

T-P

# DEUTSCH TO FILE SHAW CASE SUIT

## Retained by Garrison to Submit Motion

A New Orleans attorney said Monday that he has been retained by District Attorney Jim Garrison's office to file before the U.S. Supreme Court a motion asking that federal courts not take jurisdiction of the Clay Shaw trial.

The motion, in effect, will ask that the Shaw case be tried in Orleans Parish Criminal District Court.

Eberhard P. Deutsch, of Deutsch, Kerrigan and Stiles, said the motion would be to "dismiss appeal or affirm judgment" concerning the decision of a three-judge federal court in New Orleans which ruled it had no jurisdiction in the Shaw case.

Shaw's attorneys have filed an appeal asking that the U.S. Supreme Court reverse the decision of the three-judge federal court.

That court consisted of Fifth Circuit Judge Robert A. Ainsworth Jr. and District Judges Frederick J. R. Heebe and James A. Comiskey.

Clay L. Shaw, former managing director of the International Trade Mart, is under indictment in Criminal District Court here for having "willfully and unlawfully conspired" to murder President John F. Kennedy.

Following the three-judge court's July 23 decision that it did not have jurisdiction to hear the conspiracy case, Shaw's at-

torney's filed a "jurisdictional statement" with the U. S. Supreme Court arguing that the federal courts do have jurisdiction.

Deutsch's motion, which he said will be argued in an eight to 10 page brief to be filed probably within a week, will

argue that the federal courts should not take jurisdiction.

Deutsch added that he was retained probably because the DA's office felt it was "better

to have outside counsel familiar with the Supreme Court."

He said private attorneys are occasionally retained by government offices in important cases.