

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
PIKEVILLE

UNITED STATES OF AMERICA

-vs-

CASE NO. 83-8

EDGAR JONES, JASON MOORE, GERMAN STUMBO,
DREXIL HALL, TEDDY KINNEY, BENNY CAUDILL,
KENNETH ROLLAND, a/k/a POSTMAN,
RANNY BLANKENSHIP, EUGENE TACKETT, HAROLD
MOORE, HERMIT NEWSOME, TIM MILAN, MOSE
MEAD, DONAHUE HALBERT, AUSTIN "BO" MOORE,
PEBO GAYHEART, LINVILLE MOSLEY, RAYMOND
HALL, VAN B. PATTON

TRANSCRIPT OF TRIAL

BEFORE: THE HONORABLE G. WIX UNTHANK

DATE: FEBRUARY 27, 1984

VOLUME FORTY

DALE SOERTEL MOORE SHAW & ASSOCIATES

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WENDALL RAY NEWMAN

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1 A P P E A R A N C E S

2
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7 Assistant U.S. Attorney
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9 For the Defendant Edgar A. Jones:

10 AUBREY B. HARWELL, JR., ESQ.
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13 For the Defendants Benny Caudill, Harold Moore,
14 Hermit Newsome and Mose Mead:

15 E. J. WALBOURN, III, ESQ.

16 For the Defendant Tim Milan:

17 DAN ROWLAND, ESQ.

18 For the Defendant Eugene Tackett:

19 DAVID THOMAS, ESQ.

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23 HERSHEL BRANSON, ESQ.

24 For the Defendant Linville Mosley:

25 LOWELL SPENCER, ESQ.

26 For the Defendants Drexil Hall and
27 Austin "Bo" Moore:

28 BERNARD PAFUNDA, ESQ.

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REPORTER'S NOTE: The Court convened today, the 26th day of February, 1984 at 9:00 A.M.

THE MARSHALL OF THE COURT: All rise. The United States District Court for the District of Kentucky is now in session, The Honorable Judge Unthank presiding. Be seated and come to order. Your Honor, all defendants, all counsel, and all members of the jury are present.

THE COURT: Thank you, Sir. Will the witness be returned to the stand.

MR. DOUSE: He is in the hall, Your Honor.

THE COURT: All right. Mr. Harwell, are you the one?

MR. HARWELL: Yes, I was, Judge.

THE COURT: All right, you may approach the podium.

MR. HARWELL: Thank you, sir.

Reporter's Note: The witness resumes the stand.

THE COURT: Mr. Newman you were previously sworn here, sir, on Thursday in this trial, and do you recognize yourself to be under a continuing oath, sir.

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MR. NEWMAN: Yes.

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WENDALL RAY NEWMAN, called as witness on behalf of the government, and having been previously duly sworn, was examined and testified as follows:

CROSS-EXAMINATION

BY MR. HARWELL:

Q. Mr. Newman, for the record, I again state, sir, that my name is Aubrey Harwell. I want to pick up where we left off on Thursday.

If I recall, sir, on Thursday, I believe, you told us that during the past five years you have been in the JRM, Edgar Jones' office no more than ten times; is that correct?

A. Ten or twelve, I think.

Q. All right, sir. And if I remember, sir, I think you said you had never been employed by JRM for Edgar Jones, Greg Jones or Carson Akers; is that correct?

A. That is correct.

Q. All right, sir. And you also told us, if I remember, sir, that during the past five years you estimated you had a total of eight

1 conversations with Edgar Jones; is that correct?

2 A. Somewhere around there.

3 Q. Sir. You indicated, sir,
4 that the conversation about which you testified on
5 direct took place when you went back to pick up a
6 check, am I right?

7 A. That is correct.

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1 Q All right, sir. Now, was
2 that, to the best of your recollection, February of
3 19 hundred and 82?

4 A That is somewhere in - -
5 sometime in February, as best I can remember.

6 Q All right, sir. Did you go
7 by JRM for any purpose - - to pick up a check or
8 whatever - - more than one time in the first three
9 months of 1982?

10 A Now, for any purpose other
11 than what now?

12 Q Well, let me start over.
13 It is probably not - - it is probably a misleading
14 question.

15 Did you go by more than
16 once to JRM office during the first three months of
17 1982 to pick up a check?

18 A Yes.

19 Q You went by more than once
20 to get a check; is that right?

21 A Yes.

22 Q All right, sir. Do you
23 know how many times ?

24 A Two or three, I think.

25 Q Two or three?

1 A. Yes.

2 Q. All right, sir. It is a
3 fact, is it not, sir, that you have never been to
4 Edgar Jones' home; is that correct?

5 A. That is a fact.

6 Q. All right, sir. As a matter
7 of fact, he has never invited you to spend any time
8 with his family; is that true?

9 A. That is true.

10 Q. And you have never been with
11 him socially, have you, sir?

12 A. No.

13 Q. All right, sir. And he has
14 never called you aside and discussed any personal
15 problems or matters with you, has he, sir?

16 A. No.

17 Q. All right, sir. And you and
18 Edgar Jones are not close personal friends, are you?

19 A. No.

20 Q. All right. And you haven't
21 spent any weekends with him or his family, any
22 holidays with them, have you, sir?

23 A. No.

24 Q. All right, sir. And you
25 have never taken any vacations or holidays with Mr.

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1 Jones or his family, have you?

2 A. No.

3 Q All right, sir. If I
4 understand, Mr. Newman, your sister, Pearl Booth,
5 borrowed some weapons from you on February, 1982;
6 wasn't that your testimony last Thursday?

7 A. That is my testimony.

8 Q All right. And, I believe,
9 you said that she borrowed those weapons before there
10 was any trouble up at Ray-Mac?

11 A. I think I said, "Before
12 I knowed there was any trouble at Ray-Mac".

13 Q All right, sir. Let me
14 ask you this, sir.

15 Isn't it a fact that those
16 weapons were borrowed by Pearl from you on or about
17 February 1, 1982, the first day of February?

18 A. That is - - the exact day,
19 I don't know.

20 Q All right, sir. Do you
21 recognize Mr. McCallister back here at the Govern-
22 ment's table, do you not, this gentleman right here?
23 (Indicating)

24 A. Yeah.

25 Q All right, sir. And you

1 talked to him about your sister, Pearl, borrowing
2 weapons long before this trial began, didn't you?

3 A I believe so.

4 Q All right, sir. Isn't
5 it a fact that in that conversation that you had with
6 him that you admitted to him that Pearl Booth borrow-
7 ed those weapons on or about February 1?

8 A Well, I think I said
9 somewhere around the first of February.

10 MR. HARWELL: The first of February.
11 All right, sir.

12 Thank you, Your Honor.

13 THE COURT: All right. Let's go down
14 the line, gentlemen.

15 MR. PAFUNDA: Your Honor, I have no
16 questions of this witness.

17 MR. THOMAS: I don't either.

18 MR. WALBOURN: Just briefly, Your Honor.

19

20

21 CROSS-EXAMINATION

22 BY MR. WALBOURN:

23 Q Mr. Newman, my name is
24 E. J. Walbourn, and I would like to ask you just a
25 few questions, if I might, sir.

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During the week of
February 15, 1982, how often did you go to your
sister's residence?

A Four - - four or five times,
I believe. I'm not sure how many times.

*** **

1 Q. Did you frequently go to your
2 sister's residence?

3 A. In that period of time, yes.

4 Q. Okay. How about the week before?
5 Say the week of February 8, would you, likewise, have been
6 over there about four or five times?

7 A. Yes.

8 Q. And the week after, the week of
9 February 2, were you, likewise, over there about four or
10 five times?

11 A. Yes.

12 Q. Now, during your visits to that
13 house, were there other people present other than Phillip
14 and Pearl?

15 A. Most of the time, yes.

16 Q. Were there a lot of people or
17 just a few people?

18 A. Well, sometimes there was a lot,
19 and sometimes there was a few. Sometimes there was nobody
20 besides Pearl Booth.

21 Q. And is this true for both the
22 week before and the week after February 15?

23 A. Yes.

24 Q. And it wasn't unusual to see a
25 bunch of people over there; is that correct?

1 A. That is correct.
2 Q. To your recollection, were most
3 of those people miners that were hanging around over there?
4 A. Most of them was.
5 Q. And during the time you were over
6 there, were these individuals drinking and carrying on while
7 they were over there?
8 A. Yes.
9 Q. And, I believe, I understood your
10 testimony to be, in fact, that when you went over there, you
11 would get you a beer?
12 A. That is correct.
13 Q. And that was entirely normal;
14 isn't that true?
15 A. Yes.
16 MR. WALBOURN: All right. I believe that's all
17 I have, Your Honor. Thank you.
18 MR. SPENCER: Your Honor, I have no questions.
19 MR. ADAMS: No questions, Your Honor.
20 MR. HOLLON: No questions, Your Honor.
21 MR. BRANSON: No questions, Your Honor.
22 MR. KIRKLAND: No questions, Your Honor.
23 THE COURT: Thank you, sir. You may stand
24 down.
25 MR. DAUSE: May he be finally excused, Your

1 Honor?

2 THE COURT: Is there any objection to him
3 being finally excused?

4 MR. SPENCER: I have no objection.

5 THE COURT: All right, sir, you are finally
6 excused.

7 All right, we are going to be in
8 recess five minutes. While we are in that recess, the "not
9 now" admonition is in effect; do you understand that?

10 Is there any objections or
11 corrections to the form of the admonition?

12 MR. HARWELL: No objection, Your Honor.

13 MR. SELF: None, Your Honor.

14 THE COURT: Excuse the jury for five minutes.

15 THE MARSHAL OF THE COURT: Jury, you are excused
16 for five minutes.

17 (Reporter's Note: The jury left the courtroom
18 at 9:08 a.m.)

19 THE MARSHAL OF THE COURT: The jury has departed
20 the courtroom, Your Honor.

21 THE COURT: I believe the next witness is
22 Phillip Dale Moore, and we just need a little five minutes
23 to get him here.

24 MR. SELF: Judge, when the jury comes back
25 in, might we respectfully request the Court that you--that

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1 you question the jury in regards to the "not now" admonition?
2 I know I asked it every Monday, Judge, but I would be grate-
3 ful if you would do that, sir.

4 THE COURT: What do you mean?

5 MR. HARWELL: Well, you oftentimes on Monday
6 morning, given the fact that it has been a weekend, you will
7 ask them if they have followed your "not now" admonition,
8 and ask them if they have refused to talk about the case;
9 and I appreciate the Court's doing that on Mondays, Judge.
10 And Mr. Self says he has no objection.

11 MR. SELF: I have no objection if the Court
12 wishes to do it.

13 THE COURT: What is this, the seventh or
14 eight week, gentlemen?

15 MR. THOMAS: Who is counting?

16 THE COURT: I believe my "not now" admonition
17 is becoming a standard joke.

18 MR. HARWELL: I don't know, Your Honor, but I
19 do know that when--that it is my judgment, human nature such
20 as it is, that if they know they might get asked, they are
21 more inclined to follow it than if they think the Court is
22 not going to come back and ask them about it.

23 THE COURT: We will do it sometime today.

24 MR. HARWELL: Thank you, Judge.

25 THE COURT: We will be in recess five minutes.

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THE MARSHAL OF THE COURT: All rise. Court is recessed for five minutes.

(Reporter's Note: Court recessed at 9:10 a.m.)

1 THE COURT: What is the problem?
2 MR. KEHRLI: Your Honor, we've been
3 advised that the witness is ill this morning and
4 I'm not sure he can speak.
5 MR. PHILLIP DALE MOORE: I've got
6 the flu and it's kind of hard to talk.
7 THE COURT: You've got some other
8 witness you can put on in his place?
9 MR. SELF: At this time, Your Honor,
10 we have not, we can get one here probably within
11 an hour or two hours,
12 We expected this witness
13 to be on the stand for a couple of days.
14 Phillip, can you talk
15 at all?
16 MR. PHILLIP DALE MOORE: Not too good.
17 MR. SELF: Even with the microphone
18 up there or is it just your voice?
19 MR. PHILLIP DALE MOORE: No, I've just
20 got the flu and a sore throat and I just don't
21 even feel like sitting here, really.
22 MR. SELF: Well, we can get ahold
23 of Mr. Phillip Booth, at least we think we can get
24 ahold of him and have him sent here as soon as
25 possible.

1 THE COURT: Well, this Court --
2 let's do this, let's let this witness be examined
3 by a doctor.

4 Do you think you need to
5 see a doctor?

6 MR. PHILLIP DALE MOORE: I went to a
7 doctor yesterday, but I have not got my medicine
8 yet.

9 THE COURT: What medicine did he
10 prescribe for you?

11 MR. PHILLIP DALE MOORE: I went to the
12 emergency room yesterday.

13 THE COURT: Mr. Marshall, would you
14 check that out?

15 (Reporter's Note: The
16 Marshall is conferring.)

17 MR. PHILLIP DALE MOORE: He wrote a
18 prescription yesterday.

19 MR. SELF: Your Honor, this is the
20 first notice we've had of the illness and we
21 apologize to the Court.

22 THE MARSHALL OF THE COURT: The
23 medicine is Tylenol #3, Your Honor, a low level
24 pain reliever.

25 THE COURT: All right, gentlemen.

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We'll be in recess until -- let's do this.

Take him back to his place and get his prescription filled. And if you feel up to it, you know, you're going to have to testify sometime.

MR. PHILLIP DALE MOORE: Yeah, I know that. I just don't feel like I can talk with my throat and my nose, I'm just weak.

THE COURT: All right, let him be examined and we will be in recess --

MR. SELF: Your Honor, we will with all due speed attempt to have him here in an hour, if we're unable to contact him immediately, I will come back and advise the Court.

THE COURT: All right, we will be in recess until 10:30.

Wait, we have to bring the jury back in. You may take him back. Take him over -- it's going around, take him over to the Medical Center and let him be examined and the Doctor will give him medicine if he needs medicine.

MR. SELF: Will the Court advise the jury why there's a recess?

THE COURT: Sir?

MR. SELF: Will the Court advise

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the jury as to why there's a recess?

THE COURT: Yes.

MR. SELF: Your Honor, in that regards we have some additional Jencks Act material on Phillip Booth that we were going to show at another break. But we discovered this material only Friday, Your Honor, and we were not aware it even existed and did not plan on putting Phillip Booth on, and we were going to give it to them at the end of the day. I think we ought to at least give them the opportunity to review at this point in time. I don't see that there's going to be any cross examination anytime today.

THE COURT: Let me ask you this. Has the Government received any reciprocal discovery matter?

MR. SELF: Other than what was furnished to us in the pretrial, Your Honor. I may be mistaken, but all I'm aware of what was furnished us at the pretrial and the cross examination exhibits as they came in in this case, Your Honor.

I stand to be corrected by counsel, but that's the best I know.

MR. HARWELL: May the Court please,

ESTER RASE
MILLERS FALLS

1 for the record we furnished a stack yea-big at or
2 before the pretrial and that represented reciprocal
3 discovery that was due under Your Honor's orders
4 as to that time.

5 MR. SELF: It was an extensive
6 amount of material that Mr. Harwell did furnish to
7 us --

8 THE COURT: (Interrupting) What I
9 just wondered is if there was a free exchange.

10 MR. HARWELL: I think there was
11 according to law, Your Honor.

12 May I ask one thing,
13 Your Honor. Mr. Self said in reference to Mr.
14 Booth's testimony assuming we started at ten
15 o'clock something about today. Might I ask Mr. Self
16 if he said I don't think he will be finished on
17 direct today, I just didn't hear him.

18 MR. SELF: I don't think we will
19 be, Your Honor.

20 MR. HARWELL: Thank you, Judge.

21 MR. SELF: Your Honor, we have that
22 Jencks Act material in our office. As soon as we
23 take a break, Your Honor.

24 THE COURT: With regard to this
25 witness, gentlemen, and everything -- the illness

ESTER RASE
MILLERS FALLS

1 that's going around, I don't think there's anything
2 unusual about it.

3 MR. HARWELL: Judge, I had a touch of
4 the flu bug this week and if he has the same thing
5 I had, then I can appreciate the problem of not
6 wanting to be up here.

7 MR. SELF: Your Honor, could Mr.
8 Thomas and I approach the Bench after the jury's
9 left. We have a matter that we'd like to discuss
10 with the Court.

11 THE COURT: Yes.

12 THE MARSHALL OF THE COURT: Your Honor,
13 all the members of the jury are present in the
14 courtroom.

15 THE COURT: The jury is going to be
16 in recess for an hour. We had a problem with the
17 witness, the witness feels that possibly he may be
18 coming down with the flu bug or something. It was
19 expected that he would be on the stand for several
20 hours and the witness was not feeling up to it so
21 we have to bring another witness in. They weren't
22 anticipating this, so it's going to take about an
23 hour for another witness to arrive.

24 We'll be in recess for
25 an hour.

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1 Let me ask you this. As
2 you're aware, each weekend we come in I ask all of
3 you if you have complied with the not now admonition
4 over the weekend. You didn't read anything, no one
5 attempted to talk in your presence. I assume that --
6 that still follows, has anyone attempted to talk
7 in any of your presence about this case.

8 All right.

9 During this hour recess
10 which is going to be 10:30 the not now admonition
11 is still in effect, do you understand.

12 Is there any objections?

13 MR. SELF: None, Your Honor.

14 THE COURT: Mr. Marshall, you may
15 excuse the jury.

16 Let's remember it's
17 raining out there and let's not have any of the jury
18 getting a touch of the flu bug.

19 THE MARSHALL OF THE COURT: The jury is
20 out of the courtroom.

21 THE COURT: Mr. Self, do you and Mr.
22 Thomas want to come back in chambers?

23 MR. SELF: Yes, on the record,
24 Your Honor.

25 THE COURT: All right.

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This Court will be in
recess for an hour.

(Reporter's Note: The
Court was called to
recess at 9:27 A.M.)

UNITED STATES DISTRICT COURT
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CHARLES L. DAUSE, ESQ.
Assistant U.S. Attorney
RANDY KEHRLI, ESQ.

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For the Defendant Ranny Blankenship:

ELDRED F. ADAMS, JR., ESO.

For the Defendants Jason Moore, German Stumbo,
Teddy Kinney, Kenneth Rolland and Raymond Hall:

WILLIAM D. KIRKLAND, ESO.

COTTON COURTESY
FENZER ASSOCIATES
WILLIAM SHAW

1 (Reporter's Note: Court
2 was convened at 1:25 P.M.)

3 THE MARSHALL OF THE COURT: This
4 Honorable Court is again in session. Be seated and
5 come to order, please.

6 Your Honor, all
7 Defendants are present and all attorneys. The jury
8 is not present.

9 THE COURT: Yes, gentlemen.

10 MR. SELF: If it please the Court,
11 we're in session without the jury for a couple of
12 reasons. One, I'd like to include as part of the
13 record the report that we previously discussed in
14 chambers this morning. We'd ask that that be made
15 a part of the record in this case and be placed
16 under seal. It consists of a letter and two reports,
17 Your Honor.

18 THE COURT: I think the original
19 is back in my -- Is that what I received or did I
20 receive a copy?

21 MR. SELF: You probably received
22 the original, Your Honor.

23 (Reporter's Note: Mr.
24 Self handed the Marshall
25 a document at this time.)

THE COURT: Okay. Let those be filed

1 and made a part of the record.

2 Yes, sir.

3 MR. SELF: The other thing, Your
4 Honor, has to do with the request I received from
5 Mr. Harwell this morning regarding some alleged
6 Brady material concerning Phillip Booth and Phillip
7 Dale Moore. He requested us to furnish them with
8 certain materials that we did not have regarding a
9 meeting that occurred, supposedly, in December, 1982
10 between Phillip Booth and Phillip Dale Moore and
11 State Police Investigator Barry McKensie.

12 I advised Mr. Booth that
13 I do not have copies of any interview that Mr.
14 McKensie conducted with Mr. Booth nor Mr. Phillip
15 Dale Moore, nor have I ever.

16 I became aware this
17 morning in talking with Mr. Moore that he had
18 recorded an interview with them at that point in
19 time. Further, it was advised by Mr. Moore -- Or
20 referring to a matter that I found out about the
21 latter part of last week in final form, they
22 conveyed upon Mr. Moore -- Phillip Dale Moore and
23 Phillip Booth essentially a transaction or immunity
24 in return for their -- in regard to the Arlie Potter
25 file. They had given them immunity -- State immunity

1 in regards to that matter. That was only as to
2 Phillip Booth and Phillip Dale Moore, not as to
3 Pearl Booth.

4 Other than that, Your
5 Honor, that's the extent of the material that I
6 have. I wanted to make that known to all counsel
7 at this time.

8 THE COURT: All right. Are we --

9 MR. KEHRLI: Your Honor, there's
10 another matter that we feel we should make a part
11 of the record.

12 Last week the Government
13 received information that the witness, Ms. Pearl
14 Booth, may have been placed under hypnosis. On
15 Friday I examined the case log -- That was all the
16 information we received. That was the first time
17 we received that information.

18 Friday I examined the
19 case log and determined if we had an obligation to --
20 to investigate the circumstances of this. I made
21 the determination that we did.

22 This morning Mr. Dause
23 contacted FCI to determine whether there was --
24 they were aware of any information in this regard.
25 Mr. Dause spoke with a clinical psychologist by

1 the name of Dr. Warren Welsh.

2 We determined this
3 morning that on January 24th, 1984 Dr. Welsh,
4 as part of a session with Ms. Booth, may have placed
5 her under hypnosis. To our knowledge, upon the
6 inquiries made of Dr. Welsh, there were no
7 reports made or no note taken of that session.

8 Beyond that, at this
9 time, that's just about all the information that
10 we're aware of at this point. We thought the
11 defense should be made aware of this point and the
12 Court as well.

13 Additionally, the
14 Government did not -- This was the first time that
15 we knew of this incident. The Government did not
16 request any hypnosis of Ms. Booth. We were not
17 aware of it, did not ask for any hypnosis to be
18 performed upon the witness. We did not --
19 obviously, since we were not aware of it we did not
20 make use of any information that was received
21 during this session.

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1 MR. HARWELL: May Your Honor please, we respect-
2 fully ask the Government to advise us through their contacts
3 at FCI as to the purpose of the hypnosis.

4 THE COURT: What was the purpose?

5 MR. HARWELL: I don't think they know, Your
6 Honor.

7 MR. KEHRLI: At this point we're not totally
8 certain, Your Honor, but to the best of our information the
9 purpose was that upon the request of Ms. Booth as part of
10 a--a therapeutic session with the psychiatrist.

11 THE COURT: Anything else to take up,
12 gentlemen?

13 MR. SELF: The only other matter is that
14 Mr. Booth is still not here yet, Your Honor. I've asked
15 that I be advised immediately upon his arrival here today.

16 When I talked to him this morning,
17 right after we went into session, he was in Lexington. He
18 said there was snow, slush on the road. I told him to pro-
19 ceed here with all due diligence but with safety in mind,
20 Your Honor, and to come directly to this office.

21 THE COURT: All right. Mr. Marshal, bring
22 the jury upstairs.

23 (Reporter's Note: The jury entered the courtroom
24 1:32 p.m.)

25 THE MARSHAL OF THE COURT: All members of the

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1 jury are present, Your Honor.

2 THE COURT: Thank you. Ladies and gentlemen
3 of the jury, I want to apologize to you but I want to assure
4 you this won't happen again. You are going to be in recess
5 until tomorrow morning at nine o'clock.

6 During this adjournment you will
7 not discuss the case among yourselves nor will you permit
8 anyone to discuss the case with you nor in your presence.
9 Do you understand you're not to finally make up your minds
10 upon the issues of this trial until you've heard all the
11 evidence and together with the Court's instructions? No
12 radio, television, no newspapers. Do all of you so under-
13 stand?

14 Please excuse the jury until
15 tomorrow morning at nine o'clock.

16 THE MARSHAL OF THE COURT: The jury is excused
17 until nine o'clock.

18 (Reporter's Note: The jury left the courtroom
19 at 1:34 p.m.)

20 THE MARSHAL OF THE COURT: The jury has left the
21 courtroom.

22 THE COURT: Please excuse the remainder of
23 the court until tomorrow morning at nine o'clock.

24 THE MARSHAL OF THE COURT: The court will be in
25 recess until nine o'clock tomorrow morning.

(Court recessed at 1:36 p.m.)
Dale Soergel Moore Shaw & Associates

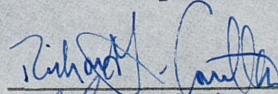
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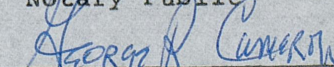
1 STATE OF KENTUCKY)
2))
3) SS.
4)
5 COUNTY OF JEFFERSON)

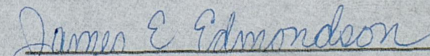
6 We, JAMES E. EDMONDSON, RICHARD L. COULTER,
7 & GEORGE R. CAMERON, Notary Publics, within and
8 for the State at Large, do hereby certify that
9 the foregoing proceedings were taken before us at the
10 time and place and for the purpose in the caption
11 stated; that the witnesses were first duly sworn
12 to tell the truth, the whole truth, and nothing but
13 the truth; that the proceedings were reduced to
14 shorthand writing by us in the presence of the Court;
15 that the foregoing is a full, true and correct
16 transcript of the said proceedings so given; that
17 the appearances were as stated in the caption.

18 We further certify that we are neither of
19 counsel nor of kin to either of the parties to this
20 action, and are in no wise interested in the outcome
21 of said action.

22 WITNESS OUR SIGNATURES THIS 27th day of February, 1984.

23 
24 Notary Public

25 
Notary Public


Notary Public