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By BILL CRIDER

Associated Press Writer

NEW ORLEANS AP - A motion to cancel a perjury indictment against Dean Andrews, a self-styled "cool cat" in the controversial Kennedy assassination probe, was overruled Thursday.

Frank J. Shea, a lean and dour Criminal District Court judge, said evidence contradicted Andrews' claim that the Orleans Parish grand jury was improperly selected.

The ruling ended the court session for the day. It reconvenes Friday for additional testimony in Andrews' fight to oust Dist. Atty. Jim Garrison as prosecutor in the case.

Andrews, 44, a roly-poly lawyer who lards his conversation with jazzy slang, called Criminal Dist. Court Judge Bernard Bagert for questioning about formation of the grand jury.

Bagert testified he interviewed some 60 persons in forming the grand jury and "I did not exclude anyone as wage earners. The problem was to get 12 men who were not reluctant jurors."

The motion to quash contended that the jury was illegal because the method of selection systematically excluded wage earners and laborers.

But Judge Bagert said such exclusion was a thing of the past, having been changed recently to conform with a federal court ruling.

"There is one wage earner on the jury," said Bagert. "He is a teacher nine months of the year. The other three months he is a bricklayer. I understand he makes more money laying bricks than he does teaching."

Before filing his motion to quash the indictment, Andrews examined three witnesses, arousing state objections that his line of questioning had nothing to do with his effort to oust Garrison.

Andrews argues that Garrison has a personal interest in the case which "is in conflict with fair and impartial administration of justice."

Judge Shea warned Andrews that the questioning had to relate to the matter at hand. At one point, he called a brief recess so Andrews could try to figure out a relevant line of interrogation. After pondering a while, Andrews gave it up.

Subpoenaed for testimony Friday were Coroner Nicholas J. Chetta; Dr. Esmond Fatter, a specialist in hypnosis; and Perry Raymond Russo, a major Garrison witness against Clay L. Shaw.

Shaw, 54, a wealthy retired New Orleans businessman, is charged with conspiracy to murder President John F. Kennedy, who was assassinated in Dallas Nov. 22, 1963.

The perjury charge against Andrews contends he lied when questioned by the grand jury on whether he could identify Shaw as a Clay Bertrand.

Garrison says Bertrand is an alias Shaw used in conspiring with Lee Harvey Oswald, Jack Ruby and others to murder the president.

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