

Shaw Trial Witness Hides

NEW ORLEANS — (UPI) — The defense in the Clay Shaw trial has moved to protect a potential witness, who contradicts the story of star state witness Perry Raymond Russo, from prosecution by District Attorney Jim Garrison's office.

The witness, Mrs. Harold McMaines, is said to be in seclusion in Iowa and declining to come here in response to the defense subpoena issued last month.

Defense Attorney F. Irwin Dymond said after filing the motion at the end of yesterday's court session that he wanted her protected "if she

comes as a witness." Dymond said Mrs. McMaines' lawyer said she will not come to New Orleans unless the motion or the protective order is granted.

Shaw, 55, former managing director of the International Trade Mart here, is charged with conspiring with Lee Harvey Oswald and David Ferrie in Ferrie's apartment in September, 1963, to murder President Kennedy.

Judge Edward Haggerty Jr. said the matter will be argued prior to the state's opening statement.

Only one more alternate

juror needed to be chosen to complete the jury today in the 13th trial day.

Russo, 27, testified before a three-judge panel in March, 1967, that he had overheard a man named Clem Bertrand (whom he identified in the courtroom as Shaw), Ferrie, and a "Leon Oswald" discuss plans for the assassination in Ferrie's apartment.

He had gone there to a party, he said, with a friend, Sandra Moffett, which was Mrs. McMaines' maiden name when she lived in New Orleans.

The defense motion was

accompanied by a deposition given in Des Moines, Iowa, by Mrs. McMaines last June 24. She said she was not at the party, she never saw Ferrie before 1965 and she had never seen Shaw.