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54/08/17 Sheppard Jury Begins Vote

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THE WEATHER

TONIGHT—Mostly cloudy,
cool. Low, 58.

TOMORROW—Partly cloudy and
warmer. High, 78.

U. S. Weather Bureau Official Forecast

CLEVELAND NEWS

"A FRIEND OF THE FAMILY"

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CLEVELAND, OHIO, TUESDAY, AUGUST 17, 1954

Wirephotos, Exclusive Evening News of the Associated Press and International News

SHEPPARD JURY BEGINS VOTE

Hears Susan's Story of Her Romance

Get Testimony Of Last of 15 Witnesses

The immediate fate of Dr. Samuel H. Sheppard, the young Bay Village osteopathic surgeon, today rested in the hands of the County Grand Jury.

The 15-man jury will decide whether the 30-year-old sportsman and sports car enthusiast is to be indicted for the brutal slaying of his pregnant wife, Mrs. Marilyn R. Sheppard, on July 4.

The case was placed in the hands of the jury headed by Bert R. Winston late today after a parade of 15 witnesses appeared in secret session to relate details of the murder and furnish information on the couple's home life.

Among the evidence presented the jury was a moulage cast of the 31-year-old victim's head showing the 27 lacerations in the skull made by the murderer.

The cast and bloody garments worn by the victim and her husband were presented to the jury by County Coroner Samuel R. Gerber.

Miss Hayes Heard

The jury also heard Miss Susan Hayes, West Coast girl friend of Dr. Sam, relate details of their illicit romance. The auburn-haired medical technician first denied, but later confirmed, reports that the romance occurred while Dr. Sam and Marilyn were visiting in Los Angeles last March.

The jury, by a vote of at least 12 of its 15 members, will decide whether Dr. Sam is to be indicted for first degree murder, second degree murder or manslaughter or whether the case is to be "no billed."

The latter decision would mean that further action could not be taken against the young surgeon at least until additional evidence is uncovered.

Miss Hayes, 24, told the jury panel, headed by Bert R. Winston, of frequent dates with the young osteopathic surgeon and her acceptance of several gifts.

Miss Hayes, whom prosecutors believe will provide the "background for murder," admitted under previous questioning that she had accepted a wrist watch, signet ring, suede jacket and other gifts from the tall, handsome doctor.

Met in Los Angeles

Extremely nervous while awaiting her appearance before the jury, the dark-eyed girl, who first met Dr. Sam while she was working in Bay View Hospital,

Continued on Page 8, Column 1

Susan Hayes Goes Before Grand Jury

Continued From Page 1

said their amorous relations occurred while both were staying in the home of Dr. and Mrs. Arthur Miller in Los Angeles last March.

She said Dr. Sam also had sent her several letters in the three months prior to the murder but had not mentioned marriage.

Miss Hayes emerged from the jury room after being questioned for 38 minutes and was immediately returned to the home of her parents in Rocky River by deputy sheriffs.

She appeared to have been unmoved by the grilling before the 15-man jury and merely smiled when reporters asked her if the going had been "rough."

While Miss Hayes testified in the closed jury room these de-

velopments were reported in the prolonged murder investigation: someone quit waving the flag for Dr. Sam and started thinking about Marilyn," McArthur concluded.

County Coroner Samuel R. Gerber, who returned early today from a convention in Little Rock, Ark., was closeted with the jury for one hour and 35 minutes while Miss Hayes was waiting to testify.

Mahon said 12 persons had been called to testify before the jury today, but that all of them might not be heard. He was hopeful that the jury might begin deliberation on the case late today.

Hearing May Follow

If the jury fails to act by 1:30 p. m. tomorrow, the state will be forced to accept dismissal of a first degree murder warrant issued against Dr. Sam by Bay Village officials or begin to present evidence at a public hearing.

The hearing is scheduled to be held before Common Pleas Judge William K. Thomas who set the bail of \$50,000 under which Dr. Sam was released from County Jail for the first time since the warrant was issued on July 30.

Answering protests of county prosecutors, Judge Thomas said there was no evidence before him that would require the denial of bail even though the 30-year-old surgeon was being held on a first degree murder warrant.

Three Sitters Called

The three baby sitters subpoenaed to appear before the jury at today's session were Roger Coulton, Jean Disbrow and Mrs. Helen Schuele, all living in the vicinity of the Sheppard home at 28924 W. Lake Rd., Bay Village.

Other witnesses called were Detective Henry Dombrowski, Dr. E. Richard Hexter, Police Chief John P. Eaton of Bay Village, Cleveland Detectives Patrick A. Gareau and Robert E. Schottke, and Larry Houk, son of the Bay Village mayor. Patrolman Fred F. Drenkhan of Bay, who testified briefly before the jury on Monday, was also recalled as a witness.

Deputy Coroner Called

Witnesses who already have appeared before the jury include Deputy Coroner Lester Adelson, whose autopsy showed that Marilyn was hacked to death with 27



ROGER COULTON

velopments were reported in the prolonged murder investigation:

MRS. JESSIE M. DILL, a Painesville divorcee who told police that a woman she "identified" as Marilyn complained of marital difficulties during a chance meeting at Fairport Harbor several weeks before Mrs. Sheppard's death, was not added to the list of jury witnesses.

INSPECTOR OF DETECTIVES James E. McArthur challenged Dr. Stephen A. Sheppard, older brother of Dr. Sam to submit to a lie detector test as a "spokesman for the family."

ASSISTANT COUNTY Prosecutor John J. Mahon expressed confidence that the jury would return an indictment before the scheduled opening of a preliminary hearing at 1:30 p. m. on Wednesday.

THREE BAY VILLAGE baby-sitters who had worked for the Sheppards were subpoenaed to appear before the jury.

POLICE OFFICIALS said they were bombarded by phone calls from citizens protesting release of Dr. Sam on bail.

Check Report on Susan

Detectives were checking reports that new efforts had been made by Dr. Steve and attorneys for his brother to contact Miss Hayes before her appearance before the Grand Jury.

In challenging Dr. Steve to take a lie test which he previously had refused, McArthur observed that Dr. Steve had again emerged as a "spokesman for the family in issuing statements and barring newspaper interviews."

"If Dr. Stephen Sheppard has so much to say, why doesn't he say it where it will do some good?" McArthur asked.

12 Called to Jury

"He came to us with 'tips' without the knowledge of Dr. Sam's attorneys and then faced (Bay Mayor J. Spencer) Houk without their knowing about it," McArthur explained. "But when we suggested that he submit to a lie test, he suddenly has to confer with the attorneys and declines on their advice."

"I think it's about time that



MRS. HELEN F. SCHUELE

blows on the head and face; Bay Village Mayor and Mrs. J. Spencer Houk, who were among the first persons called to the murder scene by Dr. Sam; and Mr. and Mrs. Don J. Ahern, who were dinner guests of the Sheppards a few hours before the murder.

Dr. Lester T. Hoversten, California osteopath who was a guest in the Sheppard home for several days prior to the slaying, also was called as a witness. Hoversten, 42, returned here after Dr. Sam's attorneys suggested to police that he might know something about the murder. He was cleared of suspicion, however, after taking two lie detector tests.