

1 MR. COOPER: These, your Honor please, were
2 discussions that were had in the cell upstairs. They
3 were not before you, but they are in the record in my
4 Declaration.

5 THE COURT: We come again to the point, and I
6 don't want to interrupt you, Mr. Cooper.

7 MR. COOPER: I will be very happy to have you
8 interrupt me.

9 THE COURT: We will recess until 1:45.

10 Defendant is remanded.

11 (Defendant was remanded.)

12 THE COURT: Are you cognizant of the fact I
13 issued an order governing the exhibits?

14 MR. COOPER: I wasn't aware of it.

15 THE COURT: I thought I would make you aware of
16 it. I gave it to the clerk. You may want to read it
17 while you are resting during the noon hour.

18 (Whereupon an adjournment was taken
19 until 1:45 p.m. of the same day, Wednesday,
20 May 21, 1969.)

21
22 *Judge Loring sub rosa session re*
23 *order governing exhibits took place May 16*
24 *1969.*

25
26
Spec of # Chapter XXIII d (4432)

re Loring Court Order

219
*Inham Read Transcript
p. 90/15*

see pages 9 + 10 re suppression of search warrant for De Soto car see Judge Walker objected to the "affidavits" attached to it so - at the trial a photograph was entered into evidence!!

This copy from SCS

compare this with poor copy with my copy which I donated to see include



1
2 SUPERIOR COURT OF THE STATE OF CALIFORNIA
3 FOR THE COUNTY OF LOS ANGELES
4
5 In the Matter of)
6 STEPHEN DEBORAH STEPHAN.) No. S 23271
7 -----)
8
9 Hearing held in the Chambers of Assistant
10 Presiding Judge Charles H. Loring, on
11 Friday, May 16, 1969, at 1:30 P.M.
12
13 Judge Charles Loring
14
15 Present: Judge Charles H. Loring,
16 Judge Herbert V. Walker
17 Judge Herbert V. Walker
18 Robert Naughton, Dep. Chief, L.A.P.D.
19 Robert A. Naughton, Deputy Chief,
20 Los Angeles Police Department
21 David Fitts D.D.C.
22 David Fitts, Deputy District Attorney
23 Hatcher
24 Harry Hatcher, Chief Deputy,
25 Court Clerk's Office
26
27 Jalowickoff
28 Roger Jalowickoff, Assistant Chief,
29 Criminal Division, County Clerk's Office
30 Alice Nishikawa
31 Alice Nishikawa, Clerk, Room 107

32 My question?
33 So why is the photograph of
34 the search warrant acceptable
35 and not the original search
36 warrant? To me this means nothing from
37 the De Soto should have been admitted into
38 evidence. The legality of the 56 De Soto search warrant
39 should be in question.

My question? So why is the photograph of the search warrant acceptable and not the original search warrant? To me this means nothing from the De Soto should have been admitted into evidence. The legality of the 56 De Soto search warrant should be in question.

Judge Loring

9

1 MR. FITTS: As to those files that we put in.
2 Now, correct me if I am wrong, but they were put
3 in evidence, not to be seen by the jury, and you will
4 remember there were a number of them that were submitted
5 and this is just after we closed.

6 THE CLERK: They were only marked for identifica-
7 tion.

8 JUDGE WALKER: The only thing that was admitted
9 in evidence and not to be shown to the jury were the
10 statements taken by Dr. Pollock of his interview with
11 Sirhan.

12 How about the search warrant?

13 THE CLERK: That is only for identification.

14 JUDGE WALKER: Okay, fine.

15 DEPUTY CHIEF ROBERTSON: Which search warrant?

16 JUDGE WALKER: Well, the one somebody had.

17 DEPUTY CHIEF ROBERTSON: For the car? We had two.

18 JUDGE WALKER: I have forgotten.

19 MR. FITTS: The first search warrant was never
20 material. It was the wrong car. That was a Chrysler.

21 JUDGE WALKER: There was one I didn't want to
22 put in evidence because of the affidavits attached to it.

23 THE CLERK: He ^{rather} wanted it to go into evidence.

24 DEPUTY CHIEF ROBERTSON: I don't know which one
25 you are talking about.

26 MR. FITTS: What was the search of the desks.

↑ De Buto

Judge Loring

10

1 DEPUTY CHIEF HOSKINSON: It never came in issue?

2 MR. FITZ: It never came up so we never put the
3 search warrant in evidence.

4 DEPUTY CHIEF HOSKINSON: There was one other thing
5 that we applied for and got and I want to be sure I
6 understand what the Judge is talking about. In the Duarte
7 investigation and Duarte is an anti-Castro Cuban, he
8 alleged a fight with Sishan at a meeting of the far-left
9 people over in Hollywood.

10 MR. FITZ: I know what you are talking about.
11 That was in the search warrant. The next that ever
12 occurred, so far as he was concerned, was that we scared
13 him with a Grand Jury subpoena.

14 DEPUTY CHIEF HOSKINSON: I will check it out.

15 MR. FITZ: It is in the roster.

16 DEPUTY CHIEF HOSKINSON: That is right.

17 MR. FITZ: Okay.

18 DEPUTY CHIEF HOSKINSON: I told them to either get
19 a search warrant --

20 MR. FITZ: We discussed the matter and the Grand
21 Jury subpoena and that wasn't worth the paper it was
22 written on.

23 DEPUTY CHIEF HOSKINSON: I remember we discussed
24 the search warrant.

25 MR. FITZ: I try to remember, but I remember
26 specifically the search warrant that was there was not

*Judge Loring meeting
my copy now @ Lee Ins. Co. - notice 1st generation copy*

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

In the Matter of

SIMWAN BISHARA SIMWAN

No. A 233421

Meeting held in the Chambers of Assistant
Presiding Judge Charles A. Loring, on
Friday, May 16, 1969, at 1:30 P. M.

- PRESENT:
- Judge Charles A. Loring
Assistant Presiding Judge
 - Judge Herbert V. Walker
 - Robert A. Woughton, Deputy Chief,
Los Angeles Police Department
 - David Fitts, Deputy District Attorney
 - Emery Hatcher, Chief Deputy
County Clerk's Office
 - Peter Talmachoff, Division Chief,
Criminal Division, County Clerk's Office
 - Mrs. Alice Nishikawa, Clerk, Department 107

VESTA MINNICK,
Official Reporter.

LOS ANGELES, CALIFORNIA, FRIDAY, MAY 16, 1969.

1:30 P. M.

JUDGE WALKER: First, perhaps we better take up
the photographs.

MR. FITTS: There are somewhere in the neighborhood
of 130. I wasn't present at the precise moment they were
introduced but my understanding is that they were offered
in evidence with the stipulation that they were not to be
viewed by the jury.

JUDGE WALKER: Well, I had Alice check.

THE CLERK: They were only marked for identification.

JUDGE WALKER: Because the Defense objected and
that is why they were put in just for identification only.

Now I have come to this conclusion. As far as
they are concerned, I am willing to seal those subjects
to order of Court, and I think I can put it on some kind
of ground. I am going to look at it and find myself
some ground and do it. If the Appellate Court wants to
upset us, that is fine.

MR. FITTS: Well, I don't think there is going
to be too much demand to see these. The only people
that could do anything are going to be cranks in the
first place.

JUDGE WALKER: Well, those are the people I am
worried about.

E-12

NOTES FIRED
Los Angeles Police Department
PROPERTY REPORT

CHECK ONE TYPE ONLY

Evidence Found Evidence Found Prop Safekeeping

DR 68-521466

RESIDENCE ADDRESS 1. 696 E. HOWARD, PASADENA			PERSON PROPERTY BOOKED TO (Last-first-middle) 1. SIRHAN SIRHAN BISHARA			RES. PHONE UNK	BUS. PHONE UNK
RESIDENCE ADDRESS " " "			ARRESTEE'S NAME " " "			CHARGE 187 P.C.	BKG. NO. 495139
RESIDENCE ADDRESS 3. UNK			VICTIM OR OWNER'S NAME 3. KENNEDY, ROBT. F.			RES. PHONE -	BUS. PHONE -
RESIDENCE ADDRESS 4. 2710 W. TEMPLE			PERSON REPORTING TO POLICE DEPT. (Last, First, Middle) 4. RPTG OFC.			RES. PHONE -	BUS. PHONE -
DATE & TIME THIS REPORT 6-7-68 320P		PROP. BKD. AT Ramp	INV. DIV. Ramp	DATE & TIME PROPERTY TAKEN INTO POLICE CUSTODY - LOCATION - CITY OR REPORTING DIST. 6-7-68 1107A 2710 W. TEMPLE 200			
EVIDENCE: BOOK TO ARRESTEE. IF NONE, BOOK TO VICTIM. FOUND EVIDENCE: BOOK TO OFFICER IF NO ARRESTEE OR VICTIM. FOUND PROPERTY: BOOK TO ACTUAL FINDER. SAFEKEEPING: BOOK TO DEPOSITOR, OWNER OR PERSON IN LAWFUL POSSESSION. (Separate reports are required for each different classification of property)			TYPE OF PREMISES Ramp STA		TYPE OF PROPERTY Film Envelope		DIV. RPTG. Ramp
			DIV. OR CITY & DATE CRIME OCCURRED Ramp 6-5-68		LIST ANY CONNECTING REPORTS BY TYPE & DR. ABV CRIMES, ARR DEATH DR		
			IS THIS STOLEN PROPERTY? <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN		PROBABLE CRIME MURDER		

(1) IF STOLEN IN CITY OF LOS ANGELES EACH CASE MUST BE COVERED BY CRIME AND FOLLOW-UP REPORTS. (2) DESCRIBE CIRCUMSTANCES RESULTING IN BOOKING OF THIS PROPERTY. (3) GIVE ADDRESS, TIME AND/OR PHONE NUMBER WHERE CONCERNED PERSON(S) MAY BE CONTACTED BY DAY INVESTIGATORS IF NOT LISTED, OR OTHER THAN ABOVE. (4) ITEMIZE AND DESCRIBE ALL PROPERTY. GIVE ALL SERIAL NUMBERS AND OTHER MARKS OF IDENTIFICATION. LIST ONLY ONE ARTICLE ON A LINE.

ITEM NO.	QUANTITY	DESCRIPTION	SERIAL NUMBER(S) AND ENGRAVING
		THE 16 MM FILM & 2 PHOTOS WERE BROUGHT TO RAMP DETS PATTERSON & HUGHES BY A MARTIN STEADMAN, WCBS-TV, WHO IS PRESENTLY STAYING AT AMBASSADOR, Room 434. STEADMAN REC ITEMS AT INTERNATL AIRPORT VIA TWA 21. THEY WERE SENT BY A CHRIS BORGAN (TRUE NAME SID SHEPHERD) CBS-TV NEW YORK, WHO FORMERLY WAS A N.Y.P.D. DET. HE WAS VIEWING A LIVE TV INTERVIEW (NBC-TV FROM LA 6/5/68 500AM-EST) OF "SERRANO GAL" BY SANDER VANACUR AND FROM THE DESC SERRANO GAVE OF "POLKA DOT DRESS SUSP". BORGAN RECALLED TWO POSS SUSPS HE OBS AT A PROTEST DEMONSTRATION AT UNITED NATIONS IN N.Y. & SENT FILM OF SAME.	
		THE PLASTIC ENVELOPE & PASADENA P.D. PROPERTY RECORD WERE REMOVED FROM PASADENA P.D. PROPERTY BY LT. WRIGHT, PASA DET BUR & RECEIVED BY KLEIN 11233.	
69	1	Film - 16mm roll on grey plast reel	"DLK"
70	1	Photo - 8" x 10" of female @ protest demo (TAKEN FROM ABV FILM)	"DLK"
	1	Photo - 3" x 4" of female "SHIRIN KHAN", with writing on back - "SHIRIN KHAN DOB 4/23/50 DAUGHTER OF KHAIBAR KHAN GODDARZIAN, PRESENTED FLOWERS & COURT ORDER TO SHAH OF IRAN IN N.Y. 6/1964"	"DLK"

(CONTINUED)

If additional space is required, use Continuation Sheet, Form 15.9.

SUPERVISOR APPROVING <i>[Signature]</i>	SERIAL NO. 11233	REPORTING OFFICER(S) - SER. NO. - DIV. - DETL. DL Klein 11233 Ramp DE	PERSON REPORTING (Signature) <i>[Signature]</i>
DATE & TIME REPRODUCED - DIVISION - CLERK 6/7/68 5:30(2) hd		INDEXED	CHECKED

WLPD Property Report

Grand Jury 7-68
Palisades
Police Officer Thomas Young

(Tom Young label)

Y J
#1

1 permission, and that if asked from the witness stand, he
2 would testify that he would not have given permission.

3 MR. COMPTON: So stipulated.

4 THE COURT: Does the jury understand the stipulation?

5 (Jurors indicate in the affirmative.)

6 MR. HOWARD: May the officer be excused, your Honor?

7 THE COURT: You may be excused, Officer Evans.

8 MR. COOPER: Obviously, this is as to the search and
9 obtaining of the books.

10 MR. HOWARD: May we call Officer Young, please?

11 THE CLERK: You do solemnly swear the testimony you may
12 give in the cause now pending before this Court shall be the
13 truth, the whole truth and nothing but the truth, so help you
14 God?

15 THE WITNESS: I do.

16 THE CLERK: Be seated, please.

17 State your name, please.

18 THE WITNESS: Thomas R. Young.

19
20
21 THOMAS R. YOUNG,
22 called as a witness by and on behalf of the People, having
23 been first duly sworn, was examined and testified as follows:

24 DIRECT EXAMINATION

25 BY MR. HOWARD:

26 Q What is your business or occupation?

HJ
#2

1 A I'm a police officer assigned to the Police
2 Department of the City of Pasadena.

3 Q How long have you been so employed?

4 A Fourteen years.

5 > MR. HOWARD: With the Court's permission, I have here
6 a cellophane jacket. May it and contents be marked People's
7 next in order, 74 for identification?

8 MR. FITTS: 75.

9 THE COURT: 75.

10 MR. HOWARD: Pardon me. 75.

11 THE COURT: It may be so marked.

12 (Counsel examine.)

13 Q BY MR. HOWARD: I'd like to show you People's
14 Exhibit 75 for identification.

15 Will you examine the packet, please?

16 A (Witness examines.)

17 Q Are you familiar with the material contained
18 in that packet?

19 A Yes, sir.

20 Q May I direct your attention to June 6, 1968.
21 Did you have an occasion to go to 696 East Howard?

22 A Yes, sir.

23 Q Did you conduct some type of search in that area?

24 A Yes, sir.

25 Q In what area in relation to the address?

26 A A rear yard to the rear of the residence. There