

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

DIRECT EXAMINATION OF LAWRENCE HOUK

By Mr. Danaceau:

Q May we have your name?

A Larry Houk.

Q And you are the son of Mayor Houk and Esther Houk of Bay Village?

A That is right.

Q And you live with your parents and your younger sister and your grandmother, do you not?

A Yes.

Q How far from the Sheppard home?

A Three houses west.

Q You say your name is Larry Houk. It is also Lawrence Houk, is it not?

A That's right.

Q Your friends call you Larry?

A Yes.

Q What school do you go to?

A Bay High.

Q Bay High School, is that right?

- A Yes, sir.
- Q You are a tackle on the football team?
- A That's right.
- Q You had your picture taken today, didn't you, with the team?
- A Yes, sir.
- Q At noon?
- A Yes, sir.
- Q Larry, directing your attention to the 4th of July, the night of the 3rd, on a Saturday and Sunday morning, the 4th of July, when did you first learn of the tragedy in the Sheppard home?
- A When my father came into the bedroom and told me.
- Q And about what time was that?
- A Approximately 20 after six, somewhere around there.
- Q In the morning?
- A Yes.
- Q And what did you do then?
- A Well, then I rolled over and just laid there.
- Q In bed?
- A Yes.
- Q Did your dad come back later on?
- A No. He went downstairs and called me down.
- Q And called you down?
- A Yes.
- Q And did you go down?

A Yes.

Q Did you get dressed before you went down or afterwards?

A No. I went straight down.

Q You went straight down before you got dressed?

A Yes.

Q And then what occurred?

A He told me to -- after he had left, to lock all the doors in the house.

Q And he then left and you proceeded to lock the doors?

A Yes, that's right.

Q What time did you get dressed?

A Well, I started getting dressed after he left. That was probably --

Q Then you went over to the premises of the Sheppards?

A Yes.

Q About what time did you get there?

A Somewhere around seven.

Q And where did you go on the premises when you got there?

A Well, at first I met my mother at the front door, and then she told me not to go in, that there was nothing I could do there.

Q And then where did you go?

A Then I went down to the beach, not on the beach, but went down to the boat house.

Q You went down the stairway?

A Yes.

Q To the boat house or beach house, they call it, on the landing?

A Yes.

Q Did you go on to the beach itself?

A No, I didn't.

Q Why not?

A Well, my father was down to Huntington pier, and he told me not to come on to the beach.

Q And then did you go back upstairs?

A Yes.

Q Then where did you go?

A I went into the back -- the door facing the lake of the Sheppard residence.

Q You went into the Sheppard house through the door that faces the lake?

A Faces the lake, yes.

Q There is a porch there?

A Yes.

Q You went through the porch door and in the house door into the house?

A Into the living room.

Q Into the living room. And then where did you go?

A Well, I stood there for a while.

Q When you got up there, were there others there in the house?

A Yes, there were.

Q Did you observe who they were?

A Well, my mother was still there and one of the officers was taking pictures. I believe it was Sergeant Hubaah, but I am not positive of that.

Q Apart from Sergeant -- or this officer that was taking the pictures, and your mother, was anybody else there?

A Not that I remember immediately.

Q Did you later that morning see Dr. Steve Sheppard and Dr. Richard Sheppard?

A Well, they came in as I was standing -- after I had gotten there, they came in.

Q How soon after you were in the house did they come?

A Not too long. Maybe ten minutes, somewhere around there.

Q And did you observe where they went?

A Well, they came into the living room, I know. Then I think maybe they went into the den, but I'm not sure. Then they went upstairs.

Q And when they went upstairs, what did you do?

A I followed them up.

Q And where did they go upstairs?

A They went down the hall into the far room at the east end where Dr. Hoversten had been sleeping.

Q But was he sleeping there at that time?

A No, not at the time.

- Q You mean the room that he had formerly occupied?
- A Where he was staying in.
- Q They went into that room?
- A Yes.
- Q Did they go into some other room before they got into that room?
- A They went through one room. You have to go through this one room to get into it.
- Q I see. It is sort of a dressing room?
- A Yes, I'd say so.
- Q And did you follow them into the room?
- A Yes.
- Q And what was done in the room?
- A They just stood there. There was some conversation. I don't remember what it was.
- Q Then did they go into another room?
- A They went back down the hall to Marilyn's room.
- Q And did they go into Marilyn's room?
- A Yes.
- Q Did you also go into Marilyn's room?
- A I stood in the doorway.
- Q And standing in the doorway, were you able to see what was in the room?
- A Yes.
- Q And you looked on the two beds?

A Yes.

Q And on one bed you saw Marilyn's body, is that correct?

A That's right.

Q And Dr. Richard Sheppard and Dr. Stephen Sheppard, you say, went into the room?

A Yes.

Q And what did you observe in the room as far as they were concerned, what did they do in it?

A There was some conversation, but I don't remember what they were talking about.

Q I didn't get what you said at the end.

A I said, they were talking about something, but I can't remember what it was.

Q And did you leave? Did you leave?

A Yes.

Q Where did you go?

A Downstairs.

Q At the time you left, were they still in the room?

A Yes.

Q And when you went downstairs, you left them up in Marilyn's room, is that correct?

A That's right.

Q Where did you go when you went downstairs?

A Outside and sat in the car.

Q You were somewhat affected by what you had seen?

A Yes.

Q And you sat in the car, you mean your family car?

A Yes.

Q Now, after that, Larry, did you gather some boys together?

A I gathered three other boys together.

Q And at whose request did you gather them?

A I don't recall who it was.

Q And what was done by you and those boys?

A Well, we were asked to search the lake just behind the Sheppard home, but upon returning we were told not to come onto the property, to stay off, that if we were wanted, we would be called later.

Q Were you called later?

A Yes, we were.

Q Did you go down to the lake?

A Yes.

Q This group of boys?

A Well, then we gathered some more boys. There was around 12 boys altogether, and we searched the lake.

Q I suppose you were in bathing suits?

A That's right. Well, not all of us.

Q Not all of you?

A No, some of us weren't.

Q Well, at any rate, all of you went into the water?

A That's right.



Q And you proceeded to search the water to see what you could find?

A Yes.

Q And do you recall about what time of the morning it was that the dozen boys were in the water looking for something?

A Well, I believe we started in the water just around twelve o'clock or a little after.

Q And how long did that continue, that search in the water?

A Around a half hour, a little less.

Q And then you came out of the water?

A Yes.

Q Anybody find anything of importance?

A No.

Q Then what did the group of boys do?

A Then we searched the shrubbery behind the Sheppard home and the bushes on both sides of the steps.

Q When you say "behind the Sheppard home and on both sides of the steps," you mean between the home and the water?

A Yes.

Q On the bank?

A Yes, sir.

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Q

And what was the state of the growth of the bushes and the weeds on both sides of the steps when you started?

A

On the west side of the steps it was very heavy. There were small trees, and it was very heavy foliage, I guess.

Q

And how about the east side of the steps?

A

On the east side up near the top it was very heavy, but around the boat house, near the bottom, it wasn't quite as heavy.

Q

Now, just what did the boys do? Was there anybody breaking down the weeds?

A

Well, a few boys had scycles and other instruments with which to chop down the leaves. There were about three or four of those.

Q

About three or four of the boys were chopping down the weeds and bushes?

A

That's right.

Q

And the rest of you were looking to see what you could find?

A

Yes. We spread out.

Q

And you were one of the boys that was doing the searching?

A

That's right.

Q

In the course of that search did you find anything?

A

Yes, I found a green bag.

Q

And do you recall what time of the day it was when you found this bag?

A

About 1:30.

Q Shortly after noon?

A Yes, roughly.

Q And did you look to see what was in the bag?

A Yes, I did.

Q What was in the bag?

A I believe there was some jewelry, a ring, a watch, key chain, I guess.

Q And what did you do with the bag and the jewelry?

A I gave it to Mr. Gareau.

Q You mean Detective of the Cleveland Police Department?

A Yes.

Q You turned it over to him?

A Yes.

Q At about 1:30, you say?

A Yes.

MR. DANACEAU:

Mark this State's

Exhibits 26, 26-A, 26-B and 26-C.

(State's Exhibit 26, being a green bag, State's Exhibit 26-A, being a wrist watch, State's Exhibit 26-B, being a ring, and State's Exhibit 26-C, being a key chain, were marked for identification.)

Q I hand you what has been marked State's Exhibit 26, and ask you to look at it and state whether or not this is the bag that you found and turned over to Detective Gareau?

A That looks like the same bag, yes, sir.

Q Now, I will ask you to look at the contents. I will hand you what has been marked State's Exhibit 26-A, and ask you if that is the watch that you saw in the bag?

A Well, that looks like it. I'm not positive, of course.

Q It looks like the watch that was in the bag?

A Yes, it does.

Q I will hand you what has been marked State's Exhibit 26-B, and ask you whether or not that is the ring that you found in the bag, or saw in the bag?

A I could not be sure whether that was the ring or not.

Q Does it look like the ring?

A Well, --

Q There was a ring, but you are not positive that that is the exact one, is that correct?

A That's right.

Q And I will hand you now what has been marked State's Exhibit 26-C, a chain with items, keys and other items on it, a knife, was that in the bag?

A I recognize the football and the knife. I believe there is a knife somewhere in there. I recognize the knife and the football, but I imagine that is the same one that was in with those.

Q You turned over, I understand, both the bag and the contents to Detective Gareau?

A That's right.

Q Had you taken the items out to look at them before you turned them over to Detective Gareau?

A Yes.

Q And you put them right back in the bag?

A Yes.

Q Larry, how long have you known Dr. Sam Sheppard?

A I believe it is somewhere over two years, somewhere around two years.

Q And you are one of the boys that used to hang around the premises?

A That's right.

Q Played basket ball there?

A Yes.

Q And gone skiing, water skiing?

A Yes.

Q And I think on one or two occasions you even slept in that room above the garage, is that correct?

A In two rooms over the garage, yes.

Q Just on one or two occasions, is that right?

A Yes. I think it was twice, approximately.

Q What time did you go to bed the night before July the 4th?

A After the baseball game was over. I believe it was after 1 o'clock.

Q You stayed up with your Dad and listened to the baseball

game on the radio?

A Yes.

Q And after it was over you had a snack and then retired, is that correct?

A That's right. I don't remember whether my father listened to the whole game or not. He may have gone to bed sooner. I don't recall.

Q But, at any rate, after you retired, you went to bed, and the next thing you knew is when you were told in the morning of this tragedy in the Sheppard home?

A Well, I heard the telephone ring.

Q You heard the telephone ring around 6 o'clock in the morning, is that correct?

A I don't know what time it was. I heard a phone ring.

Q And later on did your Dad tell you what occurred?

A Yes.

Q Larry, just how far down the bank did you find this bag?

A Well, I figured it was about 15 feet up from the boat house and about around seven or eight feet to the east of the steps.

Q About seven or eight feet east of the steps, that is to the right of the steps as you go down?

A Yes.

Q And about 15 feet up from the boat house toward the house?

A Approximately, yes.

Q How old are you, Larry?

A 16.

MR. DANACEAU: You may inquire.

MR. GARMONE: Judge, our cross-examination of this young man will take a longer time than there is left in the court day, so can we start in the morning and get it over with then?

THE COURT: You know that clock is fast, don't you?

MR. GARMONE: Well, not too fast, Judge.

THE COURT: I am going to have that clock put on the right time.

Ladies and gentlemen of the jury, I think perhaps it is important that the entire cross-examination come at one time. It is perfectly reasonable, of course. It is probably clear that we cannot finish with this young man tonight, so we will now adjourn until 9:15 tomorrow morning, and will you be kind enough to be very careful not to discuss this case with anyone, not even among yourselves?

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(Thereupon at 4:20 o'clock p.m. an adjournment was taken to 9:15 o'clock a.m., Tuesday, November 16, 1954, at which time the following proceedings were had):

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Tuesday Morning Session, November 16, 1954 (9:15)

Thereupon LAWRENCE HOUK resumed the stand  
and testified further as follows:

CROSS-EXAMINATION OF LAWRENCE HOUK

By Mr. Garmone:

Q Larry, how old are you?

A Sixteen.

Q And you attend Bay High School?

A That's right.

Q I believe Mr. Danaceau said that you were a tackle on the  
football team?

A That's right.

Q Your football team was one of the district champions this  
year, were they not?

A Well, we won nine straight, yes.

Q Nine straight ballgames. How long have you resided in Bay  
Village?

A Sixteen years.

Q And during that period, had you had many contacts with  
Marilyn and Sam?

A Just in the last about two years.

Q Two years. Did you visit at their home?

A Once in a while, yes.

Q And you were there on occasions when Marilyn was there alone?

A Yes.

Q Or Sam wasn't present, is that right?

A That's right.

Q And about how often would you say that those kind of visits took place between yourself and Marilyn Sheppard?

A Oh, not very often.

Q Approximately how many times? You don't have to be exact.

A Not over half a dozen times.

Q And you visited the home at times when both Sam and Marilyn were there, is that right?

A That's right.

Q Now, up over the garage that is adjoining the Sheppard home, there is a couple of rooms up there, is there not?

A That's right.

Q And didn't you boys use that more or less as a club room from time to time?

A Yes, we did.

Q And about how many of you youngsters would you say occupied those two rooms?

A Well, at the most, eleven.

Q And for about a period of how much time?

A Well, it was about a year ago I think we first started.

Q During that period, what is the fact as to whether or not on some occasions Marilyn and Sam furnished some snacks for

- the boys while they were having meetings up there?
- A I don't recall any times.
- Q You don't recall any times. Did you use it to sleep in on various occasions?
- A Yes, we did.
- Q Now, when is the last time that those two rooms were used by yourself and the other 11 or 12 boys?
- A I believe it was last spring sometime.
- Q About April, May?
- A I am not too sure as to the time.
- Q But it was during the year of 1954?
- A I believe so.
- Q And the month wasn't too far removed from the month of July, was it?
- A Well, how do you mean by "too far removed"?
- Q Well, was it June, May or April, prior to --
- A I would say it was the early spring.
- Q Early spring. Now, from that upstairs portion of the garage there was a doorway that led on to a little porch?
- A That's right.
- Q And from that porch the bedroom that was occupied, that you later learned, by Hoversten, had a window some three or four feet removed from that porch, is that correct?
- A Around three or four feet.

Q About three or four feet. Now, how often would you say over the past two years did you have the occasion to be in the company of Marilyn and Sam?

A Be in the company?

Q Yes, in their company, either at your home or at their home or some social event that may have been taking place in the village?

A Well, that would be hard to say.

Q Was it many times?

A Oh, a few times, yes.

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Q

And during all that time, did you ever see Sam Sheppard display any temper?

A

No, I didn't.

Q

Did you ever see him, while you were in his company along with Marilyn, mistreat her?

A

No, I don't believe so.

Q

Now, prior to the morning of July the 4th were you out on the 3rd of July? Did you go somewhere?

A

The 3rd of July?

Q

Yes.

A

That night?

Q

That night.

A

Yes, I had a date.

Q

And was your date with a young lady from the West Side?

A

Yes.

Q

And about what time did you arrive home?

A

I'd say somewhere around midnight.

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Q

Was your sister home when you arrived home, Larry?

A

I don't recall.

Q

Well, did she come in later, or did you find her in the living room when you came home after you had completed your date that night?

A

I believe she was home, but I'm not certain.

Q

Who was at home with you at the time -- or I will withdraw that. Who was at home when you arrived home?

A My parents, my father and my mother.

Q Anybody else?

A I imagine my grandma was up in bed, I don't recall.

Q Your sister?

A I don't know. I'm not sure. I believe she was.

Q But you are not sure?

A That's right.

Q It is possible that she could have come home after you had arrived home, is that correct?

A It is possible.

Q Now, what was the approximate time -- I will withdraw that.

Marilyn was always courteous to you and the other boys that occupied the room upstairs, was she not?

A Yes.

Q She was always cooperative, was she not?

A To us personally she was, yes.

Q And she permitted you to use the beach whenever you so desired, didn't she?

2 A Yes, I guess she did.

Q You skied, did you not, Larry?

A That's right.

Q You skied on occasions with Sam?

A That's right.

Q Skied on occasions with Marilyn?

A Yes.

- Q Was Sam responsible partially for teaching you how to ski?
- A Yes, definitely.
- Q You fellows more or less looked up to Sam like a big brother, didn't you?
- A Yes, we did.
- Q Now, what time was it when your Dad came back to the house on the early morning of July the 4th?
- A I figure somewhere around twenty after.
- Q Six?
- A Twenty after six.
- Q And you were in bed?
- A That's right.
- Q Did he come up to your bedroom?
- A Yes.
- Q He called you?
- A Yes.
- Q Aroused you out of a sleep, is that correct?
- A That's right.
- Q And he told you in substance what had happened over at the Sheppard home?
- A He told me that he believed Marilyn had been murdered.
- Q He told you that he believed Marilyn had been murdered?
- A Yes.
- Q After you had heard that remark from your Dad, all you did then was roll over, is that right?

- A Well, I was too shocked to know what to do. I mean my first response was just lay over.
- Q Did you roll over? Is that what you said to Mr. Danaceau?
- A Yes.
- Q Did you go back to sleep?
- A No.
- Q How long did you remain in bed before you got up and got dressed?
- A Well, my father called me downstairs. I would say that would be around five minutes, a little more.
- Q Then you went over to the Sheppard home?
- A I got dressed and went over, yes.
- Q Did you walk over or did you ride over?
- A Walked over.
- Q About how long would it take you to walk from where you live to the Sheppard home?
- A Well, it would take me just a minute or so.
- Q Did you use the lake side, the Lake Erie side of the road, or did you use the West Lake side of the road to get over to the Sheppard home, do you recall?
- A You mean the --
- Q Lake side.
- A The lake side of the road?
- Q Yes.
- A Yes, I used the lake side of the road.



Q That would be to the rear of your home?

A No. That would be to the left of the road going toward Sheppards.

Q And you say it would take you about a minute to get over there, is that right?

A A minute, a little more.

Q When you got to the Sheppard home, who was the first person that you saw?

A My mother.

Q And where was she at that time?

A She was just coming out the front door.

Q Did you go in?

A No, I didn't.

Q Where did you go?

A I went down to the beach. I went down to the boat house.

Q To the boat house?

A Yes. The beach house.

Q And who was with you when you went to the boat house?

A Nobody.

Q And how far down to the boat house did you go?

A I went down to the last set of steps going down to the beach.

Q And then how long did you remain there?

A Well, till my father told me to go back up.

Q Was your Dad already down there?

A He was on -- Mr. Eaton and him were down at Huntington piers.

Q Pardon?

A Mr. Eaton and he were down at the first Huntington pier.

Q And how far is the first Huntington pier from the point where you were standing in feet, approximately?

A Around 250 feet, I'd say.

Q And how close did your dad get to you before he directed you to go back home or upstairs?

A I believe he yelled from the pier and told me.

Q Then where did you go?

A Back upstairs.

Q And where upstairs was the next place you went to?

A To the room facing the back -- or the door facing the back of the Sheppard home, facing the lake.

Q Facing the lake. Well, they have been calling that the front door during the trial.

A The front door.

Q Did you go inside?

A Yes.

Q When you went inside the home who was there that you recognized?

A My mother was there, and I believe Sergeant Hubach was there.

Q Did you see Officer Drenkhan?

A I recall seeing him but one time, and I don't remember whether that was the time or not.

Q Did you see Steve or Richard?

A They came in after I had.

Q About what time was that, would you say, that you first saw Steve and Richard?

A Oh, somewhere around twenty of -- somewhere around -- let me see. I imagine it was around half-past.

Q Half-past six?

A Seven.

Q Half-past seven?

A Half-past seven.

Q Half-past seven.

A Wait a second. Around twenty after seven, I'd say.

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Q And when you saw Steve and Richard, where were they?

A Well, they had just come into the house. I believe it was through the back door.

Q Come into the house through the back door, that would be from the West Lake side, is that right?

A Yes.

Q Now, prior to their arrival, did you and your mother go upstairs together?

A No.

Q When was the first time that you went upstairs?

A When I followed Steve and Richard up.

Q You followed Steve and Richard up? Did your mother go up with you at that time?

A She followed us -- followed me up.

Q And where did Steve and Richard go?

A Down the hall to the bedroom on the far east end.

Q The bedroom on the far east end?

A Yes.

Q Was that the room that you later learned was occupied by Hoversten?

A That's right.

Q And how long would you say they remained in that room while you were present, to the best of your recollection?

A Around five minutes, maybe a little less.

Q And you were there all the while?

- A Yes.
- Q Did you touch anything in that room, Larry?
- A I may have touched the walls.
- Q Did you touch anything else?
- A I don't believe so.
- Q Are you sure?
- A I'm not positive, no.
- Q Well, to refresh your memory, did you pick up some of the clothes that were strewn around the floor in Hoversten's room?
- A No.
- Q You saw them there, did you not?
- A I recollect seeing some clothes laying around, yes.
- Q Laying on the floor?
- A I don't recall where they were laying.
- Q Did you see the bed?
- A Yes.
- Q Did you touch any of the bedding or any portions of the bed that was in that room?
- A No.
- Q Are you sure of that?
- A Not positive, no.
- Q Not positive. It is possible that you did?
- A Possible.
- Q Where was Hubach and Drenkhan while you, Drs. Richard and

Steve and your mother were up in the room that was occupied by Dr. Hoversten?

A I have no idea.

Q Were they with you?

A No, I don't believe so.

Q Are you sure of that?

A Fairly sure, yes.

Q Now, the bed in Hoversten's room had looked like it had been occupied, did it not?

A That's right.

Q And, as a matter of fact, Larry, it looked like it had been recently occupied, didn't it?

A Yes, I would say so.

Q Now, after you left the Hoversten room, where did you next go?

A Down the hall to the room Marilyn was in.

Q Now, prior to your going upstairs, you had seen Sergeant Hubach, is that right?

A Yes.

Q You had talked to your Dad?

A Yes.

Q And you had seen Chief Eaton?

A That's right.

Q And not one of those persons instructed you not to touch anything in that home, did they?

A When I came in the house --

Q Well, did one --

MR. MAHON: Let him finish  
his answer.

MR. DANACEAU: Just a moment.  
Give him a chance to finish his answer. You  
asked the question. Let him answer it.

MR. GARMONE: Just a minute,  
please.

MR. DANACEAU: You just a minute,  
Fred. Let him answer the question.

THE COURT: Did you finish  
your answer?

THE WITNESS: No.

THE COURT: Let him finish  
his answer.

A (Continuing) When I come in the house, whether I was was  
told or not, somehow I have a recollection of not touching --  
trying to keep my hands off things, and whether I was told  
or not, I don't recall.

Q You don't recall?

A But I may have been told by one of the officers.

Q But you wouldn't say for sure that you were told, would  
you, Larry?

A No.

A Well, Dr. Sam wasn't one of them.

Q I mean Dr. Steve and Richard.

A I don't recall seeing them come down at all.

Q Now, when you came downstairs, your mother continued to remain up there, did she not, as a matter of fact, with Drs. Steve and Richard?

A I don't recall whether she had gone down or not.

Q But when you left that room, you came down by yourself, is that right?

A That's right.

Q Did you go into the room at any time?

A No. I stood in the doorway.

Q Now, where did you next go after leaving the room?

A Downstairs, and then I went out in the car.

Q Out to the car. How long did you remain in the automobile?

A Ten or fifteen minutes.

Q Where did you go after that?

A Well, I believe the Schueles came over then, the next-door neighbors, and I talked to them.

Q Well, after you finished talking to Mr. and Mrs. Schuele, did you go home?

A Eventually, yes.

Q Well, when you went home, did you go home from the automobile that you were earlier sitting in?

A I walked.



Q Did you go back into the house?

A No.

THE COURT:

Keep your voice up.

Q Now, about what time would you say it was when you arrived at your home on that occasion?

A Around a quarter of eight.

Q Did you later come back to the Sheppard home?

A Yes.

Q About what time?

A Around a quarter after eight.

Q Now, who did you see in the home when you came back on that occasion?

A Well, I didn't go into the house. I just came on to the property.

Q Was there anybody on the outside of the property?

A I believe so, yes.

Q About how many people, would you say?

A Well, that would be hard to estimate. Most of them were watching from the street or across the street.

Q Well, to the best of your estimation, about how many people?

A I doubt if I could estimate because I have no idea of how many were in the house or behind it or where they were located.

Q What did you do next after that time?

A Well, there were someboys with me at the time, and I believe

we either went over to my house or over to one of their homes.

Q And then did you later come back to the Sheppard home?

A Yes.

Q Did you come back with some boys?

A Yes.

Q About how many?

A Five, including myself.

Q Was it on that occasion that some of you put on bathing suits and went out into the lake?

A No. We were asked if we could round up some more boys.

Q Did you round up some more boys?

A Yes.

Q And did you come back to the Sheppard home then?

A That's right.

Q Now, had you up until that time seen Dr. Gerber in and around the Sheppard home?

A I saw him during the day, but I don't recall whether it was during that time or not.

Q Where did you see him? In the house, wasn't it?

A Yes, I saw him in the house.

Q And about what time?

A Well, the one time I remember was -- I don't remember if it was that day or the next day. I am not sure just where I saw him.

Q Were you in the house the next day, too?

A No.

Q Why do you say that you don't remember now whether you saw him in the house that day or the following day?

A I saw him through the window.

Q Through the window? Which window?

A Well, he at one time had gone into the house and had come out of the house. I had been on the property, I had been searching down through the bushes. I recollect seeing his face, I believe through the kitchen window.

Q When you searched the bushes, was that the 4th of July or the 5th of July?

A We searched them both days.

Q You searched them both days?

A That's right.

Q Well, now, after you had organized this group of young men and you donned bathing suits and went into the lake, was that in the morning or afternoon?

A We started searching the lake just a little after noon, just a little after twelve.

Q And how long did the search take or last?

A Around 20 minutes, a little more.

Q Did you during that time search any of the brush around the lake?

A Not during that time, no.

tke 4 Q Now, when you and these boys went down to the lake, you  
used the steps that lead down to the beach that adjoins the  
Sheppard home, did you not?

A That's right.

Q And many of you touched the railing as you went down, isn't  
that a fact, Larry?

A Possibly.

Q You did, did you not?

A I don't recall.

Q Well, did you touch any part of the railing when you first  
went down to the beach after having arrived at the Sheppard  
home about 6:15 or 6:20 that morning?

A I didn't arrive there then.

Q What time did you arrive?

A Around 7.

Q And you went down to the beach?

A That's right.

Q That was when you were alone, is that right?

A That's right.

Q And you used the steps and the railing to get down to the  
point?

A I don't recall whether I used the railing or not. I used  
the steps.

Q But you wouldn't say that you didn't use the railing?

A No.

Q After you had completed the swimming search, what was the next thing that you and the boys did?

A We searched the bushes.

Q And what time was that?

A It was probably around quarter of one we started.

Q Now, you had, between the time that you first arrived there and a quarter to one, seen Schottke and Gareau, had you not?

A I recall seeing Detective Gareau.

Q What time was that when you first saw him?

A Somewhere around 1:30 when I gave him the bag.

Q Is that the first time that you saw him?

A That's the first time I recollect seeing him, yes.

Q How did you know who he was?

A At the time I didn't.

2 Q You did not. Did you know that he was connected with the Cleveland Police Department when you gave him the bag?

A Yes.

Q Was this search organized under the supervision of Dr. Gerber?

A I believe he was present in helping us organizing it, yes.

Q He gave you no instructions, did he, before the search started?

A What do you mean "no instructions"?

Q Well, what did he say to you, "To go out and search the

brushes"?

A Well, as I said, I don't recollect just who told us. We were told to fan out on both sides of the steps and we'd work down toward the bottom and back up again.

Q And those were the only instructions that you were given, is that right, at that time?

A I believe so, yes.

Q And it is possible that Dr. Gerber was the one that gave you those instructions, is it not?

A Possibly.

Q Now, then, you boys fanned out and started to search the brushes around there?

A Behind the home, yes.

Q Behind the home?

A Yes.

Q And you found something?

A Yes.

Q Who was with you when you found it?

A There was a good number of boys all around me.

Q About how many?

A Twelve, somewhere around there.

Q Now, when you saw this green bag that you have identified, where was it setting when you first saw it?

A Around 15 feet up from the boat house.

Q 15 feet up from the boat house?

- A And around seven or eight feet to the east of the steps.
- Q Seven or eight feet to the east of the steps?
- A Yes.
- Q You didn't leave the bag lay, did you?
- A No.
- Q You didn't go up and get Dr. Gerber or Sergeant Hubach or any other police officer to come down and point out the spot where the bag was found by you, did you?
- A No, but I marked it.
- Q You didn't go up and get them, did you?
- A No.
- Q In marking, as you say you did, did you touch some of the brushes that was around there?
- A There wasn't any brush at that time.
- Q What was there?
- A Well, the brush had been beaten down.
- Q How did you mark it?
- A Put a stick in the spot. Whether it is still there or not, I don't know.
- Q Now, when you found this bag, you immediately picked it up?
- A That's right.
- Q You handled it?
- A Yes.
- Q You took out the contents of it, did you not?
- A Yes. I put them in my hand.

Q And you made an examination of it?

A I wouldn't say I -- I just looked at them.

Q Well, in looking at them you handled them, didn't you?

A I poured them so they were halfway in the bag and half in my hand. I never took them out completely.

Q Will you show the jury and the Court just what you did after you had picked the bag up?

A I believe I took them like this, just looked in.

MR. PARRINO: Will you stand up,

please, so the jury can see that, too?

A (Continuing) Probably something to this effect (indicating). I just left them in the bag, something like that. I didn't take them out and go over them.

Q Well, how many boys were around you at that time?

A A couple. They started gathering when I picked it up.

Q Started to gather, started to look with you, did they not?

A I believe only one of them actually looked.

Q And isn't it a fact, Larry, that you weren't the only one that handled that bag before it was turned over to Gareau?

A I was the only one.

Q You were the only one?

A That's right.

Q And the only thing the other boy did was look?

A That's right.

Q Is that right?



- A That's right.
- Q Did anybody go down to the spot with you after that to where the bag was found?
- A Well, the spot was right in the middle of the area.
- Q Did anyone go down with you to the spot where you allegedly found this bag?
- A At that time?
- Q At that time.
- A Well, there was one boy right next to me when I picked it up and looked at it.
- Q Who was?
- A Jimmy Redinger.
- Q Now, after you turned this bag over to Gareau, Gareau didn't go down with you, did he, to the point where you found this bag?
- A I believe I pointed out the spot to him.
- Q Did he go down there with you?
- A I don't recall whether he did or not.
- Q He didn't. Isn't that a fact, Larry?
- A I don't recall.
- Q Did Gerber go down with you?
- A I believe the spot was pointed out to him. I don't recall whether he was there or not.
- Q He didn't go down, as a matter of fact, did he?
- A I don't recall.

- Q As a matter of fact, there wasn't anyone of the police officers who were present in and around the Sheppard home that went down to the spot where you had found this bag?
- A They may have.
- Q You wouldn't say now for sure that they did, would you?
- A No, I wouldn't say for sure.
- Q Now, coming back to the night of July the 3rd, you don't recall whether your sister was home or not when you arrived? Is that what you said to me earlier in the examination?
- A I said I believe she wasn't, but I wasn't sure.
- Q Was there another young lady in your home that evening prior to your retiring?
- A I don't recall.
- Q You don't recall?
- A No.
- Q Well, then, you didn't give this jury an exact answer when you said that there was your mother, father, and yourself, and not recalling whether your sister was there or not, did you?

MR. DANACEAU:

Object to that.

Just a moment.

THE COURT:

Objection will be

sustained.

- Q How long did you remain up before you retired?
- A Until after the ball game.

Q That was about approximately 12:30 or 35, I believe the ball game ended?

A I believe it was later than that, but I don't know.

Q Did you go up before your Dad did?

A I don't think so, but I'm not sure.

Q Was your sister home at that time, after the ball game had been completed?

A Yes, she was.

Q And was there present at that time another young lady in your home other than your sister?

A I don't think so, but I wouldn't say for sure.

Q You wouldn't say for sure. Well, was it necessary that night for you or your Dad to drive somebody home after you had arrived home and after your sister had arrived home?

A Possibly. I don't recall.

Q You don't recall. Well, then, there was other people in your home other than your mother's mother, your Dad, your sister and yourself, wasn't there?

MR. MAHON: I object to that,  
if your Honor please.

THE COURT: Yes. The objection  
will be sustained.

Q Now, after you had completed the search and had found this bag some 15 feet up from the beach house and about eight

feet east of the stairs, as you described for the Court and jury, you turned the bag over to an officer that you later learned to be Officer Gareau of the Cleveland Police Department, is that correct?

A That's right.

Q What did you next do then?

A Continued searching.

Q Whereabouts?

A Around the same general area.

Q Where?

A Around the same general area.

Q And the only thing that you found that particular morning was the bag that you have identified here and described the contents of it, is that right?

A Of any consequence, yes.

Q Well, did you find something else that you thought was of no consequence, Larry?

A We found many things in the bushes.

Q Were they wearing objects?

A We just found --

Q Did you find --

MR. MAHON:

Let him answer.

MR. DANACEAU:

Give him a chance to

answer when you ask a question, please.

MR. GARMONE:

I asked about wearing

objects.

MR. DANACEAU: Give him a chance to answer.

Q What else did you find? Let's put it that way.

A Mostly trash, stuff that may have been thrown down the bank.

Q Did you find any wearing apparel?

A I don't recall any.

Q Well, as a matter of fact, you did, didn't you?

A I don't know.

Q You don't recall. Well, if you did find wearing apparel, you didn't turn it over to any of the officers that were around that place conducting an investigation, did you?

MR. MAHON: Objection, now.

MR. DANACEAU: Objection.

THE COURT: Objection sustained.

Q Now, how long would you say this search took in a matter of time?

A The search that morning?

Q Yes. Or that afternoon.

A That afternoon, yes. Including going to the water?

Q No. The one including the finding of the bag and the items that you have described as being of no consequence?

A I would say around an hour and a half.

Q Now, after you completed that search that took an hour and

a half, did you go back into the Sheppard home?

A No. I don't believe so.

Q Where did you go?

A Home.

Q Was that the extent of your activities that particular day as far as searching was concerned?

A That afternoon, yes.

Q That afternoon.

A That day, too.

Q Now, Larry, were you present when a sweat shirt or a T-shirt was found on the beach of Mr. and Mrs. Schuele? That is the beach that adjoins the Sheppard home to the west.

A No, I wasn't.

Q Was there ever displayed to you a T-shirt?

A No.

Q Did you ever find later on any wearing apparel?

THE COURT: You mean on the beach  
or elsewhere?

Q In the vicinity of the Sheppard home, the Schuele home or the Bruscano home, or the beach that may adjoin his own home.

A You mean just any wearing apparel?

Q Did you find any wearing apparel? That is my question.

A We may have, I don't recall.

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Q You don't recall. Well, if you found any wearing apparel, did you turn it over to any of the officers that were conducting the investigation of the murder of Marilyn Sheppard?

A (No response.)

Q As a matter of fact, you did not, isn't that so?

MR. PARRINO: I object to that.

MR. MAHON: Let him answer.

MR. DANACEAU: If you want to  
testify, take the stand.

THE COURT: Let him answer the  
question.

A I believe in the line of wearing apparel we did find an old pair of shoes, or something to that effect.

Q And was that one of the items that you thought was of no consequence?

A Yes.

Q Without telling me who you were out with on the 3rd of July, where were you?

A At a show. You mean that night?

Q That evening.

A At a show.

Q And what theatre did you attend?

A I believe it was the Beachcliff in Rocky River.

Q Are you sure or are you just guessing?

A Fairly sure.

Q Fairly sure. You wouldn't say for certain to this Court and jury that that was the theatre you were at, would you, Lawrence?

A No.

Q And you can't tell this Court and jury now, can you, the picture that you saw at that show?

A No.

MR. GARMONE: That is all.

MR. DANACEAU: That is all.

(Witness excused.)

MR. DANACEAU: Call Dr. Gerber,  
please.

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