

SHAW PROSECUTION

BLOCKED BY JUDGE

Federal Judge today issued a temporary restraining order barring District Attorney Clay Garrison from prosecuting Clay Shaw for perjury and ordered the order to show cause why the order should not be made permanent.

The trial, which had been scheduled to start tomorrow, was thus delayed at least until after Monday, the date for a hearing on the request for a permanent restraining order.

District Judge Herbert W. Christenberry issued the temporary order after a closed one-hour conference between Shaw's attorneys and representatives of the DA's office.

GARRISON CHARGED Shaw with

perjury on the basis of his testimony on his own behalf during his 1969 trial on a charge of conspiring to kill President John F. Kennedy. Shaw was acquitted on that charge.

In issuing the order, Judge Christenberry noted that the Fifth U.S. Circuit Court of Appeals yesterday instructed him to hear the matter and said after considering the pleas of Shaw's attorneys, "It appears to the court that immediate and irreparable injury, loss and damage will result to the plaintiff if a temporary restraining order is not issued."

The judge ordered Garrison to take no further action to prosecute Shaw until representatives of his office ap-

pear Monday to show cause why the order should not be made permanent.

ATTORNEYS FOR both sides declined comment. First Assistant DA John Volz said Garrison may have a comment later. Garrison himself did not participate in today's conference.

Shaw's trial had been scheduled to start yesterday in Criminal District Court before Judge Malcolm O'Hara, but O'Hara granted a two-day delay in order to give the federal court time to act.

Garrison charges Shaw with conspiring to assassinate Lee Harvey Oswald, David W. Ferrie, whom Garrison named as a coconspirator.