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## 54/11/06 Flareup Brings Hint Of Saturday Sessions

Cleveland News

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# Flareup Brings Hint Of Saturday Sessions

BY ROBERT L. KEHOE

Saturday court sessions were being considered today in the first degree murder trial of Dr. Samuel H. Sheppard after a brief verbal flareup between Common Pleas Judge Edward Blythin and Fred W. Garmone, co-defense counsel.

The flareup occurred when Judge Blythin apparently misunderstood a statement by Garmone and informed the attorney that the "rules of the court" would be followed regardless of what anyone thought.

As the jurist left the bench, Garmone assailed him for taking a "dictatorial attitude" and asked

newsmen: "Who does he think he is?"

"Just because he got a lot of votes in the election he thinks he's untouchable," the attorney added before leaving the courtroom.

Garmone's clash with the jurist came after his defense partner, William J. Corrigan, asked that court be adjourned and his cross-examination of Dr. Lester Adelson, the county's chief deputy coroner, be carried over until Monday.

Corrigan explained that he still had at least an hour's questioning of Adelson in mind and added "I'm tired." When prosecutors said they had no objec-

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tion to adjournment, the judge granted it but warned that Saturday sessions would be called if the trial hearing was not speeded up.

## Judge, Attorney Tiff

At this point, Garmone walked to the judge's bench and observed:

"Judge, as attorneys we are entitled to time to handle other matters."

"The rules of the court will be that sessions are to be held each day between 9:15 a. m. and 4:30 p. m.," Blythin retorted.

"I'm not talking about rules of the court, I'm talking about the handling of other matters," Garmone snapped.

"If you think other matters are interfering with the handling of this trial I will see that arraignment of other defendants is handled by other judges and we'll proceed under the rules I've stated," Judge Blythin answered and left the bench before Garmone could say anything further.

Newsmen were standing within a few feet of Garmone during this exchange believed the jur-

ist had misunderstood the attorney's reference to "other matters" and thought he was critical of the delay in handling morning arraignments.

Garmone also was disturbed by the jurist's statements regarding the length of time the defense was taking in establishing the cause of death of Marilyn Sheppard. He said the judge had no right to limit the cross-examination, no matter how long it might take.

Corrigan took the same position when he told the court that "a man's life is at stake and we're going to take every minute and every hour necessary to represent his interests."

## Fellow Jurist Is Poet

While court sessions are tense, Judge Blythin was afforded a chuckle when a fellow jurist, Judge Parker Fulton, told him at a noon hallway meeting:

"My priestly gown I left behind,

"Now a little food I'll seek to find."