

# Garrison Tries to Halt

Dist. Atty. Jim Garrison and others have gone to federal court to try to prevent The States-Item and The Times-Picayune from continuing to print the text of an affidavit in which the government outlines its charges that Garrison and two police officers accepted money to protect pinball interests.

U.S. District Court Judge Herbert W. Christenberry set a hearing on the suit for 4 p.m. Tuesday, but he left the two newspapers free to publish whatever they want of the affidavit between now and then.

Meanwhile, Police Supt. Clarence B. Giarrusso has suspended two police officers who were arrested along with Garrison and seven others Wednesday. Giarrusso said Capt. Frederick A. Soule Sr. and Vice Squad Commander Robert N. Frey have been suspended for violating the rules of the police department and pending further investigation.

**THE SUIT TO stop the two newspapers from publishing the affidavit was filed on behalf of Garrison and eight of the other persons arrested this week. John Pierce, the owner of an amuse-**

ment company, was not listed as a plaintiff.

The affidavit was compiled by federal investigators and included transcripts of secretly recorded conversations with the district attorney. It forms a basis for the bribery and gambling charges against the DA and the others.

Atty. Gen. John Michel and U.S. Atty. Gerald Gallinghouse made the affidavit available to the press.

In their suit, Garrison and the eight others contend that publication of the

## Printing of Affidavit

text of the affidavit would make it impossible for them to receive a fair trial by a "jury free of preconceived opinions" about their guilt or innocence.

Seven attorneys signed the suit acting on behalf of those who were arrested. Attorney F. Irvin Dymond, though not representing Garrison personally, presented the suit to the court.

Editors of the two newspapers say they plan to continue publication of the

affidavit. Walter Cowan, editor of The States-Item, said it will take about two weeks to complete publication of the text.

"We plan to continue publication of the affidavit," said Cowan. "The affidavit was made available to us by the federal authorities, and it is our view that the public certainly should be permitted to read the transcript in its entirety."

The States-Item has been printing portions of the affidavit in series form

since Thursday. The Times-Picayune also has published sections.

In addition to Garrison, Soule and Frey, the others who were arrested by federal authorities this week and who are plaintiffs in the suit against the newspapers are John Aruns Callery, pinball industry lobbyist, Louis M. Boasberg, Harby S. Marks Jr., Robert Nims, John J. Elms Jr. and Lawrence L. Lagarde, all of whom are executives

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## DA Seeks to Block Series

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in the pinball and amusement machine industry.

**ALL OF THOSE** arrested this week are charged with violating the Organized Crime Control Act of 1970. They are alleged to have taken part in bribery and illegal gambling.

Yesterday, Gallinghouse discussed the case with the federal grand jury. He said he was giving them a background briefing and later told newsmen a decision will be made over the weekend whether to present the case

to the present grand jury or to call a special one.

In announcing the suspension of Soule and Frey, Giarrusso offered no explanation of what regulations they are alleged to have violated.

Giarrusso, in saying earlier this week he would not suspend the men immediately after their arrest, told newsmen he would have a Departmental investigation conducted.

The police Internal Affairs Bureau has been examining the government affidavit and questioning Soule and Frey.