

Thereupon, the State, further to maintain the issues on its part to be maintained, called as a witness SUSAN HAYES, who, being first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION OF SUSAN HAYES

By Mr. Parrino:

Q Will you state your name, please?

A Susan Hayes.

MR. CORRIGAN: If the Court please, I ask that the Court instruct this young lady of her Constitutional rights, that she does not have to testify as to anything that will incriminate her or disgrace her.

THE COURT: She does not have to testify what?

MR. CORRIGAN: To anything that will incriminate her or disgrace her.

MR. MAHON: The Court is under no obligation to --

THE COURT: The Court will not do that.

MR. CORRIGAN: We except.

THE COURT: She is presumed,

Mr. Corrigan, to know her Constitutional rights,

and the Court has no obligation whatever.

All right.

MR. CORRIGAN: I assume that
this is Susan Hayes, and --

THE COURT: I am assuming so,
too. I don't know.

MR. CORRIGAN: There has been a
great deal of publicity about the young lady.

MR. DANACEAU: If the Court
please, we object to this showmanship at this
stage of the proceedings.

MR. CORRIGAN: This is no showman-
ship, Mr. Danaceau.

MR. DANACEAU: That is all it is,
and nothing else.

MR. CORRIGAN: I am not here for
showmanship.

MR. DANACEAU: That is all you
are here for.

MR. CORRIGAN: I am merely defending
a man.

THE COURT: Let's have quiet,
please.

Q Your name is Susan Hayes, is that correct?

A Yes.

Q And where do you live, please, Miss Hayes?

A 1680 Wagar Road, Rocky River.

Q And you live there with whom?

A My parents.

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Q Approximately how long have you lived at that address?

A Six years or so.

Q What is your occupation, please?

A Medical laboratory technician.

Q Where did you receive your training for that work?

A Cleveland Osteopathic Hospital.

Q When was that, please?

A I started in 1948, December, 1948.

Q And where is the Cleveland Osteopathic Hospital located?

A 32nd and Euclid, Cleveland.

Q For what period of time did you train there?

A Well, I was transferred to Bay View in the early part of 1949. I was still training.

Q In what field did you receive your training, and what field of work?

A Medical technician.

Q As a medical technician, what do your duties consist of?

A Laboratory work, blood work.

Q Now, you say after working or studying at the Cleveland Osteopathic Hospital, you then were transferred to the Bay View Hospital? Is that a fact?

A That's right.

Q When did that first begin, please, about?

A In the early part of 1949, March or April.

Q And what were your duties when you started to work at the Bay View Hospital?

A I was still training.

Q You were still training?

A I was working as a laboratory technician.

Q Now, how long did you continue your training there at the Bay View Hospital?

A Well, I left working -- left work there in 1952, December of 1952.

Q And was that the end of December of 1952?

A Yes.

Q That you completed your work at the Bay View Hospital, is that correct?

A Yes.

Q Now, of course, -- do you know the defendant, Sam Sheppard?

A Yes.

Q When did you first come to know him?

A When he became a staff member at the Bay View Hospital,

Q When was that, as well as you can remember?

A In 1951, I guess.

Q Now, what was the nature of the association between yourself and Dr. Sam Sheppard there after you first met him in 1951?

A I was a lab technician, and he was a doctor.

Q From time to time would you have work together with Dr. Sheppard?

A Yes.

Q Now, did you ever go out on any emergency calls, Miss Hayes?

A Yes, sir.

Q And were you ever out on any emergency calls with Dr.

Q Sheppard?

A My emergency calls were at the hospital.

Q Oh, I see. And what did those consist of? In a general way, what would you do and what was done?

A Blood transfusions, usually.

Q Yes.

A And diabetics, treatment for those, sometimes.

Q Were you ever on any of these emergency calls with Dr. Sam Sheppard?

A Well, he sometimes drove me to the hospital for the emergency calls.

Q And where would you be when he would pick you up on those occasions?

A At my home.

Q You say that he would drive you to the Bay View Hospital where these emergencies were taken care of, is that right?

A That's right.

Q Now, after this work -- withdraw that.

Would that be during the night from time to time that those would take place?

A Sometimes, yes.

Q Now, after this work was completed, I take it that you would return home after these emergency calls, is that correct?

A Yes.

Q And how would you get home, Miss Hayes?

A Sometimes Dr. Sheppard drove me home.

Q Now, you say that you worked at the Bay View Hospital, and you quit there in December of 1952, is that correct?

A Yes.

Q What did you do after that?

A I went to work in a downtown laboratory.

Q Where was that laboratory located?

A On East 9th Street.

Q In what building, please?

A Rose Building.

Q When did you first begin your work there?

A January the 1st.

Q How long did your work continue at that laboratory?

A For six months.

Q What was the nature of your employment at that laboratory?

A Lab technician.

Q After that six months' period what did you do, Miss Hayes?

A I took a vacation.

Q Where did you go? Out of the city?

A Minnesota.

Q And you returned from Minnesota after a period of time, I take it?

A Yes.

Q Now, during the time that you were employed as a lab technician at this place in the Rose Building, did you see Sam Sheppard during that time?

A Yes, I did.

Q And how often would you see him?

A Usually on Friday evenings.

Q And where would you see him?

A He usually drove me home.

Q What kind of a car did he have during that period of time, do you recall?

A I don't really remember.

Q Now, after your vacation, were you again employed at the Bay View Hospital at any time?

A Yes.

Q And when did that second period of employment begin, please?

A In August, 1953.

Q And I presume that you were doing the same kind of work that you did previously, is that correct?

MR. CORRIGAN: Objection.

A Yes, sir.

MR. CORRIGAN:

Leading question.

Q Well, I will ask her: What kind of work did you do on the second employment at the Bay View Hospital?

A I worked as a lab technician.

Q Was that the same type of work that you had been doing at the first time that you worked there?

A Yes, sir.

Q Now, how long did this second employment continue at the Bay View Hospital?

A Until around the 3rd of February.

Q And you quit at that time, did you?

A Yes.

Q During that period of employment, would you see Dr. Sam Sheppard?

A Yes, sir.

Q As to these emergency calls, was any more of that type of work done?

A Yes, sir.

Q Would you see Dr. Sam Sheppard on those occasions?

A Yes, sir.

Q Now, after you completed your employment there in February the 3rd, what did you do?

A I went to California.

Q Before you went to California, did you have a conversation with Sam Sheppard as to where you were going?

A Yes.

Q And what did you state to him as to where you were going?

A California.

Q Did you know exactly where you were going to be living in California?

A Yes.

Q And what was the fact as to whether or not you gave him the address?

A I did give him addresses.

Q And who were you to stay with in California?

A Mr. and Mrs. Shabla.

Q And who are they, please?

A Friends of mine.

Q What was her employment?

A She was a laboratory technician.

Q Did she live in Cleveland at any time?

A Yes, she did.

Q Where did she work while she was in Cleveland?

A Bay View Hospital.

Q Did she work at the Bay View Hospital during the same time that you worked there?

A Yes, sir.

Q When did you get to California?

A In February.

Q When you got to California, in what city did you live?

A In Downey.

Q What was the address?

A 11723 Julius Avenue.

Q And who did you live there with?

A Mr. and Mrs. Shabla.

Q After you got to California, did you see Dr. Sam Sheppard again?

A Yes, I did.

Q When was that, please?

A In March.

Q And would you describe how you first saw him or spoke to him there in California in March of this year?

A He called me on the phone.

Q And when he called you on the phone, did he state where he was?

A He said he was in California, in Los Angeles, I believe.

Q And after he called you on the phone did you see him?

A Yes, I did.

Q When did you see him after that first call?

A I don't remember whether it was that day or the following day.

Q Where did you see him?

A The Downey address.

Q Was he alone?

A Yes, he was.

Q What did you do after you first saw him? Where did you go?

A We went to the Miller residence for dinner.

Q You went to the Miller residence?

A That's right.

Q Who is Miller, please?

A Dr. Miller.

Q Now, just to get the picture straight: Where is Downey, California, located with relation to Los Angeles, for instance?

A Do you want directions, sir?

Q Yes. About how far away, approximately?

A Well, I would say as far as Rocky River is from Cleveland, I suppose. I really don't know.

Q In other words, Downey is somewhat of a suburb of Los Angeles, is that correct?

A It isn't part of Los Angeles, I don't believe, no. I really don't know.

Q Well, it is just --

A It isn't too far.

Q 10 or 15 miles?

A 35-minute drive to Los Angeles, I suppose.

Q You say you went to the home of Dr. Miller, is that correct?

A Yes.

Q How did you get there?

A In a car.

Q And who was with you at that time?

A Dr. Sheppard.

Q When you refer to Dr. Sheppard, you are referring to Dr. Sam Sheppard, of course?

A Yes, sir.

Q And where was Dr. Miller's home located?

A In Los Angeles.

Q Were there any other persons there at Dr. Miller's home at that time?

A Mrs. Miller.

Q And what, if anything, occurred there at that time?

A We had dinner.

Q And after dinner, what occurred? Were there any other people there?

A Some people were called in.

Q Were these people there when you were already there, Miss Hayes, or did they arrive later?

A They came later.

Q Could you give me the names of some of these people, please, to the best of your recollection?

A There was a Dr. Chapman.

Q Doctor who?

A Chapman, I believe.

Q Would that be Dr. Randall Chapman?

A I guess so, yes.

Q Yes.

A Dr. Marsh.

Q Is Dr. Marsh a male or female?

A Female.

Q Anyone else?

A I don't remember the other people -- the other person's name. I think there was only one other person. I don't remember his name.

MR. MAHON:

Can the jurors

hear?

Q And did Dr. Sam Sheppard -- withdraw that.

Was Dr. Sam Sheppard acquainted with all of these people that were there at the Miller home, Miss Hayes?

A I believe so. I couldn't say for sure.

Q Now, what occurred there that evening in the way of entertainment?

A Some of the people played poker.

Q Now, where did you remain that evening, Miss Hayes?

A I stayed at the Miller residence.

Q And where did Dr. Sam Sheppard remain that evening?

A At the Miller residence.

Q And what room did you occupy?

A The room with Dr. Sheppard.

Q The same bed?

A Yes.

Q And was there any intimate relations between you and Dr. Sheppard there at the Miller home?

MR. CORRIGAN:

I object.

A Yes.

THE COURT:

She may answer.

A Yes.

Q That first evening?

A Yes.

Q The next day, what did you do, Miss Hayes -- withdraw that. Did you have any of your clothes there with you at the Miller home that first day?

A No.

Q On the next day, where did you go?

A We drove to the Downey residence and I obtained some clothing and returned to the Miller residence.

Q And how did you get from the Miller home to your Downey residence?

A By automobile.

Q And who drove you?

A Dr. Sheppard.

Q And when you got to your Downey residence, what did you do there?

A Obtained clothing.

Q Your clothing?

A Yes.

Q And where did you go with your clothing?

A To the Miller residence.

Q And for what period of time did you remain at the Miller residence?

A About seven days.

Q And where did Dr. Sam Sheppard remain during that seven days?

A The Miller residence.

Q And did you occupy the same bedroom during that time with Dr. Sheppard?

A Yes.

Q Now, was this the first time that you had had intimate relations with Dr. Sheppard, Miss Hayes, on this occasion in California?

A No.

Q Referring to the time that you first worked at the Bay View Hospital ending in December of 1952, had you had intimate relations with him before you quit the first time?

A Shortly before, yes.

Q Coming to the time when you returned to your work in August of 1953, at the Bay View Hospital, until you quit on February 3rd, did you have intimate relations with him during that period of time?

A Do you mean the time I was away from the hospital?

Q Well, I withdraw the question.

After you quit the Bay View Hospital in December of 1952, you say that you worked at this Clinic downtown

here at the Rose Building?

A Yes.

Q Did you have relations with him during that period of time?

A Yes.

Q Now, when you came back to work again at the Bay View Clinic in August of 19 --

MR. MAHON: Hospital.

Q (Continuing) The Bay View Hospital, I am sorry, in August of 1953 until the time that you quit in February, 1954, did you have intimate relations with him during that time?

A Yes.

Q And where would these acts take place?

A In his automobile and in an apartment above the Fairview Clinic.

Q Now, this apartment above the Fairview Clinic, exactly where is that located, please?

A In Fairview.

Q What clinic do you refer to? Is that the Sheppard Clinic there?

A Yes.

Q And on what floor of that building is the Clinic?

A Upstairs.

Q And are there living quarters upstairs?

A Yes.

Q Now, returning to the time that you were in California

after this visit -- withdraw that.

Did you and Sam Sheppard take any trips while you were in California?

A We went to San Diego.

Q And when was that that you went to San Diego in relation to when you first got there?

A I don't know. It was within the seven days.

Q Within that week?

A (Witness nods head affirmatively.)

Q What was done? Why did you go to San Diego?

A There was a wedding.

Q And who went on that trip to San Diego?

A Mr. and Mrs. Shabla .

Q Anyone else?

A Dr. and Mrs. Miller were there and another couple. I don't know who they were.

Q And what was taking place in San Diego?

A A wedding.

Q And who was getting married, if you recall?

A I don't remember the man's name.

Q And how did you get there, Miss Hayes?

A By automobile.

Q And who drove the car that you were in?

A Dr. Sheppard.

Q Did anybody else ride in that car with you?

A Mr. and Mrs. Shablan.

Q Did something unusual occur on that trip, Miss Hayes?

A I lost my watch.

Q As a result of that, was anything done by Sam in so far as the watch was concerned?

A Dr. Sheppard later replaced the watch.

Q And when was it that he replaced the watch, please?

A Before he left California.

MR. PARRINO: Will you mark
this, please?

(State's Exhibit 85, being
a watch, was marked for
identification.)

Q Showing you what is marked for identification as State's Exhibit 85, will you look at that watch, please, and tell us if you recognize it?

A Yes.

Q And what is this, please?

A I believe it is my watch.

MR. MAHON: Do you hear her
back here?

A JUROR: No.

MR. MAHON: People cannot
hear back here.

Q Is this the watch that Dr. Sam Sheppard gave you?

A I believe it is.

MR. PARRINO:
this, please?

Will you mark

(Stat'es Exhibit 86, being
a ring, marked for identi-
fication.)

Q Did you receive anything else from Dr. Sam Sheppard at any
time, Miss Hayes?

A A ring.

Q And when was it that you received the ring from him?

A I believe it was in January.

MR. CORRIGAN:

It was when?

I couldn't hear her.

MR. PARRINO:

January.

Q Of what year, please?

A 1954.

Q And where were you when he gave you this ring?

A My home.

Q And at the time that he gave you the ring, was anyone else
home there?

A No.

Q And what is the fact as to whether or not he expressed any
love for you at that time?

MR. CORRIGAN:

Object.

A He did.

THE COURT:

She may answer.

A He did.

Q He did, you say?

A Yes.

Q Showing you what is marked for identification as State's Exhibit 86, will you look at this ring, please, and tell us if you recognize it?

A Yes.

Q And is this the ring that Dr. Sam Sheppard gave you?

A Yes.

MR. PARRINO: I wish to offer
State's Exhibits 85 and 86 at this time.

THE COURT: There is no
objection, I take it. They will be received.

(State's Exhibits 85 and
86 were received in evidence.)

Q Now, you say that Dr. Sam Sheppard expressed his love to you on that occasion?

A Yes.

Q Did he express his love toward you on other occasions, Miss Hayes?

A Yes.

Q During the time that you knew him?

A Yes.

Q Now, on this trip that Dr. Sam Sheppard took to California, did you see Marilyn Sheppard during that time?

A No.

Q Was anything said by Dr. Sheppard as to where Marilyn was?

A Dr. Sheppard said that she was in California, up north visiting friends.

Q Now, did Dr. Sheppard -- I want to withdraw that.

Do you recall what type of car or automobile Dr. Sheppard had with him while he was in California?

A Yes.

Q And what type of car was that?

A He had a Mercury.

THE COURT: A what?

THE WITNESS: Mercury.

MR. PARRINO: A Mercury.

Q And what, if anything, was done with that Mercury while he was in California, in your presence?

A He got another car.

Q And when was it that he got another car?

A Within the seven days.

Q And where did he get that other car, in what city?

In the Los Angeles area?

A Yes.

Q And who was present when he bought this other car?

A I was.

Q Was anyone else present there beside the two of you, and the salesman, of course?

A No.

Q And what kind of car did he buy?

A A Lincoln.

Q And what did he do with the Mercury?

A He left it there.

Q In other words, you and he went in with a Mercury and come out with a Lincoln, is that correct?

A Yes.

Q Now, Miss Hayes, during the time that you knew and associated with Dr. Sam Sheppard, was the subject of divorce ever mentioned?

A Yes.

MR. CORRIGAN: Object.

THE COURT: She may answer.

Q You say that it was?

A Yes.

Q Do you recall any specific instances in which it was mentioned?

A In the early part of 1953.

Q Just a little louder, please. When was that, please?

A In the early part of 1953.

Q Where were you working at that time?

A The downtown lab.

Q And you say he did mention something about divorce?

A Yes, he did.

Q And what did he say? Tell us what the conversation was,

please?

A Well, I remember him saying that he loved his wife very much, but not so much as a wife. He was thinking of getting a divorce, but that he wasn't sure that his father would approve.

Q He said he loved his wife very much?

A Yes.

Q He was thinking of a divorce?

A Yes.

Q That he did not love her as a wife?

A Yes.

MR. GARMONE:

And he wasn't sure.

Q But he wasn't sure?

A He didn't say that.

Q What did he say then?

A He said he loved his wife very much, but he was thinking of getting a divorce.

Q And did he say as to how he loved his wife?

A No.

Q Do you recall his words on that subject?

A Yes. He said he loved his wife very much but that he was thinking of getting a divorce.

Q I see. And what else did he say?

A That he wasn't sure that his father would approve.

Q Now, do you remember any other specific occasion on which

this subject of divorce was mentioned?

A Later that same year.

Q And where were you working at that time?

A Bay View Hospital.

Q That would be in 1953?

A Yes.

Q And what month, would you say, approximately?

A November, I suppose.

Q What?

A November, I believe.

Q About in November of 1953?

A Yes.

Q And who was present during that conversation?

A I was.

Q And where did this conversation take place?

A At the hospital.

Q And what did Dr. Sheppard, Dr. Sam Sheppard say to you on that occasion?

A As I recall, he said that he had talked -- mentioned to his wife something about divorce.

Q Do you recall any further thing that was said about that?

A No, sir.

Q He did say something about divorce to his wife, is that correct?

A That's what he said.

Q Now, do you recall that that subject come up -- withdraw that.

Do you recall that the subject of divorce had come up on other occasions?

A It was never discussed actually, but it was mentioned. ✓

Q It was mentioned. And during the time that you knew him?

A Yes.

Q And on these other times that it was mentioned, who was present, just the two of you?

A I'm not sure. I don't know.

Q There were other times that it was mentioned, you say?

A Yes.

Q Now, after Dr. Sheppard left California in March of 1954, did you communicate with him at any time? Did you write letters to one another?

A Yes.

Q And about how many letters did you receive from Dr. Sheppard?

A About four.

Q And how many letters did you send him?

A The same number.

Q And who started this correspondence, you or he?

A Dr. Sheppard wrote to me first.

Q Was there any profession of love in any of those letters that you received?

A No, sir.

Q Were these letters addressed -- withdraw that.

The letters that you sent to Dr. Sheppard, where were they addressed?

A The Fairview Clinic.

Q To the Fairview Clinic?

A Yes, sir.

Q And why did you address the letters to the Fairview Clinic?

MR. GARMONE: Objection.

MR. CORRIGAN: Object to the question.

MR. PARRINO: Withdraw the question.

THE COURT: I think -- all right.

Q Was anything said as to where you should address those letters between you and Dr. Sam Sheppard?

MR. GARMONE: Objection.

THE COURT: I didn't quite get one part of the question.

MR. PARRINO: The question is this,

your Honor:

Q Was anything said between you and Dr. Sam Sheppard as to where you should address the letters?

THE COURT: She may answer that.

A Dr. Sheppard suggested that I mail them there, send them there.

Q Send them where?

A To the Fairview Clinic.

Q And not to his his home?

A He didn't mention anything else.

Q I see. And that is where you did mail the letters, of course?

A Yes, sir.

MR. PARRINO: You may inquire.

THE COURT: Perhaps before you start, we will perhaps have a few minutes' recess.

MR. GARMONE: All right, your Honor.

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

(Thereupon a recess was taken at 10:45 o'clock a.m.)

(After recess, 10:55 o'clock, a.m.)

CROSS-EXAMINATION OF SUSAN HAYES

By Mr. Garmone:

Q Miss Hayes, my name is Fred Garmone. I am one of Dr. Sheppard's lawyers.

This is the first time you have ever seen me, is that right?

A Yes, sir.

Q Now, the first occasion that you went to work at Bay View Hospital was sometime in 1951?

A No, sir.

Q When was it?

A The early part of 1949.

Q And how long did you remain there?

A Until 1952.

THE COURT: '52, you say?

THE WITNESS: Yes, sir.

Q And during that period, you carried on the duties as a technician for the hospital, is that correct?

A Yes, sir.

Q Had you during the period of 1949 up until the time that you stayed on that occasion in 1952 ever been present when Dr. Sheppard was in surgery, Dr. Sam Sheppard?

A Yes, sir.

Q And isn't it a fact, Miss Hayes, that on no occasions where you witnessed him performing surgery, that he ever lost his temper, isn't that a fact, that he never lost his temper?

A No, that's right, he didn't.

Q Now, after you left there in 1952 you went to work at some office in the Rose Building, is that correct?

A Yes.

Q And how long did you remain in the office at the Rose Building?

A For six months.

Q And after the six-month period you came back to take up your duties as a technician at Bay View Hospital?

A Not permanently; on a temporary basis.

Q Temporary basis. Before you came back, were you contacted on that occasion by a Dr. Hartman?

A Yes.

Q And he told you that they were in need of a technician and asked you if you would come back on a temporary basis, that you --

A No, that is not true.

Q Well, did he talk to you about coming back to Bay View Hospital?

A Yes.

Q And it was after that conversation with Dr. Hartman that

you came back, is that right?

A That's right.

Q Now, how long did you stay at Bay View from that period?

A Until the early part of 1954.

Q Now, in 1954, just prior to your leaving, you served notice on the hospital that you were going to leave?

A About a month and a half before I left, yes.

Q A month and a half before you left. Prior to serving that notice, had you had some conversation with Dr. Hartman about leaving?

A Well, I was only there on a temporary basis, sir.

Q Well, was there some conversation had between yourself and Dr. Hartman about some new equipment that you thought that the lab should have?

A Constantly, from the time I was there.

Q From the time you were there?

A I wasn't the only one.

Q You weren't the only one?

A No.

Q Now, then, after you had finished your 1953 duties, did you remain in Cleveland?

A I'm sorry, sir.

Q Well, after you left Bay View Hospital the second time, did you remain in Cleveland?

A No. I went to California.

Q California. And when you arrived in California you took up residence with Mr. and Mrs. Shabla?

A Shabla.

Q Did you take up employment in California?

A Yes, I did.

Q And where were you employed?

A In a clinic.

Q Now, how long had you been in California before you had received this call from Dr. Sam Sheppard?

A I arrived in California in February, and he called in March.

Q And then the incidents that you have related on direct examination took place, is that correct?

A Yes.

Q Now, when was the last day that you saw Dr. Sam Sheppard in California?

A I don't know, sir.

Q Well, what month was it?

A In March.

Q Of 1954?

A Yes.

Q Was it the early or latter part of March?

A The middle, I suppose.

Q And then as far as you know, Dr. Sheppard came back to Cleveland, is that right?

A Yes.

Q After he had arrived in Cleveland you and Dr. Sheppard had corresponded?

A That's right.

Q And in response to one of the questions that was asked of you by Mr. Parrino as to whether or not he had made any mention of love in those letters, your answer was "No," that is correct, isn't it?

A I did say no. He signed the letters with love.

Q But there was nothing in the body of the letters that made mention of love, is that right?

A No, that's right.

Q Now, you received four letters, approximately?

A Approximately.

Q And wrote back four letters, is that correct?

A Yes, sir.

Q Now, when is the next time that you came back to Cleveland?

A When I came back with Mr. Parrino.

Q When was that?

A I don't remember.

Q Was it sometime during the month of July or August?

A Yes, sir.

Q And who was present with you when you came back to Cleveland

with Mr. Parrino?

A Mr. Schottke.

Q An officer of the Cleveland Police Department?

A Yes.

Q And wasn't there present a James Vail, a reporter from the Cleveland Press?

A Yes, sir.

Q Now, prior to you coming to Cleveland were you interviewed in the city of Los Angeles by anyone?

A Yes.

Q And may I have the names of those people that interviewed you?

A The District Attorney.

Q What was his name?

A Krohn.

Q And who was present on the occasion of that interview?

A I can't remember all their names.

Q Mr. Parrino wasn't there, was he?

A No, sir.

Q Mr. Schottke wasn't there, was he?

A No.

Q Nor was Mr. Vail, the reporter, there?

A No, sir.

Q There was this District Attorney?

A Yes, sir.

Q And there were members of the police department of the city of Los Angeles?

A I don't know.

Q But there were other people there?

A Yes, sir.

Q There were other people there than the District Attorney?

A The Assistant District Attorney was there.

Q Now, when did that interview take place in reference to the time that you first saw Schottke, Parrino and Vail?

A Possibly two weeks. I don't know for sure.

Q And how many times, Miss Hayes, would you say you were interviewed by the authorities in Los Angeles before you had met Parrino, Schottke and Vail?

A Once.

Q And after that one interview you were left alone, is that right?

A By the police.

Q By the police. Were you bothered by some other people in the meanwhile?

A Reporters.

Q Many of them?

A Quite a few.

Q Were they reporters from the city of Cleveland, or were they reporters from the city of Los Angeles?

A Los Angeles.

Q And did you make any statements --

A No, sir.

Q -- to those reporters?

A No, sir.

Q You did, however, make a statement to the District Attorney in Los Angeles in the presence of these people who you cannot identify, did you not?

A Yes, sir.

Q And can you tell me now, Miss Hayes, and tell this jury, the approximate number of pages that the first statement you made constituted?

A In Los Angeles, sir?

Q Yes.

A There were no pages, as I recall.

Q Did you sign a statement?

A No, sir, I don't think I did. I don't remember signing anything.

Q Was your statement an oral statement?

A I don't know what you mean.

THE COURT:

Was the statement

by word of mouth?

Q Was it verbal?

A Yes.

Q And during the course of that conversation, the name of Sam Sheppard was frequently mentioned in some of the

questions that you were asked, is that right?

A Yes.

Q Now, then, after you had finished with that interview with the authorities in Los Angeles, it was some two weeks after that that you had contact with Mr. Parrino, Mr. Schottke and Mr. Vail, is that right?

A I had no contact with Mr. Vail, sir.

Q The Press reporter.

A He was on the plane. I mean I didn't talk to him particularly.

Q You didn't talk to him?

A For a few minutes, but --

Q Well, you saw him when he first arrived, did you not?

A Not when I was questioned, no, sir.

Q Not when you were questioned?

A He was not there.

Q But did you see any time during the period that Parrino and Schottke were in California?

A No, only on the plane coming back.

Q Was that the first time that you had seen him?

A Yes, sir.

Q Well, do you know, Miss Hayes, that he printed a statement that was attributed to you?

A I believe he got that on the plane coming back.

Q Got that on the plane coming back from Los Angeles?

A Yes, sir.

Q From you?

A I talked to him.

Q Do you know whether the statement that he printed came from you or whether it came from Schottke or Parrino?

A I don't believe -- I don't know, sir.

Q You don't know. If it came from Schottke and Parrino --

A As far as I know, they said not hing to him.

Q Well, if the statement that he printed in the papers that he attributed to you came from Schottke and Parrino, they had betrayed a confidence that you had placed in them, had they not?

MR. MAHON:

I object to that.

A That is --

THE COURT:

Wait a minute.

Objection will be sustained.

Q Now, Miss Hayes, when you arrived in Cleveland, you arrived at the Cleveland Hopkins Airport?

A Yes.

Q And who were you greeted there by?

A I don't know.

Q Many reporters?

A I suppose so.

Q Many photographers?

A I suppose so.

Q Were you taken to your home to see your mother and dad after your arrival in the city of Cleveland?

A No.

Q Where was the first place you were taken after you left the Cleveland Hopkins Airport?

A I believe it was Chief Story's office.

Q That is at the Cleveland Police Station, is that right?

A I believe it was Chief Story's office.

Q And how long did you stay in Chief Story's office?

A Several hours.

Q During that period, were you afforded the opportunity of visiting with your mother and dad?

A I called my parents on the phone, yes.

Q Called them on the phone. Did you see them in person?

A No.

Q During the two hours you were in Chief Story's office?

A No.

Q And about what time was that?

A I don't remember.

Q Was it in the morning, afternoon or evening?

A Evening.

Q Was it late evening?

A I don't think so. I don't know what you mean by late evening.

Q Well, was it early evening or late evening?

A Around 8 o'clock, I would imagine.

Q Around 8 o'clock. And then you remained there for a period of two hours, is that right?

A Approximately.

Q Were you subjected to many questions?

A Yes.

Q And you were subjected to the questions of many reporters?

A No.

Q After your interview with Mr. Story, were you not?

A No.

Q Was your picture taken?

A Yes.

Q Was it taken in Chief Story's office?

A Yes, it was.

Q Was that picture taken with your permission, Miss Hayes?

A Yes, it was.

Q Now, after you had completed this interview, which would bring the time to about 10 o'clock or thereafter, were you taken to your home on Wagar Road?

A No, sir.

Q Who were you turned over to by Chief Story?

A I was taken to the hotel.

Q And under whose custody were you placed?

A I don't really know. I don't remember. It was a woman, a policewoman.

Q But you were under the protective custody of some member of the Cleveland Police Department, is that right?

A Yes, sir.

Q Now, how long did you remain in this custody, for how many days?

A About seven, I guess. It's a guess, I don't really know.

Q And isn't it a fact, Miss Hayes, that during that 7-day period, that you were not permitted to talk with either your mother or father?

A That's not true.

Q Well, when did you first see them?

A That very same evening.

Q The same evening?

A Yes.

Q Where?

A The first day I came back. They came to the hotel.

Q Came to the hotel?

A Yes, sir.

Q And did they come to the hotel room?

A Yes, sir.

Q And while they were in the room, was there this policewoman there?

A Yes, sir.

Q And then when did you next see them, your mother and dad?

A Every day following.

Q Every day following. And every day following they would see you at the hotel room, is that right?

A That's right.

Q You didn't at any time during those 7 days go out to the Wagar Road address?

A No.

Q Now, after the 7-day period, were you released from the custody of the hotel room?

A I went home.

Q And how long did you remain at your home?

A I'm still at my home.

Q Still at your home. Have you been interviewed during the time that you were at your home by anyone?

A People have called, newspaper reporters.

Q And were you personally interviewed by one or two newspaper reporters?

A Yes.

Q And that was out at the Wagar Road address, is that right?

A Yes.

Q Now, coming back to the incident that you had this verbal conversation, as best you can remember -- you don't recall whether it was reduced to writing or not, the conference in Los Angeles with the D.A. there and the Assistant and other persons who were there -- didn't you in that statement, whether it was verbal or written, deny any intimacies with Dr. Sam Sheppard?

A Yes, I did.

Q And you maintained that position from the time that you were first interviewed by the authorities in Los Angeles for a period of two weeks, did you not?

A Yes.

Q Now, after the arrival of Schottke and Mr. Parrino, you were again interviewed?

A Yes.

Q And where did that interview take place?

A Chief of Police Hamilton's office, I believe.

Q And was there present on that occasion the same District Attorney or Assistant?

A No, sir.

Q Was there any member from the District Attorney's office present on that occasion?

A No, sir.

Q Were there any members of the Police Department of the City of Los Angeles present?

A Only Chief Hamilton.

Q Nobody else?

A No, sir.

Q By the way, Miss Hayes, was he present when the first interview was had between yourself and the District Attorney of Los Angeles?

A No, sir.

Q Now, how long did that interview last?

A Several hours.

Q And who did the questioning of you, Miss Hayes?

A They all did.

Q When you say "they all," you mean Mr. Schottke, he parti-

cipated?

MR. PARRINO: I object to that.

She didn't even say we were there at that time.

THE COURT: He may ask the
witness what she means.

Q "They all did," was Mr. Schottke one of those that you
classify as "all"?

A He asked me a couple of questions.

MR. PARRINO: Excuse me, please.

What interview are we talking about now, with
the D.A. or with Schottke and I?

MR. GARMONE: You and Schottke.

MR. PARRINO: I'm sorry.

All right.

Q Did Mr. Parrino ask you some questions?

A Yes, sir.

Q And the Chief of Police of Los Angeles asked you some
questions?

A Yes, sir.

Q And then were you permitted to go about your business?

A Yes, sir.

Q And where did you go?

A To my cousin's.

Q That's in Downey, California?

A No, sir.

Q Pardon?

A No, sir.

Q Where was that?

A In Encino, California.

Q Where?

A Encino.

Q Encino, California. Were you accompanied by anyone on the trip that you made from the conference that you had concluded to Encino, California?

A Mr. Danning, who was an attorney.

Q Now, were you again interviewed after the first time that Schottke and Parrino had talked to you?

A Not until I came to Cleveland.

Q And where did that interview take place?

A Chief Story's office.

Q And who participated in that interview, Miss Hayes?

A Chief Story, Mr. Mahon, Inspector McArthur; a lot of people.

I don't remember them all.

Q A great number of people?

A Quite a few, yes.

Q And they all participated in the examination of yourself, isn't that right? Questions were asked of you?

A Well, yes.

Q And you gave answers?

A Yes.

Q Did you have present on that occasion an attorney?

A No, sir.

Q As a matter of fact, you were never asked whether you wanted an attorney on that occasion, were you?

A I don't recall.

Q Now, we go back to the interview that took place in California between yourself, Mr. Parrino, Mr. Schottke and the Chief of Police. In the early part of that interview, Miss Hayes, you again reiterated the statement that you had made to the District Attorney of Los Angeles, isn't that correct?

A No, sir.

Q You did not?

A No, I did not.

Q Was that statement reduced to writing?

A Yes, sir.

Q Did you sign it?

A Yes, sir.

Q Now, during the course of that interview, did Schottke express to you what his feelings were as a result of an investigation that he had conducted?

A I don't recall.

Q You don't recall. Now, when you were called in for the second interview in Los Angeles, the one that took place two weeks after your first interview with the District

Attorney, had you been told by anyone that participated in that examination that Dr. Sam Sheppard had testified at an inquest?

A I'm not sure.

Q Well, had you been told by Mr. Schottke or Mr. Parrino that Dr. Sam Sheppard had testified at Normandy School before several hundred persons?

A I'm really not sure, sir. I did know, but I'm not sure whether they told me.

Q Had you been told that Dr. Sam Sheppard had been asked whether he had ever been intimate with you, Miss Hayes, and that his answer was that he had not?

A They didn't discuss it.

Q They did not discuss it?

A As I recall.

Q They didn't tell you that?

A (Witness nods head negatively.)

Q Now, after you had made your first statement to the District Attorney where you denied any of these actions that you have described in your direct examination, were there some statements made by Officer Schottke that Sam had told everything?

A No.

Q Was there a statement made by Officer Schottke that, "You might as well tell us what we are after because we have

talked with the Millers'?

A Yes.

Q But he didn't tell you what the Millers had told him, did he?

A Yes.

Q He did. Did he tell you when he had talked to the Millers?

A He said that the Millers had made the statement that Dr. --

Q Did he tell you when he had talked to the Millers?

A No.

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Q Now, wasn't it after he had told you that he had talked with the Millers that you then made the statement regarding the incidents that you have related to this Court and jury?

A No, that is not true.

Q Now, Miss Hayes, prior to your coming down to this courtroom this morning, where were you taken?

A To an office.

Q In this building?

A Yes.

Q On what floor?

A Fourth, I believe.

Q And were you interviewed there by anyone?

A No. I talked with Mr. Parrino.

Q You talked to Mr. Parrino. Was your picture taken?

A No, sir.

Q Has your picture been taken any time this morning?

A When I came into the courtroom.

Q Came into the courtroom. During the recess we had, where were you kept?

A In Judge Blythin's office, I believe.

Q In Judge Blythin's office. As you left that office, was your picture again taken?

A Yes, sir.

Q Miss Hayes, you testified that Sam bought a Lincoln and

traded in a Mercury on one occasion that you were with him?

A Yes, sir.

Q Do you recall that that was an even swap, the Mercury --

A I don't know anything about it.

Q The Mercury for the Lincoln?

A I don't know the financial arrangements.

Q You didn't see any money change hands on that occasion?

A No.

Q Now, during all this period that you have testified to about your activities as a technician at Bay View, your activities as a technician down at the Rose Building, and the activities that you have testified to that transpired between yourself and Dr. Sam Sheppard, you were always aware of the fact that he was a married man, weren't you?

A Yes, sir.

MR. GARMONE: That is all.

Thank you.

MR. PARRINO: No further questions.
(Witness excused.)

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MR. CORRIGAN: Do you have another
witness?

MR. MAHON: No.