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PROBE NL (510)

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NEW ORLEANS, MARCH 8 (AP)-A STATE JUDGE INDICATED TODAY DIST.ATTY. JIM GARRISON MAY HAVE TO PRODUCE HIS UNNAMED "CONFIDENTIAL INFORMANT" AT A PRELIMINARY HEARING TUESDAY FOR CLAY L. SHAW, THE WEALTHY NEW ORLEANIAN BOOKED FOR CONSPIRACY IN THE KENNEDY ASSASSINATION.

"IT IS MY INCLINATION NOW THAT THE IDENTITY OF THE INFORMANT WILL HAVE TO BE DISCLOSED AT THE HEARING," CRIMINAL DIST. JUDGE BERNARD BAGERT SAID AT THE CONCLUSION OF A HEARING IN WHICH HE REFUSED TO DISMISS THE CASE FOR LACK OF JURISDICTION.

BAGERT SAID HE WOULD RULE TUESDAY ON THE DEFENSE REQUEST THAT THE INFORMANT BE IDENTIFIED.

SHAW, 54, FORMER MANAGING DIRECTOR OF THE INTERNATIONAL TRADE MART HERE, CALMLY CHATTED WITH HIS LAWYERS AND OTHER PERSONS IN THE SMALL COURTROOM TODAY.

THE DISTRICT ATTORNEY ARRESTED SHAW MARCH 1 AND BOOKED HIM ON A MURDER CONSPIRACY CHARGE IN CONNECTION WITH GARRISON'S FIVE-MONTH INVESTIGATION OF THE NOV. 22, 1963, ASSASSINATION OF PRESIDENT JOHN F. KENNEDY. SHAW IS FREE UNDER \$10,000 BOND.

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NEW ORLEANS-PROBE NL INSERT A63NU, AFTER 5TH GRAF: <sup>BOND</sup> KENNEDY."

IN ANOTHER DEVELOPMENT, GARRISON'S OFFICE SAID ATTORNEY DEAN ANDREWS JR. WAS SUBPOENAED TO APPEAR BEFORE THE ORLEANS PARISH GRAND JURY TOMORROW.

THE GRAND JURY, WHICH HAS NOT HERETOFORE BEEN INVOLVED IN THE GARRISON PROBE, HAS BEEN TOLD IT MAY BE ASKED TO BEGIN HEARINGS. SUCH HEARINGS WOULD BE SECRET.

ANDREWS WAS QUESTIONED LAST WEEK. HE APPEARED AT THE DISTRICT ATTORNEY'S OFFICE UNDER SUBPOENA. THE INTERROGATION WAS ON HIS TESTIMONY TO THE WARREN COMMISSION REGARDING A "CLAY BERTRAND."

ANDREWS TOLD THE WARREN COMMISSION A MAN KNOWN TO HIM AS CLAY BERTRAND ASKED HIM, AFTER THE ASSASSINATION, TO REPRESENT OSWALD. THE FBI COULD FIND NO BERTRAND. GARRISON CONTENDS THAT SHAW USED BERTRAND AS AN ALIAS, AN ACCUSATION VEHEMENTLY DENIED BY SHAW.

IN AN 6TH GRAF, A63

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IN AN APPLICATION FOR A WARRANT TO SEARCH SHAW'S HOME, THE DISTRICT ATTORNEY ALLEGED THAT SHAW, LEE HARVERY OSWALD, DAVID W. FERRIE AND OTHER PERSONS MET AT FERRIE'S APARTMENT HERE IN SEPTEMBER 1963 AND AGREED "TO KILL JOHN F. KENNEDY."

PRESENT AT THESE SECRET MEETINGS, SAID GARRISON, WAS "A CONFIDENTIAL INFORMANT...WHO SAW THE CONSPIRATORS AND HEARD THE PLANS." THE INFORMANT WAS QUESTIONED WHILE UNDER THE INFLUENCE OF "TRUTH SERUM," THE DISTRICT ATTORNEY'S OFFICE SAID.

OSWALD WAS IDENTIFIED BY THE WARREN COMMISSION AS THE MAN WHO KILLED PRESIDENT KENNEDY. THE COMMISSION SAID IT FOUND NO CREDIBLE EVIDENCE THAT OTHERS WERE INVOLVED.

THE FBI INVESTIGATED SHAW AT THE TIME AND CLEARED HIM. SHAW HAS DENIED KNOWING EITHER OSWALD OR FERRIE, A FREE-LANCE PILOT WHO WAS FOUND DEAD IN BED FEB. 22. HIS DEATH WAS OFFICIALLY ATTRIBUTED TO NATURAL CAUSES.

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IN ASKING THAT GARRISON BE DIRECTED TO PRODUCE THE INFORMANT, GUY JOHNSON, ONE OF SHAW'S LAWYERS, ARGUED: "MY CLIENT IS ENTITLED TO BE FACED BY HIS ACCUSERS."

FOLLOWING THE HEARING, AL OSER, AN ASSISTANT DISTRICT ATTORNEY, WAS ASKED ABOUT THE DEFENSE REQUEST THAT THE INFORMANT BE PRODUCED. "THEY WILL GET EVERYTHING THEY ASK FOR TUESDAY," HE SAID.

SHAW'S LAWYERS MOVED TO DISMISS THE CASE ON GROUNDS THE COURT LACKED JURISDICTION SINCE THE ASSASSINATION TOOK PLACE IN DALLAS. THEY ARGUED THAT ONLY AN OVERT ACT IN NEW ORLEANS WOULD GIVE BAGERT'S COURT JURISDICTION. GARRISON'S OFFICE HAS NOT CHARGED ANY SUCH ACT OCCURRED, THE DEFENSE SAID.

THE JUDGE UPHELD THE DISTRICT ATTORNEY'S OFFICE, WHICH ARGUED THAT THE PROPER LEGAL PROCEDURE WAS BEING FOLLOWED, AND THAT THE PATTERN SET BY LAW DID NOT ALLOW THE DEFENSE TO SUBMIT MOTIONS PRIOR TO TUESDAY'S PRELIMINARY HEARING.

THE PRELIMINARY HEARING WAS REQUESTED BY GARRISON. JOHNSON TOLD NEWSMEN HE MAY ASK THE LOUISIANA SUPREME COURT TO BLOCK IT.

THE DEFENSE MAINTAINS THE HEARING SHOULD NOT BE ALLOWED UNTIL SHAW'S ATTORNEYS HAVE A CHANCE TO EXAMINE GARRISON'S EVIDENCE.

SHAW'S LAWYERS ASKED JUDGE BAGERT TODAY TO REQUIRE GARRISON TO SUPPLY A BILL OF PARTICULARS. SPECIFICALLY, THE DEFENSE SAID IT WANTED TO KNOW THE NAMES OF THE ALLEGED CO-CONSPIRATORS, WHAT ACTION WAS TAKEN TO FURTHER THE ALLEGED CONSPIRACY AND THE NAME AND ADDRESS OF THE CONFIDENTIAL INFORMANT.

THE JUDGE REJECTED ALL BUT THE LATTER REQUEST. HE SAID HE WOULD  
RULE ON IT AT THE PRELIMINARY HEARING.

CONVICTION ON A MURDER CONSPIRACY CHARGE IN LOUISIANA CARRIES A  
PRISON SENTENCE OF 1-20 YEARS.

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