

5

VESTA MINNICK, OFFICIAL COURT REPORTER

684

9-4.

1 else pertaining to it.

2 You are not to form or express an opinion  
3 on the matter until it is finally submitted to you for  
4 that purpose.

5 We will now take a noon recess which will  
6 be until 2 o'clock.

7 Remand the defendant.

8 Ladies and gentlemen of the jury, you are  
9 to reassemble in the same room where you assembled this  
10 morning, in the Old Hall of Records, and you will be  
11 escorted over here from there.

12 Be back there about 20 minutes to two.

13 (Adjournment taken to the hour of 2 p.m. of  
14 the same day, Tuesday, January 14, 1969.)  
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80

12a-3 1

MR. FITTS: That's all I have.

2

MR. COOPER: Nothing further.

3

THE COURT: Let me ask you this. Are you of the frame of mind that you can set aside anything you may have heard or know and form your opinion only upon the evidence heard in this trial and the law as given to you by me?

7

A I would say so, yes.

8

THE COURT: Now I am going to ask you not to tell the people outside what we have been talking about in here. Do you understand?

11

A Yes.

12

THE COURT: The other members of the jury.

13

Anything further?

14

MR. COOPER: I have nothing further except as the Court indicated, we have you in here now we can ask you personal questions and they are none of anybody else's business.

18

THE JUROR: Yes, I understand that.

19

MR. COOPER: Thank you.

20

(Juror Duke leaves chambers.)

21

MR. HOWARD: Your Honor, may I address the Court on a certain matter? This is housekeeping.

23

I don't know if your Honor is aware, but the Los Angeles Police Department is preparing final and detailed reports that go beyond preparation for this trial in the investigative phase. One of the things the Police

26

12-4

1 Department would like to do is, for example, to look at  
2 the gun now marked an exhibit; to describe the gun as to  
3 whether it had a plastic handle or a wooden handle -- I  
4 can't tell or can't recall that. There is an order by  
5 Judge Alarcon outstanding that the exhibits can only be  
6 reviewed by order of court. They will not come up for a  
7 period of time, probably originating with the testimony of  
8 the witnesses.

9 I was wondering if the Court would consider a  
10 modification of the Alarcon order to allow the Deputy  
11 District Attorneys and the defense attorneys to go down  
12 to the fourth floor and pull the exhibits?

13 THE COURT: And look at them?

14 MR. HOWARD: Yes, sir -- not take them or anything  
15 like that.

16 MR. COOPER: I would join in that.

17 MR. HOWARD: In any other case we have ever tried the  
18 defense could go look at the exhibits, sign a card, or we  
19 could. Because of this case Judge Alarcon ordered we could  
20 not.

21 MR. COOPER: I would assume we would have the right  
22 to go in any case.

23 THE COURT: I don't understand the reason for the  
24 order.

25 MR. HOWARD: I think it was to avoid perhaps  
26 unauthorized exploitation of the photographs used in the

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12-5

1 autopsies, at cetera, et cetera.

2 MR. COOPER: I will stipulate, if your Honor please,  
3 so there is no question about it, that counsel for the  
4 prosecution and any lawyer of counsel for the defendant  
5 be permitted to see the exhibits at any time, with the  
6 understanding no photographs are to be taken of them unless  
7 we get a further order of the Court for taking photographs.  
8 I think that is our right.

9 THE COURT: I do, too. I will modify the order to  
10 that extent then, to conform to your stipulation.

11 (Off the record discussion.)

12 THE COURT: You may consider the order as modified  
13 in accordance with the stipulation, gentlemen.

14 THE CLERK: They are to be examined in the County  
15 Clerk's Office?

16 MR. COOPER: Wherever they are, I would assume.  
17 That is the custom.

18 MR. HOWARD: I am told they are in the County Clerk's  
19 Office. They are not in this department.

20 MR. COOPER: Alice, could you notify the County  
21 Clerk's Office?

22 THE CLERK: Yes, I will.

23 (The following proceedings take place  
24 in open court.)

25 THE COURT: People vs. Sirhan. Let the record show  
26 the parties and counsel present and the prospective jurors

Los Angeles Police Department  
PROPERTY REPORT

CHECK ONE  
TYPE ONLY

1 Evidence ☐ Found Evidence ☐ Found Property ☐ Safekeeping

DR 68-521-466

REPORTER'S ADDRESS

1. Trans

RESIDENCE ADDRESS

2. SAME

3. KENNEDY RORF

RESIDENCE ADDRESS

4. R. L. CALKINS HOMICIDES

DATE & TIME THIS REPORT

6-5-68 5AM

PROP. BKG. AT

INV. DIV.

DATE & TIME PROPERTY TAKEN INTO POLICE CUSTODY - LOCATION - CITY OR REPORTING DIST.

6-5-68 145A Rampart Dets

200

Evidence: BOOK TO ARRESTEE. IF NONE, BOOK TO VICTIM.

Found Evidence: BOOK TO OFFICER IF NO ARRESTEE OR VICTIM.

Found Property: BOOK TO ACTUAL FINDER.

Safekeeping: BOOK TO DEPOSITOR, OWNER OR PERSON IN LAWFUL POSSESSION.

(Separate reports are required for each different classification of property)

TYPE OF PREMISES

POL. STATION

TYPE OF PROPERTY

REVOLVER

DIV. RPTG.

HOMICIDES

DIV. OR CITY & DATE CRIME OCCURRED

Rampart 6-5-68

LIST ANY CONNECTING REPORTS BY TYPE & DR.

CRIME OTHER PROPERTY

IS THIS STOLEN PROPERTY?

☐ YES ☐ NO ☒ UNKNOWN

PROBABLE CRIME

ATT. MURDER

Prints - Photo - S.I.D. - Other

☐ ☐ ☐ ☐

(1) IF STOLEN IN CITY OF LOS ANGELES EACH CASE MUST BE COVERED BY CRIME AND FOLLOW-UP REPORTS. (2) DESCRIBE CIRCUMSTANCES RESULTING IN BOOKING OF THIS PROPERTY. (3) GIVE ADDRESS, TIME AND/OR PHONE NUMBER WHERE CONCERNED PERSON(S) MAY BE CONTACTED BY DAY INVESTIGATORS IF NOT LISTED, OR OTHER THAN ABOVE. (4) ITEMIZE AND DESCRIBE ALL PROPERTY. GIVE ALL SERIAL NUMBERS AND OTHER MARKS OF IDENTIFICATION. LIST ONLY ONE ARTICLE ON A LINE.

ITEM NO.

QUANTITY

SERIAL NUMBER(S) AND ENGRAVING

11 X GUN, REVOLVER IVER JOHNSON "CADET" # H53725  
B/S 2 1/2" BBL 8 SHOT CAL. 22

12 X BRASS, EXPENDED CAL. 22 "CCI" ON BASE  
NOT MARKED FOR I.D.

PK GUN

ITEM # 11 OBTAINED FROM RAFAEL JOHNSON AT  
RAMPART DETS ON 6-5-68 AT 145AM

ITEMS # 12 OBTAINED FROM RAFAEL JOHNSON  
AT RAMPART DETS ON 6-5-68 AT 145AM  
OBTAINED IN CYLINDER OF ABOVE REVOLVER

TO BE TAKEN TO S.I.D. FOR PRINT CHECK  
OF EXPENDED BRASS CIGGS

If additional space is required, use Continuation Sheet, Form 35.9.

SUPERVISOR, APPROVING

SERIAL NO.

REPORTING OFFICER(S) - SER. NO. - DIV. - DET.

PERSON REPORTING (Signature)

DATE & TIME REPRODUCED - DIVISION - OFFICE

6-5-68 5AM (2)

R. L. CALKINS 7287 HIX

M. J. M'GANN 10329

INDEXED

CHECKED



Clear copy -

APR FORM 10.2.1  
15 APRIL 1967

# PROPERTY/PRISONER TRANSFER RECORD

<input checked="" type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND EVIDENCE	<input type="checkbox"/> FOUND PROPERTY-HOLD FOR OWNER	<input type="checkbox"/> PERSONAL PROPERTY	<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> PRISONER	
INSTRUCTIONS: MARK (X) APPROPRIATE BOX FOR TYPE OF TRANSFER. MARK (X) 'PRISONER' AND 'REPORT' COLUMNS WHEN PRISONER IN CUSTODY. MARK (X) 'REPORT' COLUMN ONLY WHEN PRISONER IS 'OUT ON BAIL.'					DATE TRANSFERRED Aug. 24, 1968	
NAME OF PERSON PROPERTY BOOKED TO OF NAME OF PRISONER TRANSFERRED	DATE BKO. & DR. OF BOOKING NO.	PRIS. (X)	REPT. (X)	PKG.-BOL CTN.-TGD	GENERAL DESCRIPTION OF PROPERTY	CASH
DOE, John #1  <i>Confidential Refer to SUS</i>	6-5-68 68-521 466		X	PKG:	Ser H 53725 .22 Cal Iver Johnson Item 11  8-.Expended Cases Item 12  PKG: .22 Cal Slug Item 113 MT Slip Item 114 Receipt Item 115	
RECEIPT FILE AUG 24 1968						
DIVISION TRANSFERRING Central Property	DESK OFFICER TRANSFERRING Shin #25		PERSON TRANSPORTING Sign.-Ser.No.-Div. <i>[Signature]</i> 11152 SUS			
DIVISION RECEIVING SUS	PERSON RECEIVING Signature-Ser.No.-Div. <i>[Signature]</i>		DATE AND TIME RECEIVED AUG 24 1968 <i>[Initials]</i>			

This is a document from SUS files - It clearly shows the transfer of gun H 53725 .22 cal Iver Johnson, Item 11 the alleged Seihan gun. Remember the Seihan gun (without serial number recorded in LACGJ transcript) was under Judge Arthur Alarcon's court order - evidence not to be accessed / removed without a court order - and here we see it was transferred 8-24-68 without a court order - a clear violation of Alarcon Court Order - also see 1-14-69 trial transcript re ct order.

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LAPD FORM 10.7 (REV. FEB. 1964)

PROPERTY CARD

☒ EVIDENCE

☐ FOUND EVIDENCE

☐ FOUND PROPERTY

☐ SAFEKEEPING

DATE

June 5, 1968

DR NO.

68 521 466

BOOKED TO

DOE, John #1

BOOKING NO.

195 139

OFFENSE

Att. Murder

PROPERTY CLERK

7

LOCATION

Rampart Dets

BOOKED BY

Galkins #7267

DIV. AND DETAIL

HD

INVESTIGATORS

DIV

10.6 SENT-DATE

HOLD UNTIL

REASON

OWNER (Found Property-Safekeeping ONLY)

ADDRESS

BIN NO.	ARTICLES	DATE OUT	TAKEN OUT BY	DATE IN	RETURNED BY
	Ser #53725 #11 PKG: 22 cal Iver Johnson rev.	JUN 5 - 1968		JUN 5 - 1968	
	8- expended cases #12	JUN 5 - 1968	W. J. [unclear] 667 SIO	JUN 5 - 1968	W. J. [unclear] 667 SIO
	PKG: 22 CAL R&D. (N)	JUN 5 - 1968	W. J. [unclear] 677 SIO		
	8 spent RDS	JUN 5 - 1968			
	PKG - ALL Contents Trans TO SUS				

CONFIDENTIAL  
SUS

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LAFD FORM 10.7 (REV. FEB. 1964)

## PROPERTY CARD

C-Card: S. M. H. B. 6-6-68

☒ EVIDENCE☐ FOUND PROPERTY☐ FOUND EVIDENCE☐ SAFEKEEPING

DATE

June 5, 1968

DR NO.

CC-221 466

BOOKED TO

DOE, John # 1

BOOKING NO.

195 139

OFFENSE

217 PC

PROPERTY CLERK

25

LOCATION

5925 San Vicente

BOOKED BY

Kamidoi 10498

DIV. AND DETAIL

HD

INVESTIGATORS

DIV

10.6 SENT-DATE

HOLD UNTIL

REASON

OWNER (Found Property-Safekeeping ONLY)

ADDRESS

BIN NO.	ARTICLES	DATE OUT	TAKEN OUT BY	DATE IN	RETURNED BY
	Item 29 105				
	PKG: Poss. 22 Cal Slug	JUN 5 - 1968	See 6679		
JUN 6 - 1968	Socks, tie, belt 13 + 14 + 18		S.I.D.		
5A2	PDE: mens suit, shorts, shirt	JUN 7 - 1968	Walter 6777510		
JUN 7 1968	ITEM # 24				
	PKG: 34 photos	JUN 10 1968			
	ITEM # 25				
	1 35 mmfilm & container				
	PKG: item 45 bullet fragments				
	PKG: items 38 & 39 bullets				
	item 42 2 bus cards				
	item 43 patches (hoppas)				
	item 44 solvent (hoppas)				

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LAND FORM 10.7 (REV. FEB. 1964)

PROPERTY CARD

☒ EVIDENCE  
☐ FOUND EVIDENCE

☐ FOUND PROPERTY  
☐ SAFEKEEPING

DATE  
Jun 5, 1968

DR. NO.  
68 521 466

BOOKED TO  
DCB, John

BOOKING NO.  
495 139

OFFENSE  
att 187 PC

PROPERTY CLERK  
C

LOCATION  
16237 Ventura Blvd

BOOKED BY  
Feddama 11044

DIV. AND DETAIL  
W Val

INVESTIGATORS

DIV  
HD

TO, G SENT-DATE

HOLD UNTIL

REASON

OWNER (Found Property-Safekeeping Only)

ADDRESS

BIN NO.	ARTICLES	DATE OUT	TAKEN OUT BY	DATE IN	RETURNED BY
	PKG: .22 cal slug <i>2113</i>	JUN 5 - 1968			
	MT slip <i>2114</i>	JUN 5 - 1968	<i>W. J. 6/7/68</i>		
	Receipt <i>3115</i>	JUN 5 - 1968			
	PKG - ALL Contents TRANS TO SUS			RECEIPT FILE	ASSG 24 1968 <i>(25)</i>
<i>Confidential SUS</i>					

*88*

CAPO FORM 10.7 (REV. FEB. 1954)

**PROPERTY CARD**

☒ EVIDENCE  
☐ FOUND EVIDENCE

☐ FOUND PROPERTY  
☐ SAFEKEEPING

DATE  
June 6, 1968

DR. NO.  
38 521 466

BOOKED TO  
SIRHAN, Sirhan Bishara

BOOKING NO.  
195 199

OFFENSE  
187 PC

PROPERTY CLERK  
13

LOCATION  
Kaiser Hospital

BOOKED BY  
Orozco 11072

DIV. AND DETAIL  
Ramp Dets.

INVESTIGATORS

DIV

10.6 SENT-DATE

HOLD UNTIL

REASON

OWNER (Found Property-Safekeeping ONLY)

ADDRESS

BIN NO.	ARTICLES	DATE OUT	TAKEN OUT BY	DATE IN	RETURNED BY
	PKG: 22cal slug #51	JUN 10 1968	Wolfe		
	PKG: bullet fragments #51	JUN 10 1968	Wolfe		
	JUN 9 1968 (item # 82) PKG: 5- sheets w/writing	JUN 9 1968	KUOTT 10447 S.I.D.	JUN 14 1968	MORAN 6167 S.I.D. (31)
	PKG: 5 SHEETS w/writing (2)	JUN 28 1968	11152 ALP RD J.M.C.		
3 PKGS: ALL Content TRANS TO SUS RECEPT FILE AUG 24 1968 (25)					
Confidential Refer SUS					

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LAPD FORM 10.2.1  
REV. APRIL 1957

PROPERTY/PRISONER TRANSFER RECORD

☐ EVIDENCE ☐ FOUND EVIDENCE ☐ FOUND PROPERTY-HOLD FOR OWNER ☐ PERSONAL PROPERTY ☐ SAFEKEEPING ☐ PRISONER

INSTRUCTIONS: MARK (X) APPROPRIATE BOX FOR TYPE OF TRANSFER. MARK (X) 'PRISONER' AND 'REPORT' COLUMNS WHEN PRISONER IN CUSTODY. MARK (X) 'REPORT' COLUMN ONLY WHEN PRISONER IS 'OUT ON BAIL'.						DATE TRANSFERRED
NAME OF PERSON PROPERTY BOOKED TO OF NAME OF PRISONER TRANSFERRED	DATE BND. & DR. OF BOOKING NO.	PRIS. (X)	REPT. (X)	PKG.-BDL CTN.-TGD	GENERAL DESCRIPTION OF PROPERTY	CASH
SIRHAN, Sirhan Bishara	6-6-68		X	PKG: PKG: PKG:	.22 Cal Slug Item 56 Bullet Fragments Item 57 5 Sheets of Writing Item 82	
<i>Confidential Ref to Sus</i>						
DIVISION TRANSFERRING Central Property	DESK OFFICER TRANSFERRING Shin #25 Prop			PERSON TRANSFERRING (Sign.-Ser.No.-Div.) <i>[Signature]</i> 1152 SUS		
DIVISION RECEIVING SUS	PERSON RECEIVING (Signature-Ser.No.-Div.) <i>[Signature]</i>			DATE AND TIME RECEIVED AUG 24 1968 (25)		

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LAPD FORM 10.2.1  
REV. APRIL 1957

# PROPERTY/PRISONER TRANSFER RECORD

☒ EVIDENCE ☐ FOUND EVIDENCE ☐ FOUND PROPERTY-HOLD FOR OWNER ☐ PERSONAL PROPERTY ☐ SAFEKEEPING ☐ PRISONER

INSTRUCTIONS: MARK (X) APPROPRIATE BOX FOR TYPE OF TRANSFER. MARK (X) 'PRISONER' AND 'REPORT' COLUMNS WHEN PRISONER IN CUSTODY. MARK (X) 'REPORT' COLUMN ONLY WHEN PRISONER IS 'OUT ON BAIL.'

DATE TRANSFERRED:  
Aug. 24, 1968

NAME OF PERSON PROPERTY BOOKED TO OR NAME OF PRISONER TRANSFERRED	DATE BKD. & DR. OF BOOKING NO.	PRIS. (X)	REPT. (X)	PKG--BDL CTN--TGD	GENERAL DESCRIPTION OF PROPERTY	CASH
DOE, John #1  <i>Confidential R. L. to SUS</i>	6-5-68 68- 521 466		X	PKG:	Poss. 22 Cal Slug Item 105	
				EDL:	Suit, shorts, shirt, socks, tie, belt Items 18 thru 18	
				PKG:	Bullet Fragments Item 45	
				PKG:	Bullets Item 38 and 39 2 Bus Cards Item 42 Patches Item 43 Solvent Item 44	
				PKG:	34 Photos Item 24 1 Film Cont. w/neg Item 25	
DIVISION TRANSFERRING Central Property	DESK OFFICER TRANSFERRING Shin #25	PERSON TRANSFERRED (INITIALS, SIGN., SER. NO., DIV.) <i>TJ Miller 11157 SUS</i>				
DIVISION RECEIVING SUS	PERSON RECEIVING (Signature-Serial No.) <i>RECEIVED FILE</i>	DATE AND TIME RECEIVED AUG 24 1968 (25)				

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LAPD FORM 10.2.1  
REV. APRIL 1957

# PROPERTY/PRISONER TRANSFER RECORD

☒ EVIDENCE ☐ FOUND EVIDENCE ☐ FOUND PROPERTY-HOLD FOR OWNER ☐ PERSONAL PROPERTY ☐ SAFEKEEPING ☐ PRISONER

INSTRUCTIONS: MARK (X) APPROPRIATE BOX FOR TYPE OF TRANSFER. MARK (X) 'PRISONER' AND 'REPORT' COLUMNS WHEN PRISONER IN CUSTODY. MARK (X) 'REPORT' COLUMN ONLY WHEN PRISONER IS 'OUT ON BAIL.'

DATE TRANSFERRED  
Aug. 24, 1968

NAME OF PERSON PROPERTY BOOKED TO OR NAME OF PRISONER TRANSFERRED	DATE BKD. & DR. OF BOOKING NO.	PRIS. (X)	REPT. (X)	PKG--BOL CTN--TGD	GENERAL DESCRIPTION OF PROPERTY	CASH
DOE, John #1  <i>Confidential Refer to SUS</i>	68- 6-5-68 521 466		X	PKG	Ser H 53725 .22 Cal Iver Johnson Item 11  8--.Expended Cases Item 12	
				PKG:	.22 Cal Slug Item 113 MT Slip Item 114 Receipt Item 115	
DIVISION TRANSFERRING Central Property	DESK OFFICER TRANSFERRING Shin #25	PERSON TRANSPORTING (Sign.-Ser.No.-Div.) <i>J. Miller</i> 11152 SUS				
DIVISION RECEIVING SUS	PERSON RECEIVING (Signature-Ser.No.) <i>[Signature]</i>	DATE AND TIME RECEIVED AUG 24 1968				

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# **FIRE** PROPERTY REPORT

CHECK TYPE ONLY

☒ Evidence ☐ Found Evidence ☐ Found Prop ☐ Safekeeping

DR 68-521466

RESIDENCE ADDRESS  
1. LINK  
RESIDENCE ADDRESS  
2. 11  
BUSINESS ADDRESS  
3. 18301 WAKREST AVE MALIBU  
RESIDENCE ADDRESS  
4. 11 11 11 11

PERSON PROPERTY BOOKED TO (Last-First-Middle)  
1. OOE JOHN  
ARRESTEE'S NAME  
2. 11 11  
VICTIM OR OWNER'S NAME  
3. CLAYTON, GEORGE ROSS  
PERSON REPORTING TO POLICE DEPT. (Last, First, Middle)  
4. 11 11

RES. PHONE  
BUS. PHONE  
CHARGE  
217 PC  
BKG. NO.  
495139  
RES. PHONE  
4571972  
BUS. PHONE

DATE & TIME THIS REPORT  
6-5-68 6:14A  
PROP. BKG. AT  
RAMP  
INV. DIV.  
RAMP

DATE & TIME PROPERTY TAKEN INTO POLICE CUSTODY - LOCATION - CITY OR REPORTING DIST.  
6-5-68 12:14A 13400 W WILSHIRE 251

Evidence: BOOK TO ARRESTEE. IF NONE, BOOK TO VICTIM.  
Found Evidence: BOOK TO OFFICER IF NO ARRESTEE OR VICTIM.  
Found Property: BOOK TO ACTUAL FINDER.  
Safekeeping: BOOK TO DEPOSITOR, OWNER OR PERSON IN LAWFUL POSSESSION.  
Separate reports are required for each different classification of property)

TYPE OF PREMISES  
HOTEL  
TYPE OF PROPERTY  
PHOTO NEGATIVE  
DIV. OR CITY & DATE CRIME OCCURRED  
RAMP 6-5-68  
LIST ANY CONNECTING REPORTS BY TYPE & DR.  
APP - CRIME 68-521466

IS THIS STOLEN PROPERTY?  
☐ YES ☒ NO ☐ UNKNOWN

PROBABLE CRIME  
217 PC  
Prints - Photo - S.I.D. - Other  
☐ ☐ ☐ ☐

(1) IF STOLEN IN CITY OF LOS ANGELES EACH CASE MUST BE COVERED BY CRIME AND FOLLOW-UP REPORTS. (2) DESCRIBE CIRCUMSTANCES RESULTING IN BOOKING OF THIS PROPERTY. (3) GIVE ADDRESS, TIME AND/OR PHONE NUMBER WHERE CONCERNED PERSON(S) MAY BE CONTACTED BY DAY INVESTIGATORS IF NOT LISTED, OR OTHER THAN ABOVE. (4) ITEMIZE AND DESCRIBE ALL PROPERTY. GIVE ALL SERIAL NUMBERS AND OTHER MARKS OF IDENTIFICATION. LIST ONLY ONE ARTICLE ON A LINE.

CONTINUATION OF PRIOR FELD RPTS.  
24 34 PHOTOGRAPHS, TAKEN BY GEORGE CLAYTON PRIOR & SUBSEQUENT TO THE 217. THE PHOTOS SHOW VARIOUS GROUPS & PERSONS IN & ABOUT THE CRIME SCENE. MKD LCC FOR ID  
25 35 MM FILM CONTAINER, CONTAINING A 35 MM FILM NEGATIVE STRIP WITH 30 SEP PICTURES. MKD LCC FOR ID  
CLAYTON, DOB 2-4-47, WAS AT THE SCENE PRIOR & SUBSEQUENT TO THE INCIDENT. THROUGHOUT THE INCIDENT CLAYTON TOOK 30 PHOTOGRAPHS WITH HIS CAMERA. CLAYTON ASKED OFCS AT THE SCENE IF THEY WOULD LIKE TO HAVE THE FILM. THE FILM WAS TAKEN TO RAMP DETS WHERE INSP MC CAULEY ADVISED THAT THE FILM STRIP BE TAKEN TO PHOTO LAB & DEVELOPED.  
RAMP BKG AT RAMP STA UNDER DR 68-521466

If additional space is required, use Continuation Sheet, Form 15.9.  
SUPERVISOR APPROVING  
SERIAL NO.  
REPORTING OFFICER(S) - SER. NO. - DIV. - DET.  
CRIME - CC 10726 - DET  
PERSON REPORTING (Signature)  
X  
DATE & TIME REPRODUCED - DIVISION - CLERK  
65-68 7:20A (2) RL  
INDEXED  
93  
CHECKED

*Sirhan trial transcript*  
*Wolfer testimony / Cooper cross* 9223

1 X Q Now I noticed you said you used another  
2 revolver similar in pattern, size and make and model to  
3 People's Exhibit No. 6? (Exhibit 6 is the Sirhan gun)

4 A That is <sup>you</sup> correct.

5 Q And have since made a comparison between the  
6 revolver that you used and People's Exhibit No. 6 that is  
7 in evidence for the purpose of determining whether or not  
8 this makes the same test pattern?

9 A This would be impossible. <sup>7</sup> No, I have not.  
10 The revolver was not available.

11 Q You say it wasn't possible to use the revolver  
12 that was in evidence?

13 A It wasn't available.

14 Q Well, it was in evidence?

15 A Yes.

16 Q You could have gotten a court order?

17 MR. HOWARD: Argumentative.

18 MR. COOPER: Your Honor please --

19 → THE COURT: What you meant to say was that you could  
20 have applied for a court order. That is as far as you  
21 could go, of course.

22 MR. COOPER: But wouldn't the Court take judicial notice  
23 of the fact it would be granted?

24 THE COURT: Certainly.

25 Q BY MR. COOPER: Did you make an application for  
26 a Court order?



1 A I asked for the gun to be released to me.  
2 Q Whom did you ask?  
3 A I asked the District Attorney's Office. *(asked who?)*  
4 Q You mean they said "No" or that it would  
5 be too much trouble?  
6 A Well, it is hearsay. ?  
7 Q Well, if he wants to object to it, he can.  
8 A I was told that the gun would not be released  
9 for any further tests until they had a Court order  
10 approved by different counsel as such and there was never  
11 any time that they could get it approved. That was my  
12 understanding.  
13 Q Now, is it your opinion, did you say, that  
14 if you fired a test pattern of People's Exhibit No. 6,  
15 *\** and is the revolver you used still available? *(see C11 Report)*  
16 A Yes, the revolver is still available. *(H/18602)*  
17 Q In your professional opinion would that fire  
18 the same test pattern as People's Exhibit No. 6?  
19 A Yes, within the tolerances that I have  
20 allowed.  
21 Q What are the tolerances you have allowed?  
22 A I have allowed in this instance a good double  
23 of the air accuracies within the ranges of calculation,  
24 and may I explain that?  
25 Q Certainly.  
26 A When I say approximately one inch, when you

*see Fitts  
opening  
statement*

*\* Cooper questioning DeWayne Walker on the stand in  
Sirhan trial Feb, 24, 1969*

1 A I asked for the gun to be released to me.  
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15 and is the revolver you used still available? (see Ch  
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17 Q In your professional opinion would that fire  
18 the same test pattern as People's Exhibit No. 6?  
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✓ see Fitts  
opening  
statement

\* Cooper questioning DeWayne Walker on the stand in  
Sirhan trial Feb, 24, 1969

*Sirhan trial*  
*Wolfer testimony*

1181

7-3

1 Q People's 58 is a black and white photograph,  
2 People's Exhibits 56 and 57 are in color.

3 Could you tell us, sir, if there was a particular  
4 reason so far as you were concerned or with respect to the  
5 accuracy of your experiment why you required colored  
6 photographs in 56 and 57?

7 A In the case of Exhibits 56 and 57 you were  
8 dealing with an unknown.

9 MR. COOPER: With a what?

10 THE WITNESS: An unknown from the standpoint that we  
11 do not know if, because of the tissue there, without seeing  
12 it, whether or not it was actually there, so color indicates  
13 that and not some other material. It indicates the basic  
14 tattoo pattern and not some foreign material that is not  
15 black, it might be blood or something else, so the  
16 colored photograph is essential from the standpoint of  
17 the body and the unknown tissue surrounding it at that time.

18 In the case of our experiment it is something  
19 different.

20 Q BY MR. FITTS: At the time you performed the  
21 particular firing experiment of which 58 is a photograph,  
22 as illustrative, did you use the gun, People's 6 in evidence?

23 A No, we did not use this gun. We used a gun  
24 which was the exact make and model and within a very close  
25 serial number of this weapon. At that particular time  
26 the gun was in the Court exhibits and was unavailable for us

*Wolfer's testimony*  
*Sirhan trial*

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*Seirhan trial -  
Wolfer testimony*

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7-3

1 Q People's 58 is a black and white photograph,  
2 People's Exhibits 56 and 57 are in color.

3 Could you tell us, sir, if there was a particular  
4 reason so far as you were concerned or with respect to the  
5 accuracy of your experiment why you required colored  
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*Wolfer's testimony  
Seirhan trial*

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*Sirhan trial -  
Wolfer testimony*

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7-3

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*Wolfer's testimony  
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