THE BATTALION WEDNESDAY, FEBRUARY 13, 1980 Page 7

age state sts Clayton might refuse to answer questions for grand jury probe

United Press International AUSTIN — Speaker Bill Clayton received \$5,000 rather than \$10,000 om a union official and may refuse to answer questions from a federal grand jury investigating bribery alle-gations, his attorneys said Tuesday. Lawyers for the embattled House leader summoned three reporters to the speaker's Capitol office Tuesday to observe the removal of a sealed

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envelope from a locked desk drawer. iego, scene of wie war demonstration Clayton and his administrative ssistant, Russell Kelley, watched

but referred most questions to their Moore in exchange for a promise to awyers.

help Prudential win a state contract Defense attorney Bill Fitzgerald for a multimillion insurance program said the five bundles of cash — each on state workers containing 10 \$100 bills - were Fitzgerald said U.S. Attorney J.A. placed in a sealed envelope immedi-ately after Clayton's Nov. 8 meeting Canales suggested Clayton's attorneys make pictures of the bills and bring the cash to the federal grand with L.G. Moore, a Houston union leader, and an individual who intro-

jury in Houston today where the speaker is subpoenaed to testify. Clayton's aides said the speaker is duced himself as a representative of Prudential Insurance Co. of "torn up" about his lawyers' insist-Investigators have alleged Clayton ence that he invoke his constitutional

accepted a \$10,000 bribe from privilege to refuse to answer incrimi-

No question he wants to testify," Fitzgerald said. "That's a decision ve're laboring over. The speaker has been insisting constantly that he wants to testify Fitzgerald "told me I was going to

listen to him or he wouldn't represent me," Clayton said when asked if he will make the final decision. Jack Gullahorn, former executive

assistant to Clayton serving on his legal defense team, said reporters were summoned to see the money

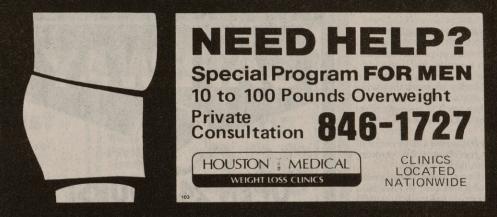
taken from a side drawer in Kelley's desk after efforts to contact a court official to take the money failed. We've been trying to do this all weekend," Gullahorn said. "There's no federal judged that'll touch this with a 10-foot pole.

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Brilab' case testimony starts

United Press International HOUSTON — An associate of nea ouse Speaker Bill Clayton, two Houston city councilmen and three secretaries appeared Tuesday before a federal grand jury investigating e sounded two call for the twos ribery allegations in Texas.

eft rather than on In the three-hour morning session, councilmen Homer Ford and Jim Westmoreland appeared, as well as Charlene Womack, Westmorend's secretary. Also testifying were Strike Neilia Diaz, whose attorneys would y only that she worked in an office djacent to Westmoreland, and with Ci Mary Ann Crow, secretary to local labor leader L.G. Moore. Bob Johnson, longtime director of

ne Legislative Council and aides jobs that Clayton's appointee to the Texas osed eliminating Employees Retirement Board, was is said nearly significant scheduled to appear in the afternoon before the grand jury investigating spite confusion the FBI's "brilab" — short for brib-ement, and the ery-labor — allegations of corruption 473,000 sture in state and local governments in Texas, Arkansas, Louisiana and

Oklahoma. vers, however, ism that the sh ble to trim \$60n Clayton allegedly accepted an illegal contribution arranged by Moore urrent budget. I

In the "brilab" undercover scam, FBI operatives posed as bribeoffering representatives of Prudential Insurance Co. seeking contracts in return for kickbacks.

Clayton allegedly accepted \$10,000 from a fake Prudential agent introduced by Moore but said he had not intended to keep it.

In December the Houston City Council switched its \$14 million employee coverage to Prudential by a 7-2 vote. The retirement board, which Johnson heads, arranges for state employees' insurance.

Westmoreland said he would not discuss the testimony because he might prejudice other witnesses.

"I'll be glad when it's all over," he

Ford's only comment was a lighthearted statement regarding the FBI's methods, which some claim surance Co.

the insurance company representative requested was public and that his only interest was in saving money for the state on the \$70 million to \$80 Among others subpoenaed to million insurance plan covering state employees. Former lobbyist Wood, ppear this week or next were Randall Wood, an Austin attorney and whose law partner, Donald W. Ray, former lobbyist for Common Cause; also has been subpoenaed, said three men who identified themselves as Rusty Kelley, executive assistant; Prudential representatives hired his and Frank Mann, a former Houston law firm three or four months ago seeking information on the lucrative insurance contract with the Texas

Clayton, 51, a millionaire farmer from Springlake, Texas, has acknow-

low are you handling these problems?

Where Did I Come From?

How would you answer these questions?

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WORSHIP SERVICES AT 9:15 A.M. AND 10:45 A.M.

BIBLE CLASS 9:30 a.m.

CANDLELIGHT COMMUNION SERVICE WEDNESDAY EVENTS AT 10 P.M.

Where Am I Going?

Worship Study

The Eternal Questions

Employees Retirement System. ledged receiving money on Nov. 8 Jackie St. Clair, the former state from a union official who visited him ostensibly on behalf of Prudential Inlabor commissioner who now heads the state Building and Construction Clayton said the bid information Trades Council, also was subpoenaed Monday

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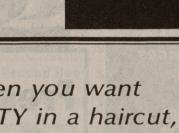
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constitute entrapment. 'Entrapment, I can't even claim entrapment because nobody offered me anything," he told reporters.

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