

CW-NU  
 (Y ONLY: NOT FOR PUBLICATION)  
 PROBE 350

NEW ORLEANS (AP)-DIST. ATTY. JIM GARRISON HAS ASKED FOR EARLY TRIAL IN THE CONTROVERSIAL KENNEDY INVESTIGATION PROBE--CLAIMING THAT CONTINUING HARSH PUBLICITY THREATENS HIS CASE.

ASST. DIST. ATTY. JAMES L. ALCOCK SAID THE MOTION FOR EARLY TRIAL, FILED WEDNESDAY, WAS "SO WE CAN GET THIS THING OUT OF THE TV STUDIOS AND INTO THE COURTROOM WHERE IT BELONGS."

ALCOCK SAID HE HOPES TO BRING CLAY L. SHAW, 54-YEAR-OLD WEALTHY RETIRED NEW ORLEANS BUSINESSMAN, TO TRIAL IN CRIMINAL DISTRICT COURT IN SEPTEMBER.

A NUMBER OF DEFENSE MOTIONS PENDING BEFORE JUDGE EDWARD A. HAGGERTY JR. PROBABLY WILL BE DECIDED LATER THIS MONTH, ALCOCK ADDED.

THE MOTIONS INCLUDE ONE ASKING THE DISMISSAL OF THE INDICTMENT CHARGING SHAW WITH CONSPIRACY TO MURDER PRESIDENT JOHN F. KENNEDY.

THE PRESIDENT WAS ASSASSINATED IN DALLAS NOV. 22, 1963. GARRISON CONTENDS THAT A CONSPIRACY TO MURDER HIM ORIGINATED IN NEW ORLEANS A FEW WEEKS EARLIER.

AFTER OUTLINING A NUMBER OF CRITICAL NEWS REPORTS ON THE CASE AGAINST SHAW, AND ON THE PROBE OVER-ALL, THE MOTION SAID THESE WERE "EITHER DESIGNED, CALCULATED OR LIKELY TO HAVE A PREJUDICIAL EFFECT UPON THE MINDS OF PROSPECTIVE JURORS."

MAINLY, THE MOTION ATTACKED A RECENT TELEVISION PROGRAM BY THE NATIONAL BROADCASTING CO. DEALING WITH THE SHAW CASE, A SATURDAY EVENING POST ARTICLE, AND A NEWSWEEK REPORT.

STATEMENTS IN THE REPORTS BY NBC AND THE TWO MAGAZINES "WERE KNOWN TO BE FALSE AND INTENDED TO HAMPER THE INVESTIGATION, AS WELL AS INTIMIDATE ITS WITNESSES," THE MOTION SAID.

IN ADDITION, THE MOTION SAID "FALSE CHARGES AND STATEMENTS DESIGNED TO WRECK THIS CASE HAVE BEEN MADE BY GOVERNMENT OFFICIALS."

AS AN EXAMPLE, U.S. ATTY. GEN. RAMSEY CLARK WAS QUOTED AS HAVING "FALSELY STATED TO THE NATIONAL PUBLIC WITHIN DAYS OF THE ARREST OF CLAY SHAW THAT CLAY SHAW WAS INVESTIGATED BY THE FBI AND THAT HE HAD BEEN CLEARED."

THE STATEMENT WAS LATER RETRACTED BY THE JUSTICE DEPARTMENT, THE MOTION SAID, BUT "THE RETRACTION RECEIVED SLIGHT PUBLICITY."

IN CONCLUSION, THE MOTION SAID THAT "THE ABOVE ACTIONS, IF ALLOWED TO CONTINUE UNCHECKED, CAN ONLY HAVE A HARMFUL EFFECT. THEREFORE, THE STATE IS COMPELLED TO SEEK AN EARLY TRIAL IN THIS CASE."

G1231PCD JULY 6