

Ethics Panel Gets Haggerty Arrest Report

The police report on the stag party raid in which Criminal District Judge Edward A. Haggerty Jr. was arrested has been turned over to the Judiciary Commission of Louisiana.

First Assistant District Attorney James L. Alcock said he delivered a copy of the police report to the commission at the commission's request before the trial of Judge Haggerty.

Haggerty, arrested in connection with the vice raid on the motel De Ville, was charged, tried but found not guilty of obscenity, soliciting for prostitution and resisting arrest. Sixteen other persons arrested in connection with the police raid are awaiting trial.

Alcock said the Judiciary Commission has the power of subpoena and can initiate investigations which can lead to removal proceedings against judges.

He said the commission refers its findings to the Louisiana Supreme Court for consideration.

Robert E. LeCorgne is judicial administrator for the commission.

Marcello Must Testify, Judge Rules

Judge Charles Gaudin in Gretna District Court today refused to excuse Jefferson Parish rackets figure Carlos Marcello as a witness in the trial of a \$75,000 slander suit against Metropolitan Crime Commission director Aaron M. Kohn.

Marcello had sought to quash a subpoena contending that he should not be required to testify in the suit brought by Jefferson bail bondsman Nick Christiana because it would place him in jeopardy in a federal case now pending before the U.S. Fifth Circuit Court of Appeals.

The suit was filed against Kohn for statements made by the Crime Commission direc-

tor that Christiana was linked to the Cosa Nostra, the Mafia and the Carlos Marcello organization.

ATTORNEY CECIL M. Burglass Jr. argued that Marcello would have to invoke the Fifth Amendment if asked questions about the suit, because such testimony would be detrimental to his appeal of a conviction for striking a Federal Bureau of Investigation agent at New Orleans International Airport.

Burglass further contended that Marcello has no interest in the case.

Christiana's attorney, Milton Brener, argued there is no legal precedent for Marcello's

position but that there is a difference between a defendant's right to testify and the status of a witness in a civil suit.

BRENER SAID the right of a witness to invoke the Fifth Amendment had to be determined by the judge on each question propounded.

He said Marcello would be asked whether he had ever employed Christiana, done business with him or sold him any property.

The suit centers around a statement Kohn made on television station WVUE-TV June 25, 1969. It is to be heard by Judge Gaudin Monday. ★