ANTI-PINBALL

Gervais: "You going to make an anti-pinball speech, that's what you saying? You going to make an anti . . ."

Garrison: "No, anti, conti . . ."

Gervais: "Them little light things . . ."

Garrison: "Light to him . . ."

Gervais: "That, that . . ."

Garrison: "Nothing that will hurt."

Gervais: "But you'll go tell John that's bull . . ."

Garrison: "I'm not going to tell John . . ."

Gervais: "They're scared to death of him."

Garrison: "No . . ."

Gervais: "They're scared to death of him."

Garrison: "I know how to talk to John. Tell John they will kill him for the Senate — to attempt to, attempt — survive, the neighborhoods survives . . ."

Gervais: "Through pinballs."

Garrison: "They pay the rent, they open this door. It's not like any place else in the country."

Gervais: "They got a place to borrow money from to stay open, buy a license every year, which is true."

Garrison: "I cannot do that — in my own interest is making him into making a cover. Example, did I know Henry Roberts? Saw him twice in my life before he became a judge."

In yet a later reference to his proposed talk with McKeithen, Garrison advised Gervais to tell the pinball operators the following:

THE NEXT SENATOR

Garrison: "Tell them this. Tell them I'm gonna, I'm gonna go to John and tell him you happen to be my personal choice, but if I change my mind at the last minute and mane Carlos Marcello, he will be the next senator from New Orleans."

Gervais: "Uh huh Yeah, yeah, that'll shake him up."

Garrison: "I'll tell him, I'm just kidding him . . ."

Gervais: "Kid him, yeah, kid him, sure . . ."

Garrison: "We're friends . . . but he knows I'm only half kidding him."

Gervais: "Yeah, yeah, he don't want to tempt you."

In leading up to the playing of the first Gervais-Garrison tape, IRS Special Agent Joel LaNoux, who had previously testified that he had participated in a number of conversation tapings between Gervais and others at the Fontainebleau Motor Hotel, outlined for Gervais how \$1,000 in \$50 bills was removed from the IRS' "Impress file."

The bills' serial numbers were recorded and the money was given to Gervais on the night of Feb. 25, 1971.

LaNoux said the money was given to Gervais in a blue Fontainebleau envelope. A transmitting device was then placed in Gervais' clothing, with the microphone near the inside of his jacket front.

LaNoux said he then drove to Bancroft Drive and parked adjacent to an empty lot at 4601 Bancroft, directly behind Garrison's house at 4600 Owens Blvd.

From that vantage point, he prepared to monitor and tape whatever conversations were transmitted from inside the house by the device in Gervais' clothing.

ITEMIZING POCKETS

Floyd D. Moore, another IRS special agent, testified that he had assisted in placing the transmitter on Gervais and that he searched Gervais, taking inventory of everything in his pockets.

This was done, Moore said, to compare the inventory list with another one he planned to make after Gervais left the Garrison house, thereby determining what Gervais left there or took from here.

The IRS agents in their cars, and Gervais in a red convertible with a black top, then drove from the Fontainebleau to Harrison Avenue, where Gervais stopped in a bakery to buy a cheesecake as a gift for the Garrisons.

There was one other stop before proceeding on to the DA's residence — in City Park, where Special Agent Arlie G. Puckett climbed into the trunk of Gervais' car from which he later monitored conversations inside the house.

Yet another IRS agent, Irving Johnson, was positioned in an unmarked car directly across

the street from Garrison's two-story, white brick home.

Johnson told the court that Gervais parked in front of the house at 8:23 p.m. and walked directly to an entrance at the right rear, where he was admitted.

The marked money given Gervais to take into the house for Garrison actually was a replacement for another \$1,000 given Gervais in the men's room of the Fontainebleau at an earlier date by Capt. Soule, LaNoux testified.

The agent said the money that purportedly came from Soule was in \$20, \$50 and \$100 denominations. Those bills, he continued, were delivered to the Secret Service headquarters in Washington, D.C., and checked for fingerprints, but the print analysis turned up no discernible fingerprints.

CHECK ON POCKETS

Under cross examination by Fred Barnett, an attorney for Garrison, agent Moore said that in searching Gervais after Gervais had left Garrison's home, the \$1,000 in \$50 bills was not present, but Moore admitted that he did not look in Gervais' shoes or socks and did not have Gervais remove his clothing.

On the topic of the original \$1,000, IRS Special Agent Edmond Martin said in court on the morning of Feb. 18, 1971, he and another agent observed Soule and Marks meet at the Jung Hotel and have breakfast.

Although both agents watched Soule and Marks closely, Martin said they did not see Marks pass any money to Soule. It was later that same day that Soule allegedly gave the original \$1,000 to Gervais at the Fontainebleau.

CALLERY TAPE

Earlier Thursday, the prosecution introduced and played a tape recording identified as being between Gervais and Callery on Feb. 10, 1971, during which Callery made reference of having been to see Garrison to discuss bribe payments with him.

Gervais: "But he ain't worth it, man, let me tell you. I ain't, listen, Garrison ain't said nothing to me, I ain't said nothing to him."

Callery: "Well, he took it pretty good when, you know, he understood. He said that, uh, you know, he's read about it in the papers . . ."

Gervais: "Yeah."

Callery: "About, I think I told

you what he said. He said 'when the cow is' . . ."

Gervais: "All he can . . . dead", he said, 'there's no more milk'."

Gervais: "You can't get no milk out a dry cow, a dead cow. Yeah. And it's a dead . . . cow."

Callery: "It's dead."

Gervais: "So. I know he misses that . . . bundle . . . The way he destroys money, man."

Callery: "What's he spend it on?"

Gervais: "God knows, man, trips, this, that, the other thing, you know. He makes, he goes to Arizona like I go to . . . Canal Street or something, you know."

Callery: "He doesn't spend a hell of a lot of time in the office, does he?"

Gervais: "He ain't spending no time in the office. That's part of his problem."

Callery: "Who's the head man, who's running the show for him?"

Gervais: "John Volz."

Callery: "Friend of his?"

Gervais: "Yeah, he's a nice fella, quiet fella, you know, he's . . . Course what good is it now, they ain't nothing to do."

Earlier in that tape, Gervais and Callery were discussing Boasberg, as they had on many previous occasions, specifically about Boasberg's failure to come up with his portion of the bribe money.

Part of that segment of the conversation went as follows:

Callery: "He's a conniving — if, if you got a — he's always going to give something away but he never gives it."

Gervais: "Never."

Callery: "Never gives it."

Gervais: "He's a . . ."

Callery: "He's been promising his employes there for — ever since I been there, nobody's going to do something about it."

HITLER LOOKS GOOD

Gervais: "He's the kind of guy that makes you believe Hitler was a fine man."

Callery: "I told that to Gertrude yesterday."

Gervais: "Did you?"

Callery: "Yeah, you know, the girl that works for him."

Gervais: "Yeah. He got to make you believe . . ."

Callery: "Hitler . . ."

Gervais: "Them . . . ovens was made for him."

Callery: "If you, if you figured that all Jews are like him,

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then Hitler was right."

When the trial resumes at 10 a.m. Friday, the government is expected to play its third and final Garrison tape, which it says was recorded between Garrison and Gervais on the night of June 29, 1971, just hours before federal agents arrested Garrison and the nine others who eventually were indicted.

WP 9-7-73
Garrison Trial #10

NEW ORLEANS — Government attorneys introduced secret tape recordings that allegedly link District Attorney Jim Garrison to a gambling protection scheme.

Garrison and New Orleans pinball executives John Aruns Callery and Robert E. Nims are charged with conspiring to protect illegal gambling through bribery.

The prosecution claimed the tapes were made in February of 1971 at Garrison's home through a remote hook-up attached to a government informer, Pershing Gervais.

From staff reports and news dispatches