

## MCC-GARRISON CASE DELAYED

*T-p 11/16/68*  
Judge Stays Proceedings  
Involving Records

Federal District Judge Herbert W. Christenberry Wednesday delayed all action in a case in which the Metropolitan Crime Commission and four of its officers seek to prohibit District Attorney Jim Garrison from enforcing subpoenas calling for the production of records of the commission.

Judge Christenberry stayed the proceedings after he received the assurance of Assistant DA James Alcock that no action would be taken to call the Crime Commission members before the Orleans Parish Grand Jury until the Louisiana State Supreme Court decides a case involving a contempt of court citation against Aaron M. Kohn, director of the Crime Commission.

The state Supreme Court has set a hearing for March 27 in the Kohn case. The commission director spent a night in Parish Prison on Dec. 14 after he refused to answer a question before the Grand Jury concerning the identity of a commission informant.

Under the subpoenas the district attorney is seeking production before the Grand Jury of commission records showing the names of informants.

It is alleged in the federal

court case, which seeks an injunction against Garrison and others, that the district attorney has embarked on a course of conduct aimed at destroying the Crime Commission and intimidating its members "for personal and political reasons."

The suit claims that Garrison is investigating the commission and not organized crime in New Orleans.

Judge Christenberry denied a motion seeking to dismiss the Crime Commission suit filed by Alcock.

The representative of the DA's office then told the court that there is no intention on the part of the prosecutor's office to get any testimony from any member of the Crime Commission until the state Supreme Court decides the matter.

Wednesday's hearing was on a motion by attorneys for the commission, Kohn, and James W. Mills Jr., E. C. Upton Jr., and Philip L. Frank Sr., commission members, for a temporary restraining order.

The commission and the individuals were represented by Carl J. Schumacher Jr., Herbert Garon and Milton Brener.