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Shaw Trial 2nd NL 220

By DON MCKEE

Associated Press Writer

NEW ORLEANS AP - Former Gov. John B. Connally of Texas and his wife were subpoenaed Tuesday as prosecution witnesses in the New Orleans trial of Clay L. Shaw, charged with plotting to assassinate President Kennedy.

Connally was wounded by gunfire that took Kennedy's life Nov. 22, 1963, in Dallas, Tex.

In requesting the subpoenas, Dist. Atty. Jim Garrison said that testimony by the Connallys will help establish "that shots were fired into the limousine from more than one direction, pursuant to a conspiracy formulated by Clay L. Shaw and others."

The prosecution's newest move to summon out-of-state witnesses came after two more jurors were chosen, bringing to 10 the number gleaned from upwards of 350 prospects in seven days.

One of the key issues of controversy over the Warren Commission's findings has been that of Connally's wounding—whether he was hit by the first shot that first traveled through Kennedy's neck, as the commission decided, or by another shot.

Connally once said: "I am convinced beyond any doubt that I was not struck by the first bullet." But he has defended the Warren Report and labeled its critics "scavengers."

Prosecution subpoenas were obtained earlier for several other Dallas witnesses including two motorcycle policemen who were at the assassination scene, and a woman who purportedly has important photographic evidence.

In the courtroom, state and defense attorneys examined a new record of 85 prospective jurors Monday but agreed on only two. Twelve, plus two alternates, will be required for the trial of Shaw, 55, prominent retired New Orleans businessman.

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Shaw Trial NL 340

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NEW ORLEANS AP - Two more jurors were chosen Tuesday for the Clay L. Shaw conspiracy trial after the judge flatly barred questions about the Warren Commission findings, over vigorous defense objections.

This brought to 10 the number of jurors gleaned from more than 300 prospects in seven days.

Twelve, plus two alternates, will be required before testimony begins. Shaw, 55, prominent retired New Orleans businessman, is charged with having plotted to kill President John F. Kennedy in 1963.

Jurors 9 and 10 were: Harold W. Bainum Jr., 24, a finance manager, and Warren E. Humphrey, 51, a postal clerk.

Bainum was the first juror accepted by both sides, after acknowledging he saw the movie "Rush to Judgment," based on a book criticizing the Warren Commission.

"In my mind, it raised a lot of questions," Bainum said. The Warren Commission, in its official investigation, found no credible evidence of a conspiracy and concluded that Lee Harvey Oswald alone shot and killed Kennedy in 1963.

Humphrey was the third Negro seated on the jury. He was accepted after chief defense attorney F. Irvin Dymond would up his questikkons by asking if Humphrey would treat Shaw's indictment, not as evidence, but "just as the pointing finger of accusation?"

"Yes," Humphrey said.

In questioning another prospective juror, Dymond set off a new round of debate by asking if the man had an opinion about whether Kennedy was killed as the result of a conspiracy.

"They (the prosecution) say they may prove President Kennedy died as the result of this conspiracy," Dymond argued.

"We certainly have a right to protect ourselves against that probability."

Judge Edward A. Haggerty Jr. then closed the door on disqualifying prospective jurors for having opinions about conspiracy in the assassination or about the Warren report. He said the state's burden is to prove a conspiracy involving Shaw.

Again Dymond said Shaw "intends to take that stand and subject himself to cross-examination." The 1967 indictment of a grand jury charges he conspired with Oswald and David W. Ferrie and others, "to murder John F. Kennedy." Oswald and Ferrie are dead.

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