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66/06/07 "We Hope for Retrial" Sam's Attorney Says

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SHEPPARD'S LAWYER, F. Lee Bailey of Boston flew into Cleveland last night to map strategy with the Sheppard family after the U. S. Supreme Court had ruled in the case. He is shown with his wife, Froma.

"We Hope for Retrial," Sam's Attorney Says

By **SAM GIAIMO**

If Prosecutor John J. Corrigan doesn't retry Samuel Sheppard, there will be some pointed questions, according to F. Lee Bailey, Sheppard's lawyer. Bailey flew here from Boston for an overnight stay after yesterday's U. S. Supreme Court ruling in the case.

"We are ready for the next step and I hope it's a retrial," Bailey said. "I think a retrial might clear this thing up. We will ask for a retrial. There's not a single witness of any importance who is unavailable."

"I think Mr. Corrigan knows who the killer is. It's a woman. It's Corrigan's obligation to bring the matter up for retrial.

"If he says no retrial, it would be most unfortunate. I haven't seen the Supreme Court opinion, but at the hearing 80% of the Court's questions concerned Judge Blythin's (the late Edward Blythin, trial judge) prejudicial conduct.

"I DON'T THINK THE COURT'S RULING was a condemnation of the press, nor was one asked for or warranted. But these were abuses by the judiciary and counsel who failed to control the press."

Bailey and his wife were the guests of Dr. Stephen Sheppard. Dr. Stephen Sheppard said:

"At last. After 12 years. This is what we get for not giving up. This is the happiest birthday present I could ever have." Yesterday was Dr. Stephen's 46th birthday.

"I PRAYED I'D STAY ALIVE TO SEE THIS," he continued. "I think we'll have to go to trial for vindication and exoneration. If we get a new trial we can expose the killer of Marilyn Sheppard.

Attorney Bailey said, "Corrigan will probably duck it and not retry him. We want to retry him."

Attorney Bailey said that in event of a new trial, he considered that Sheppard would be tried for second-degree murder, not first degree, and that his client be allowed to take a lie-detector test, "provided that it was impartially administered and provided Corrigan abided by the results."

Bailey and his wife flew back to Boston early today where Bailey is appearing as attorney in a robbery trial.