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Q Were you there when the police arrived?

A Yes, I was.

Did they take custody of this person? Q

Yes.

They took him out through the Colonial Room, which was where the Senator was going to have his press conference.

And they got him out as quick as they could?

Yes, sir, they did.

At the time of the shooting, could you tell us anything about the gun that you saw in the suspect's hand?

> A Yes.

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It was -- well, I don't know how you describe the gum, but it's -- it wasn't much longer than maybe four to five inches long.

And I thought, at first, it was a .25 caliber pistol because I had seen a .25 caliber pistol once before that a friend had.

And at the time, I didn't know what it was. I just knew it was a gun.

MR. HOWARD: With the Foreman's permission, may we mark and envelope and content, the revolver, as Grand Jury Exhibit 7?

THE FOREMAN: Permission granted.

We have just gone through it, Mr. MR. HOMARD:

Foreman. It's the kind of gun that you cannot break, but there is nothing in it.

Q Would you examine Grand Jury Exhibit 7?

Does this appear to be similar to or appear to be the gun that you saw in the hand of the suspect?

A The same gun. The reason I say it is -- the reason is it had the funny little corkscrew here.

Q That is in the front of the gun, below the barrel?

A Yes, sir. It's the same thing I saw.

Q That's the gun you saw in the hand --

A Yes, sir.

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Q That's the gun that did the shooting?

A Yes, sir.

Q You say you got blood from the Senator?

A I think it was the Senator. I'm not sure.

But all I can remember was I couldn't see, and one of the other waiters yelled across at me, "Are you all right, are you hit or what," because he didn't know.

And I just -- it was all over my face.

Q When the police officers left, you said that there were certain people that had hold, or they were holding the person identified in the picture.

A Yes, sir.

Q Did you recognize one as Roosevelt Grier?

A Yes. Mr. Grier was bent over the man,

EXHIBIT #

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Ex. 47 and Ex. 54") did not permit the determination of the number of cannelures on PN 2 (Ex. 47).

Microscopic examination of the few remaining undamaged areas of PN 8 (Ex. 54) show no significant differences in the quality of rifling impressions when compared with PN 2 (Ex. 47). Examinations of the Balliscan photographs ("Harper Ex. 47, Ex. 54" and 'Hearing Ex. 47 and Ex. 54") revealed that erroneous conclusions can be reached because of surface damage to PN 8 (Ex. 54) resulting from impact. This damage could be interpreted as a difference in the quality of the rifling impressions.

Depth of land impression determination as referred to in line 2, page 8, of the Court Order dated September 23, 1975, is not a usual firearms identification examination procedure. The information which can be determined from such a measurement has no foreseeable significant value to the solution of the firearms identification problems in this case.

The requested measurements of the rifling angles or pitch in lines 7 and 8, page 8 of the Court Order dated September 23, 1975, will not be conducted until after the classical comparison microscopy examinations have been completed. At that time the value and necessity of such examinations will be determined.

A microscopic examination of (PN's) 1 (Ex. 38), la (Ex. 38), 2 (Ex. 47), 5 (Ex. 51), 6 (Ex. 52) and 8 (Ex. 54) and A through G (Ex. 55 and Grand Jury Ex. #5B) does not reveal any unusual amount of oxidation or deterioration of a nature which would substantially affect a classical microscope comparison examination.

Special Hearing Exhibit 10, a photomicrograph depicting a bullet comparison, was found to be a comparison between PN 2 (Ex. 47) and PN 6 (Ex. 52). This was determined by a matching of the surface defects in the photomicrograph and

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those appearing microscopically on PN 2 (Ex. 47) and PN 6 (Ex.52). On the basis of such comparisons, it does not appear that PN 2 (Ex. 47) and PN 6 (Ex. 52) have changed appreciably between June 6, 1968 (when the photomicrograph was taken) and the present date.

A microscopic examination of PN 2 (Ex. 47), PN 8 (Ex. 54), A, B, and C (Ex. 55) revealed the presence of microscopic indentations, which measure approximately .003" in diameter. These indentations do not appear in the original 'Harper Balliscan photographs," taken in 1970. However, these indentations appear in the Balliscan photographs taken in April 1974 for the "Kennedy Hearing." The source of these indentations has not been determined from a microscopic examination of these impressions.

Based on the above examinations, there is no evidence to indicate that more than one gun was used to fire the items examined.

Procedures used in forming the above conclusions consisted of microscopic measurement, comparative microscopy with known standards, and weighing. The procedures were conducted in a team atmosphere with each panel member recording his own data, from personal observation, on an individual worksheet.

DATED: October

Alfred A. Biasotti

Lowell W. Bradf

to whether each picture that we prepare for the jury is a fair and accurate representation of the original exemplars?

MR. COOPER: No, we concede that it is his handwriting, as you know.

MR. FITTS: All right. Now, there is another problem that I'd like to get to with respect to the medical.

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It is our intention now to call DeWayne Wolfer to testify with respect to his ballistics comparison. Some of the objects or exhibits that he will need illustrative of his testimony will not, because he is being taken somewhat out of order for reasons that we will come to later, will not have adequate foundation, as I will concede at this time.

MR. COOPER: You mean the surgeon took it from the body and this sort of thing?

MR. FITTS: Well, with respect to the bullets or bullet fragments that came from the alleged victims, it is our understanding that there will be a stipulation that these objects came from the persons whom I say they came from. Is that right?

MR. COOPER: So long as you make that avowal, there will be no question about that.

MR. FITTS: Fine. Well, we have discussed the matter with Mr. Wolfer as to those envelopes containing those bullets or bullet fragments; he knows where they came from; the envelope will be marked with the names of the victims