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Susan Hayes Admits Love Affair In Trial Testimony

Miss Susan Hayes took the witness stand. She walked into the courtroom at 10:10, stepped to the witness chair, and stood up while she was sworn in by Judge Blythin.

As she took her seat, Corrigan stood up and asked Judge Blythin to instruct Miss Hayes of her constitutional rights. Corrigan asked the judge to tell Miss Hayes that she was not required to give any testimony that would incriminate, disgrace or shame her.

Blythin answered that he would not give these instructions to Miss Hayes, saying that he presumed that she was acquainted with her constitutional rights.

Corrigan: I assume that this is Miss Hayes.

Blythin: I assume so, too, but I don't know yet.

Corrigan: Well, judge, there has been a lot of publicity about this woman.

Danaceau: Your honor, I object to all this showmanship.

Corrigan: This is not showmanship. You're always using that word. I'm here defending a man for his life.

Judge Blythin rapped for order, quieted the attorneys, and instructed that the testimony get under way.

Assistant Prosecutor Parrino questioned Miss Hayes:

Dr. Sam sometimes drove her her parents. Their companionship provoked gossip nearby Rocky River home of among her fellow employees.

2



It was reported that once, at a hospital party, Marilyn Sheppard left early, in tears, because of Dr. Sam's attention to Susan. The Sheppards deny this.

3



Susan quit her job early this year to take one in Los Angeles. In March, Sam and Marilyn Sheppard went there to visit friends. Dr. Sam phoned Susan. While Marilyn was visiting at a Monterey County ranch, Susan told the Grand Jury, they lived together for a week.

1

Susan Hayes and Dr. Samuel H. Sheppard became friendly when she worked as a laboratory technician in the Bay View Hospital in Bay Village, a Cleveland, Ohio, suburb.



6

With Susan on the witness stand, will the prosecution be able to convince the jury that she is the living motive for the murder of Marilyn? Defense belittles idea, calling the affair a passing fancy—"purely physical."

Since being brought back to Cleveland to testify, Susan has been living in utter seclusion at her parents' Rocky River home. "Not much of a cook" before, she says "Now I think I'm getting pretty good."

5



SHEPPARD TRIAL REACHED CLIMAX today with Dr. Sam being confronted with testimony of Susan Hayes. In these sketches, artist illustrates the highlights of her involvement in the sensational case.

Q. Your name is Susan Hayes?
A. Yes.
Q. In what field of work are you trained?
A. As a medical technician.
Q. Are you acquainted with Dr. Sam Sheppard?
A. Yes.
Q. When did you first become acquainted with him?
A. When he became a staff member at Bay View Hospital.
Q. When was that?
A. In 1951.
Q. What was the nature of your association with Dr. Sheppard?
A. I was a laboratory technician and he was a doctor.
Q. From time to time, you would work with Dr. Sheppard?
A. Yes.
Q. Were you ever on any emergency call with Dr. Sheppard?
A. He would sometimes drive me to the hospital.
Q. Where would he pick you up when he would do that?
A. At home.
Q. Was this sometimes at night?
A. Some times.
Q. After these emergency calls were completed, did you go home?
A. Yes.
Q. How did you get home?
A. Sometimes Dr. Sheppard would take me home.
Q. You said you worked at Bay View Hospital and quit there in December of 1952?
A. Yes.
Q. Where did you work after that?
A. I went to work in a downtown laboratory.
Q. Where?
A. On E. Ninth st, in the Rose building.
Q. When did you begin?
A. On Jan. 1st.
Q. During the time that you were employed as a lab technician at the Rose building, did you see Dr. Sam Sheppard?
A. Yes.
Q. How often?
A. On Friday evenings.
Q. Where?
A. He usually drove me home.
Q. After the vacation, did you work at Bay View Hospital again?
A. Yes.
Q. When did it begin?
A. August of 1953.
Q. Did you do the same kind of work as before?
A. Yes, sir.
Q. How long did this second term of employment at Bay View last?
A. Until the third of February.
Q. You quit at that time, did you?
A. Yes, sir.
Q. During that period of employment, did you see Sam Sheppard?
A. Yes.
Q. After you completed your employment there on Feb. 3 what did you do?
A. I went to California.
Q. Did you have any conversations with Sam Sheppard before then?
A. Yes.
Q. Did you tell him you were going to California?
A. Yes.
Q. Did you know where you were going to stay at that time?
A. Yes, sir.
Q. Did you tell him where you were going to stay?
A. Yes.
Q. Did you give Sam Sheppard your address?
A. Yes, sir, I did.
Q. Where did you stay?
A. With Mr. and Mrs. Shabala.
Q. Who are they?
A. They are friends of mine.
Q. Was she a lab technician?
A. Yes.
Q. Did she at one time work in Cleveland?
A. Yes, at Bay View Hospital.
Q. At the same time as you?
A. Yes.

Q. When did you get to California?
A. In February.
Q. What City?
A. Downey.
Q. At the home of Mr. and Mrs. Shabala?
A. Yes.
Q. After you got to California, did you see Sam Sheppard again?
A. Yes.
Q. When?
A. In March.
Q. Would you describe how you first heard from Sam?
A. He called on the phone.
Q. Where did he say he was?
A. In Los Angeles.
Q. Did you see him?
A. Yes.
Q. When?
A. That day, or the following day, I'm not sure.
Q. Where?
A. At the Downey address.
Q. What did you do?
A. We went to the Miller residence for dinner.
Q. Who is Miller?
A. That is Dr. Miller.
Q. How did you get there?
A. By car.
Q. Who was with you?
A. Dr. Sheppard.
Q. When you say Dr. Sheppard, you mean Dr. Samuel Sheppard, don't you?
A. Yes.
Q. Where is the Miller residence located?
A. In Los Angeles.
Q. Was any other person there?
A. Mrs. Miller.
Q. What occurred?
A. We had dinner.
Q. After dinner, did any other people arrive?
A. Yes, some people were called and they arrived later.
Q. Would you give their names if you can?
A. There was a Dr. Chapman.
Q. Is that Randall Chapman?
A. Yes.
Q. Who else?
A. A Dr. Marsh.
Q. Was Dr. Marsh a male or female?
A. Female.
Q. Anyone else?
A. I don't remember the others.
Q. Was Sam Sheppard acquainted with these people?
A. I believe so. I'm not sure.
Q. Where did you stay that night?
A. At the Miller residence.
Q. Where did Dr. Sheppard stay?
A. At the Miller residence.
Q. What room did you occupy?
A. The same one as Dr. Sheppard.
Q. The same bed?
A. Yes.
Q. Did you have any intimate relations?
Miss Hayes softly answered "yes," at the same time that Corrigan shouted "objection." Judge Blythin said, "She may answer," and Parrino asked:
Q. What was your answer?
A. (With a sigh) Yes.
Q. That first evening?
A. Yes.
Q. Did you have any clothes with you?
A. No.
Q. Where did you go the next day?
A. I went to the Downey address to obtain clothes.
Q. How did you get from the Miller home from the Downey ad-

dress?
A. Dr. Sheppard drove me there.
Q. What did you do there?
A. I obtained clothes.
Q. Then where did you go?
A. Back to the Millers.
Q. How long did you stay at the Miller home?
A. Seven days.
Q. Where did Dr. Sheppard stay during that time?
A. The same residence.
Q. Did you occupy the same bedroom during that time?
A. Yes.
Q. Was this time in California the first time that you had had intimate relations with Dr. Sheppard?
A. No.
Q. Referring to the first time you worked at Bay View Hospital, the period ending December, 1952, had you had intimate relations before you quit?
A. Yes, shortly before.
Q. During the period after you came back to Bay View Hospital in Aug., 1953, to Feb., 1954—during that period did you have intimate relations with Dr. Sam?
A. Yes.
Q. Where did these acts take place?
A. In his auto. And in his apartment above the Fairview Clinic.
Q. Is that the Sheppard clinic?
A. Yes.
Q. Where is the clinic in that building?
A. The clinic is upstairs.
Q. And there are living quarters upstairs?
A. Yes.
Q. While you were in California with Dr. Sam did you take any trips?
A. Yes. We went to San Diego.
Q. When did that happen?
A. It was within the seven days.
Q. Who went with you?
A. I believe it was Mr. and Mrs. Chapman, Mrs. Miller and another couple.
Q. Why did you go to San Diego?
A. For a wedding.
Q. Who was getting married?
A. I don't remember the man's name.
Q. Who drove the car you rode in?
A. Dr. Sam Sheppard.
Q. Was anybody else in that car?
A. Yes, Mr. and Mrs. Chapman.
Q. Did anything unusual happen on that trip?
A. I lost my watch and he replaced it.
Q. When did he replace it?
A. Before he left California.
Parrino at this point showed her a wristwatch and she identified it as the watch given her by Dr. Sam.
Q. Did you receive anything else from Dr. Sam at any time?
A. Yes, he gave me a ring.
Q. When?
A. In January of 1954.
Q. Where were you?
A. In my home.
Q. Was anyone else at home at the time?

A. No.
Q. Did Dr. Sam express his love for you at that time? (Objection by Corrigan overruled).
A. He did.
Parrino showed her a ring and she identified it as the one that Dr. Sam gave her in January.
Q. Did Dr. Sam Sheppard express his love for you on other occasions?
A. Yes.
Q. On this trip that Dr. Sam took to California—did you see Marilyn?
A. No.
Q. Did Dr. Sam say where she was?
A. He said she was up north in California staying with friends.
Q. Do you recall the type of automobile Dr. Sheppard had in California?
A. A Mercury.
Q. What was done with that car while he was in California?
A. He got another car.
Q. What kind of a car did he buy?
A. A Lincoln.
Q. What did he do with the Mercury?
A. He left it there.
Q. You mean that you and he went in with the Mercury and came out with the Lincoln?
A. Yes.
Q. During the time that you were associated with Dr. Sheppard, was the subject of divorce ever mentioned?
A. Yes.
Q. Can you recall any specific instance when divorce was mentioned?
A. In the early part of 1953.
Q. Where were you working at that time?
A. Downtown.
Q. What did Dr. Sheppard say to you at that time?
A. As I recall, Dr. Sheppard said he loved his wife very much but not so much as a wife. He said he was thinking of a divorce.
Q. He said he was thinking of divorce?
A. He said he loved his wife very much but was thinking of getting a divorce.
Q. What else did he say about it?
A. He said he was not sure that his father would approve.
Q. Do you remember any other specific occasions when he talked about divorce?
A. Later the same year.
Q. Where were you working then?
A. At Bay View Hospital.
Q. Was that in 1953?
A. Yes, about November.
Q. Who was present at that time?
A. I was.
Q. Where was this conversation?
A. At the hospital.
Q. What did Dr. Sheppard say?
A. He said he had mentioned divorce to his wife.
Q. Did he say anything else?
A. Not that I recall.
Q. Did he say that he had mentioned something about divorce to Mrs. Sheppard?
A. Yes.

Q. Did that subject come up on any other occasions?
A. It was mentioned, but there was no discussion about it.
Q. When it was mentioned other times, who was present, just the two of you?
A. I'm not sure.
Q. After Dr. Sheppard left California in March of 1954, did you communicate with him, did you carry on a correspondence with him?
A. Yes.
Q. How many letters did you receive from him?
A. Four.
Q. How many letters did you send him?
A. The same number.
Q. Who started the letter writing?
A. Dr. Sheppard wrote to me first.
Q. Was there any profession of love in the letters?
A. No, sir.
Q. The letters you sent, where were they addressed?
A. To Fairview Clinic.
Q. Why did you send them to the clinic? (An objection by Garrone was sustained).
Q. Was there anything said between you and Dr. Sheppard as to where you should send your letters to him?
A. Dr. Sheppard suggested that

I send them to the Fairview Clinic.

Q. Not to his home?

A. He didn't mention that.

That concluded the direct examination of Susan Hayes by the state.

Fred Garmone took up questioning on cross-examination.

Q. Miss Hayes, my name is Fred Garmone. I am one of Dr. Sheppard's lawyers. This is the first time that you have seen me, isn't it?

A. Yes, sir.

Q. Now the first time you went to work at Bay View Hospital was when?

A. Early in 1949.

Q. During that period of 1949 until 1952, you have on many occasions been with Dr. Sam Sheppard when he was in surgery?

A. Yes, sir.

Q. And wasn't it a fact that when watching him performing surgery he never lost his temper?

A. Yes, sir.

Q. After you left Bayview in 1952, you went to work in the Rose Building for six months?

Q. After those six months, you came back to take up your duties at Bayview?

A. Not permanently—on a temporary basis.

Q. How long did you stay at Bayview at that time?

A. Until the early part of 1954.

Q. In January of 1954, prior to your leaving, did you send notice to the hospital of your leaving?

A. Yes, about a month and a half before I left.

Q. Prior to your leaving, did you have any conversation with Dr. Harkin about new equipment which he thought should be in the laboratory there?

A. I had conversation constantly over that. I wasn't the only one.

Q. After you quit, did you remain in Cleveland?

A. No. I went to California.

Q. After you went to California, you took up residence with Mr. and Mrs. Shabala?

A. Yes.

Q. How long were you in California before you received this call from Sam Sheppard?

A. I arrived in February. He called in March.

Q. When was the last day that you saw Dr. Sam Sheppard in California?

A. I don't know, sir.

Q. What Month?

A. March.

Q. Of 1954?

A. Yes.

Q. The middle or latter part?

A. The middle, I suppose.

Q. Then as far as you know, Sam Sheppard came back to Cleveland?

A. Yes sir.

Q. When did you next come back to Cleveland?

A. When I came back with Mr. Parrino.

Q. When was that?

A. I don't remember.

Q. Was it during July or Aug.?

A. Yes.

Q. Who was present?

A. Mr. Schottke, a policeman.

Q. And wasn't there present a James Vail, a reporter for the Cleveland Press?

A. Yes.

Q. Prior to your coming to Cleveland, were you interviewed in Los Angeles?

A. Yes.

Q. Can you give me the name of the man who interviewed you?

A. It was the district attorney, I believe his name was Roll.

Q. Was it an oral statement?

A. Yes.

Q. And in that conversation, Sam Sheppard's name was frequently mentioned, wasn't it?

A. Yes.

Q. After you finished that interview, it was some two weeks before you had contact with Parrino, Schottke and Vail?

A. I had no contact with Mr. Vail.

Q. Well, he's the Press reporter.

A. He was on the plane. I talked with him a few minutes.

Q. You saw him when he arrived with Parrino and Schottke, didn't you?

A. No, only on the plane.

Q. Was that the first time you saw him, on the plane?

A. Yes.

Q. When you arrived at the Cleveland airport, who greeted you?

A. I don't know.

Q. Where were you first taken?

A. To Chief Story's office.

Q. How long were you there at the police station?

A. Several hours.

Q. Were you afforded an opportunity to visit with your mother and dad?

A. I called them by telephone.

Q. And you were subjected to many questions?

A. Yes.

Q. Who were you turned over to and where were you taken?

A. To a hotel.

Q. In whose custody?

A. I don't know. There was a woman there with me.

Q. You were under the protective custody of somebody in the police department?

A. Yes.

Q. How many days were you in that hotel?

A. About seven.

Q. After the seven-day period, you were released?

A. I went home and I'm still there.

Q. Coming back to the interview in the district attorney's office in Los Angeles—didn't you in

that statement, deny any intimacies with Dr. Sam Sheppard?

A. Yes, I did.

Q. And you maintained that position from that first interview with the authorities in Los Angeles for the next two weeks?

A. Yes.

Q. During all this period that you have testified to, either as a technician at Bay View, at the Rose Building, on all of these occasions with Dr. Sheppard, you were always aware of the fact that he was a married man, were you not?

A. Yes sir.

Garmone said, "No further questions."

Then the jury was excused for the noon period, while the attorneys went over the evidence to see what was and what was not in evidence and to straighten out the records.