

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 104

HON. CHARLES H. OLDER, JUDGE

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

CHARLES MANSON, SUSAN ATKINS,  
LESLIE VAN HOUTEN, PATRICIA KRENWINKEL,

Defendants.

174

No. A253156

REPORTERS' DAILY TRANSCRIPT  
Monday, February 1, 1971

APPEARANCES:

For the People:	VINCENT T. BUGLIOSI, DONALD A. MUSICH, STEPHEN RUSSELL KAY, DEPUTY DISTRICT ATTORNEYS
For Deft. Manson:	I. A. KANAREK, Esq.
For Deft. Atkins:	DAYE SHINN, Esq.
For Deft. Van Houten:	<del>XXXXXXXXXXXXXXXXXXXX</del> MAXWELL KEITH, Esq.
For Deft. Krenwinkel:	PAUL FITZGERALD, Esq.

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JOSEPH B. HOLLOMBE, CSR.,  
MURRAY MEHLMAN, CSR.,  
Official Reporters

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DRYMAN, Thomas 21,949 21,964 21,998

FOR DEFENDANT KRENWINKEL:

KRENWINKEL, Joseph Lee 22,007

KRENWINKEL, Dorothy 22,059

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LOS ANGELES, CALIFORNIA, MONDAY, FEBRUARY 1, 1971.

10:30 o'clock a.m.

- - - - -

(The following proceedings were had in open court in the presence and hearing of the jury, all defendants with the exception of Mr. Manson being present, all counsel with the exception of Mr. Hughes being present.)

THE COURT: All defendants, except Mr. Manson are present; all counsel and all jurors are present.

You may continue, Mr. Bugliosi.

MR. BUGLIOSI: People call Corporal Tom Dryman.

THE CLERK: Would you raise your right hand. Would you please repeat after me.

I do solemnly swear --

THE WITNESS: I do solemnly swear --

THE CLERK: -- that the testimony I may give --

THE WITNESS: -- that the testimony I may give --

THE CLERK: -- in the cause now pending --

THE WITNESS: -- in the cause now pending --

THE CLERK: -- before this Court --

THE WITNESS: -- before this Court --

THE WITNESS: -- before this Court --

THE CLERK: -- shall be the truth --

THE WITNESS: -- shall be the truth --

THE CLERK: -- the whole truth --

THE WITNESS: -- the whole truth --

1 THE CLERK: -- and nothing but the truth --

2 THE WITNESS: -- and nothing but the truth --

3 THE CLERK: -- so help me God.

4 THE WITNESS: -- so help me God.

5 THE CLERK: Would you be seated, please.

6 Would you please state and spell your name.

7 THE WITNESS: Thomas Brynan, B-x-y-n-a-n.

8  
9 THOMAS BRYNAN,

10 a witness called by and on behalf of the People, was  
11 examined and testified as follows:

12  
13 DIRECT EXAMINATION

14 BY MR. BUGLIOSI:

15 Q What is your occupation, sir?

16 A I am an Oregon State Police Officer, State  
17 of Oregon.

18 Q Where is your office located there, out of  
19 Salem?

20 A 30 miles east of Salem in Mill City.

21 Q Mill City?

22 A Mill City.

23 Q Do you know a woman by the name of Susan  
24 Denice Atkins?

25 A Yes, I do.

26 Q Have you ever arrested Susan Denice Atkins?

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A Yes, I have.

Q On what date?

A It was on the 12th day of September, 1966.

Q About what time of day?

A Approximately 7:05 p.m.

Q And where did the arrest take place?

A It took place approximately 20 miles east of  
the town of Stayton, about two miles east of Salem.

2 fls.

2-1  
1 MR. KAHANEK: Would your Honor indicate that this is  
2 to be received only as to Susan Atkins?

3 MR. BUGLIOSI: Yes. It is offered only against  
4 Susan Atkins.

5 THE COURT: The jury is admonished that the testimony  
6 of this witness is to be considered only as to Defendant  
7 Susan Atkins and not with respect to any of the other  
8 defendants for any purpose whatever.

9 MR. BUGLIOSI: Q Do you see Miss Atkins here in  
10 court today, sir?

11 A Yes, I do.

12 Q Could you point her out for the Judge and the  
13 jury?

14 A She is the one sitting on the far -- the furthest  
15 away from me in brown.

16 Q In brown? Right here?

17 A Yes.

18 MR. BUGLIOSI: May the record reflect that the witness  
19 has identified the defendant Susan Atkins?

20 THE COURT: The record will so indicate.

21 Q BY MR. BUGLIOSI: Were you alone at the time  
22 of the arrest?

23 A No.

24 Q With whom were you?

25 A A private citizen.

26 Q What were the circumstances leading up to the

1 arrest?

2 A I was a game officer, a game warden, for the  
3 State of Oregon with the Oregon State Police at the time.  
4 I was returning from an extended horseback patrol in the  
5 wilderness area. I was driving a pickup, towing a horse  
6 trailer.

7 As I entered Hill City en route toward the  
8 Stayton area in order to board the horses, I received  
9 information of three persons that had run from officers in  
10 the area and they were still in hiding, and they suspected I  
11 might see them.

12 As I was proceeding down a rural road, I  
13 approached the defendant and two other male persons walking  
14 along the roadway.

15 I pulled up besides them and called them over  
16 to the motor vehicle, and obtained identification from  
17 them, and checked by radio with my office, and learned  
18 that the three of them were wanted on a charge of  
19 receiving and concealing stolen property.

20 Q There was a warrant out for their arrest?

21 A There was, sir.

22 Q Did you arrest them based on that warrant?

23 A Yes, I did.

24 Q You arrested all three?

25 A All three.

26 Q And do you know the names and the physical



1 description of the two people Susan Atkins was with?

2 A Yes, I do.

3 Q Could you give that to the Court?

4 A One person was Gust Sund, a California resident.  
5 He was six foot two tall and weighed in the neighborhood  
6 of 200 pounds.

7 Q How old?

8 A He was 21, as I recall.

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Q And the other person?

A The other person was a boy by the name of Taliferro. He was six foot two, weighed 165 pounds. A rather slim fellow for his size.

Q How old?

A And he was 24.

Q Incident to the arrest, did you search the three individuals?

A Yes, I did.

Q Did you search Susan Atkins?

A Yes, I did.

Q Did you find any weapon on her person?

A I did.

Q What type of weapon?

A A .25 caliber German-made automatic pistol.

Q Was the weapon loaded?

A It was.

Q How many rounds?

A It had six rounds with one in the chamber.

Q Were the other two individuals armed?

A Yes, they were.

Q With what?

A A .38 revolver and a .32 caliber automatic pistol.

Q Did you then transport the three individuals to Salem?

1           A     Yes, I did.

2           Q     Incidentally, were the three arrested on any  
3 charges other than receiving stolen property?

4           A     Yes. They were arrested for possession of  
5 concealed weapons.

6           Q     All three of them?

7           A     All three.

8           Q     En route to Salem, Oregon, did Miss Atkins  
9 make any statement to you with respect to what she intended  
10 to do with that gun?

11          A     Yes, she did.

12          Q     What did she say?

13          A     I asked Miss Atkins what she intended to do with  
14 the gun and she told me that if she had the opportunity,  
15 she would have shot and killed me.

16          MR. BUGLIOSI: May we approach the bench?

17          THE COURT: Yes.

18                 (Whereupon, all counsel approach the bench and  
19 the following proceedings occur at the bench outside of the  
20 hearing of the jury:)

21          MR. FITZGERALD: I must say, this is a highly unusual  
22 sort of examination. To put on probable cause in front of  
23 the jury? You are going to put on a search without  
24 probable cause? A statement without foundation?

25                 I guess Mr. Shinn should be the one.

26          MR. BUGLIOSI: I knew probable cause concerned the  
very thing she was convicted of. There was nothing new.

1 There are some robberies involved, but he was told not to  
2 go into that.  
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1 I have two certified judgments here, your  
2 Honor, on carrying concealed weapons and receiving stolen  
3 property, which I would like to introduce into evidence.

4 And I just mention this now, I don't know  
5 if there is going to be an objection; if there is, I  
6 thought maybe this should be handled outside the presence  
7 of the jury.

8 These are certified copies of judgments of  
9 Oregon courts on these two charges she was arrested on.

10 THE COURT: Have you shown these to Mr. Shinn?

11 MR. BUSLIONI: No, I have shown a copy of the  
12 reports but not the judgments.

13 MR. SHINN: You say these are judgments?

14 MR. BUSLIONI: Yes.

15 MR. SHINN: She was convicted on?

16 MR. BUSLIONI: Yes.

17 MR. FITZGERALD: I think 969 allows you a certified  
18 copy of a judgment, of a court of valid jurisdiction. I  
19 think it is 969 of the Penal Code which allows it to come  
20 in as the official document exception to the hearsay  
21 rule.

22 MR. BUSLIONI: Right. The statement that was just  
23 elicited about she would have killed him was not intro-  
24 duced to connect her with the crime but just to show  
25 background and history.

26 Now, Mr. Fitzgerald raised the issue -- he

1 did not mention Miranda, but is the Court concerned about  
2 Miranda?

3 It was not offered for the purpose of connecting  
4 her with the commission of the crime, but just to show her  
5 prior background and history.

6 MR. FITZGERALD: I don't think I have standing, in  
7 that this is not coming in as to my client.

8 MR. KEITH: Same as to Miss Van Houten. I would have  
9 made all kinds of objections otherwise.

10 MR. BUGLIOSI: If the Court is concerned, he did  
11 advise her of her rights prior to the statement.

12 THE COURT: I haven't heard any objection by Mr.  
13 Shinn.

14 MR. BUGLIOSI: I am just wondering about if the Court  
15 feels --

16 THE COURT: I think if he wanted to request a  
17 special instruction to the jury, that that statement was  
18 received for a limited purpose -- so far there has been  
19 no objection and no request.

20 MR. BUGLIOSI: Just in the event that an Appellate  
21 Court might construe this statement to somehow be tied  
22 in with connecting her with the crime.

23 THE COURT: What crime are you talking about?

24 MR. BUGLIOSI: Possession of a concealed weapon  
25 or carrying a concealed weapon, if the Appellate Court  
26 thinks there is a Miranda problem, perhaps, outside the

1 presence of the jury, I could lay a foundation for that.

2 MR. KAY: There has been no objection.

3 MR. BUGLIOSI: I know that, but, query, do we have  
4 the burden irrespective of an objection?

5 I don't think Miranda is applicable here. I  
6 don't think it applies at all, but in the event that a  
7 court does hold that it applies, perhaps out of an abundance  
8 of caution, out of the presence of the jury, not necessarily  
9 now but at some time this morning, we could testify to the  
10 advisement of their rights, or, if the Court so feels, maybe  
11 this can come in in front of the jury.

12 THE COURT: It is in front of the jury.

13 MR. BUGLIOSI: I mean the advisement of the rights.

14 MR. SHINN: I intend to go into the rights, and then  
15 make a motion to strike, that it does not indicate the  
16 constitutional rights were given.

17 THE COURT: I take it then you have refrained from  
18 making any objection on the basis of some tactical  
19 decision of your own?

20 MR. SHINN: Yes, your Honor.

21 MR. BUGLIOSI: Okay, I have no further questions,  
22 I have no further questions on direct examination.

23 You are going to cross-examine?

24 MR. SHINN: Yes.

25 MR. BUGLIOSI: Then after that we are going to  
26 offer these into evidence.

1 MR. SHINN: Then I will object on that point.

2 MR. BUGLIOSI: Okay.

3 In file 3

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1 MR. SHINN: You are just going to mark them for  
2 identification now?

3 THE COURT: Do you have any objection to the documents?

4 MR. SHINN: Yes, as hearsay.

5 THE COURT: Do you have any objection to the  
6 foundation?

7 MR. SHINN: He can mark it for identification at this  
8 point.

9 THE COURT: The point I am making, you are not  
10 waiving any objection, Mr. Shinn?

11 MR. SHINN: No.

12 THE COURT: But I am asking you not whether the  
13 matters are hearsay or relevant, do you have any objection  
14 to the foundation of the document, that is, that they are  
15 certified or appear to be certified copies of the  
16 judgments.

17 MR. SHINN: If Mr. Bugliosi would represent them to  
18 be certified copies, your Honor, I have no objection.

19 THE COURT: There is a certification stamp and  
20 signature on the face of the documents.

21 Do you have any objection as to the foundation,  
22 Mr. Shinn?

23 MR. SHINN: I think Mr. Bugliosi should lay the  
24 foundation. I don't know how he received these documents,  
25 whether he received them in the mail, or he brought them  
26 down.

1 MR. BUGLIOSI: He brought them down.

2 MR. SHINN: He brought them down?

3 MR. BUGLIOSI: Yes.

4 MR. SHINN: I think you should lay a foundation as  
5 to how the documents came down by this witness here.

6 THE COURT: Do you wish to be heard?

7 MR. SHINN: Yes, your Honor, I think Mr. Bugliosi  
8 better lay the foundation from the witness on the stand.

9 THE COURT: This witness cannot lay the foundation for  
10 these documents. This witness is a police officer in  
11 Oregon. He does not authenticate documents for the State of  
12 Oregon.

13 MR. SHINN: He can testify where he got them.

14 THE COURT: It doesn't make any difference where he  
15 got them. The documents are either sufficient on the face  
16 or they are not.

17 One is an authentication, the other is a  
18 certification. This is an authenticated document, here.  
19 This is simply a certified copy of an original.

20 Does anyone know the section offhand?

21 MR. BUGLIOSI: 969, 969(b) of the Penal Code.

22 MR. KEITH: This is a judgment of a sister state,  
23 which may make a difference.

24 THE COURT: 452(e) of the Evidence Code provides  
25 that a Court may take judicial notice of the official  
26 acts of the official departments of any state of the  
United States.

1 MR. BUCLIOSI: I am convinced of the admissibility of  
2 it. There is no doubt in my mind about it.

3 THE COURT: They are not talking about admissibility,  
4 we are talking about whether it is a proper certification  
5 or authentication.

6 MR. BUCLIOSI: Right. 969(b) seems to be right in  
7 point.

8 MR. FITZGERALD: They are in effect proving a prior  
9 felony conviction.

10 THE COURT: Mr. Shinn --

11 MR. SHINN: Yes.

12 THE COURT: -- do you have any objection to the  
13 admission of these documents based on lack of foundation?

14 MR. SHINN: No objection, your Honor.

15 THE COURT: All right.

16 MR. KANAREK: I would like to make one point. I think  
17 we have an obligation to ask for a mistrial because of the  
18 prejudicial statement concerning "kill." I don't think  
19 mere admonishment could suffice.

20 THE COURT: Denied.

4-1

(Whereupon all counsel return to their respective places at counsel table and the following proceedings occur in open court within the presence and hearing of the jury.)

MR. BUGLIOSI: No further questions.

THE COURT: Cross-examination, Mr. Shinn?

MR. SHINN: Yes, your Honor.

### CROSS-EXAMINATION

BY MR. SHINN:

Q Officer, you were referring to some notes there?

A Yes, sir.

Q While you were testifying?

A Yes, sir.

Q Are they the same notes that you gave Mr. Bugliosi this morning?

A Yes, sir.

Q May I see the copy of the notes that you were referring to?

A Yes.

MR. SHINN: May I approach the witness, your Honor?

THE COURT: You may.

(Mr. Shinn approaches the witness and receives some documents, examines them and then returns them to the witness.)

4-2

1 BY MR. SHINN:

2 Q Officer, were you testifying from memory or  
3 were you testifying from the notes that you had before  
4 you?

5 THE WITNESS: About half and half.

6 I didn't remember the sizes on those people  
7 exactly.

8 Q Well, actually, this happened back in 1966;  
9 correct?

10 A That's right, sir.

11 Q And you never looked at this file -- when was  
12 the last time that you looked at this file before coming  
13 to court?

14 A Oh, I think I read through it last night.

15 Q And how did you happen to contact the  
16 authorities down here concerning this case?

17 A That was back in December. I had contact  
18 with Mr. Bugliosi by telephone.

19 Q That is December, 1969?

20 A '69.

21 Q That is about a year ago?

22 A December, yes.

23 Q You contacted Mr. Bugliosi; is that correct?

24 A That is correct.

25 Q And did you read about this case in the paper;  
26 something like that?

4-3

1 A I believe so.

2 Q And you offered your services?

3 A I was contacted by my department and -- yes,  
4 I did.

5 Q In other words, you called up Mr. Bugliesi  
6 and stated that you wanted to come down and testify in  
7 this case; is that correct?

8 A No, not exactly that.

9 I telephoned him and advised him of the  
10 information we had in our files on Miss Atkins.

11 Q And did you tell him that you wanted to come  
12 down and testify in this trial?

13 A I don't believe so.

14 Q Did Mr. Bugliesi ask you to come down and  
15 testify?

16 A At that time, no.

17 Q When was the next time that you contacted  
18 Mr. Bugliesi?

19 A Approximately a week ago.

20 Q A week ago?

21 A Yes.

22 Q You called Mr. Bugliesi?

23 A No, sir.

24 Q He called you?

25 A That is correct.

26 Q In other words, Mr. Bugliesi said: Do you want

4-4 1 to come down and testify? We will pay all your  
2 expenses.

3 Is that correct?

4 A I don't believe any arrangements or expenses  
5 were made at that time.

6 Q Well, are you paying your own way down here?

7 A I did, yes.

8 Q Are you going to get reimbursed?

9 A That is correct.

10 Q How long are you going to stay down here?

11 MR. BUGLIOSI: Objection. That is irrelevant.

12 MR. SHINN: Your Honor, I have a right to know how  
13 long he is going to stay down here.

14 THE COURT: You may answer. Overruled.

15 THE WITNESS: It is indefinite.

16 BY MR. SHINN:

17 Q When you say indefinite, what do you mean?

18 A However long I am required at this hearing.

4a file 19

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4a-1

1 Q You are not going to catch the next plane when  
2 you get off the stand today?

3 A I don't believe so.

4 Q Where are you staying at the present time?

5 A I am staying in a motel here in town.

6 Q Do you know the name of the motel?

7 MR. BUGLIOSI: Irrelevant.

8 THE COURT: Sustained.

9 You can get that information from Mr. Bugliosi.

10 Isn't that right?

11 MR. BUGLIOSI: Yes.

12 MR. SHINN: In other words, you will inform me where he  
13 is staying?

14 MR. BUGLIOSI: Yes.

15 MR. SHINN: Okay.

16 Q Could you give us an estimate of the time that  
17 you are going to stay in the Los Angeles area?

18 A I can't give you that estimate. I don't know.  
19 It depends on the length of this hearing.

20 Q Assuming that you get off the stand today,  
21 when would you leave town?

22 A Probably tomorrow.

23 Q Did you come down alone?

24 A Yes, sir.

25 Q You testified that you saw the defendant and two  
26 other people walking down a road; correct?



1 A That's right.

2 Q And was this an isolated area?

3 A Semi-isolated. It is rural, farm land.

4 Q Were there any cars passing by, other people  
5 walking by?

6 A No.

7 Q And when did you get this over the radio, the  
8 description of the defendants? I mean, Susan Atkins.

9 A Probably ten minutes prior to seeing them.

10 Q Do you recall the description that came over  
11 the radio?

12 A Yes.

13 Q Do you remember it now, or did you refresh your  
14 memory before coming down here?

15 A No, I don't have any notes about that.

16 Q This happened when, six years ago?

17 A 1966. Four years ago.

18 Q Five years ago approximately?

19 A Okay.

20 Q And you still remember the radio broadcast?

21 A I can't quote it word for word. I can tell you  
22 approximately what came over the air, yes.

23 Q Now, you said there was a description of  
24 Miss Atkins on the air, is that correct?

25 A No, not exactly. There was a basic description  
26 of the three persons involved.

Q When you say a basic description, in other words,

1 you didn't get an exact description of the three people;  
2 is that correct?

3 A No, sir, I didn't.

4 Q All you got was that there were two men and one  
5 girl; correct?

6 A I got that, yes, sir.

7 Q And did they give you the description of the  
8 height of the two men, do you recall?

9 A I don't believe they did go into the height and  
10 weight, no.

11 Q Did <sup>they</sup> give you the weight of these two men?

12 A No.

13 Q Did they say the nationality or the color of these  
14 two men?

15 A Yes.

16 Q What was it?

17 A White.

18 Q Caucasian?

19 A Yes.

20 Q Outside of that, all you knew was that they  
21 were white, you didn't know whether they were fat, skinny,  
22 or six foot tall or five foot tall; is that correct?

23 A No. I had one other piece of information.  
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4b-1

1 Q You mean as to the description?

2 A Yes.

3 Q What was that piece of information?

4 A That one of them was a pilot and probably  
5 wearing a flight jacket.

6 Q A flight jacket?

7 A Yes.

8 Q That is the only information that you got was  
9 about a flight jacket?

10 A That's right.

11 Q Did they give you the color of the flight  
12 jacket?

13 A No.

14 Q How about the description of the girl?

15 A Other than female, none.

16 Q No weight, no height, no description of the  
17 hair, all that; correct?

18 A That's right.

19 Q Now, a flight jacket. Do you know what a  
20 flight jacket looks like?

21 A Yes.

22 Q What it looked like at that time?

23 A Yes, sir.

24 Q How many types of flight jackets are there?

25 A The type of flight jacket I was looking for  
26 was a military flight jacket.

4b-2

1 Q Why were you looking for a military flight  
2 jacket?

3 A Because that is what he was supposed to be  
4 wearing.

5 Q That didn't come over the radio, did it?

6 A Yes.

7 Q Oh, it did come over the radio?

8 A That is what I said, yes.

9 Q A little while ago you said a flight jacket.  
10 You didn't say a military flight jacket.

11 A It was a military flight jacket.

12 Q That is what came over the radio?

13 A That is correct.

14 Q Did it say Navy, Marine, Army, Air Corps?

15 A No.

16 Q How many types of flight jackets did you know  
17 of at that time?

18 A Probably not very many types.

19 Q So you wouldn't know if you saw a flight  
20 jacket, would you?

21 A Yes. They are rather distinct.

22 Q Tell me the difference between a Navy flight  
23 jacket and an Air Corps flight jacket?

24 A I can describe an Air Corps flight jacket,  
25 which incidentally, he happened to be wearing.

26 Q Now about a Navy flight jacket?

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A No, I can't describe that.

Q Now about a Marine flight jacket?

A I have seen them.

Q What is the difference between a Marine Corps flight jacket and an Air Corps flight jacket?

4c flg. A Probably color, and other small things.

4c-1  
1 Q You vaguely knew what a flight jacket looks  
2 like, but you couldn't put your finger on it, could you,  
3 whether it is an Army, Air Corps, Marine or Navy flight  
4 jacket?

5 A I knew that if you brought them into the  
6 courtroom and showed them to me, I could point them out  
7 to you, yes.

8 Q I am talking about at that time, in 1966.

9 A Back in '66, I could at that time too.

10 Q This is the kind of flight jacket you could  
11 buy at a surplus store, an Army surplus store?

12 A Yes.

13 Q In fact, you could buy them in some men's  
14 wear store, something similar to a flight jacket; is  
15 that correct?

16 A No. I have never seen one in a men's store,  
17 no.

18 Q So, now, the only information you possessed  
19 at the time that you stopped, or when you first saw these  
20 three persons, was a flight jacket; is that right?

21 A That's right.

22 Q And two male and one female?

23 A That's right.

24 Q When you first saw these three persons,  
25 where were you?

26 A I was traveling on a rural road.

1 Q You saw these people walking down the street  
2 or a highway or the road?

3 A They were walking with their backs toward  
4 me facing away, walking down the road.

5 Q And at that time you stated you were a game  
6 warden; correct?

7 A That's right.

8 Q Not a police officer?

9 A No, that is not correct. I was a police  
10 officer.

11 Q And a game warden?

12 A In the State of Oregon, sir, the game  
13 enforcement is done by the Oregon State Police. We are  
14 separated by basic divisions. We are trained to enforce  
15 traffic laws, criminal laws and game enforcement laws.  
16 Some of us specialize more than others. In this case,  
17 I was specialized as a game warden at this time.

18 Q In other words, most of your work was as a  
19 game warden, and then you were a police officer on the  
20 side?

21 A I wouldn't say on the side. Yes.

22 Q How far away from the three persons were you  
23 when you first saw them?

24 A A hundred yards, probably.

25 Q And you were in an automobile?

26 A Yes.

1 Q Did you drive up right behind them?

2 A No.

3 They were walking down the opposite lane of  
4 traffic I was in with their backs to me. I drove up to  
5 the side of them in my own lane of traffic.

6 Q When you approached them, were you approaching  
7 at a high rate of speed or at a slow rate of speed?

8 A I had just pulled out from a small gravel road  
9 and I was traveling very slowly.

10 Q In other words, they could have heard your  
11 automobile; is that correct?

12 A Yes. And they did see me.

13 Q Did they turn around and see you?

14 A One or two of them did.

15 Q How far away from you were they when they  
16 turned around?

17 A A hundred yards.

18 Q As soon as they turned around, what did they  
19 do?

20 A Not a thing. They kept on walking.

21 Q Walking, not running; is that correct?

22 A That's right.

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44-1

1 Q What type of car were you driving? Were you  
2 driving a marked vehicle?

3 A A four-wheel drive pickup, towing a horse trailer  
4 with two horses in the back.

5 Q Were you on duty at that time?

6 A I was returning from a two-week wilderness  
7 patrol.

8 Q That is the normal type of vehicle you drive up  
9 there on duty?

10 A I drove it every day.

11 Q Did it have any insignia on the side?

12 A Yes. It had Oregon State Police written on the  
13 side door.

14 Q And red lights?

15 A No.

16 Q How about an antenna?

17 A Yes, it had a whip antenna.

18 Q Did you have your uniform on?

19 A No.

20 Q You don't wear your uniform on the job?

21 A Well, not when I am loading and unloading horses.

22 Q Then they <sup>looked</sup> back, and then you approached  
23 them, is that correct?

24 A That is correct.

25 Q Did you stop right there?

26 A Right beside them.

1 Q Did you have a badge?  
2 A Yes, sir.  
3 Q Were you wearing your badge?  
4 A I was.  
5 Q No uniform?  
6 A No uniform.  
7 Q Did you have a gun?  
8 A Yes.  
9 Q It was visible?  
10 A Not at first, no.  
11 Q What do you mean by not at first?  
12 A I was sitting inside the pickup. They wouldn't  
13 have seen it unless I had gotten out.  
14 Q Did you get out in fact?  
15 A Not immediately, no.  
16 Q You stopped beside them, and what did you say,  
17 if anything?  
18 A I called them and asked them to come over to the  
19 vehicle. I wanted to talk to them.  
20 Q Did you have your gun drawn at that time?  
21 A No, sir.  
22 Q And you got this radio message approximately  
23 what time?  
24 A You say you received the radio message about  
25 the three persons, you say, about ten minutes before you  
26 stopped them?  
A Approximately.

- 1 Q Approximately ten minutes; right?
- 2 A Yes.
- 3 Q Then what happened? Did you get out of the
- 4 vehicle?
- 5 A Not right at the moment, no.
- 6 Q You got out after you told them to stop?
- 7 A Well, after I had talked to them and got
- 8 identification from them, yes.
- 9 Q When you got the I.D.'s from them, were you in
- 10 the vehicle or out of the vehicle?
- 11 A I believe I was in the vehicle.
- 12 Q You believe?
- 13 A As I recall, I was still in the vehicle when I
- 14 got it from them.
- 15 Q Where was your gun at that time?
- 16 A Right in the holster at my side.
- 17 Q And they could see it?
- 18 A I doubt that they could see it unless they
- 19 stuck their head in and looked.
- 20 Q How did you talk to them? Did they come to the
- 21 vehicle?
- 22 A They came, walked right up to the vehicle, yes.
- 23 Q Did they put their head in or stand by the
- 24 window?
- 25 A They stood back a couple of feet.
- 26 Q They stood back a couple of feet?

1 A Yes.

2 Q but you had a big sign on your vehicle stating  
3 State of Oregon Police Department, correct?

4 A That is correct.

5 Q And they could see that? It was visible?

6 A Right on the side of the door. They couldn't  
7 miss it.

8 Q When you asked for the I.D., were they  
9 cooperative with you?

10 A Yes.

4a-1

1 Q And at that time you didn't know who they  
2 were, did you?

3 A I had no idea.

4 Q You had no idea in the world; correct?

5 A That's right.

6 Q So, after you got the ID, what happened after  
7 that?

8 A I ran a check on them with my office by  
9 radio.

10 Q By radio?

11 A Yes.

12 Q And they were right there standing there while  
13 you were running the check?

14 A Yes, pretty close. Just a little in front  
15 of my window.

16 Q And they could hear and see what you  
17 were doing; correct?

18 A I don't know that they could. I don't usually  
19 talk very loudly on the radio.

20 Q But they could see you had a radio?

21 A They could see I was talking on the radio,  
22 yes, I am sure of that.

23 Q And they were standing right beside the  
24 window; is that correct?

25 A That is correct, yes.

26 Q And you told them to stop and show you their

4a-2

1 IDI

2 A Yes.

3 Q If they started to run, what would you have  
4 done?5 A Well, at that time, without knowing anything  
6 about them, I probably would have tried to run them down.7 Q You would have gotten your gun out and said  
8 "Halt"; right?

9 A No.

10 Q You wouldn't have used your gun and said  
11 "Halt"?

12 A Not with the information that I had, no.

13 Q What I am saying, Officer, is as soon as you  
14 stopped them, you stopped beside them; correct?

15 A That's right.

16 Q And you said: Come on over and show me your  
17 ID. Is that correct?

18 A Correct.

19 Q At that point, if they had run, what would you  
20 have done?

21 A I probably would have tried to run them down.

22 Q Run them down with the vehicle?

23 A With my feet.

24 Q Naturally you would draw your gun if they  
25 didn't stop and fire in the air, would you not?

26 A No, sir.

1 Q You would not?

2 A No, sir.

3 MR. BUGLIOSI: Your Honor, this is all irrelevant,  
4 and I object to this line of questioning.

5 MR. SHINN: Your Honor, may I make an offer of  
6 proof?

7 THE COURT: There is nothing pending. Ask your next  
8 question.

9 MR. SHINN: I beg your pardon?

10 THE COURT: There is nothing pending. Go ahead.

11 BY MR. SHINN:

12 Q When you asked for their ID, did they all  
13 show you their ID's?

14 A No, that I can't recall.

15 I believe they all handed me some piece of  
16 identification.

5 file.

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Q They all? Maybe one did and one did not?

A I don't recall exactly.

Q It is possible though?

A It is possible, yes.

Q Now, when did you get out of the vehicle?

A Out of the vehicle?

Q Yes, when did you exit the vehicle?

A As soon as I received information from Salem that they were wanted.

Q When you say "they were wanted," how did you know they were wanted?

A Because they were all three identified by name.

Q Did you draw your gun at that time?

A I did.

Q You were by yourself, correct?

A No, sir, I had a private citizen with me.

Q Did he have a gun?

A He did.

Q Did he draw his gun at any time?

A He had a 30-30 rifle that was setting on the seat beside me, that I generally carried while I was on patrol in the back country, and when I put the horses in the trailer, I laid the rifle on the seat beside me and he had that in his hand at the time.

Q Then you got out of the vehicle and you put them under arrest?



1 A I did.

2 Q Did you inform them that they were under arrest?

3 A I did.

4 Q What words did you use?

5 A It is pretty hard to recall the exact words.

6 I advised them that there was a warrant out of Salem for  
7 each of the three on the charges of receiving and concealing  
8 stolen property, and they were under arrest.

9 I made them lay down on the ground.

10 Q In other words, when you called in, someone told  
11 you that there was a warrant for their arrest, is that  
12 correct?

13 A That's right.

14 Q You did not know whether or not in fact there was a  
15 warrant for their arrest, isn't that true?

16 A Other than being told, yes.

17 Q Yes. In other words, all you did was call in  
18 and they, someone, told you that there was a warrant for  
19 their arrest?

20 A That is quite correct.

21 Q You did not know in fact whether there was a  
22 warrant for their arrest, isn't that correct?

23 A Other than what I was told.

24 Q On the basis of that you made the arrest?

25 A That's right.

26 MR. SHINN: May I make a motion at this time, your

1 Honor? May I make it at the bench?

2 THE COURT: You may.

3 (The following proceedings were had at the  
4 bench out of the hearing of the jury:)

5 MR. SHINN: I will make a motion to strike the testi-  
6 mony of this witness, your Honor, on the grounds there is no  
7 reasonable cause for the arrest.

8 The officer testified on the basis of what he  
9 heard on the radio he made the arrest, your Honor.

10 Initially he stated that he stopped these three  
11 persons not knowing who they were. I am pretty sure if  
12 those people did not stop he would have chased them down  
13 and stopped them.

14 THE COURT: I did not hear the last part.

15 MR. SHINN: I want to show if they ran, your Honor --

16 THE COURT: We are not concerned what he might have  
17 done under other circumstances. We are concerned with what  
18 he did do.

19 Do you wish to be heard?

20 MR. BUGLIOSI: I certainly think there is probable  
21 cause for the arrest. There is no question about it.

22 He had a right to talk to them. Once he  
23 found out what they were wanted for, there was a warrant  
24 out for their arrest.

25 MR. SHINN: I am talking about initially when he  
26 stopped them, he had no description of the persons he was

1 looking for. All he stated was he was looking for a person  
2 with a flight jacket.

3 MR. BUGLIOSI: Three people.

4 MR. SHINN: Three people with flight jackets.

5 MR. BUGLIOSI: One of whom had a flight jacket.

6 THE COURT: What does probable cause have to do with  
7 the admissibility of this testimony?

8 MR. SHINN: If there is no reasonable, probable cause --

9 THE COURT: They are not being prosecuted on these  
10 charges.

11 MR. SHINN: If there is no probable cause to stop them  
12 in the first place, I will make a motion to strike his  
13 whole testimony later.

14 THE COURT: They are not being prosecuted in this  
15 case for these crimes. The People expect to prove the  
16 convictions.

17 MR. SHINN: Beyond a reasonable doubt.

18 THE COURT: That's right. Now, what difference does it  
19 make whether there was probable cause at this time?

20 MR. SHINN: I think the issue of probable cause can  
21 come up at any time, your Honor. We have a right to go into  
22 that.

23 THE COURT: Well, are you suggesting you have a right  
24 to make a collateral attack on a judgment of conviction?

25 MR. SHINN: Yes, your Honor.

26 THE COURT: What is your authority for that?

1 I never heard of it. I don't understand what you are trying  
2 to do.

3 MR. SHINN: Well, your Honor, I believe that this  
4 officer testified that he had arrested Susan Atkins, your  
5 Honor, and I have a right, I believe, to attack the question  
6 of whether or not he had reasonable and probable cause in  
7 the first place to stop them.

8 THE COURT: On what ground? It would have been a  
9 legitimate attack if you were defending her in the trial of  
10 the crime or crimes which she was convicted based on this  
11 arrest.

12 MR. FITZGERALD: Maybe he could argue that the  
13 statements are the fruit of the poisonous tree, since the  
14 arrest is illegal.

15 THE COURT: He may have argued it at that time,  
16 certainly.

17 Now we have apparently judgments and convictions,  
18 certified and authenticated judgments and convictions,  
19 what possible relevance does probable cause have?

20 MR. SHINN: The fact he made the statement that  
21 Susan Atkins threatened to kill him. I want to try to keep  
22 that statement out.

23 I make a motion to strike that statement, your  
24 Honor.

25 THE COURT: That statement is not being offered in  
26 connection with the trial of those charges. It is being

1 offered apparently to show her character.

2 MR. BUGLIOSI: That is correct, your Honor.

3 MR. SHINN: My motion is denied then, your Honor?

4 THE COURT: She already has been convicted of those  
5 charges.

6 MR. SHINN: Right. My motion is denied then?

7 THE COURT: The motion is denied.  
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1 MR. FITZGERALD: Before we go, it looks like we are  
2 going to finish this morning; the prosecution, I understand,  
3 has no more witnesses.

4 We are ready to proceed this afternoon at 1:45.  
5 I would like advice of the Court on one problem:

6 I do have some exhibits I want to introduce.  
7 I would like to mark them over the lunch hour. How do you  
8 want them marked?

9 THE COURT: Well, let's see, we marked the People's  
10 Exhibits P-1, P-2, just for the P designation for penalty  
11 so there wouldn't be confusion with guilt phase exhibits.

12 I suppose P-A, P-B, to be consistent.

13 MR. BUGLIOSI: May the People withdraw People's P-2,  
14 these two documents introduced now will be People's P-2  
15 and People's P-3. Is that it?

16 MR. FITZGERALD: Yes.

17 THE COURT: P-2 is a photograph. You wish to  
18 withdraw that?

19 MR. BUGLIOSI: Yes.

20 THE COURT: It will be withdrawn.

21 MR. FITZGERALD: No objection.

22 MR. KAY: Your Honor, while we are on the record we  
23 held a bench warrant until today for Allen Springer. I ask  
24 that that bench warrant be withdrawn. He was going to  
25 testify on the Hinman case. We have no need for him.

26 Also, Kitty Lutasinger showed up this morning.

Ja-2

1 I took it upon myself to excuse her. She would have testi-  
2 fied as to the Hinman case.

3 THE COURT: The bench warrant for Mr. Springer will  
4 be recalled.

5 MR. KAY: All right.

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

8 THE COURT: You may proceed, Mr. Shinn.

9 MR. SHINN: Yes.

10  
11 CROSS-EXAMINATION (Continued)

12 BY MR. SHINN:

13 Q Sir, now these two men that were with Miss  
14 Atkins, would you give us a description of these two men?

15 A May I refer to these notes?

16 Q Sure, go ahead.

17 A One of them stood six foot, weighed approxi-  
18 mately 150 pounds, was age 21.

19 One of them was six two, 163; and he was 24.

20 Q And then at that time Miss Atkins was about what  
21 17-18 years old?

22 A She was 18 years old, just had turned 18.

23 Q And then while you were arresting her she was  
24 quiet, was she not, stared and crying?

25 A No.

26 Q She was not crying?

5a-3

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A Not at any time I saw her.

Q Did you handcuff Miss Atkins?

A Eventually, yes.

Q Then you transported her down to the jail  
some place?

A Myself and another officer, yes.

Q And at any time while you were transporting  
her down to the jail, was she crying?

A Not to my recollection, no, sir.

Q You don't recall?

A I don't recall her crying at any time.

Q She might have cried and maybe you have forgotten,  
is that correct?

MR. BUGLIOSI: That is irrelevant.

THE COURT: Sustained.

BY MR. SHINN:

Q Now, you said she had a gun, is that correct?

A That's right.

Q A small teeny-weeny .22?

A No, sir.

Q Was it a .25?

A A .25 caliber automatic pistol.

Q A small gun, correct?

A It is a smaller caliber, yes.

Q The size is very small; it looks like a little  
toy gun, is that correct?



3a-4

1 A Well, not to me.

2 Q It is not a big, big gun, is it?

3 A Well, a pistol, relative sizes are only a  
4 few inches different.

5 Q They have got small caliber six inches long,  
6 .25 caliber guns, six or seven inches long?

7 It is not as big as a .38?

8 A No, sir.

9 Q You had a .38?

10 A Pardon me?

11 Q You had a .38, correct?

12 A Yes, sir.

13 Q At any time while you were questioning Miss  
14 Atkins on the road you never -- she never pulled that gun  
15 on you, did she?

16 A She had it pointed at me.

17 Q She had it pointed at you?

18 A That's right.

19 Q When?

20 A In her pocket.

21 Q In her pocket?

22 A Uh-huh.

23 Q When was this, when you first stopped her?

24 A She was standing outside the truck.

25 Q She was standing outside of the truck and you  
26 were sitting in the truck, is that correct?

1 A That's correct.

2 Q And how high is this window in the truck,  
3 about four feet or five feet?

4 A It is not five feet high, I don't know what  
5 the sill would be standing flat-foot, it was around  
6 four feet -- it would be relatively high.

7 Q And you could see what, Miss Atkins' head?  
8 Her shoulders? Or what?

9 A I could see all of her.

10 Q Were you looking out?

11 A Yes, certainly.

12 Q Where was she standing, on the passenger side  
13 or the driver's side?

14 A She was standing on the driver's side just  
15 ahead and about a foot and a half back from the rig.

16 Q She was pointing a gun at you?

17 A In my opinion, yes.

18 Q What do you mean your opinion?

19 A She had her hands in her pockets and she had  
20 something pointed in my direction and that was the only  
21 thing in her pocket.

22 Q She had it pointed in your direction?

23 A That's right.

24 Q You had a gun?

25 A Yes.

26 Q Why didn't you make a fast draw?

1           A       Well, in the first place at that stage of the  
2 game I was watching her; I did not realize that anyone  
3 of them was armed or that they were dangerous persons.

4           Q       But at that time you did not know it was a  
5 gun in her pocket, is that right?

6           A       At that time I did not. I did not realize  
7 what was going on until afterward.

8           Q       Well, when she had her hands in her pockets,  
9 was there a bulge in her pocket that you saw?

10          A       Yes, sir.

11          Q       You knew it was a gun?

12          A       At that time? I stated I did not know it  
13 until I searched her.

14          Q       Well then, you don't know whether or not she  
15 was pointing her finger or the gun at you, isn't that  
16 correct?

17          A       She had an awfully long finger if that was her  
18 finger.

5b Els.

5a-1

1 Q Are you saying that the barrel was pointed out  
2 and you could see the barrel pointing towards you?

3 A I did not say I could see the barrel pointing  
4 toward me.

5 Q Something that looked like a barrel?

6 A I am describing what I could see in the pocket  
7 of her coat.

8 At the time it could have been anything. As a  
9 police officer you look for things. You don't draw a gun  
10 until you know what you are doing.

11 Sometimes you come out on the short end of the  
12 stick that way, but that is the way it is.

13 Q Now, did you at any time advise her of her  
14 constitutional rights?

15 A I did.

16 Q It doesn't say so in your report here.

17 A No, sir.

18 Q You left that out?

19 A It was not necessary.

20 Q Don't you think giving a person her constitu-  
21 tional rights is important?

22 A It is if you are going to take a statement and  
23 take information from them, but when I was waiting to take  
24 information from them or ask them further questions after  
25 relieving them of their weapons, and advising them they  
26 were under arrest, they were then advised of their

1 constitutional rights.

2 Q Now, she did cooperate with you later, did she  
3 not?

4 A Yes, she did.

5 Q And she did not make any efforts to fight you  
6 or run away from you, is that correct?

7 A That is correct.

8 Q And you were not afraid of her, were you?

9 A Not really, I suppose.

10 Q A big man like you with a .38, you are not  
11 afraid of a little girl like her, huh?

12 (No response.)

13 Did you at any time point your rifle at her  
14 neck?

15 A Myself? No, sir.

16 Q How about your partner or your friend?

17 A He could very well have.

18 Q Were you there when he pointed a rifle at her  
19 head, made her cry?

20 A She did not cry at any time I was there.

21 Q Did she cry at a later point some time?

22 A Not while I was in her presence, or she was in  
23 my presence or while we were en route to Salem.

24 Q She was scared of you, was she not?

25 A No.

26 Q Did she look worried and scared?

A It did not appear to me that way, no.

1           Q     Then she was later released to her parents in  
2 California, correct?

3           A     I cannot tell you that.

4           Q     I beg your pardon?

5           A     I cannot tell you that, I don't know, I wasn't  
6 there.

7           Q     You don't know what happened later?

8           A     I don't know whether her parents took her or who  
9 did.

10          MR. SHINN: Nothing further.

11          THE COURT: Do any other defense counsel wish to  
12 cross-examine?

13          MR. FITZGERALD: No, your Honor.

14          MR. KANAREK: No, thank you, your Honor.

15          MR. KEITH: No.

16          THE COURT: Is there any redirect examination?

17          MR. BUOLIOSI: Briefly.

18  
19                   REDIRECT EXAMINATION

20          BY MR. BUOLIOSI:

21               Q     What constitutional rights did you advise  
22 Miss Atkins off?

23               A     I read the constitutional rights from a small  
24 card I carry in my billfold.

25               Q     Do you have that card with you?

26               A     I do.

1 Q Is this the same card from which you read her  
2 rights to her?

3 A Yes, sir.

4 Q Okay, would you read those now?

5 MR. SHINN: I object as irrelevant and immaterial.

6 THE COURT: Overruled.

7 You may answer.

8 THE WITNESS: I advised her it was my duty to warn  
9 her that before she made any statements she had a right to  
10 remain absolutely silent.

11 "That anything you do say can and will be used  
12 against you in a court of law.

13 "You have a right to consult an attorney before  
14 making any statement. If you are without funds you have a  
15 right to have a court-appointed attorney at public expense.

16 "You have a right to have your attorney present  
17 when and if you do make any statements.

18 "You have a right to interrupt our conversation  
19 at any time, and anything you say must be freely and  
20 voluntarily said."

21 Q This statement she made to you en route to  
22 Salem, was that statement made after you had advised her of  
23 her constitutional rights?

24 A That is correct.

25 A You advised her of her constitutional rights at  
26 that time of her arrest, is that correct?

- 1           A     Yes.
- 2           Q     Alongside the road?
- 3           A     Yes.
- 4           Q     Did you ask Miss Atkins whether she understood
- 5     her constitutional rights?
- 6           A     I asked each one of them.
- 7           Q     What did Miss Atkins say?
- 8           A     She acknowledged that she did.
- 9           Q     Were you wearing your Oregon State Police
- 10   uniform at the time, sir?
- 11          A     No, sir.
- 12          Q     You had civilian clothing on?
- 13          A     That is correct.
- 14          Q     This insignia on your truck, where was the
- 15   insignia located?
- 16          A     It was located approximately three inches below
- 17   the window level on both sides of the vehicle, on both
- 18   doors.
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6-1

1 Q You say they looked around towards your  
2 vehicle when you were about a hundred yards away?

3 A Approximately, yes, sir.

4 Q Was just the front of your vehicle visible  
5 to them at that time?

6 A No, sir.

7 Well, I don't recall exactly. I had turned  
8 onto the highway, and I don't recall whether they looked  
9 as I was turning, or after I had already completed the  
10 turn in coming toward them.

11 MR. BUGLIOSI: No further questions.

12 THE COURT: Anything further, Mr. Shinn?

13 MR. SHINN: No questions.

14 THE COURT: You may step down, Officer.

15 MR. BUGLIOSI: Your Honor, I have here an authenticated  
16 copy of a judgment of the District Court of the State of  
17 Oregon for Marion County, dated September 23rd, 1966,  
18 and the judgment states that on the date of September the  
19 13th, 1966, in the said, District Court of the State of  
20 Oregon for Marion County, Susan Atkins was found guilty  
21 of the crime of carrying a concealed weapon.

22 May these documents or three sheets be  
23 collectively marked as People's P-2 for identification?

24 THE COURT: They will be so marked.

25 MR. BUGLIOSI: I have here, your Honor, another  
26 group of documents, two sheets of paper, certified copies

1 of a judgment in the Circuit Court of the State of Oregon  
2 for the County of Marion, dated September the 26th, 1969,  
3 the judgment stating that on the date of September the  
4 21st -- strike that -- September the 26th, 1966, is the  
5 date of the documents, and the documents state that on the  
6 date of September the 21st, 1966, Susan Denise Atkins was  
7 found guilty of the crime of receiving and concealing  
8 stolen property.

9 May these two sheets of paper, which are  
10 certified copies of the judgment, be collectively marked  
11 as People's P-3 for identification?

12 THE COURT: They will be so marked.

13 MR. SHINN: Your Honor, may Mr. Bugliosi also state  
14 that Miss Atkins received probation in this matter.

15 He is reading the first part, and he didn't  
16 read the last part.

17 May the record so indicate, your Honor?

18 THE COURT: I haven't read the document, Mr. Shinn.

19 MR. SHINN: If Mr. Bugliosi read the first half,  
20 I wanted him to read the whole document.

21 THE COURT: If the document goes into evidence, of  
22 course, the jury will be able to read the whole document.

23 MR. SHINN: In the event that it doesn't go in, all  
24 we have is the first part of the document.

6a Fla.

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1 THE COURT: Anything further, Mr. Bugliosi?

2 MR. BUGLIOSI: No, your Honor.

3 May People's P-1, P-2 and P-3 be received into  
4 evidence?

5 MR. SHINN: I object on the grounds of hearsay, your  
6 Honor.

7 THE COURT: The objections are overruled. They will  
8 be received.

9 MR. BUGLIOSI: The People rest, your Honor.

10 MR. KANAREK: Your Honor, before that, I wonder if  
11 your Honor would -- may we approach the bench?

12 THE COURT: For what purpose?

13 MR. KANAREK: I was going to make a request of the  
14 Court, which perhaps the Court wishes me to do at the  
15 bench.

16 THE COURT: Does it have something to do with the  
17 exhibits?

18 MR. KANAREK: Not in connection with the exhibits,  
19 but in connection with the People and resting.

20 THE COURT: Very well.

21 (Whereupon, all counsel approach the bench  
22 and the following proceedings occur at the bench outside  
23 of the hearing of the jury:)

24 MR. KANAREK: Your Honor, I would request and make a  
25 motion that your Honor instruct the jury, admonish the jury  
26 not to consider the testimony of Mr. Erwin for any

1 purpose, because he testified concerning Mr. Hinman, and he  
2 used the past tense "was."

3 In view of your Honor's ruling, I am sure that  
4 your Honor agrees that Mr. Erwin's testimony shouldn't be  
5 used for any purpose.

6 We went into chambers, and I don't think your  
7 Honor ever admonished the jury to disregard the testimony.

8 THE COURT: He just testified that he knew Cary Hinman.

9 MR. SUGLIOSI: His point may be well taken.

10 The context in which it came up was in the past  
11 tense, and the jury may make the inference that he was  
12 dead.

13 I will join with Mr. Kanarek in that request.

14 THE COURT: Are you going to be ready to proceed  
15 this afternoon?

16 MR. FITZGERALD: Right.

17 THE COURT: But not now?

18 MR. FITZGERALD: No, not now.

19 THE COURT: Well, it is five minutes to 12:00 anyway.

20 (Whereupon, all counsel return to their  
21 respective places at counsel table and the following  
22 proceedings occur in open court within the presence and  
23 hearing of the jury:)

24 THE COURT: The jury is admonished to disregard the  
25 testimony of Mr. Michael Erwin who testified last Friday  
26 very briefly in this court. You are admonished to disregard

1 his testimony entirely.

2 We will recess at this time until 1:45 this  
3 afternoon.

4 Do not forget the admonition. Do not converse  
5 with anyone or form or express any opinion on the subject  
6 of penalty until that issue is finally submitted to you.

7 1:45 this afternoon.

8 (Whereupon, at 11:57 a.m. the court was in  
9 recess.)

LOS ANGELES, CALIFORNIA, MONDAY, FEBRUARY 1, 1971

1:55 o'clock p.m.

- - - - -

(The following proceedings were had in open court in the presence of all of the jurors, all defendants with the exception of Mr. Manson being present, all counsel with the exception of Mr. Hughes being present:)

THE COURT: All of the defendants are present except Mr. Manson; all of counsel and all of the jurors are present.

You may proceed.

MR. FITZGERALD: Call Joseph Krenwinkel.

THE CLERK: Would you please raise your right hand.  
Would you please repeat after me.

I do solemnly swear --

THE WITNESS: I do solemnly swear --

THE CLERK: -- that the testimony I may give --

THE WITNESS: -- that the testimony I may give --

THE CLERK: -- in the cause now pending --

THE WITNESS: -- in the cause now pending --

THE CLERK: -- before this Court --

THE WITNESS: -- before this Court --

THE CLERK: -- shall be the truth --

THE WITNESS: -- shall be the truth --

THE CLERK: -- the whole truth --

THE WITNESS: -- the whole truth --

1 THE CLERK: -- and nothing but the truth --

2 THE WITNESS: -- and nothing but the truth --

3 THE CLERK: -- so help me God.

4 THE WITNESS: -- so help me God.

5 THE CLERK: Would you be seated, please. Would  
6 you please state and spell your name.

7 THE WITNESS: Joseph Leo Krenwinkel. The last name  
8 is K-r-e-n-w-i-n-k-e-l.

9  
10 JOSEPH LEO KRENWINKEL,  
11 called as a witness by and on behalf of the Defendant  
12 Krenwinkel was examined and testified as follows:

13  
14 DIRECT EXAMINATION

15 BY MR. FITZGERALD:

16 Q Are you the father of Patricia Krenwinkel?

17 A I am, sir.

18 Q What is your business or occupation, Mr.  
19 Krenwinkel?

20 A I am an insurance agent.

21 Q Are you employed by a large insurance company?

22 A I am.

23 Q Are your offices located in Southern California?

24 A Yes, in Inglewood, California.

25 Q Do you also reside in Inglewood, California?

26 A I do, sir.

1 Q How long have you been a resident of the  
2 State of California?

3 A 59 years.

4 Q Has that been largely in the Los Angeles area  
5 of California?

6 A Yes, sir.

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Q Were you married, sir?

A Where was I married?

Q Were you married at some time in your life?

A Yes, I was.

Q To whom are you married?

A Dorothy June Krenwinkel.

Q Where and when were you married to Dorothy Krenwinkel?

A In Las Vegas in 1944.

Q When was your daughter, Patricia Krenwinkel, born?

A December the 3rd, 1947.

Q Where was the place of birth?

A Cedars of Lebanon Hospital.

Q Is that here in the City of Los Angeles?

A In the City of Los Angeles.

Q Do you have any other children?

A I had a step-daughter.

Q What was her name?

A Charlene Anne Lowell.

Q Is she presently alive?

A No, sir.

Q Did she die recently?

A In June of 1970. She drowned.

Q How old was she at the time of her death?

A 29.

Q Did that make her approximately seven years

1 older than Patricia?

2 A Right.

3 Q Now, during Patricia's early childhood, where  
4 did you reside?

5 A Well, we lived at 4011 Olmstead. That is in the  
6 City of Los Angeles. She came from the hospital to that  
7 address.

8 Then we later moved to, I believe it is 4539  
9 Overdale Drive shortly thereafter.

10 Q What was your occupation at the time of her  
11 birth?

12 A I was working in a theatre ticket agency.

13 Q Now, I'd like to ask you about your daughter's  
14 early education.

15 Do you remember where she first went to school?

16 A Yes. A school in Los Angeles called 54th  
17 Street School. She attended kindergarten at that school.

18 Q That is an elementary school, is that correct?

19 A That is correct.

20 Q Was that in the year 1963?

21 Excuse me. 1953.

22 A That would be, yes. Let's see. Seven, five,  
23 -- it could be '52 or '53.

24 Q And where did she go to elementary school, if she  
25 went to a different place?

26 A Well, then they built a new school closer to our  
home and it was called Windsor Hills Elementary School, and

1 she attended there through approximately, I think, two or  
2 three years. I am not sure.

3 I believe you have the date.  
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1 Q Then did she go to Kentwood School?

2 A Yes, sir.

3 Q Where is Kentwood School located?

4 A In the Westchester area. That is in the  
5 City of Los Angeles.

6 Q And do you remember how long she went to  
7 Kentwood?

8 A Well, she completed through the sixth grade  
9 at Kentwood, graduated from Kentwood, and then went to a  
10 junior high school which is called Orville Wright.

11 Q Did she graduate from that junior high school?

12 A Yes, she did.

13 Q Did she enter high school?

14 A Yes.

15 Q Where did she go to high school?

16 A Westchester High School.

17 Q Did she go to any other high school before  
18 she graduated?

19 A Yes.

20 Q Where else did she go after Westchester?

21 A After Westchester she went to Theodore  
22 High School in Mobile, Alabama, and then returned to the  
23 Los Angeles area and graduated from University High  
24 School in West Los Angeles.

25 Q And she was graduated from University High  
26 School?

1 A Yes, sir.

2 Q Did she go to college?

3 A She attended one semester in Springhill College  
4 in Mobile, Alabama, which is a Jesuit College.

5 Q During this period of time did your wife,  
6 Dorothy Krenwinkel, reside in Mobile, Alabama?

7 A Yes.

8 Q Was that the reason why Patricia Krenwinkel  
9 went to high school in Theodore, Alabama, and Springhill  
10 College in Mobile?

11 A Yes, sir.

12 Q Did Patricia have other relatives in Mobile,  
13 Alabama, in addition to her mother?

14 A Yes. She has an aunt and an uncle and some  
15 cousins.

16 Q Mr. Krenwinkel, I would like to direct your  
17 attention to your daughter's early childhood. Let's say  
18 from years 2 through approximately 6.

19 Could you describe for the jury what kind of  
20 a child she was?

21 A Well, I would say an exceedingly normal child,  
22 surprising in comparison to some children to the degree  
23 that when Pat was tired, as most children will fight going  
24 to bed, Pat would go get her pajamas on and say "I am going  
25 to bed," and that was the end of that deal.

26 I'd say, other than that, she was a very normal

1 child. She liked to play, she could entertain herself,  
2 didn't require someone to put on a floor show for her.

3 She was not particularly a child who liked dolls.  
4 She liked animals. And she had quite a variety of stuffed  
5 animals which she prized very highly.

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Q During her early childhood did Patricia have any very unusual childhood diseases or injuries of any kind?

A No, sir.

Q Was her childhood, early childhood, ages two through six, unusual or peculiar in any way, or any fashion?

A No, sir, at no time.

Q Directing your attention to, let's say, the age of six through approximately 12, would you describe that period of her life?

A Very normal. She liked to go to the beach, liked to swim.

We had neighbors who got a pool; she spent a great deal of time in the pool. She belonged to the normal childhood organizations.

She was what they call a Blue Bird, later became a Campfire Girl and participated in those activities.

She liked animals. Through her basic entire childhood we had dogs, hamsters, goldfish, parakeets, Canary birds; you can name it and I think we had most of them.

And she was very fond of them.

Q Was she gentle with animals?

A Very much so.

Q Did she present any sort of a disciplinary problem to yourself and to your wife?

A At no time.

Q Did it appear to you that she got along well

1 with her older sister?

2 A Yes.

3 Q I take it she had classmates and playmates at  
4 school, correct?

5 A Very much so.

6 Q Did she get along with those people as well?

7 A Very much so. Neighbors were always very happy  
8 to see Pat come over to their house.

9 Q Did you ever see any communications from any  
10 schools that she attended that she presented disciplinary  
11 problems?

12 A At no time.

13 Q From time to time did you have occasion to  
14 speak with her teachers, her instructors in school?

15 A Yes, we did.

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1 Q Did anyone say anything in derogation of her  
2 either as a student or as a disciplinary problem?

3 A No, most of the remarks that I can remember were  
4 admirable. They enjoyed having Pat in their classes.

5 Q What kind of student was she in grade school in  
6 junior high?

7 A Not an exceptional scholastic student. She got  
8 good grades but like many of us we had our good classes and  
9 our bad.

10 Q Did she take school seriously?

11 A Yes.

12 Q Did she work hard at her homework?

13 A She worked hard to obtain the grades that she  
14 obtained, yes.

15 Q Did Pat have any religious training or experience?

16 A Yes, we lived -- when we were in Windsor Hills --  
17 a block and a half from a church, which both my wife and I  
18 were affiliated with, and it was called the Park Hills  
19 Church, and it was an affiliate of the Dutch Reformed Church.

20 The head of -- well, I would say the basic head  
21 of it was one of the better known -- if a person is not  
22 familiar with the Dutch Reformed Church -- is Norman  
23 Vincent Peale, he is an affiliate of the Dutch Reformed  
24 Church.

25 Q Generally speaking, was your family of the  
26 Protestant persuasion?

1 A Yes.

2 Q Any particular Protestant denomination?

3 A No, actually I guess our longest time with any  
4 particular -- or any affiliation was with the Reform Church.

5 Q Were some members of your family Presbyterian?

6 A Yes, Dorothy was.

7 Q Was Patricia baptised in the Presbyterian faith?

8 A In that church, right.

9 Q Did she ever at any time on a regular basis  
10 attend any church school or attend any organized program  
11 of religious instruction?

12 A Yes, Pat was enthusiastic about her religious  
13 training. She enjoyed Sunday School.

14 And during the summer time in almost all cases  
15 either instructed or assisted or helped in the church school  
16 program that all churches have in the summer for children.

17 She seemed to derive a great deal of pleasure  
18 out of it. She participated as many children do in the  
19 Christmas programs and the Eastern programs with which I am  
20 sure all parents are familiar.

21 They have little plays and something of that  
22 similarity, and Pat was involved in it.

23 Q Did she attend these religious functions on a  
24 regular basis?

25 A Yes, every Sunday. She went to Sunday school.

26 Q Was that only because you took her to church

1 school or to church?

2 A He, it was her desire.

3 Q Did she attend on her own?

4 A Right.

5 Q To your knowledge did your daughter have any  
6 training or experience in the Bible particularly?

7 A Yes, Pat was very enthusiastic about reading  
8 Bible. I remember -- I don't remember the date, but I  
9 remember, naturally like all parents are proud of a child's  
10 accomplishments, she was awarded a plaque at Sunday School  
11 for memorizing some particular passage that they had asked  
12 the children to memorize, and she did.

13 In fact, it hung in her room for many years.

14 Q To your knowledge, did she form any close  
15 attachments or close interpersonal relationships with  
16 ministers or priests in her lifetime?

17 A Well, we had one minister who was there a  
18 great deal of the time that we lived in that area, and who  
19 knew Pat very well, a Raymond Beckering, and he is now  
20 affiliated with the church in Garden Grove. He is still at  
21 that location.

9b-1

1 Q Were there any other religious people that she  
2 formed a close attachment with?

3 A Well, to digress a few years, then, from that  
4 time when Pat went to Springhill College in Mobile, Alabama,  
5 unknown to either Dorothy or I she apparently made an  
6 impression on a Father Mulkron who is a math teacher at  
7 Springhill College, and through the circumstances involved,  
8 I'm sure that she has received communication from Father  
9 Mulkron, and I too have received letters from Father Mulkron  
10 as recently as this past week.

11 Q How long did your daughter live in a family  
12 situation with either you or your wife Dorothy or both --

13 Perhaps an easier way to ask that question is,  
14 did she ever leave home at any time?

15 A No, sir.

16 Q Well, she is not home with you now, right?

17 A That's right.

18 Q So she must have left sometime, right?

19 A Yes, sir.

20 Q When did she leave?

21 A What date are you referring to?

22 Q Well, after she graduated from high school,  
23 apparently she went to Mobile, Alabama, where she attended  
24 Springhill College, is that correct?

25 A That's right.

26 Q For how long a period did she attend Springhill

9ab-2

1 College?

2 A For one semester.

3 Q Then did she return to Southern California?

4 A Yes, she returned here in March of 1967.

5 Q Was she approximately 19 years of age at that  
6 time, 18 -- 19?

7 A Yes, she would have been 19 I believe in  
8 December.

9 Q Up until the time she was 18 or 19 years of age  
10 did she express a continuing interest in religion?

11 A Definitely.

12 Q Why do you say definitely?

13 A Because Pat enjoyed church. She enjoyed  
14 affiliating with people in church. She enjoyed these people  
15 who were, we will say, the leaders, so to speak, the  
16 minister or whatever it may be in church.

17 Now, Pat was not raised a Catholic. I at a  
18 very young age had attended Catholic schools and went to a  
19 Catholic military academy.

20 But Dorothy was a Protestant and I was not one  
21 to try to make things work out, so she went to this Catholic  
22 college.

23 Q Did Patricia ever sing in a choir?

24 A Definitely, many times.

25 Q What choirs did she sing in?

26 A At the Park Hills Church.

9c fls.

9c-1

1 Q Any other church?

2 A Not to my knowledge, Paul.

3 Q For how long a time did she sing in the choir  
4 in the church you just mentioned?

5 A I would say a couple of years, possibly three.

6 Q Now, you mentioned her interest in pets. Did  
7 she have any interests or hobbies as a young child?

8 A Stuffed animals, yes. We had quite a collection  
9 of them.

10 Q Did she have any major interests in her life?

11 A Well, as a definite hobby, I think you infer  
12 to, no, other than swimming.

13 At that age, prior to that time, Disneyland,  
14 PCF and that type of entertainment which we took her to.

15 Q Did she like to travel, for example?

16 A Yes, very much so.

17 In 1958 her mother and I with Pat went to  
18 Honolulu, and I think as of this time it was very enjoyable  
19 as far as she was concerned.

10 fls.

20 I enjoyed it. I'm sure she did.  
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10-1

1 Q During the time Patricia attended junior  
2 high school and high school, did she present any  
3 disciplinary problem to you or your wife?  
4

5 A No. At no time.

6 Q Was she close to you and your wife?

7 A In my estimation, yes. I am sure of that.  
8 When she was living in Mobile, Pat enjoyed  
9 going places, we always enjoyed going places together.  
10 We had gone to the Music Center, and that type of thing,  
11 together.

12 Q During the time she was a teenager, did she  
13 have friends, and so on, classmates?

14 A Quite a few.

15 Q Did she appear to get along well with other  
16 children?

17 A Very much so.

18 People, even our neighbors, would frequently  
19 ask us if it were permissible that Pat would go with them.

20 We had some acquaintances, who, at that time,  
21 rented a home every Easter in Malibu, and they would always  
22 take Pat with them to Malibu during the Easter vacation,  
23 and enjoyed her influence with their daughter.

24 Q Did she have girl friends that she was  
25 particularly close to?

26 A Yes.

Q More than one or two?



1           A       When you say particularly close to, I would  
2 say no, not more than one or two.

3           Q       Did she seem to be popular with her classmates  
4 at school?

5           A       The ones that came to our house, I would say  
6 she was popular with.

7           Q       Did several come to your house?

8           A       Yes, they did.

9           Q       Did you ever receive any communication from  
10 the authorities in high school that Patricia presented  
11 any disciplinary problem?

12          A       Never.

13          Q       Did she appear to like high school?

14          A       Yes. I would say that she enjoyed school.

15          Q       Did she participate in high school extra-  
16 curricular activities?

17          A       Not too many.

18          Q       Did she belong to any clubs, groups or other  
19 organizations?

20          A       Yes.

21          Q       Do you remember any of them?

22          A       Frankly, I wouldn't remember the names, no.  
23 She was affiliated with a couple of organiza-  
24 tions.

25          Q       As she moved into her teenage years, did she  
26 continue to manifest an interest in animals?



1           A     Always. Always.

2           Q     I understand you are necessarily biased in  
3 favor of your daughter, but what is your opinion of your  
4 daughter's character for peace and quiet and gentleness?

5           A     Well, I have a big bias, you are right.

6                 Pat always had the ability to seem to enter-  
7 tain herself.

8                 Now, in my particular business I am in many  
9 people's homes, and I know that many parents find that you  
10 have to provide a floor show for some of the children  
11 today to keep them occupied.

12                Pat was one who could entertain herself,  
13 and she could draw, color, play with her animals.

14                I don't mean live animals. I mean the stuffed  
15 animals.

16                When she was a young child, the house we had  
17 up in Windsor Hills had a swing, and Pat could spend  
18 hours swinging, thoroughly enjoying it.

19                We could put her in a swing even as a young  
20 child. We bought one of the kind that you slip through  
21 and bounced on a spring. And you put her on that swing,  
22 and that was it.

10a-1

1 Q Did you ever see her hostile or angry,  
2 belligerent?

3 A Never.

4 Q Did you ever see her fight with other children?

5 A No.

6 Q Did you ever see her be cruel to animals?

7 A No, sir.

8 Q Did you ever see her be cruel to other children?

9 A No.

10 Q Have you ever seen her become physically violent?

11 A Never.

12 Q Would you describe her as a person with a quick  
13 temper?

14 A No.

15 Q Would you describe her as a person with a  
16 violent temper?

17 A Never.

18 Q During her teen-age years, during that period of  
19 time when she went to latter junior high and high school,  
20 did she suffer any unusual diseases or traumatic injuries?

21 A No, sir.

22 Q Did she ever present a mental or emotional  
23 problem that you were aware of?

24 A Not at any time.

25 Q Did she ever appear to you to be depressed?

26 A Not over any major problem.

1 I think children all go through a time when they  
2 have their disappointments, not depression.

3 Q Did she appear to be irrational? Did she  
4 engage in bizarre activities or behavior of any kind?

5 A No, sir.

6 Q Did she also appear to you to be coherent?

7 A Definitely.

8 Q Now, she attended Springhill College in Mobile,  
9 Alabama for only one semester; is that correct?

10 A That's right.

11 Q Was that during the fall of 1966?

12 A That's right.

13 Q Or was that '67?

14 A '66 and '67.

15 Q When did she return to California?

16 A In March of '67.

17 Q Were you living in California at the time?

18 A Yes, sir.

19 Q Were you living here in Inglewood?

20 A Yes, sir.

21 Q Was your wife Dorothy at the time living in  
22 Alabama?

23 A That's right.

24 Q Was there some reason for that?

25 A We were divorced.

26 Q When did you receive a divorce from your wife?

1 A I believe it is -- (pause)

2 Q That is all right.

3 How many years was it before Patricia came back  
4 to California?

5 A How many years?

6 I lost you, Paul. I am sorry.

7 Q All right.

8 Patricia graduated from University High School,  
9 correct?

10 A Right.

11 Q And that was in 1966, is that correct?

12 A That is correct.

13 Then in July they went back to Mobile.

14 Q When you say "they" who do you mean?

15 A Dorothy and Pat.

16 Q You mean your wife and your daughter?

17 A Right.

18 Q Is that the same approximate time that you were  
19 divorced, or had you been divorced earlier?

20 A Oh, no. I had been divorced prior to that time.

21 Q Approximately how old was Patricia when you were  
22 divorced; do you recall?

23 A About 16 or 17.

24 Q Now, in your opinion, was that a bitter  
25 recriminating divorce between you and your wife?

26 A No.

1 Q You parted friends?

2 A Yes, definitely.

3 Q Are you friends to this day?

4 A I am here with her today.

5 Q To your knowledge, did that divorce involve your  
6 two children in any respect?

7 A No.

8 Q Neither of your daughters testified in any court  
9 proceeding or anything like that?

10 A No.

10b

10b-1

1 Q Now, when Patricia returned to California from  
2 college, did she stay with you?

3 A No. She and her mother stayed together.

4 Q But at some period did her mother go away?

5 A Yes. She left in July of '67.

6 Q Then did Patricia take up residence with her  
7 sister?

8 A That's right.

9 Q And her sister's name was Charlene; isn't that  
10 correct?

11 A That is correct.

12 Q And where were they living?

13 A Manhattan Beach.

14 Q Was Patricia employed at the time?

15 A Yes.

16 Q Where was she employed?

17 A For the Insurance Company of North America on  
18 Wilshire Boulevard.

19 Q Was that the first job she had ever had in her  
20 life?

21 A No. She had worked previously at Christmattine  
22 on two different occasions.

23 One year she worked for a store called Joel's,  
24 which was out in Westchester; and for Penney's the following  
25 year in Santa Monica.

26 Q I take it these were part-time positions?

10b-2

1 A That's right.

2 Q Did she manage her own money?

3 A Very well.

4 Q Was she trustworthy with money?

5 A Definitely.

6 Q Did you and your wife trust her with money?

7 A Definitely.

8 Q What sort of a position did she occupy at  
9 the Insurance Company of North America?

10 A It had to do with files, Paul.

11 As to the actual mechanics of it, I don't  
12 know, but she was working in the file department.

13 Q And how long was she so employed, do you  
14 recall?

15 A I believe it was from April through a date  
16 in September.

17 Now, it could have been the first of September.  
18 I am not accurate as to what that date was, no.

19 Q What year was that?

20 A In 1967.

21 Q Did something unusual occur in September of  
22 1967 in relation to your daughter?

23 That question can be answered yes or no.

24 A Yes.

25 Q Would you explain what was it that happened  
26 that was unusual?

1           A       Pat had worked for the company for, which  
2 would have been in October, a six-months period of time,  
3 and at that time she was to be given a vacation. And so,  
4 we talked about the fact that she was going to have a  
5 vacation in October, and I asked her if she had anything  
6 in mind that she would like to do.

7               Among these suggestions I made was that we  
8 would go to Arizona, or down to Tombstone, or something in  
9 that vicinity.

10              Then in September, approximately September 17th,  
11 she called me and said that herself and two other girls,  
12 that she was going to take a leave of absence, and that  
13 they were going to take a trip, because she hadn't had  
14 a vacation, and that they were going to go away somewhere.

15              And during <sup>the</sup> conversation, I said, "Well, I  
16 don't understand the reason why, when you are going to get  
17 a paid vacation within a month?"

18              And she said: Well, she hadn't had any  
19 vacation, and she would like to go. And she left.  
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26

10c fin.



100-1

1 Q Did she leave abruptly?

2 A Very abruptly, because I had talked to her on the  
3 phone, and I left my office immediately and drove to  
4 Manhattan Beach, and they were gone.

5 Q How old was Patricia at the time?

6 A She would have been 18. Nearly 19.

7 Q At the time she left, did she own an automobile?

8 A Yes, sir.

9 Q What kind of a car was it?

10 A A 1964 Dart.

11 Q Did she leave the car with you when she left?

12 A No. She left it in a service station parking  
13 lot directly across the street from where she lived.

14 Q Did you later inquire of the Insurance Company of  
15 North America to determine whether or not there was any pay  
16 check due and owing your daughter?

17 A Well, actually, I received a letter from a girl  
18 friend who had worked with Pat, and she informed me that some  
19 mail had been returned, and would I be kind enough to  
20 call her.

21 So I called the little girl, and she said that  
22 Pat's pay check -- that she had two pay checks that had, of  
23 course, never been picked up, and somehow they had been  
24 returned to INA in the mail.

25 So then I contacted personnel, and they, in turn,  
26 sent me Pat's pay checks.

1 Q So, in other words, when your daughter left,  
2 she left her car and she left money at the place where she  
3 worked; is that right?

4 A Right.

5 Q And do you know who she went with when she left?

6 A Well, that day that I went to the beach, I  
7 didn't definitely know.

8 Q Did you find out later?

9 A I found out part of it that day, and then through  
10 a license number that I obtained from someone there, there was  
11 an acquaintance who worked for the DMV, I had a make made  
12 on the license, and I found out the name.

13 Q Do you remember what the name was?

14 A Charles Hanson.

15 Q The last time that your daughter resided with  
16 you continuously was in September of 1967?

17 A Yes, sir.

18 Q Did you receive any communication from your  
19 daughter after she left?

20 A Yes.

21 In September, approximately the 23rd or 24th of  
22 September, I received a letter from Seattle, Washington.

23 Q And do you know your daughter's handwriting?

24 A Yes.

25 Q Was it in your daughter's handwriting?

26 A Yes, sir.

- 1 Q Did she explain in the letter why she left?  
2 A They told their reason why they left, yes.  
3 Q I mean, did she explain in the letter why she  
4 left?  
5 A Yes, sir.  
6 Q When was the next time you saw your daughter?  
7 A The next time?  
8 Q The next time.  
9 A October 17, 1969.  
10 Q So, she was gone approximately how long?  
11 Three years?  
12 A 25 months.  
13 Q Two years and a month?  
14 A Yes.  
15 Q When you saw her that next time, did you arrange  
16 for her to go to Mobile, Alabama?  
17 A Yes, sir.  
18 Q And to your knowledge, did she go to Mobile,  
19 Alabama?  
20 A Yes, sir, she did, because I took her to the  
21 airport.  
22 Q Did you talk to her on the telephone after she  
23 arrived in Mobile, Alabama?  
24 A Yes, sir.  
25 Q When was that approximately, do you remember?  
26 A Oh, within a week after she arrived in Mobile.

1 In fact, I think two or three times I talked to  
2 her in Mobile.

3 Q Which would be what month and year?

4 A October, November of '69.

5 Q And to your knowledge, was your daughter arrested  
6 in Mobile, Alabama in December of 1969?

7 A Yes, sir.

8 Q Did you go to Mobile, Alabama upon learning  
9 that your daughter had been arrested?

10 A No, sir.

11 Q Did you go there at some time after you learned  
12 she had been arrested?

13 A While she was still there, Paul, or while she  
14 was here?

15 Q While she was still there.

16 A No.

17 Q Have you visited her in the Los Angeles County  
18 Jail since she was returned to California?

19 A Yes, sir.

20 Q On a regular basis?

21 A Weekly.

22  
23 MR. FITZGERALD: If it please the Court, I have a  
24 series of documents that I'd like to mark.

11-1

1 I have a three-page document that appears to  
2 be a birth certificate, entitled "Department of Health,  
3 City of Los Angeles, Division of Vital Statistics."

4 That is a three-page document, your Honor,  
5 could that be marked P-A?

6 THE COURT: It will be so marked.

7 MR. FITZGERALD: Next I have a small oval photograph  
8 of a baby. May that be marked P-B?

9 THE COURT: It will be so marked.

10 MR. FITZGERALD: Next I have a small card entitled  
11 "Baptismal Certificate," may that be marked P-C?

12 THE COURT: It will be so marked.

13 MR. FITZGERALD: Next I have a three and a quarter  
14 by four and a half inch black and white photograph of a  
15 house.

16 May that be marked P-D.

17 THE COURT: It will be so marked.

18 MR. FITZGERALD: Next I have a small black and white  
19 photograph of another house. May that be marked P-E?

20 THE COURT: It will be so marked.

21 MR. FITZGERALD: Next I have eight photographs of  
22 a small child. May they be collectively marked P-F?

23 THE COURT: They will be so marked.

24 MR. FITZGERALD: Next I have three 8 X 10 black  
25 and white photographs of an elementary school class,  
26 may they be marked Defendants' next in order, P-G.

11-2

1 THE COURT: They will be so marked.

2 MR. FITZGERALD: Next I have a diploma entitled  
3 "National Piano Playing Auditions," may that be marked  
4 P-M?

P-N

5 THE COURT: It will be so marked.

6 MR. FITZGERALD: Next I have a one-page document  
7 entitled "Vacation Bible School Certificate."

8 May that be marked P-I?

9 THE COURT: It will be so marked.

10 MR. FITZGERALD: Next I have four photographs of  
11 a medium child as opposed to a small child, may that be  
12 marked P-J collectively.

13 THE COURT: They will be so marked.

14 MR. FITZGERALD: Next I have a letter entitled  
15 "My 13th birthday."

16 May that be marked P-K?

P-K

17 THE COURT: It will be so marked.

18 MR. FITZGERALD: Next I have a letter in an envelope  
19 bearing the date, "Saturday, April 23," may that be marked  
20 P-L?

P-L

21 THE COURT: It will be so marked.

22 MR. FITZGERALD: Next I have a series of 20 report  
23 cards from elementary, secondary school and college.

24 May these be marked P-N?

25 THE COURT: They will be so marked.

26 MR. FITZGERALD: Next I have a small wallet-sized

1 card entitled "National Wildlife Federation." May that  
2 be marked P-N?

3 THE COURT: It will be so marked.

4 MR. FITZGERALD: Next I have a yearbook or an annual  
5 entitled "Paragons."

6 May that be marked P-O?

7 THE COURT: It will be so marked.

8 MR. FITZGERALD: Next I have a document tentitled  
9 "Commencement Exercises, Orville Wright Junior High  
10 School," may that be marked P-P?

11 THE COURT: It will be so marked.

12 MR. FITZGERALD: Next I have a diploma from junior  
13 high school. May that be marked P-Q?

14 THE COURT: It will be so marked.

15 MR. FITZGERALD: Next I have a certificate of  
16 commendation, Westchester High School, may that be marked  
17 P-R?

18 THE COURT: It will be so marked.

19 MR. FITZGERALD: Next I have a Father's Day card.  
20 May that be marked P-S?

21 THE COURT: It will be so marked.

22 MR. FITZGERALD: Next I have an identity card with  
23 the photograph entitled "University High School," may that  
24 be marked P-T?

25 THE COURT: It will be so marked.

26 MR. FITZGERALD: Next I have a document that

purports to be a commencement program from the University High School, may that be marked P-U?

THE COURT: It will be so marked.

MR. FITZGERALD: Next I have a diploma from the University High School, Los Angeles, California, may that be marked P-V?

THE COURT: It will be so marked.

MR. FITZGERALD: Next I have a letter addressed to Joseph L. Krenwinkel, bearing a postmark, 25 September, Seattle, Washington.

May that be marked P-W?

THE COURT: It will be so marked.

MR. FITZGERALD: May I approach the witness?

THE COURT: Yes, you may.

11a 11a.



1 Q BY MR. FITZGERALD: Mr. Krenwinkel, directing  
2 your attention to a three-page document marked F-A, do you  
3 recognize that document?

4 A Yes, sir.

5 Q What is it?

6 A It is Pat's birth certificate.

7 Q Next I have a small oval photograph of what  
8 is apparently a child, do you recognize who is depicted in  
9 that photograph?

10 A Yes, that is Pat, four to five months old.

11 Q Next I have a small document marked F-C,  
12 entitled Baptismal Card. Do you recognize that?

13 A Yes, sir.

14 Q What is that?

15 A Her baptismal card, signed by the pastor of the  
16 church at that time, which is the Park Hills Church,  
17 Henry Belfman.

18 Q Next I have a photograph of a home marked F-D.  
19 That is our home at 3339 Overdale Drive.

20 Q When did you live there?

21 A In 1950 -- I was there about seven years.

22 Q Next I have a small photograph of another  
23 house that has been marked F-E, do you know what is  
24 depicted in that photograph?

25 A Yes, that was our house at 8801 El Manor Avenue  
26

1 in west Los Angeles, in Westchester.

2 Q Next I have a series of photographs that have  
3 been marked P-F.

4 Directing your attention to these photographs,  
5 do you recognize who is depicted in these photographs?

6 A Yes, that is Patricia.

7 Q That is Pat. Do these photographs accurately  
8 depict your daughter?

9 A Definitely.

10 Q Do these photographs bear dates on them on the  
11 reverse side?

12 A Yes, yes, they do. I marked them myself.

13 Q And how did you happen to mark the dates on the  
14 back?

15 A Some of these are blown-ups from stills, and it  
16 is a hobby, to a degree, with me, of marking dates on  
17 things.

18 Q Have you taken during the course of your  
19 daughter's life a number of photographs of her?

20 A Many.

21 Q Have you made it a habit to keep these  
22 photographs?

23 A Yes, sir.

24 Q I am showing you another photograph, is that  
25 also a photograph of your daughter?

26 A Yes, that is Pat about four years of age.

1           Q     I am showing you another photograph in which  
2 there is a small child and a woman.

3           A     Yes.

4           Q     Who is the woman in the photograph?

5           A     That is her mother, Dorothy Krenwinkel.

6           Q     Another photograph of a small child.

7           A     That is Pat.

8           Q     Does that accurately depict your daughter?

9           A     Definitely.

10          Q     Does that photograph bear a date?

11          A     Yes, it does, 1951.

12          Q     Showing you another photograph, is that an  
13 accurate photograph of your daughter?

14          A     Pat hugging an animal in the summer of 1950.

15          Q     I have another photograph of a child with a  
16 bonnet and a coat. Do you recognize that photograph?

17          A     That was her Easter outfit, 1951.

18          Q     Next I am going to show you a series of  
19 three photographs of what is apparently an elementary  
20 school class. Do you recognize these photographs?

21          A     Yes, sir.

22          Q     Where did they come from, do you know?

23          A     Kentwood School.

24          Q     Does your daughter appear in these photographs?

25          A     Yes, Pat is in all three of them.

26                 They are dated 1957, '58 and '59.

1 Q Did your daughter bring those photographs home?

2 A Yes.

3 Q Or did you obtain them from the school or  
4 something?

5 A No, sir, they were brought home by Pat.

6 Q And you kept them?

7 A Yes, sir.

8 Q Next I have a document that has been marked  
9 P-H, it appears to be a diploma of some kind.

10 A Well, she took piano lessons. They had local  
11 competition and she was awarded this for her playing.

12 Q Is she a good piano player?

13 A At that time we thought she was.

14 Q How long did she play the piano?

15 A Three or four years approximately.

16 Q Next I have an envelope that contains a letter  
17 that begins "Sunday, April 23, 1951," do you recognize  
18 that?

19 A Yes, sir.

20 Q Do you recognize the handwriting?

21 A Yes, I do.

22 Q Does that appear to be your daughter's hand-  
23 writing?

24 A Definitely.

25 Q Next I have a letter in an envelope. On the  
26 envelope there is contained the writing "My 13th birthday."

1 Do you recognize the envelope and the letter therein?

2 A Yes, I do.

3 Q Do you recognize the handwriting?

4 A Yes, definitely.

5 Q Whose handwriting is it?

6 A That is Pat's.

7 Q Do you know where that came from?

8 A This was just a little letter that she wrote  
9 basically to herself and kept in her scrapbook.

10 Q And the letter describes her 13th birthday?

11 A Her 13th birthday.

12 Q And you kept that letter?

13 A Yes, I have.  
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11b

11b-1

1 Q Next I have a document that has been marked  
2 P-I.

3 On the front of it it says "Vacation Bible  
4 School."

5 On the inside it says "Vacation Bible School  
6 Certificate."

7 Do you recognize that document?

8 A Yes, that is signed by a Reverend Beckering  
9 that I mentioned before.

10 Q What is that?

11 A It is awarded to Pat in the junior department  
12 of the Park Hill Church, and the director is R. A. Beckering  
13 who is the minister here.

14 Q Is that apparently certifying some successful  
15 completion of a Bible course or something?

16 A Completing vacation Bible school.

17 Q I guess this is out of order, but next I have  
18 four photographs marked collectively P-J.

19 I'm going to show you each one of these.  
20 Do you recognize these photographs?

21 A Yes, this was a photograph taken at the time  
22 when she was originally a Bluebird, and then as they  
23 graduate they become Campfire Girls, and in their jargon  
24 they call it a Fly-Up.

25 That is when the picture was taken.

26 Q Is that a photograph of a Bluebird ceremony?

1 A That's right.

2 Q Take a look at this photograph, that is  
3 similarly marked. Who is depicted in that photograph?

4 A That is Pat, taken in 1937.

5 Q I have another photograph similarly marked,  
6 who is depicted in that photograph?

7 A That is Pat at a Campfire Girl meeting.

8 Q Next I have a very small color photograph  
9 of three people, who was depicted in that photograph?

10 A That is Pat, Dorothy and myself.

11 Q When was that taken, do you recall?

12 A That was taken in 1940 in the office that I  
13 work in.

14 Q Next, what has previously been marked F-M,  
15 I have a series of report cards, 20 of them as a matter  
16 of fact.

17 Is this a photograph from Wright Junior  
18 High School entitled "Krenwinkel, Pat"?

19 A Yes, that is her report card in the A-B.

20 Q Is this another report card, "Krenwinkel,  
21 Pat," from Westchester High School?

22 A That's right.

23 Q Is this still another, different report card  
24 from Westchester High School and the name of your  
25 daughter?

26 A Yes, it has my signature on it.

1 Q Is this still another report card from  
2 Westchester High?

3 A Yes, it is.

4 Q Is this a report card from Wright Junior  
5 High in the name of your daughter?

6 A That's right.

7 Q Is this a report card from Wright Junior  
8 High School also?

9 A Yes, it is.

10 Q Next I have the report card entitled "Summer  
11 School Report Card, Wright Junior High School, Kreswinkel,  
12 Pat."

13 Do you recognize that?

14 A That is Patricia.

15 Q Is that another one of her report cards?

16 A Right.

17 Q I have still another Wright Junior High  
18 School Report Card. Do you recognize that?

19 A That is Patricia, right.

20 Q I have another one, University High School,  
21 is that a report card of your daughter?

22 A Yes, sir.

23 Q I have an additional report card from  
24 University High School in the name of your daughter,  
25 do you recognize that?

26 A Patricia Dianne right, right.



1 Q I have a document, supplementary report,  
2 final semester senior year, University High School, is  
3 that also a report card?

4 A Yes.

5 Q I have three yellow documents entitled  
6 "Summer School Report Card," one of which refers to  
7 Wright Junior High; the other two to Westchester High,  
8 in the name of Pat Krenwinkel.

9 Do you recognize these?

10 A Yes, I do.

11 Q Next I have what appears to be three  
12 perforated IBM sheets bearing the title "Theodore High  
13 School," all four in the name of Patricia Krenwinkel.

14 Do you recognize these?

15 A I have saved those, yes.

16 Q Are these report cards from Theodore High  
17 School, Mobile, Alabama?

18 A Mobile, Alabama.

19 Q Is Theodore a suburb of Mobile?

20 A That's right.

21 Q Lastly I have two documents entitled Springhill  
22 College, and addressed to Mr. Joseph L. Krenwinkel.

23 Do you recognize these?

24 A Yes.

25 Q Are these grade certificates from college?

26 A From Springhill College, Mobile.

1           Q       Next I have a small wallet-sized card entitled  
2 "Associate Member, National Wildlife Federation," name  
3 Patricia Krenwinkel.

4                   Do you recognize that card?

5           A       Yes.

6           Q       What is that card?

7           A       Well, it was a magazine that pertains to  
8 animals, and Pat subscribed to the magazine, and because  
9 she was very interested in animals.

10          Q       Next I have what appears to be a book with  
11 a number of autographs and pictures that has previously  
12 been marked F-Q.

13                   What is that?

14          A       That was her annual, I believe this is from  
15 Orville Wright, it is from Orville Wright Junior High  
16 School.

17          Q       Next I have a document that has been marked  
18 F-P, that is apparently a program from a graduation  
19 ceremony dated February 1, 1963, do you recognize that?

20          A       Yes.

21          Q       Is that a commencement program from Orville  
22 Wright Junior High School?

23          A       That's right, her name is on the back of it.

24          Q       Next I have a junior high school diploma, and  
25 what appears to be an announcement, do you recognize  
26 these documents?

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A Yes, I do.

Q They have been marked P-Q, what are they?

A It is a junior high school diploma, and they  
are an invitation to the ceremony, and also there is a  
program.

lie file

1           Q     Next I have a document previously marked P-R,  
2     that says Certificate of Commendation, Westchester  
3     High School.

4                 Do you recognize that document?

5           A     Yes, I do.

6           Q     What is it?

7           A     A certificate of commendation. What it was for  
8     at the time I don't remember.

9           Q     Next I have a document marked P-S. I have what  
10    appears to be a greeting card, a Father's Day card.  
11    Do you recognize that?

12          A     Yes, I do. It is signed "All my love, Pat,"  
13    addressed to me.

14          Q     Is that in her handwriting?

15          A     Yes.

16          Q     She sent that to you?

17          A     Yes, she did.

18          Q     Do you remember when?

19          A     1966.

20          Q     Did she frequently send you cards on your birth-  
21    day?

22          A     All the time.

23          Q     On Father's Day?

24          A     Yes, sir, Christmas, all the holidays.

25          Q     Next I have a small identity card from the  
26    University High School dated 1967, the signature and

1 photograph of Pat Krenwinkel.

2 Do you recognize that?

3 A Yes, I do.

4 Q Is that a photograph of your daughter?

5 A It is a picture of Pat.

6 Q Is that the way your daughter looked in 1966  
7 and 1967?

8 A That's right.

9 Q Is that an accurate photograph of her?

10 A It is a good photograph.

11 Q Next I have a document previously marked F-U,  
12 entitled commencement, University High School, do you  
13 recognize that?

14 A Yes, I do, I was there.

15 Q Is that your daughter's commencement exercise  
16 program?

17 A Graduation University High School, right.

18 Q Next, previously marked F-V --

19 A That is her diploma, her completion of high  
20 school from the University -- University High School,  
21 the 17th day of June, 1966.

22 Q Lastly I have a document marked F-W that  
23 appears to be an envelope addressed to you.

24 There is a letter within the envelope, do you  
25 recognize that envelope and the letter inside?

26 A Yes, sir.

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Q Do you recognize the handwriting?

A Definitely.

Q Is that your daughter's handwriting?

A Yes, sir.

Q Does the envelope bear a postmark?

A Yes, sir.

Q What is the postmark?

A September 25, 1967, Seattle, Washington.

Q Now, earlier you referred to receiving a letter from your daughter after she left abruptly, do you remember that?

A Yes, sir.

Q Is this the letter you were referring to?

A Yes, sir.

Q And in the letter does she indicate why she left?

A Yes.

Q Did she indicate for the very first time in my life I've found contentment and inner peace, in part?

A Yes.

Q Does the letter contain a salutation?

A At the end it says, "I love you very much; take good care of yourself, Pat."

Q Prior to the time your daughter left abruptly at age 19, or so, did she ever in any way cause you any grief or any pain, any discomfort?

1 A None whatsoever.

2 Q Was she a model child?

3 A I would say. I could not have asked for a better  
4 one.

5 Q Was she ever in trouble with the police prior  
6 to the time she left you?

7 A No, sir.

8 Q Did she ever so much as receive a traffic  
9 ticket?

10 A Not to my knowledge, no.

11 Q Did you love your daughter then before she  
12 left?

13 A Very much, and I still do.

14 MR. FITZGERALD: Thank you.

15 MR. BUGLIOSI: No cross-examination.

16 THE COURT: You may step down, sir.

17 MR. FITZGERALD: If the Court please, I wonder if  
18 this would be a convenient time to take a recess.

19 THE COURT: Very well.

20 Ladies and gentlemen, do not converse among  
21 yourselves or with anyone else on any subject related to  
22 penalty, or form or express any opinion regarding thereto  
23 until this matter is finally submitted to you.

24 The Court will recess for 15 minutes.

25 (Recess.)

26

1 THE COURT: All defendants are present except  
2 Mr. Hanson. All counsel and all jurors are present.

3 MR. FITZGERALD: I wonder if we might, if counsel  
4 might, approach the bench very briefly, your Honor?

5 THE COURT: Yes, you may.

6 (Whereupon, all counsel approach the bench and  
7 the following proceedings occur at the bench outside of the  
8 hearing of the jury:)

9 MR. FITZGERALD: Your Honor, I intend next to call  
10 Mrs. Dorothy Krenwinkel, Patricia Krenwinkel's mother.

11 The problem is that in the event we finish  
12 early with her, we don't have another witness,

13 Now, we would like to put on Mrs. Van Houten,  
14 the mother of Leslie Van Houten.

15 MR. KEITH: Yes. Mrs. Van Houten is coming the first  
16 thing tomorrow morning.

17 I apologize to the Court. I thought we would  
18 have enough witnesses to last the afternoon. But we want  
19 as best we could to go in sequence and chronologically with  
20 the early age of the girls.

21 THE COURT: We only have an hour and ten minutes any-  
22 way.

23 MR. KEITH: It doesn't appear that Mrs. Krenwinkel  
24 may remain on the stand the balance of the afternoon, so  
25 I will ask leave of court to recess early if it turns out  
26 to be early.



1 THE COURT: Now, on Wednesday morning at 9:00 o'clock  
2 Mr. Hanson -- and I think Judge Lucas said Miss Atkins --  
3 are going to be in Department 100, which will take perhaps  
4 a half hour, 45 minutes, at the most, I would think.

5 So, since we have a calendar in this court any-  
6 way, we haven't been starting exactly at 9:00 o'clock,  
7 but I just wanted to let all counsel know that we probably  
8 won't be starting this trial on Wednesday until 9:30,  
9 a quarter to 10:00, something in that area.

10 MR. KANAREK: Your Honor, I would ask, I would make a  
11 motion that whatever those proceedings are intended to be,  
12 that they be postponed beyond the time of the trial in this  
13 case, because all it does is generate publicity, your  
14 Honor.

15 Nominally, I know it is in another court, but  
16 I think your Honor has the power, in view of this case,  
17 and I would make the motion that we do everything possible  
18 -- in fact, I would ask that this Court call Judge Lucas,  
19 and certainly he can take judicial notice of the fact that  
20 courts accommodate each other. This Court has previously  
21 accommodated --

22 THE COURT: I don't know about publicity being  
23 generated. That is one of the reasons that the jury has  
24 been sequestered.

25 MR. KANAREK: I wish I could agree with the Court.

26 THE COURT: The motion is denied.

1 (Whereupon, all counsel return to their  
2 respective places at counsel table and the following  
3 proceedings occur in open court within the presence and  
4 hearing of the jury:)

5 THE COURT: You may proceed, Mr. Fitzgerald.

6 MR. FITZGERALD: Mrs. Dorothy Krenwinkel.

7 THE CLERK: Would you raise your right hand, please.  
8 Would you repeat after me.

9 I do solemnly swear --

10 THE WITNESS: I do solemnly swear --

11 THE CLERK: -- that the testimony I may give --

12 THE WITNESS: -- that the testimony I may give --

13 THE CLERK: -- in the cause now pending --

14 THE WITNESS: -- in the cause now pending --

15 THE CLERK: -- before this Court --

16 THE WITNESS: -- before this Court --

17 THE CLERK: -- shall be the truth --

18 THE WITNESS: -- shall be the truth --

19 THE CLERK: -- the whole truth --

20 THE WITNESS: -- the whole truth --

21 THE CLERK: -- and nothing but the truth --

22 THE WITNESS: -- and nothing but the truth --

23 THE CLERK: -- so help me God.

24 THE WITNESS: -- so help me God.

25 THE CLERK: Would you be seated, please.

26 Would you state and spell your name.

1 THE WITNESS: Dorothy Krenwinkel; K-r-e-n-w-i-n-k-e-l.

2  
3 DOMOTHY KRENWINKEL,

4 called as a witness by and on behalf of Defendant Patricia  
5 Krenwinkel, having been duly sworn, testified as follows:

6  
7 DIRECT EXAMINATION

8 BY MR. FITZGERALD:

9 Q Are you the mother of Patricia Krenwinkel?

10 A I am.

11 Q Were you the wife of the previous witness,  
12 Joseph Krenwinkel?

13 A Yes, I was.

14 Q When did you marry Joseph Krenwinkel?

15 A In 1944.

16 Q Had you been previously married?

17 A Yes, I had.

18 Q Did you have a daughter by a previous marriage?

19 A Yes, I did. Her father died when she was a  
20 year and a half old.

21 Q So, you were a widow at the time you married  
22 Joseph Krenwinkel?

23 A Yes, I was.

24 Q And approximately some four years later,  
25 Patricia Krenwinkel was born? Three or four years?

26 A There is seven years difference between the two

1 girls.

2 You mean, between when we were married?

3 Q Yes.

4 A Yes, three years.

5 Q At the time that Patricia was born to you and  
6 your husband Joseph, was your family, you and Joe, in any  
7 dire financial straits or anything like that?

8 A No, sir.

13

13-1

1 Q At any time during the course of your daughter's  
2 life, when she was residing with you, were you financially  
3 embarrassed?

4 A No, sir.

5 Q Now, you were in the courtroom I believe when  
6 your husband testified?

7 A I was.

8 Q I think, as men will do, he forgot an  
9 important date. He did not remember the date of his  
10 divorce. Do you remember that?

11 A Yes, it was '64.

12 Q Let me ask you at the outset about that  
13 divorce, did that divorce involve in any fashion your  
14 children?

15 A No, it did not.

16 Q Did it appear to you that your divorce from  
17 Joseph had any effect upon your daughter Patricia?

18 A Not in the sense that our divorce was --  
19 It was a very quiet something -- very personal,  
20 and it was nothing that one would -- that the children  
21 could have any part in it or be hurt by it.

22 Q Before your divorce from Joseph did you fight  
23 with him in front of your children or anything like that?

24 A No, sir.

25 Q Now, would you tell the jury something about  
26 your daughter Patricia's early life from, say, ages 1 through

13-2

1 5 or 6?

2 A Oh, sure, like most children we started both  
3 the girls on Easter egg hunts and all the neighborhood  
4 children would come maybe as high as 30 of them, on  
5 Halloween we made all sorts of costumes and we always went  
6 out with them, trick or treating, adults with them, they  
7 never went alone.

8 All of her activities as a child, her father  
9 and I both went along with them.

10 He sponsored some things and I sponsored  
11 and worked with the Bluebirds and the Campfire girls.

12 We taught Bible School which Pat helped me  
13 with. We worked on every project for the church which  
14 Pat uses her hands beautifully. She makes lovely things,  
15 and something I would like to say, I was in the hospital  
16 at one time, very very ill, when Pat was very small,  
17 and she cut pictures and sent them to me, all through the  
18 time I was in the hospital. My husband would bring them  
19 up to me, and her sister also.

20 Q Directing your attention to Patricia's very  
21 early childhood when she was a small baby, did she suffer  
22 any unusual disease or any unusual injury or anything?

23 A No, she was a very large baby and a very  
24 happy baby.

25 Q Healthy?

26 A Healthy.

13-3

1 We just could not feed her enough and she --  
2 like her father said -- when she was tired she'd go wear  
3 her pajamas, when she could just barely walk, and she would  
4 bring them to you. Her sister was just the opposite.  
5 She would try to stay up all night if she could.

6  
7 Q As a very small child was Patricia unruly or  
8 disruptive?

9 A No, and she had her things to do.

10 If she awakened first in the morning, when  
11 she was still in her crib, but was doing little drawings  
12 or playing with little things, she would play with them,  
13 and not create a disturbance.

14 She would not cry for anyone to get her up or  
15 do anything for her.

16 Q When she started school as a young child was  
17 she a good student?

18 A Yes, Pat was interested in everything and  
19 everybody. She liked music; she liked books; she liked --  
20 she liked to explore everything.

21 Q In her early years in school was it ever  
22 reported to you that she was a disciplinary problem or  
23 anything like that at school?

24 A No.

25 Q Did she bring classmates or playmates home?

26 A Oh, yes, and I had an old station wagon and  
drove all of them around all of the time.

13-4

1 Q How old was she when she became affiliated  
2 with the Bluebirds and the Campfire Girls?

3 A Well, at nine years of age, you can go from  
4 6 to 9, as a Bluebird; then you fly up and become a  
5 Campfire Girl, 10 or 11 years old.

6 Q Did you take some part in this Bluebird-Camp-  
7 fire thing of hers?

8 A Yes, I always assisted with someone who took  
9 charge of it.

10 Q Is that the equivalent of a Den Mother?

11 A Yes, the same thing. You had them at your  
12 house or wherever they were meeting, and they went on all  
13 sorts of things that the children do, we took them on  
14 rock hunts and picnics and swimming parties and things.

15 Q When Patricia was small were you close to her?

16 A I believe so. I always thought I was. In  
17 fact I don't think I have ever been --

18 I never had any trouble with her. I never  
19 had to more than maybe say "Well, you can't see a program,"  
20 or something, for some small thing she might have done.

21 I never ever gave her a whipping.

22 Q What kind of a child was she around the home?  
23 Did she help you or hinder you or what?

24 A I would say she was medium. If she was in a  
25 hurry she would throw her things under the bed, like all  
26 youngsters would do, and again she would pick everything up



1 and put it in its place.

2 The things she liked to do, to bake or make  
3 cookies or fix something, she was interested in the things  
4 that women and girls are interested in.

5 Q Now, your husband mentioned that from time  
6 to time she had a number of pets, right?

7 A Yes, we had everything.

8 Q Could you describe the way she treated  
9 animals, cared for them, et cetera?

10 A Well, she almost loved them too much because  
11 when anything that she had, any pet, would die, it  
12 hurt her very deeply.

13 She had a little bird that died and we had  
14 to have a little burial for it. She put up a cross for  
15 it.

16 Religion was something Pat accepted and liked  
17 and wanted. She was never forced into religion of any  
18 kind.

19 Q Did she go to church when you did not take  
20 her?

21 A Oh, yes. But we all enjoyed going to church.

22 Q Were you active in some church groups, Mrs.  
23 Krenwinkel?

24 A Yes, I was.

25 Q Could you briefly name them for us?

26 A Well, the Women's Council of the Church,

1 and the World Church Women's Council, the World Day of  
2 Prayer, every year, that is in February.

3 I was on several committees and things, and  
4 then of course from that you get on to the civic  
5 organizations which Pat used to help me with a great  
6 deal, for the March of Dimes, and things.

14 fls.

18-1

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Q Let's stop for a moment.

Did you ever have functions to perform affiliated with the church that Patricia would assist you with?

A Yes.

When I taught Bible school in the summer time, when Pat was too small to help teach, she played with the small children in the yard and helped give out the cookies and drinks.

Q Did Patricia also teach Bible school?

A Oh, yes. Every summer.

Q For how long a period of time?

A Well, Pat was started in church like you would say the baby roll, and then she just started going with us all the time.

Q But when did she teach Bible school for four years?

A In the summers, I would say, from about 10 or 11 years old until high school.

Then, of course, there were other activities that she did.

So, there were many, five or six years, of just straight every year we taught and worked with the children.

Q And you say that she also assisted you in performing certain civic functions like fund drives for the

1 March of Dimes, right?

2 A Yes. We went trudging up and down the hills  
3 collecting for every good cause.

4 Q Sometimes children do that just because their  
5 mother drags them along, right?

6 A I don't know about other children, I only know  
7 about Pat. She loved to do it.

8 Q During the period of time your daughter was  
9 in Junior High School and early high school, did she  
10 present any disciplinary problem to you or your husband?

11 A No. Nothing out of the ordinary. Just we would  
12 set times for her to do things, to get in, and things like  
13 that occasionally.

14 Q Was she a responsible child?

15 A Very much so.

16 Q Was she trustworthy with money?

17 A Very much so.

18 I gave her a charge-a-plate that she could go  
19 and get things at the department stores, and she would  
20 come home many times and not buy anything, and say, "I just  
21 didn't see what I wanted."

22 She never abused the privilege at all.

23 Q Did she drive the family automobile?

24 A Yes.

25 Q Was she responsible in connection with your  
26 car?

1 A Very much so.

2 Q Did she appear to get along well with other  
3 children?

4 A Yes.

5 The group of children that Patricia -- we all  
6 have groups that we like -- her friendships lasted.  
7 They weren't too many, but the ones that she had have  
8 lasted a long time.

9 Q Since her arrest, have any of her old classmates  
10 and friends contacted you?

11 A Well, I had about 30 letters in Mobile from  
12 teachers, friends, ministers, and all of the people that knew  
13 us, saying that if they could, they would help us.  
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14a-1

1 Q Did you ever see Patricia hostile or angry or  
2 aggressive with other children?

3 A No. Nor disrespectful neither.

4 Q Was she ever disrespectful to you?

5 A No.

6 Q You must have had arguments from time to time?

7 A Oh, just disagreements. I may like pink and she  
8 liked blue, and we would say so. That is all.

9 Q Did it appear that Patricia got along well with  
10 her older sister, Charlene, or half sister?

11 A Yes.

12 Q There was approximately a seven-year age  
13 difference?

14 A Seven years, approximately.

15 Q Were they particularly close to one another?

16 A Well, her sister was married at a very young  
17 age. They really didn't have a great deal of time together.  
18 But what time they did have together, they were friendly.

19 As a smaller child, she looked up to her sister,  
20 her older sister, you know, like most of the children do,  
21 they want to do what their sister does.

22 There was a certain amount of hostility for a  
23 little while, but nothing that created any problems for  
24 my husband or I.

25 Q Did she get in trouble with the police or the  
26 juvenile authorities or school authorities; anything like

that?

1 A No, sir.

2 Q Did she ever run away from home as a young  
3 child?

4 A No, sir.

5 Q Did she ever run away from home as a teenager,  
6 anything like that?

7 A No, sir.

8 Q Did she stay out late at night?

9 A No.

10 If she went out in a group and there was a time  
11 limit set, she came home late occasionally, like they do,  
12 but we would -- if the explanation was all right, that was  
13 it.

14 Q Now, you, in the course of your involvement with  
15 churches and your involvement with girls in the Blue Birds  
16 and Campfire Girls, and that sort of thing, you have seen a  
17 lot of other children, have you not?

18 A Yes, I have.

19 Q In any respect, was your child unusual compared  
20 with the average children you used to see?

21 A No. Pat was normal in every way. She didn't  
22 have terrific ups and terrible downs. She was very normal,  
23 very easy to get along with.

24 Q What about her relationship with her father?

25 A She had a very good relationship with her father.

26 Q After your divorce, did she have a continuing

1 relationship with your husband?

2 A Oh, yes. We were all very good friends.

3 Whenever we came back and forth from Mobile to  
4 California, Joe would even meet us at the plane, or send  
5 reservations, and help us get back and forth.

6 Q Was she a considerate child in the sense that  
7 she remembered your anniversaries and birthdays, and that  
8 sort of thing?

9 A She is very sentimental, and she remembered all  
10 the dates, and she was always doing surprising things,  
11 like let's dedicate for Daddy, for this and that. Just to  
12 be doing it. It didn't have to be a birthday.

13 Q Now, for some period of time she actually  
14 attended high school at Theodore, Alabama; is that correct?

15 A That's right.

16 Q When was that? If not in terms of what year,  
17 how old was she?

18 A That's very easy. After my divorce, Pat and I  
19 left and went to Ft. Lauderdale to visit a cousin there,  
20 and then Pat was going to finish her semester of high  
21 school there. But we didn't like the weather and came  
22 right back to Mobile.



14b-1

1 Q It was too hot in Mobile?

2 A No. It was too hot in Florida, and we came to  
3 Mobile.

4 Q Sorry.

5 A Then is when she went to Theodore. It was  
6 her junior year.

7 Then we left after her junior year and came  
8 back to California.

9 Q When you say "we," you are including yourself?

10 A Pat and myself, yes.

11 She was never away from either Joe or myself.

12 Q She attended school when you returned to  
13 California?

14 A Yes.

15 We moved out in West L. A., and she went to  
16 University High where she graduated from.

17 Q She attended a semester of college back in  
18 Alabama, however?

19 A That is right.

20 Q What were the circumstances surrounding her  
21 enrollment at Springhill College?

22 A Well, while Pat and I were there and she  
23 went to Theodore, she enjoyed going to Theodore and she  
24 liked Mobile, the people, and she liked the thought of  
25 going to a Jesuit school, and at that time she was very  
26 interested in thinking over her religious background.

14b-2

1 Q Did she already have a particular vocation or  
2 occupation in mind when she started college?

3 A No.

4 She was going to go through school and wanted  
5 to be a teacher at that time.

6 Then we came out here, after the first semester,  
7 we came back to California -- also to see her father --  
8 and then she decided to get a job.

9 So, we got an apartment and lived there until  
10 Pat went to work.

11 Pat went to work and then decided to stay  
12 with her sister. And I thought, well, I will go back to  
13 Mobile because I was positive Pat would finish school  
14 down there, and I went back and got a home for us and got  
15 it set up.

16 But then I never saw her after that until --  
17 she came by, she called and I picked her up in New  
18 Orleans in December. That was '67. And I brought her  
19 back to our home. And there was a young lady with her.

20 And then, we had friends drop in. I didn't  
21 know them, but they were friends of Pat's, and they just,  
22 for about 24 hours they ate and slept, bathed, and threw  
23 all their clothes in the washer and drier, and then they  
24 left.

25 I couldn't get to talk to Pat alone. Someone  
26 was always with her.

14b-3

1 When I asked her to talk to me, she was  
2 different then.

3 Q Different in what respect?

4 A Well, in the respect that she didn't say  
5 anything unkind, but she just didn't say anything, period,  
6 except like "I will take a bath now" or "I will go to  
7 bed now," or "This is Marie," or "Mary." Their names I  
8 don't remember.

9 Q When is the next time you saw her?

10 A When her father sent her on the plane.

11 Q That was in 1969, wasn't it?

12 A Yes.

13 Q November or December?

14 A No. It was earlier than that. It was around  
15 the last of September or the first of October.

16 Q Did you talk to her at that time?

17 A When she came her, I picked her up at the  
18 airport. She was just strange.

19 I can't explain it, but I knew nothing to  
20 ask her because I knew nothing she had done which was  
21 incorrect or wrong. Until her father called me on the  
22 telephone, I didn't know of any trouble.

15 fls.

1 Q You met her at the airport in New Orleans?

2 A In Mobile.

3 Q Mobile?

4 A Yes.

5 Q That was in September?

6 A That was after her visit to me. I saw her once,  
7 then her father didn't see her, you see, she sent him a  
8 letter.

9 Q But the last time you saw her was in Mobile,  
10 Alabama in September or October of 1969?

11 A That's right.

12 Then December the 1st is when the police picked  
13 her up in Mobile.

14 Q Arrested her in Mobile, Alabama?

15 A That's right.

16 Q And you have some relatives in Mobile, Alabama?

17 A Yes, I have a sister and her husband and about  
18 four or five children, nieces, nephews.

19 Q Does the name Reeves mean anything to you?

20 A Yes, that is my sister, Garnet Reeves.

21 Q And was Patricia temporarily staying with these  
22 people when she was arrested December 1st?

23 A Yes. We all spasmodically would stay with my  
24 sister when we were in between houses, when we were waiting  
25 for a house and it had not arrived as yet.

26 So Pat was staying with my sister, and I would

1 be there sometimes, and then sometimes I was staying at  
2 a motel because we could not all be there at the same time.

3 Q Does the name Sandy mean anything to you?

4 A Yes, that is my sister's youngest child, she is  
5 19 and Pat's dearest cousin.

6 Q And did she reside with the Reeves' family?

7 A Oh, yes, yes, she's never left her family.

8 Q And Pat was actually staying with her and her  
9 family in Mobile, right?

10 A Yes, and with me. We were never very far apart.

11 Q Taking you back to the time your daughter was  
12 going to high school, was there anything unusual or peculiar  
13 in any fashion whatever about her behavior?

14 A No, she went through all the same things, with  
15 the music and records and things like that, and wanting  
16 -- wanting more freedom, that is all, but she was getting  
17 older.

18 Q What about her personal habits when she was in  
19 high school?

20 A Pat was immaculate always, very, very much so.  
21 It was a great part of her makeup, and she liked  
22 cleanliness of mind, of body, home, everything.

23 Q Did she take good care of her clothes and that  
24 sort of thing?

25 A As I say, most of the time she would hang them  
26 up and take pretty good care of them.

1           Once in a while, in a hurry -- I mean, she just  
2 put it on the bed, on the chair, hang it on the handle of  
3 something and --

4           But I would say altogether she was a neat girl.

5           Q   Did she ever at any time that you recall become  
6 physically violent with anybody?

7           A   No, sir.

8           Q   Did she ever strike you or your husband?

9           A   No, sir.

10          Q   Could you describe her as a gentle person or  
11 would you describe her as somewhat rough?

12          A   Very gentle and just her love of animals, and  
13 causes -- she liked belonging to the Little Wild Life  
14 Society, and getting the magazine.

15               She always subscribed to Boys Town because we  
16 believed in that. We took all the things we believed  
17 greatly in and then we decided how much money we could  
18 send and we would send it.

19               She sent away and got cards from Israel that were  
20 made by children over there, and we used to support that  
21 cause.

22               Well, she wrecked the side of my car, scraped it  
23 along a fence because she was afraid she was going to hit  
24 a dog. So she would rather hurt herself than harm any  
25 living thing.

26          Q   Did she have a dog by the name of Lucky?

1 A Yes, Mr. Lucky.

2 Q Was she particularly fond of that dog?

3 A Oh, yes, she found him on our front doorstep,  
4 and got him in and kept him, raised him until he was about  
5 14 years old.

6 Q What sort of relationship did she have with  
7 young men when she was in high school?

8 A Well, she wasn't the most popular girl in school,  
9 but she had lots of boy friends and girl friends.

10 Q Did she date frequently?

11 A Yes, but at that time Pat was still quite  
12 studious and she read a great deal and, as I said, music,  
13 she liked music and we took her to the light operas.

14 Q You heard some girls referred to as boy crazy,  
15 when they are in high school and junior high?

16 A Yes.

17 Q Was Patricia like that?

18 A No, she had crushes, oh, sure, she wouldn't be  
19 normal not to.

20 Q But the time she was graduated from high school  
21 would it be your opinion she was sophisticated in her  
22 dating relationships with young men?

23 A Yes, but she always brought them home and I met  
24 them.

25 We always felt we would much rather young people  
26 would meet at our house and go from there, come there or

1 spend the time there.

2 Q Did she ever circumvent your dating policies  
3 or anything?

4 A Maybe a few times, but nothing that was out of  
5 the ordinary.

6 MR. FITZGERALD: May I approach the witness, your  
7 Honor?

8 THE COURT: Yes, you may.

9 Q BY MR. FITZGERALD: I am going to show you some  
10 photographs. They have already been identified as  
11 being photographs of your daughter.

12 I want to ask you, though, if there is anything  
13 unusual or peculiar, you know, concerning any of these  
14 photographs.

15 Here is a photograph that has been previously  
16 marked P-J for identification, that depicts your  
17 daughter standing in front of a fireplace in a red dress.

18 A Yes, this was at her grandmother's house, and  
19 we had gotten similar -- identical -- the three girls, we  
20 used to all wear the same dresses.  
21  
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23  
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25  
26



15a-1

1           Q       Here is a small photograph marked P-J for  
2 identification, depicting yourself, your husband and --

3           A       Well, that is when Joe -- they moved to a new  
4 office and Pat and I were there at the opening with them.

5           Q       Take a look through the series of photographs  
6 and point out any that invoke any peculiar or distinctive  
7 memories?

8           A       Well, of course this was her favorite way to  
9 play, that is the one in the swing.

10          Q       This is the photograph marked P-F?

11          A       Yes, and this one of course was when the  
12 fathers had the distinction of being with their daughters,  
13 the girls decided instead of having their mothers to be  
14 the ones with them they'd have their fathers with them.

15          Q       That is the photograph that has been marked  
16 P-J?

17          A       And of course we loved this, that was the  
18 Easter --

19          Q       This is the photograph marked P-F, and there  
20 is a notation on the back, it says "Easter, 1951."

21          A       Yes, and that was outside -- that was the coat  
22 that went along.

23          Q       The photograph marked P-F, which also indicates  
24 Easter '51?

25          A       Yes, this one particularly.

26          Q       This is also a photograph marked P-F showing

15a-2

1 apparently your daughter.

2 A She got six little chickens at Easter, and they  
3 all grew, every one of them, and finally her father made  
4 a chicken coop, and they got so big we finally had to give  
5 them all away.

6 We could not do anything with them. She had  
7 given them all names.

8 Q You could not kill them and eat them?

9 A Oh, no, no, no.

10 And this was just a happy time, just Pat and  
11 I.

12 Q This is a photograph also marked F-F with  
13 a notation, 1953, six years of age.

14 A Yes.

15 Q Is that a photograph of you also?

16 A Yes, it is.

17 Joe took -- that was his hobby, taking  
18 pictures, he loved taking them of all of the girls.

19 Q You recognized this photograph?

20 A Yes, the school had a festival and it was  
21 around Halloween and she was dressed like a bunny, and  
22 that is her dog, Mr. Lucky.

23 Q It shows her in a Halloween costume with her  
24 dog?

25 A Yes, with her dog.

26 Q This is also a photograph, F-F, containing

15a-3

1 the notation, "Halloween costume, 1955."

2 Anything peculiar or outstanding about any  
3 of her education, elementary school, junior high school,  
4 secondary school?

5 A Normal, I would say.

6 Q This is a commendation here, marked P-R  
7 for identification from Westchester High School, do you  
8 recognize that?

9 A Yes.

10 Q Do you know what she received that commendation  
11 for? It is all right if you don't.

12 A I don't really honestly, so many things meant  
13 so much to us, but you don't leave them down ever. They  
14 just stay with you.

15 Q At any time, as well as you are able to recall,  
16 during the period of time Patricia lived with you, did  
17 you ever resent her or somehow become involved with her,  
18 competitive with her or anything like that?

19 A No, and when Patricia and I were together  
20 after my divorce, we gave each other privacy. If she  
21 wanted to play music and I wanted to read, she would go  
22 in her room, and yet we would enjoy going out to dinner,  
23 and we went out with Joe many times.

24 We did things together, Pat and her girl  
25 friends, I think, for about five summers, I took Pat  
26 and several girl friends to Catalina Island where we

15a-4

1 stayed for four or five days.

2 Q Was your daughter intelligent?

3 A I like to believe she was.

4 Q Let me ask you the same question as I have  
5 asked your husband, did you love your daughter?

6 A I did love my daughter; I do love my daughter;  
7 I will always love my daughter, and no one will ever tell  
8 me she did anything terrible or horrible.

9 MR. FITZGERALD: Thank you.

10 THE COURT: Cross-examination.

11 MR. BUGLIOSI: No questions, your Honor.

12 THE COURT: You may step down, Mrs. Krenwinkel.

13 MR. FITZGERALD: As we previously indicated, your  
14 Honor, we don't have another witness present to testify.

15 If the Court please I wonder if we could  
16 adjourn early.

17 THE COURT: Yes, we will.

18 Ladies and gentlemen, do not converse with  
19 anyone or form or express any opinion on the subject of  
20 penalty until that issue is finally submitted to you.

21 The court will adjourn at this time until  
22 9:00 o'clock tomorrow morning.

23 (Whereupon an adjournment was taken.)  
24  
25  
26