

# Attorney Files Marcello Bids To Avoid Jail

HOUSTON, Tex. (AP)—Anthony Friloux, attorney for Carlos Marcello, filed a series of motions late yesterday in an attempt to keep the Metairie underworld figure from going to jail.

Friloux asked for reduction of sentence and a delay of commitment for the 60-year-old Marcello who was convicted on charges of striking an FBI agent at the New Orleans International Airport.

He was turned down by the U.S. Supreme Court June 15 in a try to overturn a two-year sentence handed down by U. S. Dist. Judge John V. Singleton.

FRILOUX asked Judge Singleton to set a date for an oral hearing and that Marcello not be imprisoned until such a hearing can be held.

A second try for a Supreme Court rehearing failed Monday, the motion filed by the lawyer said. Marcello also has a motion before the U. S. Fifth Circuit Court of Appeals to stay the mandate.

Laredo U. S. District Clerk Bonifacio Lyendecker said yesterday he has still not received the notice of the Supreme Court action turning down Marcello's appeal and until he does so, Judge Singleton can not take jurisdiction in the case.

The case against Marcello was first tried in Laredo where it ended in a hung jury. A jury in Houston later convicted him of the charge.

ACCT