

CRIMINAL DISTRICT COURT

PARISH OF ORLEANS

STATE OF LOUISIANA

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STATE OF LOUISIANA	198-059
VS	14:26 (30)
CLAY L. SHAW	SECTION "C"

.....

EXCERPT FROM THE PROCEEDINGS OF
 THURSDAY, FEBRUARY 27, 1969, 9:00 A.M.

*Testimony of Lt. O'Donnell (continued)
 and Arthur Davis*

B E F O R E:

THE HONORABLE EDWARD A. HAGGERTY, JR.,
 JUDGE, SECTION "C"

11 pages

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I N D E X

WITNESS	DIRECT	CROSS	REDIRECT	RECROSS
EDWARD O'DONNELL	--	D1	--	--
ARTHUR Q. DAVIS	D3	D6	--	--

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. . . . Pursuant to the adjournment, the proceedings herein were resumed at 9:00 o'clock a.m. on Thursday, February 27, 1969, appearances being the same as heretofore noted in the record

THE COURT:

Lieutenant O'Donnell is resuming the stand.

Note for the record that the Defendant is present, all counsel are present, and I am reminding the witness that his previous oath is still binding.

All right. You may proceed, Mr. Alcock.

FURTHER CROSS-EXAMINATION

BY MR. ALCOCK:

Q Lieutenant O'Donnell, can you tell us the first time that you spoke to Defense Counsel in this case?

A Yes, sir. I can't give you the exact day but it was after the start of this trial, just a few weeks ago. I spoke with Mr. Wegmann.

Q And you had no contact with them through anyone prior to that time, to your knowledge?

A No, sir, I haven't.

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THURSDAY MORNING, 2/27/69, PRECEDING SHAW'S TESTIMONY - A.

MR. ALCOCK:

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No further questions.

MR. DYMOND:

That is all, Lieutenant.

THE COURT:

Let me ask you gentlemen, is Lieutenant O'Donnell relieved from the obligations of his subpoena?

MR. ALCOCK:

Yes, Your Honor.

(Witness excused.)

THE COURT:

Call your next witness.

MR. DYMOND:

Your Honor, could we have just about three minutes with the Jury remaining in the box at this time? We don't need any longer than that.

THE COURT:

We will take a five-minute recess.

(Whereupon, a brief recess was taken.)

AFTER THE RECESS:

THE COURT:

Are you ready to proceed, Gentlemen?

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Yes, sir. We call Arthur Davis.

2 ARTHUR Q. DAVIS,

3 a witness called by and on behalf of the Defendant,
4 having been first duly sworn, was examined and
5 testified as follows:

6 DIRECT EXAMINATION

7 BY MR. DYMOND:

8 Q For the record, Mr. Davis, would you please
9 state your full name.

10 A Arthur Quinton Davis.

11 Q What is your occupation, Mr. Davis?

12 A I am an architect.

13 Q And with what firm are you connected, sir?

14 A Curtis & Davis, Architects.

15 Q Mr. Davis, in connection with your business
16 do you have occasion to do much travelling,
17 and more particularly between here and
18 New York City?

19 A Yes. I have an office in New York as well as
20 New Orleans, and I make a trip once a week
21 between New Orleans and New York.

22 Q (Exhibiting book to witness) Mr. Davis, I show
23 you a book which has been offered in evi-
24 dence and marked for identification "State-
25 55." Directing your attention to the

2 bottom of the page covering the dates
 3 between December 12 and December 14,
 4 1966, I ask you whether your signature
 appears therein.

5 A Yes, the second from the bottom is my signa-
 6 ture.

7 Q And what is the bottom signature?

8 A The second signature from the bottom of the
 9 page is my signature.

10 Q And what is the name that appears directly
 11 below your signature, Mr. Davis?

12 A Clay Bertrand.

13 Q Now, Mr. Davis, do you recall having been
 14 at Moisant Airport on December 14, 1966?

15 A Yes, I checked my records and I did go to New
 16 York on that day.

17 Q Do your records indicate, or do you have any
 18 recollection, as to what time you left
 19 Moisant Airport or were at Moisant Air-
 20 port on that date?

21 A My records don't indicate that. To the best
 22 of my knowledge, it was somewhere mid-day.
 23 I know it wasn't the evening flight.

24 Q Mr. Davis, upon the occasion of your being at
 25 the airport on that date, did you have

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occasion to go in the VIP Room?

2 A Yes.

3 Q Were any other people in there when you were
4 in there?

5 A This is the Eastern Airlines?

6 Q That is correct, yes.

7 A Yes, there were some other gentlemen in there.

8 Q Are you acquainted with this Defendant Clay
9 Shaw?

10 A Yes.

11 Q How long have you known him, sir?

12 A Oh, I would think in excess of ten years.

13 Q Did you or did you not see Mr. Shaw in the
14 VIP Room of Eastern Airlines on that date,
15 December 14, 1966?

16 A No, I did not.

17 Q Now, Mr. Davis, in view of the length of time
18 during which you have known Mr. Shaw,
19 would you say that you are generally and
20 reasonably familiar with his manner of
21 dress?

22 A Well, as far as the occasions at which I have
23 seen him, I would say that.

24 Q Would you term him a conventional, conservative
25 dresser, or otherwise, sir?

1 A I don't think I have ever seen him in anything
2 but a business suit.

3 Q More specifically, Mr. Davis, have you ever
4 seen Mr. Shaw wearing noticeably tight
5 trousers?

6 A No.

7 MR. DYMOND:
8 We tender the witness.

9 CROSS-EXAMINATION

10 BY MR. ALCOCK:

11 Q Mr. Davis, do you recall who you were with
12 in the VIP Room on that day? Were you
13 with anyone, sir?

14 A No, I was alone.

15 Q And you approximate this to be about midday,
16 is that correct?

17 A Yes, but I am not actually sure of the time.

18 Q I see. Do you recall whether or not anyone
19 else signed the book in your presence?

20 A No, no one else.

21 Q Do you recall whether or not the signature
22 Clay Bertrand was in the book when you
23 signed it?

24 A I am relatively sure that I was the last signa-
25 ture when I signed.

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1 Q Did you see anyone sign the book after you
2 signed it?
3 A No.
4 MR. ALCOCK:
5 May I have the book, please?
6 BY MR. ALCOCK:
7 Q (Exhibiting book to witness) Mr. Davis, call-
8 ing your attention to State Exhibit 55,
9 the exhibit from which you just identi-
10 fied your signature, I call your atten-
11 tion to the four names that precede yours,
12 dated on 12/14/66, and I ask you if you
13 know any of those other persons.
14 A No.
15 Q Calling your attention to the remaining signa-
16 ture on 12/14/66, do you know any of
17 those persons?
18 A No.
19 Q Do you recall whether or not the book or the
20 lines were filled all the way up until
21 the line that you signed on, on that
22 occasion?
23 A I would assume that they would have been
24 although I can't say definitely. I usual-
25 ly would sign the next line that

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open.

Q You made a practice, Mr. Davis, of signing the VIP book when you go into that room?

A No, not usually.

Q Approximately how long did you remain in the room on that day?

A Well, that is quite some time ago, but if I had to guess -- I usually get out to the airport a little early and I use that room to make phone calls, there is a private phone -- I would guess anywhere from 20 minutes to a half hour.

Q And you don't recall seeing anyone sign the book while you were there, other than yourself? Is that correct?

A No.

MR. ALCOCK:

No further questions.

MR. DYMOND:

That is all, Mr. Davis.

THE COURT:

Is Mr. Davis excused from the obligations of the subpoena?

MR. DYMOND:

He is.

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(Witness excused.)

MR. DYMOND:

Your Honor, at this time we would like
to call the Defendant Clay L. Shaw.

NO HIATUS HERE.

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