

THE STATE

# Rehearing To Be Sought By Haggerty

Counsel for Criminal District Court Judge Edward A. Haggerty today were preparing a petition asking the Louisiana Supreme Court to reconsider the case in which it yesterday ordered him removed from the bench for "willful and intentional misconduct."

Judge Haggerty's arrest in a vice raid at the Motel De-Ville last December and other acts of intemperance were cited in the 6-to-1 decision of the high court yesterday. Only Chief Justice Joe B. Hamiter dissented from the majority ruling.

The judge has 14 days to seek a rehearing.

Justice Ad Hoc H. W. Ayres, chief justice of the Second Circuit Court of Appeal, wrote the opinion. Concurring were Justices E. Howard McCaleb, Walter B. Hamlin, Joe W. Sanders, Frank W. Summers and Mack E. Barham.

Judge Haggerty is retired without pension benefits.

The court had three choices in deciding the case:

1. Rejection of the Judiciary Commission's recommendation and retention of Judge Haggerty on the bench.
2. Involuntary retirement, which means retirement with pension benefits.
3. Outright removal.

Since the court decided the judge should be removed, the question of a pension did not come up and Judge Haggerty, as the decision now stands, will not get a pension.