

# Shaw Loses Bid for New Venue-Change Hearing

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Attorneys for Clay L. Shaw today lost their bid to reopen a hearing on whether to move his conspiracy trial outside New Orleans.

Criminal District Judge Edward A. Haggerty Jr. denied the defense motion to reopen the hearing and said he will rule at 10 a. m. tomorrow on the change of venue motion itself.

SHAW, 55, IS accused by District Attorney Jim Garrison of participating in a conspiracy to kill the late President John F. Kennedy.

His attorneys are seeking to have the trial moved at least 100 miles from New Orleans

on grounds that publicity about the case has made it impossible for him to get a fair trial here.

Should Haggerty turn down the change of venue motion, the district attorney can set the case for trial. Garrison and his aides have said repeatedly they want an early trial.

DEFENSE ATTORNEYS reserved a bill of exceptions to Haggerty's ruling on reopening the hearing as the basis for a possible appeal.

They also objected to the judge's choice of tomorrow for a ruling on the change of venue.

Chief defense counsel F. Irvin Dymond said he could not be in court at 10 a. m. tomorrow but Haggerty said one of his colleagues could replace him.

"Why can't we make it Friday?" Dymond asked.

"We can't make it Friday. This matter is more than a year old, Mr. Dymond. I will rule tomorrow," the judge replied.

HAGGERTY SAID he will issue written reasons for his ruling.

Asked by newsmen whether the defense has any further legal recourse which could delay the trial, Haggerty said, "I know of none."

He quoted defense attorneys as branding "scuttlebutt" reports there would be an effort to remove the matter to federal court.

During the hearing 80 prospective jurors were questioned and most of them said they believed they could hear the Shaw case impartially.

DURING THE HEARING Haggerty ruled repeatedly that questions could be asked about the Shaw case itself but that anything not directly related to Shaw was irrelevant.

The defense moved to reopen the hearing after Assistant DA James L. Alcock asked that the Abraham Zapruder film of the Kennedy assassination, shown last week to the Orleans Parish

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of its facilities.

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Grand Jury, be held for possible use at the Shaw trial.

THE DEFENSE contends this is a judicial admission that the Shaw trial and the DA's probe of the assassination are linked.

Defense attorneys have contended that the two are one in the mind of the public.