

Thereupon, further to maintain the issues on his part to be maintained, the Defendant called as a witness CARL R. SCHUELE, who, being first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION OF CARL R. SCHUELE

By Mr. Petersilge:

Q Will you state your name and address, please?

A My name is Carl R. Schuele. I live at 28944 Lake Road.

Q And that is the next house west from Dr. Samuel Sheppard's place, is it not?

A Yes, sir.

Q How long have you lived there, Mr. Schuele?

A Since 1937.

Q And who are the members of your family who live in that home?

A My wife and two children, adult, grown children.

Q Are they with you now or are they away at school?

A They are away at school.

Q What is your business, Mr. Schuele?

A I am in the retail business in Cleveland, retail department store.

Q With the Fries & Schuele Company?

A Yes, sir.

Q And do you hold an office in that company?

A Yes, sir.

Q What is that?

A Vice-president.

Q How long have you known Sam and Marilyn Sheppard?

A Since they moved next door to us.

Q Do you remember when that was?

A Four or five years, I would gather, four years probably.

Q Now, during that time, did you become acquainted with Sam and Marilyn?

A Yes, sir.

Q And with their son, Chip?

A Yes, sir.

Q Did you visit with the Sheppards?

A In a neighborly fashion.

Q And what kind of a neighbor would you say Sam was?

A The best.

Q Did you see him on occasion down at the beach?

A Yes, sir.

Q And did you ever go swimming together?

A Yes, sir.

Q Did you ever see Sam and Marilyn water skiing?

A Yes, sir.

Q Do you water ski yourself?

A Yes, sir.

Q Have you ever water skied with them?

A Yes, sir, I have.

Q How about your children?

A Yes, sir, they have.

Q They have water skied, too, with the Sheppards, is that right?

A Yes, sir.

Q Now, how frequently would you see Dr. Sam Sheppard and his wife?

A Infrequently during the winter and quite frequently during the summer.

Q And during the times that you observed them, what was Dr. Sam's attitude toward his wife?

A Good.

Q And hers toward him?

A Nothing but good.

Q Did you ever see him mistreat her in any way?

A No, sir.

Q What would you say as to his temperament as you observed it?

A Good. The best.

Q Now, Mr. Schuele, do you know what reputation Dr. Samuel Sheppard bore in the community?

MR. DANACEAU: I didn't hear  
what you said.

MR. GARMONE: The reputation

he bore in the community.

A I knew nothing but good.

Q Were you and your wife at home on the night of July 3rd?

A We went to an early picture show and returned, roughly, about ten o'clock, I would say.

Q And what did you do after that?

A Listened to the ball game, part of it.

Q And how late were you up that night?

A I would judge about eleven o'clock.

Q And at that time what happened?

A I went to sleep, Mrs. Schuele and I both went to sleep, I guess. It was before the late game finished, I know that. I don't know exactly the time.

Q Did you hear any noise or any disturbance during the night?

A No, sir.

Q Did you sleep soundly throughout the night?

A Yes, sir.

Q And when were you awakened in the morning?

A Between 7:15 and 7:30.

Q And what awakened you?

A Our front door bell was rung.

Q Who was ringing you at that time in the morning?

A Chief John Eaton and Mayor Houk.

Q And was that the first information that you got about the

death of Marilyn Sheppard?

A Yes, sir.

MR. PETERSILGE: You may examine.

CROSS-EXAMINATION OF CARL R. SCHUELE

By Mr. Danaceau:

Q Are you related to Gig Schuele?

A Yes, sir.

Q What is the relationship? I went to school with him. I just wondered.

A Gig is a second cousin of mine.

Q He was on our football team out at Reserve a good many years ago.

Mr. Schuele, what was the condition of the lake on the night of July 3rd?

A It was rough.

Q How rough?

A Well, it wasn't as rough as I have seen it.

Q Well, it wasn't of hurricane dimensions?

A No, sir. It was rough.

Q Do you have a boat?

A Of a sort.

Q Is it a little outboard motor boat?

A Yes, sir.

Q You wouldn't go out on the lake that night, would you,

ordinarily?

A No. sir, no, no, sir.

Q It was too rough for that?

A Yes, sir.

Q Were the waves pounding against your wall at the beach there that night?

A Well, surely. They would pound against there with --

Q They make quite a noise, don't they?

A Yes, they do.

Q You could hear it up in your house, can't you?

A Yes, sir.

Q Did you hear it that night?

A I presume we did. I'm sure we must have.

Q Had you been down at the lake at all before you went to bed?

A No, sir, because it was too rough, we didn't go down.

Q Didn't you watch the fireworks at Edgewater Park that night?

A No, sir.

Q You didn't go down, then, to watch the fireworks that night?

A No, sir.

THE COURT:

The answer is no.

Q You were awakened early in the morning?

A Yes.

Q About 7:30. And your daughter, also, was awakened, wasn't she?

A Yes, sir.

Q About the same time?

A Yes, sir.

Q And you both went down -- where did you both go when you were awakened and got dressed?

A Well, we sat in our living room for a few minutes, I don't know how long, and that was with the Chief and the Mayor. Then we went next door to the Sheppards, to the south side of their house, the Lake Road side, and stood there for a few minutes seeing a few people.

Q And did you then go down toward the beach?

A Did I go down to the beach?

Q Yes.

A Yes. Not immediately we didn't go down to the beach.

Q About what time was it that you went down to the beach?

A That, I can't tell you, but it's a part of my statement that I made shortly thereafter to the Bay Village police. I can't --

Q Your daughter went down to the beach with you?

A She was with me, yes, sir.

Q She was barefooted, wasn't she?

A She could have been.

Q She usually does that, doesn't she?

A Well, I would say down on the beach, yes.

Q Do you know whether she left her footprints down there at the beach right in front of the stairs or near the stairs?

A That could have very possibly been.

Q How old is your daughter?

A Eighteen.

Q How long have you lived where you live now?

A Since 1937.

Q How many times have you been inside the home of Dr. Sam Sheppard?

A Six times, half a dozen times.

Q About six times. In how many years?

A Four years.

Q How many times has Dr. Sam Sheppard been in your home?

A I would say probably a dozen times.

Q And would that be about the same for Marilyn Sheppard?

A I couldn't answer, because Marilyn might have come over more frequently to have seen Mrs. Schuele.

Q Yes. When you would not be there. I understand that, surely.

Dr. Sheppard was not your family physician, was he?

A I used Dr. Sheppard. I wouldn't say that he was -- actually, we don't have a family physician.

Q I see. And your daughter now is at Northwestern?

A Northwestern, yes, sir.



Q And your son, I believe, is also at college?

A Yes, sir.

Q Is he at the same college?

A Yes, sir.

Q How old is he?

A He is 21.

Q 21. What time did they go to bed the night of July 3rd?

A That, again, is a matter of record. I think it was around -- is the record available here? It's there in the record.

Q Of course -- perhaps it's not fair for me to ask you the question if you don't know, sir.

A No, sir, I don't know.

MR. DANACEAU: All right, that  
will be all, then.

REDIRECT EXAMINATION OF CARL R. SCHUELE

By Mr. Petersilge:

Q Mr. Schuele, at the foot of your beach there are some rock jetties going out, are there not?

A Yes, sir.

Q And you also have some large blocks of stone or concrete in between the jetties along the face of the beach?

A No, sir.

Q Isn't there a concrete, oh, sort of shed down there in

which Dr. Sheppard and Mayor Houk kept their boats?

A That is not on our property.

Q On whose property is that?

A Bruscinio's.

Q I see. And those blocks that I referred to along the beach, is that on Mr. Bruscinio's property?

A Yes, sir.

Q With those jetties sticking out and the blocks of stone that are down there, if there is any motion in the water, the waves break against those rocks, do they not?

A Yes, sir.

Q And even with a comparatively slight motion of the water, you get quite a bit of noise?

A Yes, sir, you do.

MR. PETERSILGE: That is all.

Thank you.

MR. PARRINO: That is all,

Mr. Schuele.

THE COURT: Thank you, sir.

(Witness excused.)

THE COURT: Ladies and gentlemen of the jury, we will have a few minutes' recess at this point. Please do not discuss this case.

(Recess taken at 2:50 o'clock, p.m.)

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