

## Venue Hearing For Garrison Set Tomorrow

District Atty. Jim Garrison and nine others accused of public bribery and gambling in pinball operations will receive a Criminal District Court hearing tomorrow on requests that their case be moved out of New Orleans.

The 10, who were scheduled to be arraigned yesterday before Judge Malcolm V. O'Hara, asked that the court grant them a change in venue on grounds they could not receive a fair trial here.

F. Irvin Dymond, one of the defense attorneys, furnished the court with a list of circulation figures by parish for The States-Item and The Times-Picayune.

SHORTLY BEFORE scheduling the hearing for 10 a. m. tomorrow, O'Hara named attorney Benjamin E. Smith, known primarily for civil rights work, to be special prosecutor for the case, replacing Garrison's office.

Garrison and his co-defendants were first charged June 30 when federal agents accused the prosecutor of accepting funds to protect the pinball industry here. They have not been indicted by a federal grand jury, which is required before they can be taken to federal court.

Garrison in turn asked the Orleans Parish Grand Jury to indict him on the same charges, and it did.

There has been speculation U. S. Atty. Gerald Gallinghouse will seek removal of the

case to the federal courts, but no such action has been taken and no representatives of his office were present at yesterday's brief session. Gallinghouse has refused to comment on the case.

**CHARGED ALONG** with the district attorney were police Capt. Frederick A. Soule Sr., who was on the district attorney's staff, and Sgt. Robert N. Frey, former head of the vice squad. Both men have been fired from the Police De-

partment.

Other defendants are John J. Elms, a partner in TAC Amusement Co.; Louis M. Boasberg, New Orleans Novelty Co.; Lawrence J. Lagarde, TAC Amusement; Harby S. Marks, an employe of New Orleans Novelty; Robert Mims, a principal stockholder in REN Enterprises; John Aruns Callery, a lobbyist for the pinball industry, and John Elmo Pierce, owner of Pierce Amusement Co.