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(After recess, 2:50 o'clock, p.m.)

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

DIRECT EXAMINATION OF PATRICK GAREAU

By Mr. Parrino:

Q. Would you state your name, please?

A. Patrick Gareau.

Q. Where do you live?

A. 4100 Walter Road, North Olmsted, Ohio.

Q. What is your occupation?

A. Detective, sir.

Q. How long have you been in the Cleveland Police Department?

A. August 1, 1950, I was appointed, sir.

Q. And to what duty were you assigned after that, please?

A. General duty in the Detective Bureau, sir.

Q. And thereafter were you assigned to any other duty?

A. Yes, sir; the Homicide Unit, sir.

Q. And when were you assigned to the Homicide Unit, please?

A. The first part of 1951, sir.

Q. And who was your partner in the Homicide Squad?

A. Initially, sir?

Q. Yes.

A Detective Morrow.

Q And did you have another partner after that?

A Yes, sir.

Q And who was that, please?

A Detective Schottke.

Q Now, I want to call your attention to July 4th of this year. Were you working on that day?

A Yes, sir, I was.

Q And on that morning, did you receive orders to go anywhere?

A Yes, sir, I did.

Q And at what time did you receive those orders, approximately?

A Eight o'clock, sir, eight a.m.

Q And from whom did you receive those, Pat?

A Captain Hauschild, sir.

Q Now, upon receiving those orders, where did you go?

A 28924 Lake Road, Bay Village, Ohio, sir.

Q And who was with you?

A Detective Schottke.

Q Now, about what time was it that you arrived at Bay Village?

A At about nine a.m., sir.

Q And did you go to the home of Sam Sheppard, I take it?

A Yes, sir.

Q Now, when you got there, who did you see?

A Dr. Gerber, sir, and some Bay Village police officers.

Q You went in the home?

A Yes, sir.

Q Now, without going into too great detail, describe what you saw in that home?

A We entered the front door of the home, sir, with Dr. Gerber, and we were immediately confronted with a hallway. And in this hallway there was a doctor's medical bag that was turned on end.

We passed the bag and went forward into the living room.

Q And generally, what did you see in there?

A My attention was directed to a secretary that was situated against the north wall, and the top of the secretary had been disarranged.

Two drawers had been pulled out and the contents were underneath them.

In the center of the floor, immediately in front of the secretary, there was a check book, I believe sales tax stamps and other writing material. The cover for this secretary, this desk-type secretary, was resting against an overstuffed chair.

We conferred there -- that's all, sir, as far as observation is concerned.

Q You went into the den that morning?

A That morning, yes, sir, I did.

Q And what did you see in the den, please?

A Immediately upon entering the den, I saw a red overstuffed chair. To the right of the chair was a desk. Behind this desk and to the east were two drawers, one piled upon the other.

In front of these drawers was a wastepaper basket. To the left of the wastepaper basket was a green box. To the left of the green box were tools, which consisted of a monkey wrench, screwdrivers -- or screwdriver, an open end wrench, shear pins.

Next to and in back of these tools was a swivel chair. In front of the swivel chair was a knee hole for the desk.

On top of these tools I noticed a lady's yellow gold wrist watch. To the left of the swivel chair were three other drawers, one immediately to the left that had the contents taken out of the drawer.

To the front and a small amount to the left was another drawer and to the front of that was another drawer.

On top of the desk we noticed pipes or a pipe rack that was in the center, and towards the rear of the desk. Next to that was an ashtray, other paraphenalia on top of the desk.

Q Did you go upstairs that morning, sir?

A Yes, sir.

Q And did you go into Marilyn Sheppard's bedroom?

A Yes, sir, I did.

Q In a general way, will you describe what you saw there?

A Immediately upon entering the bedroom I saw the body of a deceased white female.

Q Now, did you talk to any persons there that morning?

A Yes, sir.

Q And who did you speak to?

A I spoke with Dr. Gerber, Chief Eaton, Patrolman Drenkhan, Sergeant Hubach.

Q Now, after you were there at the home for a while, did you go somewhere, you and Schottke?

A Yes, sir.

Q And where did you go?

A We went to Bay View Hospital, sir.

Q And were you alone on that visit?

A Yes, sir.

Q About what time was that, please?

A Oh, about 11 o'clock in the morning, sir.

Q And did you talk to someone there?

A Yes, sir, we did.

Q And who did you talk to?

A Dr. Sheppard, sir, Dr. Sam Sheppard.

Q And you talked to him for some period of time?

A Yes, sir.

Q And about how long did that conversation take?

A I would say about 25 minutes, sir.

- Q And after that conversation, where did you go?
- A We went to the Bay Village Police Department, sir.
- Q And was Schottke with you at that time?
- A Yes, sir.
- Q And did you speak to someone there?
- A Yes, sir, we did.
- Q And who did you talk to there?
- A Sergeant Hubach, Chief Eaton and Patrolman Drenkhan.
- Q And where did you go to from there, please?
- A We got a sandwich then, sir.
- Q Now, did you return to the Sheppard home at any time after that?
- A Yes, sir, immediately after getting our sandwich.
- Q And what did you do at the Sheppard home?
- A After arriving at the Sheppard home, Detective Schottke and I parted. I started to search the grounds of the Sheppard home.
- Q And was there anyone else searching those grounds there also?
- A Yes, sir. There were numerous boys. I would say -- by numerous, eight to ten boys, sir, and Mr. Keefe from the Morgue.
- Q And what part of the grounds were those boys searching?
- A The bank, sir, immediately behind the house.
- Q That was on the north side of the house?

A Yes, sir.

Q Or north of the house, at least, isn't that correct?

A Yes, sir.

Q And what were you doing, if anything, in relation to these boys?

A I was overseeing them, sir.

Q And while you were there, was anything unusual found by any of the boys?

A Yes, sir.

Q And by whom was something found?

A A boy whom I later learned to be Larry Houk handed me a green bag, sir.

Q Showing you what is marked for identification as State's Exhibit 26, this green bag, have you ever seen that before, sir?

A Yes, sir.

Q And where have you seen that?

A This is the bag that Larry Houk handed me

Q And were there any contents in that bag, sir?

A Yes, sir.

Q And what was in that bag?

A A wrist watch, a ring and a key chain, sir.

Q Showing you what is marked for identification as State's Exhibit 26-A, do you recognize that watch, sir?

A Yes, sir.

Q And when is the first time that you saw this watch, please?

A After looking in the bag after it was found by Larry Houk, sir.

Q Now, showing you what is marked for identification as State's Exhibit 26-B, will you look at that, please, and tell us if you recognize that?

A Yes.

Q And what is that, please?

A That is the ring that was found in the bag, sir.

Q showing you what is marked for identification as State's Exhibit 26-C, will you look at that, please, and tell us if you recognize it?

A Yes, sir.

Q And when did you first see that?

A I saw that after we had taken the bag up to the house, sir.

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Now, as this bag was first handed to you by Larry Houk, will you describe to the jury exactly what you did with it?

A I opened the bag up, sir, to look into it.

Q Then did you remove the contents, or exactly how did you look at the contents?

A Well, sir, I placed the bottom of the bag in my left hand, and opened the bag with my right hand, parted the top of it and lifted the jewelry up to the top of the bag, sir, and looked at it, and then took my hand away and the jewelry dropped down to the bottom of the bag.

Q Now, at that particular point did you see the watch?

A Yes, sir.

Q And what time did it say on that watch at that time?

A 4:15, sir.

Q And what time of the day was it when you made this observation?

A At about 1:30, twenty minutes to 2, somewhere in there, sir.

Q Now, was the top of this bag, referring to State's Exhibit No. 26, was that secured in any way at the time you first saw it?

A I don't remember it as being secured, sir.

Q Now, upon that bag being given to you, what did you do with it?

A I called my partner, Detective Schottke, sir.

Q And you spoke with him, did you?

A Yes, sir.

Q And then what did you do?

A Detective Schottke and I took the bag upstairs, up into the house.

Q And what happened there, please?

A We called the attention of Dr. Gerber, sir.

Q Did you do something to the bag there?

A Yes, sir. Dr. Gerber took the bag and emptied the contents of the bag onto the dining room table.

Q And did you observe the contents of the bag in greater detail at that point?

A Yes, sir, we did.

Q And what time did it say on the watch at that time, referring to State's Exhibit 26-A?

A The same time, sir, as I recall.

Q 4:15?

A Yes, sir.

Q And how did you determine that that watch was stopped?

A I didn't determine that the watch was stopped when I looked at it on the dining room table, but when I initially looked at it, I looked at the sweep second hand, sir.

Q And what did you observe about that sweep hand?

A It was stationary, sir, it wasn't moving.

Q Now, did you do anything further there that day, sir?

A Yes, sir.

Q What was that, please?

A I returned down to the spot where the bag had been found, and I continued to search in that area or overseeing the search, and looking myself, and we didn't find anything, and later I went back up to the house.

Q Now, did you see a Detective Grabowski there at that time -- withdraw that.

Did you see Detective Grabowski there on the scene on the morning of the 4th of July?

A Yes, sir.

Q And what was he doing as you saw him?

A When I initially had seen Detective Grabowski, he was over by the secretary in the house and dusting for fingerprints, sir.

Q Did you go down to the beach at any time that morning?

A Yes, sir, I did.

Q At what time did you first go down to the beach?

A At about 9:30, sir.

Q And when you went down to the beach, were you alone?

A No, sir. I was not alone.

Q And who was with you, if anyone?

A One of the Bay Village policemen, sir.

Q ✓ What, if anything, did you see down at the beach?

A ✓ When I arrived there at the beach, sir, I saw a barefoot print in the sand, and also I saw another footprint of a shoe.

sir.

Q And what did you do when you observed this?

A ✓ I called Detective Grabowski down to the beach, sir.

Q And did you have some conversation with Grabowski?

A Yes, sir.

Q And did you ask him to do something for you?

A Yes, sir, I did.

Q And what did he do at that time, after your conversation with him?

A ✓ He took a picture, sir.

Q And of what did he take a picture?

A ✓ Of the footprint in the sand.

Q Was that done at your direction?

A Yes.

Q Showing you what is marked for identification as State's Exhibits 53 and 54, do you recognize the scene portrayed in those exhibits?

A Yes, sir.

Q And what do those pictures represent, please?

A It represents the scene of the beach that I had seen with the footprint on it, sir.

Q Now, you say that you did ask Officer Grabowski to make these pictures?

A Yes, sir.

Q Did you have a specific purpose in mind?

A Yes, sir.

Q For asking him to do that for you?

A Yes, sir, I did.

Q Now, would you state to the Court and jury what that was, please?

A Well, I had spoken to the Bay Village police --

MR. CORRIGAN: I object to what the specific purpose was in his mind.

THE COURT: Well, he had spoken to the Bay Village Police Department, no harm in that, but you may not tell what the conversation was.

THE WITNESS: Yes, sir.

Q You just tell us that you did speak to someone, is that correct?

A That's correct.

Q You say you spoke to members of the Bay Village Police Department?

A Yes, sir.

Q And with whom specifically did you speak?

A Sergeant Hubach, sir.

Q Continue.

A And Sergeant Hubach had told -- or had related --

MR. GARMONE: Objection.

Q Do not give us the conversation.

A Sergeant Hubach accompanied me on the beach, and it was determined --

MR. CORRIGAN: I object. Let's have a question.

THE COURT: You may say what you did.

MR. PARRINO: I will ask him the question again, your Honor.

Q What was the purpose that you had in mind as you asked Grabowski to take these two pictures for you?

MR. CORRIGAN: I object.

THE COURT: He may state what the purpose of the pictures was.

MR. CORRIGAN: That is mental.

That isn't a fact.

Q Go ahead, sir.

A I wanted to determine -- or I wanted to show that that particular footprint had been made sometime after 6:30 that morning, and if you look closer at the photograph you will see fresh footprints there, and these particular footprints -- or this footprint was caused by me, and I wanted to show --

MR. CORRIGAN: Object to what he wanted to show. Let's have the facts.

MR. GARMONE: The picture speaks for itself, and I think the jury has a right to conclude.

THE COURT: You may explain what you wanted to show.

A There was a comparison to be made here, sir, between the depth of the bare foot print and a footprint that was made by a shoe at that particular instant.

Q And was that your sole purpose in asking Grabowski to take that picture?

A Yes, sir.

Q Now, as to the other footprint represented in that picture, do you know whose those were?

A I know someone else that was on the beach there, sir, with me.

Q And who was that, please?

A Detective Grabowski and another member of the Bay Village Police Department, that I don't know by name.

MR. DANACEAU: If the Court please, just a moment. I want to object to this giggling and conversation. I heard what counsel said, and I suppose members of the jury heard what he said.

MR. PARRINO: Apparently Mr. Corrigan finds these proceedings rather amusing.

MR. DANACEAU: I heard distinctly what

he said, and I suppose that members of the jury heard it, also, and I object to this kind of conversation going on at the table while the testimony is going on.

THE COURT: Please let's have perfect attention to the witness only when he is testifying.

MR. CORRIGAN: May I inquire, your Honor, what counsel is complaining about?

MR. DANACEAU: Well, I heard him distinctly say in a giggling, laughing manner, "They were taking pictures of their own footprints."

MR. CORRIGAN: Well, now, you brought it out.

MR. DANACEAU: Oh, no, you made inquiry of it.

THE COURT: Mr. Corrigan, it is highly improper --

MR. CORRIGAN: I did not say anything to the jury, and I am sure the jury did not hear anything. I talked to Detective McArthur.

Didn't I, Detective?

MR. McARTHUR: I don't know who you were talking to.

THE COURT: Let's have perfect



quiet for the witness, please.

MR. PARRINO: Are you quite finished, Mr. Corrigan?

MR. CORRIGAN: No, I have nothing to say.

Q Now, did you do anything further there on the beach that morning, sir?

A Later on that morning I did, sir, but not at that particular time.

Q What, if anything, did you do?

A I searched the beach. I went up and down looking for different things.

Q Now, later that day did you leave the Sheppard home at any time with your partner?

A Yes, sir.

Q What time was that?

A At about 3 p.m.

Q And where did you go?

A Bay View Hospital, sir.

Q And what did you do there?

A We talked with Dr. Sheppard.

Q Who was present at that time?

A Dr. Sheppard, Detective Schottkw and Chief Eaton, sir.

Q Now, on the 4th of July, did you go through the Sheppard home at any time?

A Yes, sir.

Q And as you went through that home, did you see any T-shirts around the home anywhere, sir?

A Yes, sir.

Q What time was that?

A I saw one T-shirt --

Q No. What time was that, about?

A Oh, at about twenty after 9, sir.

Q In the morning?

A Yes.

Q Of course. And describe and tell us what you saw.

A It was in the -- I saw a terry cloth T-shirt in the -- on top of the clothes hamper in the bathroom, sir.

Q In the bathroom?

A Yes.

Q And did you examine that T-shirt?

A Yes, sir.

Q Was it white?

A No, sir.

Q What color was it?

A It was a combination of white and green, sir.

Q Was that a man's T-shirt or a child's T-shirt?

A No, sir. It was a child's T-shirt.

Q Did you see any other T-shirts in that home?

A Yes, sir.

Q In what part of the home?

A ✓ In the basement, sir.

Q When did you make that examination?

A ✓ At about 4 p.m., sir.

Q What did you see in the basement?

A ✓ I saw three white T-shirts, sir.

THE COURT: Two what?

THE WITNESS: Three white T-shirts.

Q And where in the basement were these three white T-shirts?

A ✓ They were in the room at the bottom of the stairway in a basket next to an ironing board.

Q Did you examine these, sir?

A Yes, sir.

Q What was the make of these three T-shirts?

A ✓ Two of them -- two of the white T-shirts were Haines brand, sir, and the other one was Wright's-Wear.

Q And how do you spell that?

A W-r-i-g-t -- or W-r-i-g-t-h-W-e-a-r. There is a hyphen in between the two words, sir. That's as far as I recall.

Q Wright's-Wear?

A Yes, sir.

Q And what was the size -- withdraw that.

Were all of these T-shirts of the same size, sir?

A Yes, sir.

Q ✓ What was the size of these three T-shirts?

A ✓ 38-40, sir.

Q Did you go into the garage at any time, Officer Gareau?

A Yes, sir.

Q What time of the day did you go into the garage?

A At about 5 p.m.

Q Did you make a search in the garage?

A Yes, sir.

Q What was in the garage, generally, as you first went into it?

A Two automobiles and a jeep, sir.

Q What kind of automobiles were they?

A A Lincoln Continental, a Jaguar.

Q And did you examine either of these cars?

A Yes, sir.

Q What did you do?

A I opened up the trunk of the Jaguar, sir.

Q Was that trunk locked or not locked?

A The trunk was not locked, sir.

Q Was it closed or not closed?

A It was closed, sir.

Q As you opened up the trunk of the Jaguar what, if anything, did you see?

A I saw the keys still in the trunk lock, sir.

Q What keys are you referring to?

A The keys that I found in the lock, sir, that was in the lock of the Jaguar trunk. There is a trunk lock and the handle

of the Jaguar --

Q I don't understand what you mean. Exactly where were these keys that you found?

A Well, there is a lock in the handle of the trunk of the Jaguar, and the key was inside of the lock in the handle.

Q Oh, I see. How many keys were there on that set of keys?

A Two, as I recall, sir.

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Q Did you open the trunk?

A Yes, sir.

Q And what, if anything, did you see in the trunk of that Jaguar?

A I saw a towel, I saw a jack handle and a jack and a dark brown leather bag.

Q And did you examine the contents of that bag?

A Yes, sir.

Q And what did you find?

A Two chrome plated wrenches, sir.

Q Anything further?

A No, sir.

Q Will you describe the bag that you saw in the trunk of the Jaguar?

A Yes, sir. It was a satchel-type bag in that you could grasp the two handles, which were leather, and you could pull the handles and the bag would open. The bag was approximately 12 by 5 or 6 inches wide.

Q Did you do anything further there at that home that day?

A Yes, sir. We continued searching the grounds.

Q Now, you have stated that on the afternoon of the 4th you did go to Bay View Hospital with Schottke and Chief Eaton and had some conversation with the defendant, Sam Sheppard, is that correct?

A Yes, sir.

Q And approximately how long did that conversation take?

A Probably 30 minutes, sir.

Q And after that conversation, where did you go?

A We returned to the Sheppard home, sir.

Q What time did you finish your work there on the Sheppard case that day?

A At about six o'clock that evening, sir.

Q Did you work on the same investigation the next day, sir?

A Yes, sir.

Q And at other times following that, did you?

A Yes, sir.

MR. PARRINO: You may inquire.

MR. GARMONE: We have no questions  
of this witness.

MR. PARRINO: That is all, Pat.

(Witness excused.)