

Chief of Police Charles E. Smith.

Q. Cross examination.

CROSS EXAMINATION

By Mr. Fierro:

Q. Of course, Chief, some of the questions that, or statements that you deny making to Mrs. Hubbard concerning the coat and sending Kim after this girl, you recognize that if that were true that they would be illegal, you know that?

A. I, Sir, I never made the statement. This is a lie.

Q. I mean those kind of statements by a Police Officer to a witness would be illegal, you recognize that, don't you?

By Mr. Ertel:

I object.

By The Court:

The objection is sustained.

By Mr. Fierro:

No further questions.

(Excused from witness stand.)

JAMES J. STAHL, being duly sworn according to law, testified as follows:

DIRECT EXAMINATION

By Mr. Ertel:

Q. State your name and occupation?

A. James J. Stahl, and I work at Clearview Television in Williamsport.

Q. Are you the serviceman there?

A. Yes, Mam....yes, Sir.

Q. Mr. Stahl, going back to October 19, 1973, can

James J. Stahl.

you tell us were you in the establishment before 4:00?

A. I left somewhere, the Service Shop in the area of around 4:00.

Q. Was Mr. Whitenight there at that time?

A. He was not at that time.

Q. Did you come back?

A. Yes, Sir, I did.

Q. What time did you come back, approximately?

A. Somewhere around quarter of five.

Q. Was Mr. Whitenight there then?

A. Yes, Sir, he was.

Q. Was Colleen there?

A. Yes, Sir.

Q. How long did Mr. Whitenight and Colleen remain there?

A. They left the Shop somewhere between 5:15 and 5:30.

Q. Who left first?

A. Mr. Whitenight and Colleen followed.

Q. How much time difference?

A. They left the store at the same time.

Q. Did you lock up then?

A. Yes.

Q. Are you familiar with the phones in the store there?

A. Yes.

Q. If somebody is using the telephone, can you hear them throughout the store?

A. You sure can.

Q. Regardless of what phone they use?

James J. Stahl.

A. Right. We have phones in the service shop as well as other parts of the store.

Q. But you can hear throughout the store?

A. Yes.

Q. Cross examination.

CROSS EXAMINATION

By Mr. Fierro:

Q. You are employed by Mr. Whitenight?

A. Yes, Sir, I am.

Q. He is the man that gives you the paycheck?

A. Yes.

Q. Now, Colleen Whitenight spoke to you in the last few weeks about whether you remembered what time her Dad left the store?

A. Yes, Sir, she did.

Q. Didn't you tell her you didn't remember?

A. No, Sir, I did not.

Q. You did not?

A. Yes, Sir.

Q. That is all.

RE-DIRECT EXAMINATION

By Mr. Ertel:

Q. What did you tell Colleen?

A. I told her she left, followed her Dad somewhere between 5:15 and 5:30.

Q. No further questions.

James J. Stahl. - Diane Fisher.

By Mr. Fierro:

I have none.

(Excused from witness stand.).

DIANE M. FISHER, being duly sworn according to law,  
testified as follows:

DIRECT EXAMINATION

By Mr. Ertel:

Q. State your full name?

A. Diane Marie Fisher.

Q. How old are you?

A. 16.

Q. Where do you live, Diane?

A. 22 West First Avenue, South Williamsport.

Q. When did you turn 16?

A. October 26th.

Q. On November 16th, were you in the company of the  
Defendant?

A. Yes, Sir.

Q. Were you in his car with him?

A. Yes.

By Mr. Fierro:

I object to his leading the witness....go ahead.

By The Court:

Proceed.

By Mr. Ertel:

Q. Did you have the occasion to be driving with him and  
have a conversation with him?