

By Mr. Ertel:

I was not familiar he subpoenaed any of these people.

By Mr. Fierro:

I don't have to, they are in the Court and subject to recall.

By The Court:

Would you indicate to the Court before they leave which ones you would like to have remain?

By Mr. Fierro:

I didn't think about it this morning. Now, this lady I know I don't need her, and as far as I am concerned she may be excused.

By The Court:

If there are any that has been excused, you can discuss it with the Court at that time.

By Mr. Ertel:

Gary Whiteman.

GARY WHITEMAN, being duly sworn according to law, testified as follows:

By Mr. Fierro:

I would like an offer on this, your Honor.

By The Court:

Q. How old are you, Sir?

A. 10.

By The Court:

On or off the record?

Gary Whiteman.

By Mr. Pierro:

Off the record at first.

(Side Bar consultation not made a part of the record.).

DIRECT EXAMINATION

By Mr. Ertel:

Q. State your full name?

A. Gary Allen Whiteman.

Q. How old are you?

A. 10.

Q. Where do you go to school?

A. Central Elementary.

Q. South Williamsport?

A. Yes.

Q. Where do you live, Gary?

A. 342 Kane Street.

Q. Where is that in relation to the St. Lawrence School?

A. About a half block down the street.

Q. On Kane Street?

A. Yes.

Q. Going back to the 19th of October, the day you had off school, did you have the occasion to see Jennifer Hill that day?

A. Yes.

Q. Where did you first see her?

A. I first saw her I was playing kick ball with her the St. Lawrence Playground.

Gary Whiteman.

Q. At that time, what was she wearing, if you recall?

A. A blue and white jersey and a pair of jeans.

Q. How long did you play kickball that morning, if you recall?

A. I can't remember.

Q. Did you see her later that day?

A. Yes.

Q. About what time?

A. About between 3:30 and 4:00.

Q. Where did you see her?

A. Crossing Winthrop on South side of West Central.

Q. Crossing Winthrop, now, the south side would be the side away from the river or towards the river?

A. Away from the river.

Q. In other words, she was on the side of the street away from the river and crossing Winthrop Street, is that correct?

A. Yes.

Q. Do you want to look down here and see where I am pointing is correct, Gary, I am pointing to Exhibit No. 42, she was crossing this way, is that correct?

A. Yes.

Q. Where were you, Gary, at that time?

A. I was in front of the St. Lawrence School.

Q. Where is St. Lawrence School in relation to that?

A. (Witness indicates.).

Q. You are pointing right to the corner of Kane and West Central on the north side, is that correct?

Gary Whiteman.

A. Yes.

Q. Did you speak to her at all?

A. When we were playing kickball I spoke to her a little.

Q. How about when you saw her on the street crossing Winthrop on the South side?

A. No.

Q. What was she wearing at that time, do you recall?

A. The same thing she was wearing when she was playing kickball, a numbered jersey and the jeans, with a plastic bag.

Q. What kind of plastic bag was that, do you recall?

A. No, but it was striped, it had white stripes.

Q. Where was that?

A. When she was crossing Winthrop.

Q. Did she have it in her hand?

A. She had it in her hand.

Q. How do you know it was Jennifer Hill?

A. I recalled the jersey.

Q. Is that the last time you saw her?

A. Yes.

Q. No further questions.

CROSS EXAMINATION

By Mr. Fierro:

Q. I didn't get your last name?

A. Whiteman.

Q. Gary, whatever time you say you saw her, which was between 3:30 and 4:00, she was walking on West Central Avenue

Gary Whiteman.

and she was crossing Winthrop and the District Attorney pointed like in this direction, he was pointing towards Market Street, is that the direction she was walking?

A. Yes.

Q. And at that time you saw that she was wearing this blue jersey with white numerals?

A. Yes.

Q. And she had on these blue jean pants?

A. Yes.

Q. Is that all she was wearing?

A. That is all I can remember.

Q. Plus, of course, you saw her holding this plastic bag?

A. Yes.

Q. You don't remember whether she was carrying a jacket in her hand?

A. I can't remember.

Q. You can't remember that?

A. No.

Q. You don't remember whether she was wearing a jacket?

A. That is right.

Q. You don't remember?

A. That is right.

Q. You do remember seeing this blue jersey with the numerals?

A. Yes.

Q. You could see the whole of the jersey, nothing was covering the jersey?

Gary Whiteman.

A. I am not sure about on her left shoulder, the right shoulder.

Q. The right shoulder, what would there be, Gary?

A. I am not sure, all I know there was something hanging down over it.

Q. Something hanging off of it, you don't know what it was?

A. No.

Q. All right, that is all.

By Mr. Ertel:

That is all.

By The Court:

Do you have a desire to have this Gentleman remain,

Mr. Fierro?

By Mr. Fierro:

No.

By The Court:

You are prohibited from discussing your testimony with anyone except the District Attorney or a member of his Staff. You are excused when the District Attorney or his Staff informs you that you are excused. Thank you, son.
(Excused from witness stand.).

By Mr. Fierro:

May we come up a moment?

By The Court:

Yes.

(Side Bar consultation not made a part of the record.).

Gary Whiteman. - Jeffrey Whiteman.

By The Court:

Proceed.

By Mr. Ertel:

Jeffrey Whiteman.

JEFFREY L. WHITEMAN, being duly sworn according to law, testified as follows:

DIRECT EXAMINATION

By Mr. Ertel:

Q. State your full name, please?

A. Jeffrey Whiteman.

Q. Where do you reside?

A. 342 Kane Street.

Q. The boy that just testified is your brother?

A. Yes.

Q. How old are you?

A. 14.

Q. Where do you go to school?

A. Senior High, South Side.

Q. Returning to the 19th of October, 1973, did you have the occasion to see Jennifer Hill that day?

A. Yes.

Q. Where?

A. She was playing kickball at St. Lawrence School.

Q. Can you tellus how she was dressed?

A. She had a blue and white "33" football jersey and blue jeans, and I believe black sneakers.

Q. How long did you play kickball or football with her