

3967
3967

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

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

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

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

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

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

21 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

1 Q And is it a fair statement to say that having
2 the same batch number you could come as close as possible
3 to the same ballistic characteristics?

4 A That is correct. If I might explain. When
5 they have a batch they run ballistics on every tenth
6 box and every periodic round so it does have a standard
7 ballistic pattern.

8 MR. FITTS: If the Court please, I have an envelope
9 which contains, and I can't read the writing and it is
10 about time I got glasses, but I have not done it yet.

11 MR. COOPER: Do you want to borrow mine?

12 MR. FITTS: I would rather use the eyes of Mr.
13 Wolfer.

14 I believe this contains some expended
15 bullets, if the Court please, and may this be marked
16 People's next in order which will be People's 55.

17 THE COURT: People's 55.

18 MR. COOPER: What is 54?

19 MR. FITTS: 54 is an expended bullet from --

20 THE COURT: A photograph.

21 MR. FITTS: No, from Mr. William Weisel, the same
22 Count of the Indictment.

23 THE COURT: An expended bullet from Mr. William
24 Weisel?

25 MR. COOPER: I see, I have 53 two times. Thank
26 you.

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This spent bullet, now 55, have you told us where that is alleged to have come from?

MR. FITTS: I can tell you what I think I know.

MR. COOPER: These are exemplars?

MR. FITTS: These are test shots, yes.

MR. COOPER: Thank you.

Q BY MR. FITTS: I direct your attention to this envelope which is People's 55, and it bears certain writing perhaps from your hand, does it not?

A It does.

Q What does it contain? ←

A It contains three of the test shots that I took from People's No. 6, the weapon, and this was from the water recovery tank, and that would be three test shots I used for comparison purposes.

MR. COOPER: 55 may be received in evidence if you desire.

THE COURT: People's 55 in evidence.

Q BY MR. FITTS: Having obtained the test shots, People's 55, and bearing mind your task of attempting to identify the source of the lead that you have in those other exhibits, what did you then do?

A I then took my test shot through a comparison microscope, and a comparison microscope is simply two microscopes that we use for comparing and they are attached by a common bridge. By looking through the

ev



1 eyepiece I am able to see through those two microscopes.
 2 I placed my evidence test shot here, the one I took from
 3 People's No. 6, and marked 55 on one stage of one of the
 4 microscopes. I then went through and placed each one of
 5 the corresponding exhibits, Numbers from 47, 48, 50, 51,
 6 52, 53 and '4, onto the opposite side of the microscope,
 7 one at a time, during which time I observed the striations
 8 or the scratches on the bullet which they make when they
 9 explode, and this is the portion I have of the two bullets
 10 which were under the microscope.

11 I looked at them separately, and as these
 12 bullets traverse the barrel of the gun, or travel through
 13 this barrel, and for court purposes the gun is unloaded
 14 as I checked it.

15 Q BY MR. FITTS: You are now referring to
 16 People's 6 in evidence?

17 A Yes. I hold here People's No. 6, and this is
 18 the bullet which was expelled from the muzzle of the gun
 19 and, prior to that, it goes along the barrel of the gun.
 20 It becomes scratched by the imperfections of the barrel
 21 and then it also picks up the lands and grooves
 22 specifications of that barrel; in other words, the barrel
 23 as it fires this elongated projectile, and I have looked
 24 at the fatal bullet, and in my opinion this bullet has
 25 certain lands and grooves markings from the barrel and when
 26 it was projected down in the valley, which projected

*Exhibits -
Howard/Trapp Memorandum*

MEMORANDUM

TO: JOHN E. HOWARD
Chief Deputy District Attorney

FROM: SIDNEY D. TRAPP, JR.
Deputy District Attorney

SUBJECT: DESCRIPTION OF SIRHAN CASE EXHIBITS

DATE: JUNE 7, 1971

On June 2, 1971, the undersigned accompanied by John Howard visited the Supreme Court Clerk's Office, Old State Building, Los Angeles, California, for the purpose of viewing several Sirhan exhibits which had been delivered to that office from San Francisco at the request of attorney George Shibley. *L on May 25/71*

The following exhibits were present and were examined in the presence of the Supreme Court clerk:

Exhibit 6

gun
Iver-Johnson .22 caliber revolver, serial number H-53725. This was contained within one large manila envelope which bore the inscription on the outside "Number 6 and 7." It is presumed that since the transcript indicates that the gun was numbered "6" that this is its present number. No exhibit 7 appeared within the envelope.

Exhibit 47

A bullet, .22 caliber long rifle. This was old Grand Jury exhibit number 5-A. The envelope in which the bullet was found bears Coroner's remarks and DeWayne Wolfer's initials "DW".

Exhibit 48

Contains SUS items number 26 and 27. There was an envelope within an envelope. Contained therein was one vial with a two gram item (believed to be the same as in the photograph number 24), one vial with a black top containing gauze and

bullet fragments. This vial was numbered 24 and is believed to contain the same fragments as were exhibited in the photograph number 24.

Exhibit 49

This was SUS item number 24 and is a picture of a 25.5 grain bullet fragment and a small 2 grain bullet fragment.

Note: This is believed to be a photographic reproduction of the items contained within exhibit 48.

Exhibit 50

This was item number 57 in the SUS series. Contained within were two bullet fragments. The envelope indicates the bullet fragments were taken from victim Schrade. Within the envelope is a vial containing two fragments. Dr. Fuchs' name appears and DeWayne Wolfer's initials "DW" also appear.

Exhibit 51

Is item number 105 in the SUS series. Believed to be the Stroll bullet. Stroll's name appears on the outside of the envelope. There are two evidence envelopes and within the two evidence envelopes is one coin envelope containing one expended bullet. The initials "DW" appear on the bullet.

Exhibit 52

This contains items number 113, 114 and 115 from the SUS series. These are one bullet expended, .22 caliber; one medical treatment slip bearing the name "Goldstein"; and one ambulance receipt. There are two evidence envelopes, one within the other. The inside envelope contains a jar bearing the name "Goldstein", "Dr. Finkel", the initials "DW". Within the jar was one bullet bearing the initials "DW".

Exhibit 53

This was item 45 in the SUS series. Contained two envelopes. Within the envelopes were two bullet fragments believed to be the Evans fragments. The envelope bears the name "Evans".

Exhibit 54

This is item 56 in the SUS series. It's the Weisel expended bullet. Also contained therein is a Kaiser tissue examination. The bullet contains the initials "DW".

Exhibit 55

Contains three expended .22 caliber slugs and two expended casings. The envelope bears the inscription "I and J .22, serial number H-18602, Cadet model." The initials "DW" appear on each slug.

This appears to be the extent of the evidence in the custody of the Supreme Court Clerk's Office of Los Angeles on June 2, 1971.

SDT:jw

note: no mention of A J 5B