

# State / National

## Legislator pleads not guilty to perjury

**United Press International**  
AUSTIN — Rep. Mike Martin, R-Longview, pleaded innocent Thursday to charges he lied to a Travis County grand jury about arranging his own shooting. A jury trial was set for Nov. 9.

Martin, appearing calm, responded firmly, "I am not guilty, your honor," when Judge Mace B. Thurman Jr. asked how he would plead to the charge of aggravated perjury.

Martin and his wife had waited patiently in the courtroom for more than half an hour before the first-term representative answered the docket call. The two chatted with reporters, but both Martin and his attorney declined to answer questions about the case.

Martin is accused of lying to the grand jury when he denied staging his own shooting. His cousin, 29-year-old Charles

Goff, has told police he and Martin arranged the attack to further the legislator's political career. Martin was slightly wounded in the incident.

The night of the shooting, Martin told police he knew of no motive for the attack, but days later claimed the assailant was a member of a satanic cult. Finally, he blamed the whole incident on "Gregg county politics."

Attorney Frank Maloney had indicated earlier he might seek a change of venue to move the Martin trial out of Austin, but refused to say Thursday if he plans to pursue such a motion at a Nov. 5 pretrial hearing.

Steve Willms, the assistant district attorney who will prosecute the case, told reporters he was opposed to moving the trial from Travis County.

"We certainly would oppose a change of venue," Willms

said. "The press on this has been statewide. I am prejudiced about this, but I think the potential pool of jurors in Travis County is among the most intelligent in the state."

Willms also said the possibility of plea bargaining in the case now seems remote.

"He can change his plea at any time," Willms said. "But I want to make it clear that at this time there have been no plea negotiations."

Willms, 33, has been with the Travis County District Attorney's office only three weeks. According to Willms, the grand jury still is considering Martin's case, although no further indictments are expected soon.

Willms said the panel is studying Martin's financial disclosure statements to decide if he may have violated reporting requirements.

## Paraphernalia law upheld, enforcement delayed

**United Press International**  
FORT WORTH — A federal judge upheld the state's controversial law banning drug paraphernalia sales, but restrained enforcement of the statute for 10 days pending appeal.

The order, handed down shortly after 1 p.m. by U.S. District

Judge David Belew Jr., was considered a trial case affecting the state's 55 "head shops" and having impact on similar legislation nationwide.

Belew issued a temporary injunction last month prohibiting law officers from enforcing the "head shop" law against two Dal-

las-Fort Worth area headshops. It expired this week.

In testimony earlier this week, a sociologist said his studies showed no link between drug use and the availability of drug paraphernalia. The mother of a drug user, however, said she was sure

there was a connection. Attorneys for the 55 head shop owners across Texas contended the law was so vague it could not pass constitutional tests.

Dallas Police Capt. Don Miliken testified drug paraphernalia is not illegal in itself, but is illegal if intended for illicit drug use.

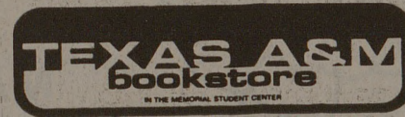


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## Anacin directed to stop claims

**United Press International**  
WASHINGTON — The Federal Trade Commission Thursday ordered the makers of Anacin not to claim it contains "the pain reliever doctors recommend most" unless ads also say the pain reliever is plain old aspirin.

most, and 'this specific, fast-acting ingredient against pain.'"

The opinion, in addition, said many Anacin ads left the impression that the product's superiority had been proven through studies or tests.

In a case dating back to 1972, the commission ruled that American Home Products Corp. and its advertising agency engaged in false and deceptive advertising in the way they promoted Anacin.

The decision is the first by the full commission in a package of cases involving all the major aspirin makers. The proceeding was launched because the FTC staff felt consumers were being misled by advertising which touted various brands as aspirin as superior when, in reality, they achieved their pain-relieving function from the same source.

"The strained syntax of many of the advertisements fosters the impression that Anacin contains something other than aspirin," said Commissioner Michael Pertschuk, who wrote the opinion.

"The identity of Anacin's ingredient is in every single instance obscured with phrases like 'the pain reliever doctors recommend

The ruling also found that a second product made by the company, Arthritis Pain Formula, has not been proven to be superior or more effective than aspirin.

Under the order, the company must "clearly and conspicuously" disclose that Anacin's pain reliever is aspirin when that is the case and when any performance claims are made about either Anacin or Arthritis Pain Formula.

In addition, the company may not claim that Anacin relieves nervousness, tension or everyday stress. The firm has not made that assertion for several years.

The FTC staff had sought a corrective advertising penalty that would have forced the firm to spend \$24 million telling the public that its previous promotions touting Anacin as a tension reliever were in error. But the administrative law judge who presided over the trial in the case deleted that provision and the commission upheld him.



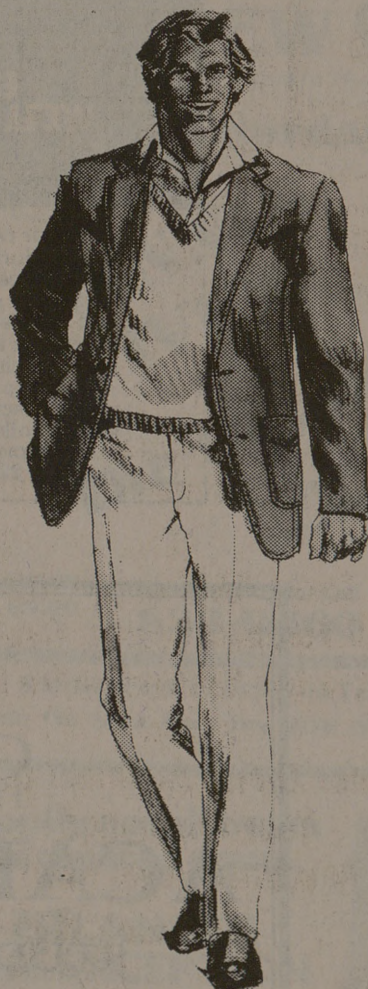
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