



ITEM #25



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(The following proceedings were had in open court, within the presence and hearing of the jury.)

THE COURT: People vs. Sirhan, let the record show the parties and counsel present, and the jury is in

You may proceed, gentlemen.

MR. FITTS: De Wayne Wolfer, please.

THE CLERK: You do solemnly swear the testimony you are about to give in the cuase now pending before this Court shall be the truth, the whole truth and nothing but the truth, so help you God?

THE WITNESS: I do.

THE CLERK: Be seated, please.

State your name, please.

THE WITNESS: It is De Wayne A. Wolfer, and that is D-e W-a-y-n-e W-o-l-f-e-r.

DE WAYNE A. WOLFER,

called as a witness by and on behalf of the People, having been first duly sworn, was examined and testified as follows:

## DIRECT EXAMINATION

BY MR. FITTS:

Q Your occupation, sir?

A Police Officer for the City of Los Angeles, assigned to the Scientific Investigation Division, Crime

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Laboratory, where I act as a criminalist -- the study of firearms -- and as a ballistics expert.

- Q What is your rank and title?
- A I am a police officer.
- Q A sergeant?
- A No, just a police officer.
- Q Just a police officer.

If the Court please, if you will bear with me, I have a number of exhibits which I wish to mark for identification. Initially, I would say, before I proceed — and there are a number of these — they have been the subject of conversation with Mr. Cooper and there will be stipulations offered with respect to some of these.

MR. COOPER: That is correct, your Honor.

MR. FITTS: First of all, I have an envelope which contains an expended bullet; may that be marked People's 47 for identification?

THE COURT: So marked.

MR. FITTS: May it be stipulated, Mr. Cooper, that this expended bullet was removed from the vicinity of the sixth cervical vertebra of Senator Robert F. Kennedy at the time of the autopsy which was performed upon him?

MR. COOPER: So stipulated. It may be received in evidence then.

What is that exhibit number again?
THE COURT: 47 is the number I have.

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MR. COOPER: Thank you.

MR. FITTS: I have a large evidence envelope and, for the purpose of identification, it contains, in the upper left-hand corner the designation Item Numbers 25 and 37. It contains two vials containing bullet fragments.

May that be marked as People's next in order, as People's 48?

THE COURT: In evidence, Mr. Cooper?

MR. COOPER: I have no objection, your Honor.

THE COURT: In evidence.

MR. FITTS: And the next, Mr. Cooper, is a bullet fragment contained with the vials as part of Exhibit 48, which was removed from the head of Senator Robert F. Kennedy, both during the course of surgery performed upon him prior to his death and later upon the autopsy performed subsequent to his death.

MR. COOPER: So stipulated.

Feader natice the only blurring on this page appears with 26 and 27 at line 4, Why is that? What a bunch of Rubes what a bunch of Rubes

## LOWELL W. BRADFORD

Porensic Scientist Consultant Un Physical Evidence P. O. BOX 114B SAN JOSE, CA. 9810B

August 3, 1999

Lynn Mangan 4445 Highway 50 EAST Carson City, NV 89701

## PEO. V. SIRHAN

Dear Ms. Mangan:

I have reviewed your investigative report concerning the Los Angeles Police Department Evidence Item 24, which purports to be the fatal bullet in this matter, including the copies of police evidence identification records and related documentation.

I agree with your conclusion that the chain of possession information concerning Evidence Item 24 is subject to question in that the records do not show an intact chain of custody of the item that was introduced into evidence and examined by the Wenke Panel as items #3 and #3-A. The normal procedure for evidence collection, in addition to other procedures, requires a tag on he item or enclosure in a sealed envelope that is treated as a journal record. On this record, the date and name(signature or initials) of the custodian should be recorded as the item is transferred from one custodian to another. This record should accompany the evidence item from its source to its final destination.

If you are successful in discovering any photographs or other items that are suitable for examination, I would be pleased to examine and evaluate them as to correspondence with photographs recording Panel Items #3 and #3-A that were made during the examination of the firearms evidence, at which time I was a Member of the Wenke Panel.

Sincerely yours,

LOWELL W. BRADFORD

Supplement II

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