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## 54/11/05 Marilyn's Pictures Stir Court

Cleveland Plain Dealer

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# MARILYN'S PICTURES STIR COURT

## State Displays 7 Color Slides of Slain Wife



LEAVING THE COURTROOM after all witnesses but one were barred from hearing testimony were Dr. Richard N. Sheppard, his wife, Dorothy, and Mrs. Betty Sheppard (front). Left rear is Chief Jailor Mike Uccello. The head of Deputy Sheriff William Elko may be seen behind Dr. Sheppard.

### DR. STEVE IS ALLOWED TO STAY WHEN JUDGE SENDS WITNESSES OUT

Corrigan Explains Brother Might Be Needed for Consultation; Deputy Coroner Adelson Describes Murder Victim's Wounds, Relates Facts of Autopsy

BY TODD SIMON

Seven color slides of the murdered Marilyn Sheppard shook up the courtroom yesterday as the state rammed its case into motion with the full, raw impact of her slaying.

Her accused husband, Samuel H. Sheppard, would not look. Sitting back of the screen, silhouetted against an amber window in the dark trial chamber, he sobbed when the last picture glowed on the screen. It showed the broken skull.

To the osteopath brain surgeon, even with his eyes closed or blind with tears, the brisk medical words of Dr. Lester Adelson - "comminuted fractures," separation of the frontal suture" - must have forced in on him that vivid picture.

Even murder-case hardened newsmen admitted the chopping of the pretty face gave them chills.

When the lights went on, Top Prosecutor John J. Mahon succeeded in getting into evidence six black and white photographs made from the color shots.

Adelson gave most of the facts of his autopsy, done at County Morgue, where he is chief deputy coroner and pathologist. School-room pointer in hand, he described the wounds with a teacher's coolness.

Fifteen gashes above the eyes on the victim's face and head. 35 injuries in all. A bruised brain. One fingernail torn off her left hand. Broken nose. Broken finger joint. Chipped teeth. Bruised shoulder.

Mahon turned him over to Sheppard's lawyers for cross-examination, but they decided to wait until this morning for that. It was 3:55 p. m.

#### Dr. Steve Stays

It took Dr. Adelson eight minutes to tell all his scholarly past and honors. The state is taking no chances on his being overshadowed by the Michigan pathologist the defense flew in here to examine the body at the funeral home before it was buried.

The defense fought against the magic lantern pictures but lost.

It won a battle to keep Dr. Stephen A. Sheppard in the courtroom when all witnesses were told they must go. His wife, Betty, and Dr. and Mrs. Richard N. Sheppard filed out.

William J. Corrigan, field marshal of Sheppard lawyers, said he needed Steve "because there might be a question,"

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# Pictures of Slain Marilyn Cause Stir in Courtroom

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especially a medical question, on which I must consult him."

"The state has police here at the trial table," said Corrigan.

Common Pleas Judge Edward Blythin allowed the request. Steve promptly headed for Dr. Sam's side.

## Waves Him Back

"Wait a minute," protested Prosecutor Mahon. "These are investigators here on our side, not blood relatives. Let him sit back in the spectator seats."

"All right. Let it go. It does not make any difference," said Corrigan, waving the brother back.

When lawyers wrestled over the color pictures they asked to view them in Judge Blythin's chambers.

As they were walking out, Dr. Sam stood up, turned toward Steve in his back bench seat and vigorously beckoned him forward, thumbing him to go along. He did.

Through all the darkroom doings Steve sat with Sam and Deputy Sheriff James F. Kilroy, Sam's trial court shadow. He stayed along the side of the trial arena until Mahon spotted him and was rising to object. Then he slipped back to his rear bench.

## Might Be Recalled

Dr. Adelson may be recalled later for more direct testimony, Mahon said. Left out of the autopsy evidence was the fact that the pregnant 31-year-old woman's body showed no sign of a sex attack.

Cross-quizzing of Dr. Adelson will run into this afternoon, Dr. Sam's lawyers said.

Both sides laid out their cards cautiously in their opening statements yesterday morning.

Osteopath Sam was a husband infatuated with dark-eyed Susan Hayes, lissome medical technician, and talking about divorcing Marilyn and marrying Susan, as Mahon sketched the picture.

## "Gentle Nature" Cited

Defense Attorney Fred W. Garmone painted Sheppard as "a man who possessed a gentle nature," who "loved Marilyn Sheppard with great tenderness" in spite of "his activities with other women."

"When you give a reasonable and probable interpretation on the evidence," predicted Mahon, "the finger of guilt will point at Sam Sheppard for this ruthless slaying."

"There was no one in the home attempting to commit burglary. It was arranged to deceive the people who might investigate the burglary claim."

What burglar would tear the T-shirt off Sam and take it away? Mahon asked that.

## Garmone Takes Turn

Garmone, when his turn came, said his client had taken out \$20,000 worth of life insurance, put the home at 28924 West Lake Road, Bay Village, in Marilyn's name—not his—and just before the murder had been spending the "four happiest months of his marriage" with his wife.

Sam let Marilyn cash his paychecks, Garmone promised to prove.

A happy evening before the Fourth of July murder, a happy family party shortly before when the baby on the way was heralded, plans for a July 4 picnic—did those add up to murder? Garmone asked that.

Bloody as the murder room was, there was only a little blood on Sam's trousers, Garmone said.

Thrice he repeated words which he said Sam was moaning,

lying in Bay View Hospital under the care of a girl X-ray technician. "I tried to get to Marilyn."

Garmone said that girl and a nurse from the Sheppard hospital would come in to tell Sam's condition after the murder was discovered.

The blood trail around the house was made mostly by Koko, the Sheppards' female dog, Garmone said.

He said Cleveland police tried to use "a whip, not their wits, to pin the murder on the young osteopath.

## Renews Continuance Plea

The homey little chores Sam did around the death house on July 3, repairing a toy airplane for his son, Chip, 7, and teaching Chip and his dinner guests' boy to punch the punching bag were itemized by Garmone.

But Mahon indicated those and the picnic preparations might be "planted" the same as the ransacking job, faked to make a big show of innocence and to throw police off the scent.

On schedule, Corrigan renewed his motion for a continuance of the trial after the first "hear ye, hear ye" of the day.

He complained that a helicopter hanging over the Sheppard house had drowned the jury's tour of the place with noise and added to the "circus atmosphere" of the trial.

Judge Blythin turned him down, and the guilt-or-innocence issue at last was joined. The first word of testimony came at 2:30, two weeks and almost four days after the trial began.