

Assistant to Garrison Tells Jury Andrews Lied About 'Bertrand'

By MARTIN WALDRON

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NEW ORLEANS, Aug. 11—An assistant to District Attorney Jim Garrison told a trial jury today that Dean A. Andrews Jr. lied to a grand jury last March.

The jury was told that Mr. Andrews, a lawyer, committed perjury when he told the grand jury that he could not identify Clay L. Shaw as the man who he said tried to hire him to defend Lee Harvey Oswald on a charge of assassinating President Kennedy.

Mr. Garrison has accused Mr. Shaw, a retired New Orleans businessman, of plotting the assassination with Oswald and others.

After two days of unsuccessful legal maneuvering aimed at stopping his trial, Mr. Andrews went on trial for perjury late this afternoon before a five-man jury. The trial is expected to continue tomorrow.

Attorneys for Mr. Shaw came to the courtroom in the expectation that Mr. Garrison's assistants would try to prove that Mr. Shaw was the mysterious "Clay Bertrand," the man Mr. Andrews said had asked him to defend Oswald.

Attempt Disavowed

However, in an opening statement for the prosecution, Assistant District Attorney Richard Burnes indicated that no attempt would be made by the state during the perjury trial to prove that Mr. Shaw was Bertrand.

Mr. Burnes told the jury that the state would rely on evidence that Mr. Andrews, who for several months had worked with Mr. Garrison in the investigation of the assassination, had told inconsistent statements to the grand jury.

Mr. Burnes said that the rotund Mr. Andrews, a "jive" talking lawyer with a happy-go-lucky attitude, had told the grand jury that he could not identify Mr. Shaw as Bertrand. "I can't say he is, and I can't say he ain't," Mr. Andrews told the grand jury, Mr. Burnes said.

Later, during the same appearance before the grand jury, Mr. Burnes said Mr. Andrews committed perjury by saying he had seen Mr. Shaw on television and that Mr. Shaw appeared to be taller than Bertrand.

Issue of Parolee

The Assistant District Attorney said that Mr. Andrews had also committed perjury when he said that "not to my knowledge" had he ever released a prisoner on parole to David W. Ferrie. Mr. Garrison has called the late Mr. Ferrie the mastermind of the alleged plot to murder President Kennedy.

Mr. Andrews is a former Assistant District Attorney in Jefferson Parish, next to New Orleans, and Mr. Burnes said records would show that Mr. Andrews had released a prisoner in the custody of Mr. Ferrie.

State District Judge Frank J. Shea refused to dismiss the perjury charges against Mr. Andrews although the defense said they were frivolous and showed nothing more than inconsistencies in immaterial testimony.

In Louisiana, juries of various sizes are picked to hear trials. With a five-man jury, all five members must vote the same way or there is a hung jury.