

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 104

HON. CHARLES H. OLDER, JUDGE

COPY

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

vs.

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

Defendants.

59

No. A253156

REPORTERS' DAILY TRANSCRIPT
Tuesday, August 18, 1970
A. M. SESSION

APPEARANCES:

For the People:

AARON H. STOVITZ and
VINCENT T. BUGLIOSI,
DEPUTY DISTRICT ATTORNEYS

For Deft. Manson:

I. A. KANAREK, Esq.

For Deft. Atkins:

DAYE SHINN, Esq.

For Deft. Van Houten:

~~RONALD HUGHES~~, Esq.

For Deft. Krenwinkel:

PAUL FITZGERALD, Esq.

For Linda Kasabian:

GARY FLEISCHMAN, Esq.
RONALD L. GOLDMAN, Esq.

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

I N D E X

PEOPLE'S WITNESSES:

REDIRECT

RECROSS

KASABIAN, Linda

7894 (B)

7941 (F)

7959 (S)

7988 (K)

LOS ANGELES, CALIFORNIA, TUESDAY, AUGUST 18, 1970

9:45 A.M.

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(The following proceedings were had in the chambers of the court, out of the presence of the jury and the defendants, all counsel being present:)

THE COURT: The record will show all counsel are present.

Yesterday I commented to you after the noon hour that I had heard that Mr. Hughes had gone out into the hall at the noon recess and made various remarks in the hall immediately outside the courtroom and that those remarks had been made in a loud voice while being interviewed by representatives of the news media.

I later had occasion to listen to a television newscast on Channel 5 last night at 10:00 p.m. and heard what I considered to be disrespectful and insulting remarks made by Mr. Hughes.

I not only personally heard the remarks but I asked our reporter to take them down and he did take down a portion of them which I want to read into the record now.

This is from Channel 5 telecast on August 17th, 1970 at 10:00 p.m., Tom Reddin news program.

MR. HUGHES: Your Honor, may I be heard for a moment?

THE COURT: No, you may not.

And it reads as follows: I am now reading from

1 the telecast, the transcript of the telecast --

2 MR. HUGHES: May I be represented by an attorney,
3 your Honor?

4 THE COURT: There is nothing to be represented about,
5 Mr. Hughes.

6 MR. HUGHES: Oh!

7 THE COURT: Just don't interrupt me any further. I
8 will give you a chance to say something when I am finished.
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Reading from the transcript as follows:

"HUGHES: -- you know, hundreds of years of Anglo-Saxon jurisprudence brought us in this point in time today so this judge can cut me off in such a way to frustrate the ends of justice.

"HATHCOCK: Did you have more questions?

"HUGHES: Indeed I did. I had several more hours' questions for this witness.

"HATHCOCK: You were covering ground which you and these others have been covering for this past week.

"HUGHES: Indeed, and now in depth we are covering certain areas in depth which have to do with Linda Kasabian's belief in meditation and the power of astro-projection, of being able to project your mind into the universe. We were going into the area of the visions that she heard; the fact that she believed that she was an emissary from God to bring the wrath of the universe down upon Charles Manson. These were the areas we were going into. These were the areas we got specific yes answers on, that she believed these.

"HATHCOCK: Do you feel that he has --

"HUGHES: I feel it's just because he is tired. He's tired of seeing this witness up there.

1 "for 14 days. I think that he is afraid to
2 get to the truth. He is afraid to hear astro-
3 physical or metaphysical things issue from the
4 lips of the star prosecution witness, and I
5 accuse that judge of being biased for the
6 prosecution. I accuse him -- I would file --
7 were it the proper time I would file an
8 affidavit of actual prejudice against Judge
9 Older."

10 That is the end of this transcript.

11 Now, apart from any question as to whether those
12 remarks constitute a contempt of court, which question
13 will be investigated, I reprimand and censor Mr. Hughes
14 for making such statements.

15 By your own statements it is clear that your
16 remarks are based solely on the rulings of this Court
17 during the course of these proceedings and upon no other
18 facts.

19 You have demonstrated by your conduct a lack of
20 professional qualifications and maturity as well as a lack
21 of respect for the Court, which the courts have a right to
22 expect from lawyers appearing before them.

23 Your conduct has brought discredit upon your-
24 self and has impugned the integrity of this Court.

25 Regardless of whether such conduct amounts to a
26 technical contempt, I condemn it as being wholly unbecoming

1 to an officer of the Court. It is conduct which should
2 be brought to the attention of the State Bar, and I intend
3 to see that it is.

4 Do you wish to be heard?

5 MR. HUGHES: Yes.

6 I wish to be represented by an attorney if you
7 are, indeed, going to initiate action of this sort.

8 THE COURT: If that comes around, if that comes about,
9 you certainly will have the right to be represented by an
10 attorney. There will be a hearing.

11 MR. HUGHES: Since I am indigent, I wish to have
12 an attorney appointed.

13 THE COURT: Well, that will not be done.

14 MR. HUGHES: Also, I would not waive the presence of
15 my defendant at these stages of the proceedings which you
16 have just had taken place. I would wish what you have read
17 to take place in open court.

18 THE COURT: All right.

19 Anything further before we go back into court
20 and resume the trial?

21 Very well.
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(The following proceedings were had in open court in the presence and hearing of the jury, all defendants and all counsel being present:)

THE COURT: All parties, counsel and jurors are present. You may continue, Mr. Bugliosi.

LINDA KASABIAN,
called as a witness by and on behalf of the People, having been previously duly sworn, resumed the stand, was examined and testified further as follows:

REDIRECT EXAMINATION (Continued)

BY MR. BUGLIOSI:

Q Linda, was there any period of time after you left Spahn Ranch for the last time, was there any period of time thereafter that you wanted to contact the police and tell them about these two nights of murder?

MR. KANAREK: Object, your Honor, on the grounds --

Does your Honor want me to enunciate it in the presence of the jury?

THE COURT: State the grounds.

MR. KANAREK: Your Honor, I object on the grounds that it is improper -- if this purports to be redirect examination it is improper redirect, and it has been asked and answered, your Honor, several times.

It calls for a conclusion and hearsay.

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1 THE COURT: Sustained.

2 MR. BUGLIOSI: May I briefly be heard on this?

3 These are the issues that the defense raised
4 during cross-examination. The People did not raise this
5 issue, they raised it, every single one of them, they
6 asked ten, fifteen, twenty questions on this.

7 THE COURT: Do you wish to approach the bench?

8 MR. BUGLIOSI: Yes, your Honor.

4 fls.

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

MR. BUGLIOSI: Your Honor, the defendants --

THE COURT: Mr. Bugliosi, the question is whether she wanted to call the police.

MR. BUGLIOSI: Yes.

I am interested in her state of mind.

They are going to her state of mind: "How come you didn't call the police when you were in Gallup, New Mexico? Was there a police station there?"

Mr. Shimm said: "When you were in New Hampshire, why didn't you call the police?" "Why didn't you call the police in Miami?"

They were the ones exploring her state of mind. This is redirect. They are making a big issue of it.

I think one of the biggest issues they are going to argue is that she never contacted the police.

They raised it, and I think I should have the right, on redirect, to explore her state of mind as to why she didn't do it.

Her state of mind is all important.

In fact, if you look at the transcript on direct examination, I only asked maybe two or three questions about her state of mind. For instance, did

1 she want to go along the second night?

2 On cross-examination, I think conservatively,
3 there must have been, oh, perhaps a thousand questions
4 asked of her about her state of mind. "Why she didn't
5 do this," "Why did she do this?" "What were you thinking
6 of at this particular moment?"

7 On direct examination, all I asked her was
8 for the facts.

9 Now, on redirect, since they put her state
10 of mind under a microscope on cross, I feel that I have
11 to -- or I want to anyway -- examine her state of mind,
12 to justify why she didn't do certain things.

13 And I am still concerned about her leaving
14 Spahn Ranch with Tanya there.

15 I think the reason is because at that time
16 she never intended to call the police.

17 Yesterday the Court sustained objections on
18 the ground that the question called for a conclusion.
19 Now I intend to try to approach it from a different
20 aspect where I would not be calling for a conclusion.

21 Again, I cite to the Court the case of Cope
22 vs. Davidson, where a witness can testify to her state
23 of mind when her state of mind is in issue. And I think
24 Linda Kasabian's state of mind is extremely important
25 in this case and it is in issue, and, in fact, the
26 issue was created by the defense during their cross-
examination.

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I don't intend to ask too many questions.

THE COURT: What was the specific question again?

MR. BUGLIOSI: I said: After you left Spahn Ranch for the last time -- she finally left a couple of days after these two nights -- was there any period of time when you wanted to contact the police and tell them about these two nights of murder?

If her answer to that question is "yes," then my next question is going to be: Was one of the times that you wanted to contact the police while Tanya was still at the Spahn Ranch?

And I believe her answer to that will be "no."

She tells me that she never would have contacted the police while Tanya was at the Spahn Ranch because she felt that Charlie would have killed her baby.

The defense argument, of course, is that she left Tanya at the Spahn Ranch because, in her mind, these people weren't murderers. These people were not murderers.

And what I am trying to show is the reason she left Spahn Ranch and left Tanya there is that at that point she never intended to call the police. All she was doing was running away.

If she had intended to call the police, she never, in a million years, would have left Tanya there.

It is an issue that the defense has raised. I did not go into this, but the defense, Mr. Fitzgerald -- I am not criticizing him, I think it is a proper area --

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1 but they have raised this issue of why she left Tanya at
2 Spahn Ranch when she is telling this jury and the Court
3 that these people are murderers.

4 I think there is an explanation for it, and
5 that is what I am trying to do right now.

6 THE COURT: Do you wish to be heard?

7 MR. KANAREK: Yes.

8 The form of this question is improper.

9 If he wishes to go into that -- he has asked
10 -- the test isn't how many questions he has asked. It is
11 sort of analogous to the evidence; it is not how many witnesses
12 you have, not how many questions you ask; we have certain
13 rules.

14 He has gone into that with her, the record will
15 reveal, already; and especially in view of the rapport
16 between Mr. Bugliosi and she, the question is unfair and
17 prejudicial on top of everything else.

18 We know what the question and answer is going to
19 be at this stage of the proceedings.
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1 It's just that there is nothing to
2 prevent this witness from just stating things that she has
3 been programmed to state, therefore this type of question
4 that solicits this --

5 THE COURT: That is not an objection at all,
6 Mr. Kanarek. You can say that about any witness at any
7 time.

8 MR. KANAREK: No, because there is no way, no way
9 that this -- she is judge and jury of that kind of a question.

10 It is just the penalty of perjury and all of
11 that is meaningless.

12 THE COURT: The fact is the defense did go into her
13 state of mind extensively as to why she did not call the
14 police, whether there was any reason why she could not call
15 the police.

16 MR. KANAREK: Yes, your Honor, but the question is what
17 she did.

18 In other words, her state of mind at that
19 particular point.

20 If we are going to go into this kind of
21 detail that he is doing step by step, then we should have
22 doctors appointed to examine her, to determine whether this
23 woman is sane now and was sane then. We have asked for
24 that previously.

25 If he can interrogate as to her state of mind
26 without asking leading questions -- on top of it this

question is leading.

THE COURT: Well, I think you could ask her why she didn't.

Whether she wanted to, I think is objectionable.

MR. BUGLIOSI: Whether she wanted to, there is only one way to find out whether she wanted to and that is to ask her.

Why she didn't does not go to the issue of whether she wanted to or not. It does not explore the issue of her desire. That is a negative concept, to say, "Why didn't you do it?"

Incidentally, Mr. Kanarek made the statement that I have already gone into this.

Yesterday I went into why she did not contact the police while she was still here in Los Angeles when she came down to the Hall of Justice, when she was at the Spahn Ranch.

I did not go into this yesterday. Now I am talking about after she left Spahn Ranch.

THE COURT: I think you can ask her why, but whether she wanted to really does not go to anything.

MR. BUGLIOSI: It is foundational for the next question:

"Q Did you within this period of time that you wanted to contact the police --"

THE COURT: I am going to sustain the objection to this

1 question, Mr. Bugliosi. I think you can go into the
2 subject but not this way.

3 MR. BUGLIOSI: They went into, your Honor, the fact
4 that she did not contact the police.

5 I wanted to go into the area, did she want to
6 contact the police. Then if she says yes, then I can ask
7 her, "Why didn't you?"

8 But to start out with the why, completely
9 eliminates the desire.

10 I will ask her why when she tells me she wanted
11 to but she didn't; then I will say, "Why didn't you?"

12 I don't know why I should start out with why
13 didn't you, when she never said she wanted to.

14 You are asking the jury to infer that she
15 wanted to do something without her testimony.

16 THE COURT: All right, I think in view of the
17 examination so far that you are entitled to go into that
18 area. All right.

19 MR. BUGLIOSI: Thank you, your Honor.
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(The following proceedings were had in open court in the presence and hearing of the jury:)

BY MR. BUGLIOSI:

Q Linda, after you left Spahn Ranch for the last time was there any period when you wanted to contact the police and tell them about these two nights of murder?

MR. KANAREK: Leading and suggestive, your Honor.

THE COURT: Overruled.

THE WITNESS: Yes.

BY MR. BUGLIOSI:

Q Did you want to contact the police and tell them about these two nights of murder while Tanya was still at Spahn Ranch?

A No.

MR. KANAREK: Leading and suggestive, your Honor.

THE COURT: Sustained.

BY MR. BUGLIOSI:

Q Was one of the periods when you wanted to contact the police and tell them about these two nights of murder while Tanya was still at Spahn Ranch?

MR. KANAREK: Leading and suggestive, your Honor.

MR. BUGLIOSI: I am asking her, your Honor, if that is one of the periods.

THE COURT: Overruled.

THE WITNESS: Would you repeat your question?

MR. BUGLIOSI: Your Honor, could the court reporter

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1 read the question?

2 THE COURT: Read the question.

3 (Whereupon the reporter reads the pending ques-
4 tion as follows:

5 "Q Was one of the periods when you wanted
6 to contact the police and tell them about these two
7 nights of murder while Tanya was still at Spahn
8 Ranch?"

9 MR. KANAREK: Also it is assuming facts not in evidence,
10 your Honor.

11 I object to the use of the word "murder" at
12 this stage of the proceedings.

13 THE COURT: It will be sustained on those grounds.
14 BY MR. BUGLIOSI:

15 Q Was one of the periods when you wanted to contact
16 the police and tell them about these two nights of killings
17 while Tanya was still at Spahn Ranch?

18 MR. KANAREK: Leading and suggestive.

19 THE COURT: Overruled.

20 THE WITNESS: Yes, when I was at the bottom of the
21 hill my first thought was to go to the police, but I
22 couldn't because Tanya was back there.

23 BY MR. BUGLIOSI:

24 Q Well, we will have to go back a little now.
25 I am talking about after you left Spahn Ranch.

26 Now, you testified that after you left Spahn

1 Ranch for the last time there was a period of time when you
2 wanted to contact the police and tell them about these two
3 nights of killings, is that correct?

4 A Yes.

5 MR. KANAREK: Your Honor, I object to the form of the
6 question.

7 MR. BUGLIOSI: It's foundational.

8 MR. KANAREK: Nevertheless it is leading and sugges-
9 tive.

10 THE COURT: Overruled.

11 BY MR. BUGLIOSI:

12 Q Is that correct?

13 A Yes.

14 Q Now, I'm directing your attention to this
15 period of time after you left Spahn Ranch, did you want to
16 contact the police and tell them about these two nights of
17 killings while Tanya was still at Spahn Ranch?

18 MR. KANAREK: Leading and suggestive, your Honor.

19 THE COURT: Overruled.

20 MR. KANAREK: And ambiguous.

21 THE WITNESS: No, I didn't.

22 BY MR. BUGLIOSI:

23 Q Why didn't you?

24 A Because Tanya was still back there and I did
25 not know what they would do to her if I went to the police.

26 Q Directing your attention, Linda, to Volume 49,

1 page 6935, please read lines 15 through 26 on that page.

2 (Witness complies.)

3 MR. KANAREK: Your Honor, if I may, I think in
4 fairness to all of us, counsel should have her also read
5 the underlying question. He is having her read only her
6 answer, your Honor, beginning at line 15.

7 MR. BUGLIOSI: 15 starts out with a question, Mr.
8 Kanarek; it is a "Q". "Q" stands for Question.

9 MR. KANAREK: I'm sorry, I apologize, I apologize.

10 BY MR. BUGLIOSI:

11 Q Have you read those lines?

12 A Yes.

13 Q Now, directing your attention to the following
14 page, page 6936, will you read lines 1 through 4 to your-
15 self.

16 (Witness complies.)

17 Have you read those lines to yourself?

18 A Yes.

19 Q To these questions by Mr. Kanarek did you give
20 these answers:

21 "Q Having in mind, Mrs. Kasabian -- you
22 say you left the Spahn Ranch on this night, and
23 you went to Pasadena, you say. Now, when you left
24 the Spahn Ranch on the night that you went to
25 Pasadena, did you have in mind, as you left the
26 ranch, what had occurred the previous night?

1 "A Yes, I think I did.

2 "Q You think you did or you know you did?

3 "A Well, I remember one incident where
4 I remember thinking about it.

5 "Q Pardon?

6 "A I can remember now one incident where
7 I remember thinking about it.

8 "Q There was one incident when you remembered
9 thinking about the previous night?

10 "A Yes."

11 Did you give those answers to those questions?

12 A Yes.

13 Q What incident were you referring to?

14 A When Charlie first came to me and told me to
15 get my driver's license and my change of clothes, I just
16 knew we were going out again because we went out the night
17 before and I knew it would be the same thing, but I was
18 afraid to say anything and I just looked at him, and, you
19 know, just sort of pleaded, please don't make me go, but
20 I could not say it.

21 MR. KANAREK: Your Honor, I ask that all of that be
22 stricken, and I ask to approach the bench, your Honor.

23 THE COURT: The answer will be stricken as not
24 responsive.

25 MR. KANAREK: Would your Honor ask the jury not to
26 consider it for any purpose.

1 THE COURT: The jury is admonished to disregard the
2 answer.

3 MR. BUGLIOSI: What portion of the answer?

4 THE COURT: I will strike the entire answer. Put
5 the question to her again.

5b fls.

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1 Q BY MR. BUGLIOSI: What incident were you
2 referring to, Linda?

3 MR. KANAREK: Your Honor, I object on the grounds it
4 is calling for a conclusion.

5 THE COURT: Overruled.

6 MR. KANAREK: In this context, it is leading and
7 suggestive.

8 THE COURT: Overruled.

9 THE WITNESS: The incident I just told you about.

10 Q BY MR. BUGLIOSI: Well, you will have to start
11 all over again. You are not permitted --

12 THE COURT: Just answer the question and don't
13 volunteer.

14 MR. KANAREK: Your Honor, may those words "the incident
15 I just told you about" be stricken?

16 THE COURT: It will be stricken.

17 THE WITNESS: When Charlie first came to me --

18 Q BY MR. BUGLIOSI: The second night.

19 A The second night, yes.

20 Q What incident now made you think of the first
21 night?

22 MR. KANAREK: Your Honor -- your Honor, may we approach
23 the bench?

24 THE COURT: No, you may not. Do you have an
25 objection? State it.

26 MR. KANAREK: Yes, your Honor, I object on the grounds

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1 that in the context of these proceedings it is leading
2 and suggestive.

3 I would like to inquire on voir dire.

4 THE COURT: Overruled.

5 MR. KANAREK: As to whether or not she had any
6 conversations with the prosecution in the interim.

7 THE COURT: Overruled.

8 MR. BUGLIOSI: Your Honor, with the Court's
9 indulgence I am just going to have to go back and go over
10 these questions and answers again.

11 THE COURT: Very well.

12 Q BY MR. BUGLIOSI: Linda, you recall I just
13 showed you two pages of the transcript, and you read those
14 to yourself.

15 A Yes.

16 Q Okay, to these questions did you give these
17 answers?

18 "Q (By Mr. Kanarek) Having in
19 mind, Mrs. Kasabian -- you say you left the
20 Spahn Ranch on this night, and you went to
21 Pasadena, you say. Now, when you left the
22 Spahn Ranch on the night that you went to
23 Pasadena, did you have in mind, as you left the
24 ranch, what had occurred the previous night?

25 "A Yes, I think I did.

26 "Q You think you did or you know

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I "you did?

2 "A Well, I remember one incident
3 where I remember thinking about it.

4 "Q Pardon?

5 "A I can remember now one incident
6 where I remember thinking about it.

7 "Q There is one incident when you
8 remembered thinking about the previous night?

9 "A Yes."

10 Did you give those answers to those questions?

11 A Yes, I did.

12 Q Now, what incident were you referring to?

13 MR. KANAREK: I object on the ground that is leading
14 and suggestive, your Honor.

15 THE COURT: Overruled.

16 THE WITNESS: Then Charlie told me the second night
17 to get my driver's license and the change of clothes.

18 Q BY MR. BUGLIOSI: You thought about what at
19 that point?

20 A What had happened the night before.

21 MR. KANAREK: I object, your Honor, leading and
22 suggestive.

23 Q BY MR. BUGLIOSI: Your Honor, he is objecting
24 as she is answering, your Honor.

25 THE COURT: Approach the bench, gentlemen.

26 (The following proceedings were had at the

bench out of the hearing of the jury:)

MR. KANAREK: Your Honor --

THE COURT: Just a moment, you are doing two things, Mr. Kanarek, that I ordered you not to do.

One is to stop interrupting the witness, and you are interrupting the witness. You have done it several times.

The second is to make repeated objections to the same question after I have ruled on it.

I ordered you not to do that.

MR. KANAREK: If your Honor would have the record read back, Mr. Bugliosi asked --

THE COURT: I don't need to have the record read back. I sat here and listened to everything that went on.

MR. KANAREK: Mr. Bugliosi asked another question --

THE COURT: Let's proceed.

MR. KANAREK: He asked another question.

THE COURT: All right.

MR. KANAREK: I have heard it.

MR. BUGLIOSI: Your Honor, shall I go back again with all these interruptions, I hate to do it.

THE COURT: I order you not to do it, Mr. Kanarek.

Let's continue.

MR. KANAREK: Very well, your Honor.

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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 MR. BUGLIOSI: Q Linda, what incident were you
6 referring to when you gave those answers to Mr. Kanarek's
7 question?

8 MR. KANAREK: May I then object, before she answers,
9 on the grounds that it is leading and suggestive in the
10 context of these proceedings.

11 THE COURT: Bear in mind what I have told you.

12 MR. KANAREK: Yes. I am trying.

13 THE COURT: Overruled.

14 MR. KANAREK: If your Honor would ask the witness not
15 to answer automatically, it would assist me immeasurably;
16 and if Mr. Bugliosi would allow me the courtesy of inter-
17 posing the objection, it would help me immeasurably,
18 because I do wish to follow the Court's orders in all
19 respects, your Honor.

20 THE COURT: Proceed.

21 MR. BUGLIOSI: I will have to ask you again, Linda,
22 and I apologize to you for Mr. Kanarek.

23 MR. KANAREK: Well, your Honor, may I --

24 MR. BUGLIOSI: Q What incident were you referring
25 to when you gave those answers to Mr. Kanarek's question?

26 MR. KANAREK: May I have the same objection?

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1 THE COURT: All right, approach the bench.

2 (Whereupon, all counsel approach the bench and
3 the following proceedings occur at the bench outside of
4 the hearing of the jury:)

5 MR. KANAREK: Your Honor, may I --

6 THE COURT: Just a moment.

7 MR. KANAREK: I am not --

8 THE COURT: Just a moment, Mr. Kanarek.

9 MR. KANAREK: Yes, your Honor.

10 THE COURT: This is your last warning. If you
11 interrupt once more, or if you make the same objection
12 to the same question once more, I am going to find you in
13 contempt of court.

14 I want that clearly understood.

15 MR. KANAREK: Yes.

16 THE COURT: You are interrupting the witness and you
17 are making the same objection to the same question time
18 after time after time.

19 MR. KANAREK: All right, your Honor.

20 THE COURT: You are interfering and interrupting the
21 testimony.

22 MR. KANAREK: May I ask the Court if you can --

23 THE COURT: Don't interrupt me.

24 MR. KANAREK: I am sorry, your Honor.

25 THE COURT: You are obviously doing it deliberately
26 and in a calculated manner to interrupt the testimony of

1 this witness.

2 Now, I am not going to warn you again. /

3 Do you understand what I said?

4 MR. KANAREK: Yes.

5 THE COURT: Is there any doubt in your mind as to
6 what I am talking about?

7 MR. KANAREK: Well --

8 THE COURT: Do you understand what I said?

9 MR. KANAREK: Yes.

10 THE COURT: Let's proceed.

11 MR. HUGHES: May I be heard?

12 THE COURT: No, you may not.

13 MR. KANAREK: May I say, Your Honor, that your Honor
14 well knows that the Appellate Court says that if you don't
15 object, you can't raise it on appeal.

16 THE COURT: That has nothing to do with what we are
17 talking about.

18 You made the same objection six times to the
19 same question, and every time I sustain the objection they
20 have to re-ask the question, and then you make the same
21 objection again. /

22 Now, I have warned you, Mr. Kanarek.

23 MR. KANAREK: All right.

24 THE COURT: Don't do it again.

25 MR. HUGHES: May I make a motion?

26 MR. KANAREK: I have a motion, too.

1 THE COURT: Let's proceed.

2 MR. HUGHES: May I make a motion, your Honor?

3 THE COURT: You may not.

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

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1 THE COURT: You may make your motion after the next
2 recess, Mr. Hughes, if you care to, but not now.

3 Let's proceed.

4 BY MR. BUGLIOSI:

5 Q Linda, do you have in mind the questions and
6 answers that you read to yourself up at the bench about
7 three or four minutes ago?

8 A Yes.

9 Q What incident were you referring to?

10 A The same one that I just answered two times
11 a few moments ago.

12 Q Could you testify to it again?

13 MR. KANAREK: Your Honor, may that last answer of
14 hers be stricken.

15 I am sure your Honor will agree that that
16 statement of hers that she just testified to, that that is
17 a conclusion.

18 May that go out?

19 THE COURT: That will go out.

20 MR. KANAREK: Thank you.

21 BY MR. BUGLIOSI:

22 Q What incident were you referring to?

23 A When Charlie called me and told me to get a
24 change of clothing and my driver's license.

25 Q Was that the second night?

26 A Yes.

6a-2

1 Q And what did you think of at that time with
2 respect to the first night?

3 A That the same thing was going to happen this
4 night as it did last night.

5 Q Directing your attention to Volume 55, Linda,
6 page 7549; specifically, lines 19 through 24.

7 Would you read those lines to yourself.

8 MR. SHINN: What lines were those, your Honor?

9 MR. BUGLIOSI: Lines 19 through 24.

10 MR. SHINN: Page?

11 MR. BUGLIOSI: Page 7549.

12 MR. SHINN: Thank you.

13 BY MR. BUGLIOSI:

14 Q Have you read those lines to yourself, Linda?

15 A Yes.

16 Q Did you give this answer to this question by
17 Mr. Stovitz. The question is:

18 "Q Now, reflecting back on the second night,
19 had you forgotten what had happened on the first
20 night?

21 "A Now, no. How could I forget that?"

22 Did you give that answer to that question?

23 A Yes.

24 Q My next question, Linda, I am going to have
25 to repeat, in essence, Mr. Stovitz's question.

26 Reflecting back at the present time, Linda,

6a-3

1 to the second night, on the second night had you forgotten
2 what had happened the first night?

3 MR. KANAREK: Your Honor, I must ask the Court to
4 study this transcript. This is improper.

5 What he is doing, your Honor, he is taking
6 portions of the transcript and --

7 THE COURT: State the grounds.

8 MR. KANAREK: The ground is that the question is
9 ambiguous. There is improper foundation for it. And it
10 is irrelevant and immaterial.

11 THE COURT: Overruled.

12 THE WITNESS: No, I couldn't have forgotten about it.
13 How can you forget about something like that?

14 But I just don't really recall thinking about
15 it other than the first instant. *(This is the first time I recall thinking about it other than the first instant.)*

16 BY MR. BUGLIOSI:

17 Q Directing your attention to Volume 49, Linda,
18 page 6994. *(This is the first time I recall thinking about it other than the first instant.)*

19 Would you read questions 15 through 25 to
20 yourself?

21 (Pause while the witness reads.)

22 BY MR. BUGLIOSI:

23 Q Have you read those lines to yourself?

24 A Yes.

6b fls.

6B-1

1 Q Did you give these answers to these questions.

2 "Q BY MR. KANAREK: Then directing
3 your attention to your conversation that you say
4 you engaged in in the automobile where you said,
5 'Not that house, not that house.' At the time
6 that you uttered those words, you thought that
7 Mr. True was in that house; is that correct?

8 "A Yes.

9 "Q And you did not quarrel about
10 anything happening in the house next door; is
11 that correct?

12 "A No.

13 "Q You had no quarrel with that?

14 "A No."

15 Did you give those answers to those questions?

16 A Yes.

17 Q Now, when you answered, "No," to Mr. Kanarek's
18 questions "and you did not quarrel about anything happening
19 in the house next door; is that correct?" "And you had no
20 quarrel with that?" what did you mean?

21 MR. KANAREK: Object, your Honor.

22 First of all, I object to the form of the
23 question. It is an improper question.

24 The question is irrelevant, immaterial. There
25 is no foundation for it. It is improper.

26 THE COURT: Overruled.

THE WITNESS: Well, number one, I didn't say, "Not

1 that house, not that house."

2 I said, "You are not going to that house, are
3 you?"

4 I think he misquoted me.

5 And by "quarreling," that was his word, too.
6 I didn't use the word "quarrel."

7 I just didn't question Charlie when he gave me
8 the answer, "No, I am not going to that house."

9 MR. BUGLIOSI: Q You didn't question Charlie
10 with respect to the other house?

11 MR. KANAREK: Leading and suggestive.

12 THE COURT: Overruled.

13 THE WITNESS: No.

14 MR. BUGLIOSI: Q The answer is no?

15 A Yes.

16 Q When you said no to those two questions to
17 Mr. Kanarek, did you mean that you didn't care what
18 happened to the people next door?

19 MR. KANAREK: Leading and suggestive.

20 THE COURT: Overruled.

21 THE WITNESS: Of course I cared.

22 MR. BUGLIOSI: Q Linda, you say that when you
23 left the Spahn Ranch on the second night, the night
24 that you ended up in front of Mr. True's place, you say
25 that Charlie had leather thongs around his neck; is that
26 correct?

1 A Yes.

2 Q At the start of the evening?

3 A Yes.

4 Q Do you recall testifying that you eventually
5 parked in front of Mr. True's place, and then Charlie
6 got out of the car and disappeared up the driveway?

7 Do you remember that?

8 A Yes.

9 MR. KANAREK: I object.

10 He is paraphrasing. He can use the transcripts.

11 MR. BUGLIOSI: It is foundational.

12 THE COURT: You are interrupting again, Mr. Kanarek.

13 Read the question again.

14 (The question was read by the reporter.)

15 THE COURT: Overruled.

16 MR. BUGLIOSI: Q When Charlie returned to the
17 car, did you notice whether the thongs were still around
18 his neck?

19 MR. KANAREK: Asked and answered, your Honor, on
20 direct examination by Mr. Bugliosi. I object on those
21 grounds.

22 MR. BUGLIOSI: Foundational, your Honor, for the
23 next question.

24 THE COURT: Sustained.

25 MR. BUGLIOSI: Q Any time later that night,
26 Linda, did you notice whether the thongs were still around

Charlie 's neck?

A Yes.

Q When was that?

A When we were walking on the beach.

Q What did you notice?

A I just didn't see them around his neck.

Q Did you look? Do you remember looking at his neck?

A Yes.

I just remember they weren't there walking on
the beach.

6C

6c-1

1 Q How would you describe Tex Watson, Linda?

2 MR. KANAREK: That is ambiguous, your Honor. It
3 could call for a multitude of --

4 MR. BUGLIOSI: I draw the Court's attention, your
5 Honor, to page 7168 of the transcript, Volume 51, where
6 Mr. Hughes asked Linda for her opinion -- I can use the
7 word "opinion" if the Court desires -- with respect to
8 Katie, Sadie and Leslie.

9 Now I am asking her what her opinion is of
10 Tex Watson or, in the alternative, how she would describe
11 him.

12 MR. KANAREK: Then, your Honor, I must object on
13 the grounds that it denies us confrontation under the
14 Sixth Amendment, and that Mr. Watson is not here on trial.

15 It is irrelevant and immaterial, and it is
16 calling for a conclusion and hearsay, your Honor.

17 MR. BUGLIOSI: He is named as a co-conspirator in
18 the indictment.

19 MR. FITZGERALD: The prosecution can't put on
20 character evidence as to a defendant whether he is here
21 or not.

22 THE COURT: I think the question will have to be
23 sharpened up, Mr. Bugliosi.

24 Sustained.

25 BY MR. BUGLIOSI:

26 Q Incidentally, Linda, Tex's name is Charles

6c-2

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Watson. Now, throughout your testimony, Linda, you have been using the word "Charlie."

When you used the word "Charlie," were you referring to Charles Manson or Charles Watson?

MR. KANAREK: That is an improper question, your Honor.

THE COURT: Overruled.

THE WITNESS: Charles Manson.

BY MR. BUGLIOSI:

Q When you say "Tex," you are referring to Charles Watson?

A Yes.

Q Directing your attention, Linda, to Volume 35, page 5511. Specifically, lines 8 through 13.

Will you read those lines to yourself.

(Pause while the witness reads.)

BY MR. BUGLIOSI:

Q Have you read those lines to yourself?

A Yes.

Q Directing your attention to page 5516 of Volume 35, would you read lines 14 through 25 to yourself.

(Pause while the witness reads.)

BY MR. BUGLIOSI:

Q Have you read those lines to yourself?

A Yes.

MR. KANAREK: Your Honor, in order to get the

1 context, I would ask that counsel read --

2 THE COURT: You may do that on your examination.

3 MR. KANAREK: Very well, your Honor. Thank you.

4 BY MR. BUGLIOSI:

5 Q To these questions, did you give these answers:

6 "Q Didn't you feel that you were a witch
7 during the month of July, 1969?

8 "A I was made to feel I was a witch, yes.

9 "Q Did you refer to yourself as a witch?

10 "A While I was there, yes; and at one point,
11 once when I left, I referred to myself as a witch."

12 Did you give those answers to those questions?

13 A Yes, I did.

14 Q What one time were you referring to?

15 A When I was driving to New Mexico.

6d fls.

1 Q When you spoke to Mr. Breckenridge?

2 A Yes.

3 Q On Page 5516, did you give these answers to
4 these questions:

5 "Q Later, when you left the Spahn
6 Ranch, and you told somebody you were a witch,
7 was it your intention or your state of mind that
8 you wanted this person to believe that you were a
9 witch?

10 "A Well, my intention, I believe I
11 told them a few other things that were put into
12 me by these people, and I believe I just expressed
13 all these things to them to see what their
14 impression would be so that I would know if this
15 was just, you know, if it was for real or, if it
16 was just, you know, whatever. I won't use the
17 word because I can't think of another word."

18 Did you give that answer to that question by
19 Mr. Fitzgerald?

20 A Yes, I did.

21 Q In your answer, when you said: "I believe I
22 told/ them a few other things," about whom are you referring
23 when you use the word "them"?

24 A The hitchhikers.

25 Q And in your answer, when you say, "I believe I
26 told them a few other things that were put into me by these

1 people," when you say, "these people," about whom are you
2 referring?

3 MR. KANAREK: Then, your Honor, I will object to
4 any reference to anyone outside the scope of these
5 pleadings, your Honor, as a statement of a conclusion.

6 THE COURT: Overruled.

7 THE WITNESS: ~~The Family back at the ranch.~~

8 MR. KANAREK: Your Honor, may I have the answer
9 read back?

10 THE COURT: "The Family back at the ranch."

11 MR. KANAREK: Thank you, your Honor.

12 MR. BUGLIOSI: Q Do you remember where you had
13 this conversation with Mr. Breckenridge, Linda, where you
14 told him these things these people told you?

15 A Yes.

16 Q Where?

17 A In a restaurant in Albuquerque.

18 Q Do you remember how you started out the
19 conversation with Mr. Breckenridge?

20 A Yes.

21 ~~I think I told him something like: "I am~~
22 ~~going to tell you some things that were told to me,~~
23 ~~and I want you to tell me if it is the truth or if they~~
24 ~~are just crazy things."~~

25 Maybe not exactly those words but similar to
26 that.

1 Q After you arrived in New Hampshire and
2 eventually heard over the radio that you were wanted for
3 these seven murders, did you run away?

4 A No.

5 Q Did you attempt to run away?

6 A No.

7 Q What did you do?

8 A I spoke to my mother about it and told her I
9 wanted to give myself up but I didn't know how to do it.

10 She did it for me. She spoke to the police.

11 MR. KANAREK: Your Honor, may that statement, "I told
12 her that I wanted to give myself up" be stricken on the
13 ground of hearsay, and that it is offered for the truth of
14 the facts asserted.

15 THE COURT: That portion will be stricken and the
16 jury is admonished to disregard it.

17 MR. BUGLIOSI: Q Did you tell your mother not to
18 call the police?

19 A No.

20 Q Did you ask your mother not to call the police?

21 A No.

6e-1

1 Q Without going into what was said between you
2 and your attorney, Mr. Fleischman, after you were arrested,
3 and you were still in New Hampshire, without going into
4 that conversation, did you, in fact, have a conversation,
5 a telephone conversation with Mr. Fleischman concerning
6 extradition?

7 A Yes.

8 Q Did you disagree with Mr. Fleischman?

9 MR. KANAREK: Your Honor, I object.

10 If he is going into --

11 MR. BUGLIOSI: I am not going into the conversation.

12 MR. KANAREK: Clearly, this is a part of the
13 conversation. It is a conclusion on her part which
14 involves, obviously, the input of language between
15 herself and Mr. Fleischman, and it calls for a conclusion.

16 THE COURT: Sustained.

17 BY MR. BUGLIOSI:

18 Q After your arrest in New Hampshire, Linda,
19 was it your state of mind that you wanted to remain in
20 New Hampshire and resist extradition, or was it your
21 state of mind that you wanted to come here to Los Angeles
22 immediately?

23 MR. KANAREK: Leading and suggestive, your Honor.

24 THE COURT: Overruled.

25 THE WITNESS: I wanted to come back here immediately.
26

6e-2

1 BY MR. BUGLIOSI:

2 Q And did you, in fact, return to Los Angeles
3 the day after your arrest?

4 A Yes. The next night.

5 Q Linda, during the past three weeks or so that
6 you have been in court, have you ever looked at Charles
7 Manson?

8 A Sure.

9 Q At any time that you looked at him, did he
10 appear to be looking at you?

11 A Yes.

12 MR. KANAREK: Object. Calling for a conclusion,
13 your Honor.

14 THE COURT: Overruled.

15 BY MR. BUGLIOSI:

16 Q Your answer is yes?

17 A Yes.

18 Q While you were looking at each other, did
19 Mr. Manson make any motions to you with his hands?

20 MR. KANAREK: Object. That is calling for a
21 conclusion on the part of the witness as to what the
22 motive and intent was, your Honor.

23 THE COURT: Overruled.

24 MR. KANAREK: And also it is ambiguous as to time.

25 THE COURT: Overruled.

26 THE WITNESS: Yes.

6e-2

1 BY MR. BUGLIOSI:

2 Q When did this take place?

3 A Off and on through the whole trial.

4 Q Could you demonstrate to the Judge and to the
5 jury some of the motions that Mr. Manson made to you with
6 his hands?

7 MR. KANAREK: Object on the grounds that it is
8 irrelevant and immaterial, calling for a conclusion as
9 to whether or not this witness had anything to do whatever
10 with what Mr. Manson did.

11 It is hearsay by conduct. It is solicitation
12 of hearsay by conduct.

13 THE COURT: Overruled.

14 THE WITNESS: What was your question?

15 MR. BUGLIOSI: Your Honor, could you have the reporter
16 read the question?

17 THE COURT: Read the last question.

18 (The question was read by the reporter.)

19 THE WITNESS: It was either the second or the first
20 day that I testified.

21 You know, he plays with his beard, like he is
22 doing now, and he went under his chin like this, and came
23 up and put his fingers over his mouth.

24 MR. FITZGERALD: Would the Court describe for the
25 record the motion demonstrated by the witness?

26 THE COURT: Would you care to describe it,

Mr. Fitzgerald?

MR. FITZGERALD: Well, we will just get into interminable battles about what she is doing. That is why I appealed to you for the description as an impartial observer.

MR. BUGLIOSI: We will make an attempt to describe it.

If she will make one motion at a time, after each motion I will make an attempt to describe it for the record.

Would you describe it again?

6f fls.

6F-1

1 THE WITNESS: He went like this.

2 MR. KANAREK: I would ask your Honor to do it rather
3 than Mr. Bugliosi. I think we will proceed faster if your
4 Honor would do it.

5 I would accept your Honor's impartial
6 adjudication of what this witness' movements purport to be
7 rather than Mr. Bugliosi.

8 THE COURT: The witness ran her left index finger
9 under her -- across her throat.

10 DEFENDANT MANSON: Under her beard.

11 THE COURT: What was that statement?

12 MR. STOVITZ: Mr. Manson made a statement, "Under
13 her beard," your Honor.

14 THE COURT: Anything else?

15 MR. BUGLIOSI: May the record reflect, your Honor,
16 that, as the Court has indicated, with the index finger of
17 her left hand she moved the index finger from left to right,
18 horizontally and across her throat.

19 Would that be a correct or accurate description,
20 your Honor?

21 MR. KANAREK: Your Honor --

22 THE COURT: That is correct.

23 MR. KANAREK: -- I would accept your Honor's description.

24 There is no need for Mr. Bugliosi's
25 description.

26 THE COURT: There is no need for any comment from
you, Mr. Kanarek.

1 Let's proceed.

2 If you have an objection, just state it.

3 MR. KANAREK: Yes, your Honor.

4 MR. BUGLIOSI: Okay.

5 Would you then illustrate or demonstrate to
6 the jury the other motion or motions that Mr. Manson made
7 to you.

8 THE WITNESS: Well, right after he did that under
9 the chin, he came up to his mouth and put his finger over
10 it like this.

11 MR. BUGLIOSI: May the record reflect that with the
12 index finger of Mrs. Kasabian's left hand, she placed her
13 index finger at the left furthestmost extremity -- strike
14 that - the right furthestmost extremity of her lips, and
15 moved the index finger horizontally across the entire
16 length of her lips.

17 MR. HUGHES: Your Honor, I move that the witness be
18 allowed to describe the motions as she makes them.

19 THE COURT: Well, she described them by indicating,
20 by showing them. Now we need to have the record reflect
21 what she did.

7
1 MR. HUGHES: Your Honor, I move that she be allowed
2 to verbally describe them.

3 MR. BUGLIOSI: I will join in that. I have no
4 objection.

5 MR. KANAREK: I would prefer the Court to do it.

6 THE COURT: Let's proceed.

7 MR. BUGLIOSI: May the record reflect the last
8 description that I gave?

9 THE COURT: Yes.

10 Q BY MR. BUGLIOSI: Did he make any other motion?

11 A Yeah, another time he went like that.

12 MR. BUGLIOSI: May the record reflect that the
13 witness extended her tongue out of her mouth and with her
14 index finger of the left hand rubbed it on the tip of the
15 tongue several times.

16 So reflected, your Honor?

17 THE COURT: Very well.

18 Q BY MR. BUGLIOSI: Did he ever place his index
19 finger in an up-and-down or a vertical position over the
20 lips?

21 MR. KANAREK: Leading and suggestive, your Honor.

22 THE COURT: Sustained.

23 Q BY MR. BUGLIOSI: Did he make any other motions
24 to you other than the ones that you have already demonstrated
25 to the Judge and the jury?

26 A Well, another time when I was talking about a

1 father hangup, he pointed up, then he pointed to himself
2 and said, "one," and he said, "I'm your father," with his
3 lips.

4 Q Did he make any other motions to you?

5 A No, that is all I can remember.

6 MR. KANAREK: Your Honor, may I inquire on voir dire
7 as to this, "I'm your father"?

8 If the witness is not percipient --

9 THE COURT: You can take that up on cross-
10 examination.

11 MR. KANAREK: Very well, your Honor.

12 Q BY MR. BUGLIOSI: This lady, Joan Didion from
13 Life magazine, Linda, who is writing a book about you,
14 when did you first meet her?

15 A I would say around June.

16 Q June of this year, 1970?

17 A Yeah.

18 Q Was that the first time she spoke to you
19 about the book?

20 A Yes.

21 Q Directing your attention, Linda, to Volume 57,
22 Page 7735, would you read Lines 6 through 13 to yourself?

23 (Witness complies.)

24 Q Have you read those lines to yourself?

25 A Yes.

26 Q Directing your attention to Page 7736 of the same

1 volume, Volume 57, would you read Lines 6 through 10 to
2 yourself?

3 (Witness complies.)

4 Q Have you read those lines to yourself?

5 A Yes.

6 Q Did you give these answers to these questions:

7 "Q BY MR. HUGHES: Do you feel you
8 are an emissary from God?

9 "A I thought I just answered you."

10 Then you said, "Do I feel that I am an
11 emissary from God? Yes."

12 Did you give those answers to those questions?

13 A Yes.

14 Q Did you give these other answers to these
15 questions:

16 "Q BY MR. HUGHES: How do you know
17 that you are an emissary from God?

18 "A I don't really know definitely.

19 "Q But in your heart you feel that?

20 "A Yes."

21 Did you give those answers to those questions?

22 A Yes, I did.

23 Q Now, when you indicated that you might be an
24 emissary from God, what did you mean, Linda?

25 MR. KANAREK: I object, your Honor, on the ground
26 it's calling for a conclusion on the part of the witness.

1 THE COURT: overruled.

2 THE WITNESS: I feel that I am doing the will of
3 God.

4 Q BY MR. BUGLIOSI: Would you care to elaborate
5 on that a little bit?

6 A Well, I feel that what has been done is wrong;
7 they did wrong and I did wrong, too; and I am truly
8 repentant for it and being up here testifying to it is my
9 repentance, and I just feel that is the will of God.

10 Q Linda, do you recall that I interviewed you
11 several times in the months before this trial, do you
12 recall that?

13 A Yes.

14 Q Did I ever tell you what the answer should be
15 to any of my questions?

16 MR. KANAREK: I object, calling for a conclusion on
17 the part of the witness, your Honor.

18 THE COURT: overruled.

19 MR. KANAREK: Hearsay.

20 THE WITNESS: No.

21 Q BY MR. BUGLIOSI: Did I ever give you any
22 instructions at all with respect to how to testify?

23 MR. KANAREK: Calling for a conclusion of the
24 witness, your Honor, and leading and suggestive.

25 THE COURT: overruled.

26 THE WITNESS: Just to answer the questions and just

1 to testify truthfully.

2 Q BY MR. BUGLIOSI: Did I say there were any
3 exceptions to that?

4 A You said, "No exceptions, just tell it all."

5 Q Have you told Judge Older and these folks here
6 on the jury the complete truth during your three weeks on
7 the witness stand?

8 A Yes, I have.

9 MR. KANAREK: I object, your Honor, calling for a
10 conclusion on the part of the witness.

11 THE COURT: Overruled.

12 THE WITNESS: Yes.

13 MR. BUGLIOSI: No further questions.

14 THE COURT: We will take our recess at this time.

15 Ladies and gentlemen, do not converse with any-
16 one nor form or express any opinion regarding the case
17 until it is finally submitted to you.

18 THE COURT: We will recess for 15 minutes.

19 (Recess.)
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1 THE COURT: All parties, counsel and jurors are
2 present.

3 Have you completed your examination, Mr.
4 Bugliosi?

5 MR. BUGLIOSI: Yes, your Honor.

6 THE COURT: Mr. Fitzgerald?

7 MR. FITZGERALD: Thank you, your Honor.

8
9 RECROSS-EXAMINATION

10 BY MR. FITZGERALD:

11 Q Mrs. Kasabian, when you came from New Hampshire
12 to Los Angeles, that was by way of airplane, was it not?

13 A Yes.

14 Q And it was in the company of two police officers,
15 was it not?

16 A Right.

17 Q Did you tell them about what had occurred on
18 the first and second night?

19 A Yes.

20 MR. BUGLIOSI: Asked and answered, your Honor, on
21 Mr. Fitzgerald's original cross-examination.

22 THE COURT: Overruled. The answer is in.

23 THE WITNESS: Yes.

24 BY MR. FITZGERALD:

25 Q You already waived extradition, isn't that
26 correct?

A Yes.

7a-2

1 Q And before that you allowed your mother to
2 turn yourself in to the police, is that right?

3 A Yes.

4 Q And you wanted to tell everything you knew
5 about this case, right?

6 A Yes.

7 Q But you did not tell anybody on the airplane,
8 did you?

9 A No, I did not.

10 Q When was the first time you told any repre-
11 sentative of law enforcement about what had occurred on
12 the first and second nights?

13 A When?

14 Q When.

15 A I'm not sure of the date. It was around the
16 beginning of the year, maybe February, some time like
17 that.

18 Q You decided to waive extradition, isn't that
19 correct?

20 A Yes.

21 Q After consultation with your attorney, isn't
22 that right?

23 A Yes.

24 Q Is one of the reasons you decided to waive
25 extradition because you felt you would be just wasting
26 six months in your life in New Hampshire and would have

7a-3

1 to return to Los Angeles anyway?

2 A I did not know what the circumstances were,
3 I just did not want to stay behind. I wanted to do it
4 now.

5 Q You did not discuss the length of time it would
6 take to fight extradition with your attorney, is that
7 right?

8 A No, I had no idea.

9 Q You testified yesterday afternoon that when
10 you met Gypsy she referred to some people living together
11 like a Family, is that right?

12 A Yes.

13 Q Gypsy however did not refer to the group as
14 the Family, did she?

15 A No.

16 Q When you referred to the Group as the Family,
17 that is your term, isn't that correct?

18 A I guess so.

19 Q Now, so the record is clear, you took just one
20 drug trip while you were at the Spahn Ranch during the
21 months of July and August, 1969, is that correct?

22 MR. STOVITZ: Counsel, you are excluding marijuana
23 from that?

24 MR. FITZGERALD: I am excluding marijuana.

25 THE WITNESS: Yes.
26

7a-4

1 BY MR. FITZGERALD:

2 Q Now, the money that you stole from your husband
3 and Charles Melton, it was hidden, wasn't it?

4 MR. BUGLIOSI: A misstatement, your Honor, she said
5 she stole the money and it was Mr. Melton's money.

6 I object on that ground.

7 MR. FITZGERALD: Excuse me.

8 BY MR. FITZGERALD:

9 Q The money you stole from Mr. Melton, it was
10 hidden, wasn't it?

11 A Well, it was in a clothing bag.

12 Q Inside the trailer?

13 A Truck.

14 Q Inside the truck?

15 A Yes.

16 Q And where was the clothing bag?

17 A In a trunk.

18 Q Inside a trunk?

19 A Yes.

20 Q So you actually had to open the trunk, is that
21 right?

22 A Yes.

23 Q And you had to go into the clothing bag, right?

24 A Yes.

25 Q And was the money inside some sort of container?

26 A Yes, it was in a velvet tobacco pouch container,

7a-5

metal container.

Q Did Charles Manson tell you where that money was hidden?

A No.

Q Did Tex Watson tell you where that money was hidden?

A No.

Q Did Gypsy tell you where that money was hidden?

A No.

Q Did any of these female defendants tell you where that money was hidden?

A No.

Q Only you knew where that money was hidden, isn't that correct?

A And the people that owned it, I mean that the money belonged to.

Q Was the money in cash?

A Yes.

Q \$5,000?

A Yes.

Q You testified yesterday afternoon that you did not form any intent to steal that money until July the 5th?

A That's right.

Q Is that correct?

A No, it was the night of July 4th.

7a-6

1 MR. FITZGERALD: Counsel, referring to Volume 58,
2 yesterday afternoon's transcript, page 7839, referring
3 to page 7839, line 8, et seq.:

4 "Q BY MR. BUGLIOSI: In addition to the
5 hugging and kissing that took place at the orgy,
6 did any other type of sexual activity take place?

7 "A Yes."

8 Q Were you asked that question and did you give
9 that answer, Mrs. Kasabian?

10 A Yes.

11 Q Dropping down to the bottom of the page,
12 Counsel, line 25 -- line 24, excuse me:

13 "Q You had sexual intercourse with Tex
14 and Clem?

15 "A No intercourse with Tex, with Clem
16 I did, yes.

17 "Q But you did have some type of sexual
18 activity with Clem also?

19 "A Yes."

20 Were you asked those questions and did you
21 give those answers?

22 A Yes, but I think they are jumbled around.

23 Q Would you like to explain that?

24 A Yes.

25 Q Please do.

26 A There was hugging and kissing between Tex and

7a-7

1 I, but there was intercourse between Clem and I.

2 Q And what sort of sexual activity did you engage
3 in with Snake?

4 A Hugging and kissing.

5 Q And I take it you just hugged and kissed Leslie
6 also?

7 A Yes.

8 Q There was no other form of sexual activity that
9 took place between you and any other participant, is that
10 correct?

11 A Yes.

12 Q With the exception of sexual intercourse with
13 them?

14 A Right.

15 Q There was no form of oral sexual activity, is
16 that correct?

17 (No response.)

18 BY MR. FITZGERALD:

19 Q You did not orally copulate the penis of any
20 male person present, is that correct?

21 MR. BUGLIOSI: I object on the grounds of undue
22 harassment and embarrassment, your Honor. There is a
23 section of the Evidence Code to that effect.

24 THE COURT: Overruled, you may answer.

25 THE WITNESS: What was your question?

26 THE COURT: Read the question.

7a-8

1 (Whereupon the reporter reads the question
2 as follows:

3 "Q You did not orally copulate the penis
4 of any male person present, is that correct?"

5 THE WITNESS: What does that mean?

6 BY MR. FITZGERALD:

7 Q Mrs. Kasabian, are you familiar with oral
8 genital relations?

9 MR. BUGLIOSI: Your Honor, I object on the grounds
10 it is irrelevant; it has no bearing on the issues of this
11 case whatever, your Honor.

12 MR. FITZGERALD: I agree, I agree, and we raised
13 this objection when it was originally brought out by the
14 prosecution.

15 MR. BUGLIOSI: The orgy had a lot of relevance in
16 this case because Manson was part of the orgy.

17 THE COURT: The objection is sustained.

18 BY MR. FITZGERALD:

19 Q Now, you said that when you would attend
20 supper at the Spahn Ranch Manson would do most of the
21 talking, is that right?

22 A Yes.

23 Q Was Manson at every supper you attended at the
24 Spahn Ranch?

25 A Mostly every supper, yes.

26 Q Isn't it true that there was very little

7a-9

1 talking of any kind and that there was mostly singing at
2 suppers?

3 A There was more singing than talking, but there
4 was talking also.

5 Q And Manson did most of the singing, is that
6 correct?

7 A Lead, like we were like the background.

8 Q He played the guitar?

9 A Yes.

10 Q And he would sing?

11 A Yes.

12 Q And he was the lead guitar and the lead singer?

13 A Yes.

14 Q You were in love with Manson at the time?

15 A I was in love with everybody.

16 Q But you were particularly in love with him,
17 isn't that correct?

18 A I worshipped him.

19 Q Well, isn't that a form of love?

20 A Yes.

21 Q So it's possible then because of your emotional
22 involvement with him that you thought he did most of the
23 talking and most of the singing when in fact he did not,
24 isn't that correct?

25 A No.

26 Q Did you seriously believe that Charles Manson

7a-10

1 was Jesus Christ?

2 MR. BUGLIOSI: Asked and answered ad nauseam, your
3 Honor, repetitious.

4 It has been gone into at great depth by the
5 defense. They are just recreating new issues, your Honor.

6 She already testified about 25 times that she
7 thought Charles Manson was Jesus Christ.

8 THE COURT: Objection sustained.

9 MR. FITZGERALD: I believe the prosecution went into
10 this yesterday afternoon on their redirect examination,
11 your Honor.

12 MR. BUGLIOSI: To clarify an issue on cross, your
13 Honor.

14 MR. FITZGERALD: All right.

7b fls.

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1 Q Were you mentally ill during the month of
2 July and August, 1969?

3 A I don't know what to be mentally ill is.

4 Q Do you know what insanity is?

5 A I don't know, I don't know if I have ever been
6 insane so I cannot say.

7 Q Do you know what it is to be crazy?

8 A The same thing as being insane.

9 Q Were you crazy during the month of July and
10 August, 1969?

11 MR. BUGLIOSI: Ambiguous, your Honor.

12 THE COURT: Sustained.

13 BY MR. FITZGERALD:

14 Q Now, you testified that your husband Robert
15 Kasabian is the father of your child, is that correct?

16 A Yes.

17 Q And your child was born the 9th of March?

18 A Yes.

19 Q So when, according to your calculations, would
20 your child have to have been conceived?

21 A I believe it was June 27th or 28th.

22 Q And you have no verification of the father of
23 your child being your husband Robert Kasabian other than
24 your feeling, is that correct?

25 A Well, I saw my husband in the child's face when
26 he was born, and that gave me justification also.

1 Q You looked at the child and saw the reflection
2 of your husband Robert Kasabian?

3 A Yes.

4 Q You did not have any scientific test performed
5 on the child to determine its parentage, did you?

6 A No.

7 Q You left your husband in April of 1969, is
8 that correct?

9 A Right.

10 Q And you returned to him for a brief reconcilia-
11 tion on approximately June 27th, is that correct?

12 MR. BUGLIOSI: I object, beyond the scope of
13 redirect examination.

14 MR. FITZGERALD: Simply foundational.

15 THE COURT: Sustained.

16 BY MR. FITZGERALD:

17 Q Did you have intercourse with anybody during
18 the month of June besides Robert Kasabian?

19 A No.

20 Q The first week in July you had intercourse
21 with several men, isn't that correct?

22 MR. BUGLIOSI: I object, your Honor, asked and
23 answered.

24 THE COURT: Sustained.

25 BY MR. FITZGERALD:

26 Q Clem could be the father of your child, could he

not?

1 A No, Clem was near the end of the month.

2 Q Charles Manson could be the father of your
3 child, isn't that correct?

4 A He could be, sure.

5 Q Tex could be the father of your child, right?

6 A Yes.

7 Q Bruce could be the father of your child, right?

8 A Yes.

9 Q Chuck could be the father of your child, right?

10 A Yes.

11 Q Now, when we talk about Tex, there were two
12 Tex's at the Spahn Ranch, weren't there?

13 A Not that I know of.

14 Q Do you know someone by the name of Charles
15 Grant Pierce?

16 A No.

17 Q Lived in Richardson, Texas?

18 A No.

19 Q Now, it is your state of mind, or was your
20 state of mind that on the first night you were afraid to
21 call the police because of Tanya, is that right?

22 A Yes.

23 Q And Tanya was the most important consideration
24 in your mind?

25 A At that moment, yes.
26

1 Q Why then when your daughter was safely out
2 of the Spahn Ranch didn't you contact the police?

3 A I was just even more afraid then. I did not
4 know how to go to the police, I was afraid of the police.

5 Q You actually had a police officer on the
6 telephone, the police officer was a Los Angeles Sheriff's
7 Deputy from the Malibu Sheriff's Station, did you not?

8 A That's right.

9 Q He informed you that your child was in the
10 custody of the State of California, did he not?

11 A Yes.

12 Q You knew at that time then that Tanya was safe,
13 isn't that correct?

14 A Yes.

15 Q Why didn't you tell that police officer what had
16 occurred?

17 A I just had a thing in my head about cops and I
18 did not know how to go to them.

19 Q You thought they were pigs?

20 A Yes.

21 Q But if you had a police officer on the telephone
22 there wouldn't be any problem going to them, would there?

23 A It just seemed impossible at the time. I did
24 not know where the (other) people were and I was afraid.

25 Q Afraid for yourself or afraid for Tanya?

26 A Afraid for myself and Tanya.

1 Q You had numerous opportunities after you left
2 the Spahn Ranch and your child was safely with you to
3 inform the police, did you not, Mrs. Kasabian?

4 A Yes, I did.

5 Q Yet at each and every opportunity you failed
6 to do so, isn't that correct?

7 A Yes.

8 Q And the reason you failed to do so is because
9 you did not have anything to tell the police, isn't that
10 true?

11 A That is not true.

12 Q As a matter of fact you left the State of
13 California on August 6th, 1969, isn't that correct?

14 A I don't know what the date was when I left.

15 Q Didn't you tell Armand P. Kroger, a social
16 worker for the Department of Social Services, North
17 Dependency Unit, Pasadena, that you left the State of
18 California on August 6th or 7th, 1969, to go to Arizona?

19 MR. BUGLIOSI: Beyond the scope of the redirect
20 examination and also repetitious, your Honor.

21 THE COURT: Overruled.

22 THE WITNESS: I don't know what date I gave him. If
23 that was the date, that is what I gave him.

24 It was just the date off the top of my head.
25 But I was there.
26

1 BY MR. FITZGERALD:

2 Q You lied in order to get your child back,
3 didn't you?

4 MR. STOVITZ: That is assuming a fact not in evidence,
5 your Honor, and it is argumentative.

6 MR. BUGLIOSI: It is also repetitious.

7 THE COURT: Sustained.

8 BY MR. FITZGERALD:

9 Q You have told lies in your life, haven't you,
10 Mrs. Kasabian?

11 MR. BUGLIOSI: Irrelevant, your Honor, irrelevant
12 unless we are going to examine the character of every
13 witness that takes the stand, your Honor.

14 THE COURT: Sustained.

15 BY MR. FITZGERALD:

16 Q You told lies to the authorities in California
17 in order to secure your child, did you not?

18 A Yes, I did.

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7c fls.

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1 Q And you would lie any day of the week to save
2 your child, wouldn't you?

3 A I don't know, I can't say.

4 MR. BUGLIOSI: Argumentative, too broad.

5 THE COURT: Sustained.

6 Q BY MR. FITZGERALD: You would in certain
7 situations lie for your child, wouldn't you?

8 A I have in the past.

9 Q And you would lie to save yourself, wouldn't
10 you?

11 A No, I think that I think more of my children
12 than of myself.

13 THE COURT: What was the answer? Read the answer.

14 (Whereupon, the reporter reads the answer as
15 follows:

16 "A No, I think that I think more of
17 my children than of myself.")

18 Q BY MR. FITZGERALD: Now, you used the term
19 "pigs" in relation to police officers, is that right?

20 A Yes.

21 Q What does that mean?

22 MR. BUGLIOSI: Beyond the scope of redirect examination,
23 your Honor.

24 It is opening up a new field that has been gone
25 into several weeks ago.

26 MR. FITZGERALD: Volume 58, Page 7879, the witness was

asked, "What were you afraid of?"

"A I thought that policemen were pigs."

THE COURT: That is my recollection. Overruled, you may answer.

THE WITNESS: Just bad guys.

Q BY MR. FITZGERALD: Now, you say that Mr. Manson has made some attempt to communicate with you in this courtroom, is that right?

A Yes.

Q Have you made any attempt to communicate with him?

A Yeah.

Q And you have also made an attempt to communicate with these three female defendants, haven't you?

A I have said a few things, yeah.

Q One of the things you said was:

"Why don't you save yourselves like I'm doing?" Didn't you?

A No.

Q You never said anything like that?

A Not that I recall, no.

Q Did you also make a statement from the witness stand to these girls to the effect that:

"I'm sorry I have to do it"?

A Possibly, I don't know.

7C3

1 MR. FITZGERALD: I have nothing further.

2 THE COURT: Mr. Shinn?

3 MR. SHINN: Yes, your Honor.

4
5 CROSS-EXAMINATION

6 BY MR. SHINN:

7 Q Mrs. Kasabian, getting back to the \$5,000,,
8 when was the first time you saw this \$5,000?

9 A When I first came back from the East.

10 Q When --

11 A When I first came back from the East.

12 Q And you saw this \$5,000 the first day you came
13 back from the East?

14 A It was more than \$5,000.

15 Q Well, how much was it, how much was the full
16 amount that you stole?

17 A I don't know.

18 Q Was it more than \$5,000?

19 A That I what?

20 Q Was it more than \$5,000?

21 A When I first saw it, when I came back from the
22 East?

23 Q Yes, the money you stole.

24 MR. BUGLIOSI: Object --

25 THE COURT: Sustained.

26 MR. SHINN: Your Honor, I believe Mr. Bugliosi

C4 brought up the fact about this money, Your Honor.

1
2 Now she says it's more than \$5,000.

3 THE COURT: I cannot hear you, Mr. Shinn.

4 MR. SHINN: I believe it is relevant to the question
5 brought up by Mr. Bugliosi on redirect examination, or
6 direct examination, I don't know, he went into direct and
7 redirect this morning, so I believe it goes to the issue,
8 Your Honor, why she took the \$5,000, if she says there is
9 more than \$5,000 --

10 MR. BUGLIOSI: Your Honor, the Grand Theft issue was
11 brought up by the defense.

12 Now they want to go into it again.

13 THE COURT: The objection is sustained.
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1 MR. SHINN: Q You say you saw this money the first
2 day that you came back from the East?

3 A Yes.

4 Q And this was in a trailer or a truck?

5 A A truck.

6 Q Did someone show it to you or did you just
7 happen to see it?

8 MR. BUGLIOSI: Irrelevant.

9 THE COURT: Read the last two questions.

10 (The record was read by the reporter.)

11 THE COURT: Sustained.

12 MR. SHINN: Q When you first saw this money, was it
13 wrapped up, or was it out in the open?

14 A It was in a small container, a velvet tobacco
15 container.

16 Q Did you find it or did someone show it to you?

17 A They showed it to me and told me about it.

18 Q At that time was it your state of mind that you
19 wished you had this five thousand dollars?

20 A No. I didn't care about it.

21 Q When was the next time that you saw this
22 \$5,000?

23 A Well, the first time that I saw the money it
24 was more than \$5,000. The day I went to take it, it was
25 five thousand dollars.

26 Q After you first saw this money, you stated

8-2
1 that your state of mind was that you did not want this
2 \$5,000; is that correct?

3 A Right.

4 Q And I believe then you left the ranch -- I
5 mean, then you left this truck?

6 A I don't understand your question.

7 Q Did you leave the truck the next day or the
8 same day?

9 A That I saw the money?

10 Q Yes.

11 A No. I saw the money when I first got there.

12 Q And was that the only time that you saw the
13 money before you left for the ranch?

14 A No.

15 Q You saw it again?

16 A Yes.

17 Q When was the second time that you saw the money?

18 A I don't know. The money was always just there.

19 You know, we were going out buying things,
20 going into town to get passports and, you know, the money
21 was, you know, always there.

22 Q Did the owner of the money at any time tell you
23 you could have this money?

24 MR. BUGLIOSI: Your Honor, this is irrelevant.

25 THE COURT: Sustained.

26 MR. SHINN: Q When did you decide to take this money

1 as your own?

2 A When did I decide to take it?

3 Q Yes.

4 A The night of July the 4th.

5 Q Is that while you were still living there?

6 A No.

7 Q And I believe you testified that you went
8 back the next day to take this money; is that correct?

9 A That's right, yes.

10 Q And I believe you stated that you were with
11 Gypsy and Mary?

12 A Right.

13 Q Did you tell Gypsy and Mary that you were going
14 to take this money?

15 A Yes.

16 Q You wanted them to come out there with you; is
17 that correct?

18 A I don't know what the agreement was, but they
19 came with me.

20 Q Well, in other words, you wanted them to help
21 you take this money; is that correct?

22 A I just said I don't know what the agreement
23 was.

24 I don't know if I wanted them to help me.

25 They drove the car.

26 Q They drove you there?

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A Yes.

Q And did you not tell Mary or Gypsy to look out and see whether anyone was coming at the truck?

A No.

Q Did they go inside the truck with you?

A No.

As a matter of fact, they were about -- quite a distance away on the beach.

Q And no one was near the truck, either Mary or Gypsy, at the time that you took this money?

A That's right.

Q And after you took this money, did you tell Gypsy and Mary anything about this money?

A Yes.

Q Did you later tell the owner of this money that you took this money?

MR. BUGLIOSI: Irrelevant, your Honor.

THE COURT: Sustained.

8A

8a-1

1 BY MR. SHINN:

2 Q Did you go back to the truck after you took
3 this money?

4 MR. BUGLIOSI: Irrelevant. Beyond the scope of
5 redirect.

6 THE COURT: Sustained.

7 BY MR. SHINN:

8 Q Now, you testified that you saw Mr. Manson make
9 some motions in court; is that correct?

10 A Yes.

11 Q Now, do you recall what day this was?

12 A Excuse me?

13 Q What day? About what date was it?

14 A It was right around the first time that I
15 testified.

16 Q Where were you when he made the motions?

17 A Sitting over there. (Indicating.)

18 MR. STOVITZ: May the record indicate that the
19 witness pointed to this area of the courtroom, commonly
20 known as the witness chair -- or the chair inside the
21 rail.

22 THE COURT: Very well.

23 BY MR. SHINN:

24 Q Were you sitting or standing when you looked
25 at Mr. Manson?

26 A I was sitting.

8a-2

1 Q Was anyone in front of you?

2 A Well, from sitting over there, they are all in
3 front of me.

4 Q Well, then, was Mr. Manson standing or was he
5 sitting?

6 A He was sitting.

7 Q You were sitting and Mr. Manson was sitting;
8 is that correct?

9 A Yes.

10 Q And there were people in between you and Mr.
11 Manson; is that correct?

12 A Yes.

13 Q And the only glimpse you got of Mr. Manson
14 was if and when you moved or Mr. Manson moved?

15 A No.

16 MR. BUGLIOSI: Assuming a fact not in evidence.

17 Mr. Shinn said "A glimpse." She didn't testify
18 it was a glimpse.

19 THE COURT: Sustained.

20 BY MR. SHINN:

21 Q Did you, at all times, have a clear view of
22 Mr. Manson when you were sitting in court on that day?

23 A No, not all the time.

24 Q In other words, people were walking back and
25 forth?

26 A Yes.

1 Q Sometimes they blocked your view; is that
2 correct?

3 A Right.

4 Q Now, did you see Mr. Manson make these motions
5 before that date at the ranch, or some place else?

6 A No.

7 Q In other words, this was the first time that
8 you saw Mr. Manson make these motions?

9 Is that your testimony?

10 A Yes.

11 Q You never saw him touch his beard before?

12 A Oh, yes, sure.

13 Q You did see him touch his beard before?

14 A Uh-huh, yes.

15 Q When was the last time that you saw him touch
16 his beard before coming to court?

17 A I don't know.

18 Q Was it at the ranch?

19 A He just has a thing. He always plays with
20 his beard.

21 Q In other words, you did observe Mr. Manson
22 playing with his beard all the time before he came to
23 court; is that correct?

24 A I don't understand what you are saying.

25 Q Well, you saw him touch his beard before,
26 you said?

1 A Yes.

2 Q You also stated that he always played with
3 his beard?

4 A Yes.

5 Q Will you demonstrate how he plays with his
6 beard?

7 A Excuse me?

8 Q Will you demonstrate to us how he plays with
9 his beard?

10 MR. STOVITZ: Then or now, Counsel?

11 MR. SHINN: Then.

12 THE WITNESS: Just like he is doing now.

13 MR. SHINN: In other words, Mr. Manson is just
14 stroking his beard; is that correct?

15 A Yes.

8b fls.

8B-1
1 MR. KANAREK: Your Honor, may Mr. Manson stand up
2 and play with his beard?

3 I say that in all seriousness. Just so there
4 is no question about it. If Mr. Manson can move his hands
5 about his beard, and this witness can say that that is the
6 same motion, then we will have it in tune and in harmony
7 at the same time, your Honor.

8 THE COURT: Let's proceed, gentlemen.

9 MR. KANAREK: May he do that?

10 THE COURT: No, he may not.

11 MR. SHINN: Q Now, looking at Mr. Manson playing
12 with his beard at the present time, would you say that the
13 movements were similar to the ones that you testified to
14 this morning?

15 A Yes.

16 Q And you saw him play with his beard like that
17 many times before coming to court; is that correct?

18 A I never saw those exact motions, no.

19 Q Well, similar motions?

20 A Yes.

21 Q The fact that he brings his finger across his
22 -- under his chin, Mrs. Kasabian, doesn't mean anything
23 to you, does it?

24 A It did at the time, but now it doesn't.

25 Q Well, what do you mean that it did at that
26 time but now it doesn't?

8B2

1 A Well, it was right around the first time I
2 was testifying, and I got the impression he was telling me
3 to keep my mouth shut.

4 Q Oh, you got that impression?

5 A Sure.

6 Q He didn't tell you verbally or write you any
7 notes to tell you to keep your mouth shut; is that true?

8 A No.

9 Q You could have been mistaken then?

10 A Sure. It was a conclusion on my part.

11 Q And you could have been mistaken, that he was
12 just playing with his beard and he had no intention to
13 communicate with you; is that correct?

14 A I don't know what his intention was.

15 Q Well, did he look at you?

16 A Yes.

17 Q How long did he look at you?

18 A I don't know. I didn't count the minutes, the
19 seconds.

20 Q Was it one second? Two seconds?

21 A I don't know.

22 Q Did you look at him?

23 A Yes.

24 Q Did you make any motion towards Mr. Manson?

25 A Not that I recall, no.

26 Q Did you smile at him?

1 A I just stared at him.

2 Q Then it is only your belief or your imagination
3 or your speculation that Mr. Manson was making a specific
4 type of motion towards you; is that correct?

5 A Yes.

6 Q It is only a guess on your part?

7 A Yes.

8 Q Did you try to communicate with Mr. Manson at
9 other times during the court session?

10 A Yes.

11 Q When was that?

12 A I don't know when. I haven't been counting
13 the days as they go by.

14 Q In other words, you were trying to get
15 Mr. Manson's attention, is that correct, many times?

16 A Somehow we just always managed to fix each
17 other's eyes on one another.

18 Q My question was, Mrs. Kasabian, that you tried
19 to contact Mr. Manson at various times yourself; is that
20 correct?

21 A No.

22 Q You never did?

23 A No.

24 Q Did you ever look at Mr. Manson?

25 A Yes.

26 Q Were you trying to get his eye when you looked

at Mr. Manson?

A Not all the time, no.

Q Well, sometimes?

A Maybe.

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1 Q In other words, you were trying to communicate
2 with Mr. Manson, is that correct, in some form or in some
3 manner?

4 A I was just more or less checking him out to
5 see where he is at.

6 Q What do you mean "checking him out to see where
7 he is at"?

8 A Just sitting there now, just to see where he
9 is at, you know.

10 Q You said you wanted to check him out. What
11 do you mean, you wanted to check him out?

12 MR. BUGLIOSI: Asked and answered, your Honor.

13 MR. SHINN: Not at all, your Honor.

14 THE COURT: Overruled.

15 You may answer.

16 THE WITNESS: That is all I can say. I was just
17 looking to see where he is at.

18 BY MR. SHINN:

19 Q What do you mean "where he is at"?

20 A Where his head is at.

21 Q What does that mean to you?

22 A His thoughts, what he does, whatever.

23 Q Did you ever try to speak to him with the
24 movements of your mouth, without any actual voice sounds?

25 A Yes.

26 Q When was this?

1 A When he spoke to me.

2 Q When did he speak to you?

3 A He spoke to me a number of times.

4 Q Do you remember the first time that he spoke
5 to you?

6 MR. STOVITZ: Are you talking about in the courtroom,
7 Counsel?

8 MR. SHINN: Yes. In the courtroom.

9 THE WITNESS: I am not sure if it was the first time,
10 but about that father trip I was just testifying about.

11 BY MR. SHINN:

12 Q Did he actually talk to you or try to communi-
13 cate with you?

14 A Yes.

15 Q And did you get the message?

16 A Yes.

17 Q Do you recall the message?

18 A Well, I remember he pointed to himself and
19 said "One," and he said, "I am your father."

20 Q Now, you said he said "One."

21 Did you hear him say "One"?

22 A No, he didn't say "One," he just went like
23 this. (Indicating.)

24 MR. STOVITZ: May the record show that she has her
25 left index finger up.

26 THE COURT: Very well.

BY MR. SHINN:

1 Q Was this a type of signal that was used before
2 between you and Mr. Manson, before coming to court?

3 A No.

4 Q Then you don't know whether or not that one
5 finger means one thing? You are just guessing; is that
6 correct?

7 A I just felt that it was obvious, that is what
8 he was saying.

9 Q You mean you felt?

10 MR. BUGLIOSI: Argumentative.

11 THE WITNESS: What do you think when you put up one
12 finger (indicating). It means one. That is, as far as
13 I am concerned.

14 BY MR. SHINN:

15 Q Did you respond to his conduct?

16 A I think I just looked at him. I didn't say
17 anything.

18 Q Did you smile?

19 A No. I think I just stared at him.

20 Q And when was the second time that he communicated
21 with you or tried to communicate with you?

22 A Another time when, I believe, June Emmer was in
23 the courtroom. We fixed each other's attention on one
24 another. He went back and said, "Uh-uh," and he pointed
25 to Mr. Kanarek saying "That is his trip, not mine."
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1 Then he said, "Your father."

2 And I said, "Uh-uh, he is not my father."

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MR. SHINN: Q Now, did he actually say the words, "that is his trip, not mine"?

A No, no.

That was a silent message, pointing to his attorney and going like this, "Phew."

Q Then you just imagined those were the words, then?

A Yes.

Q It could have meant something else; is that correct?

A I don't think so, no.

Q In other words, you have such powers to determine what Mr. Manson is saying just by gestures?

MR. BUGLIOSI: Argumentative, your Honor.

MR. SHINN: Just asking, your Honor.

THE COURT: Sustained.

MR. SHINN: Do you have powers?

MR. BUGLIOSI: Ambiguous, your Honor.

MR. SHINN: I didn't finish my question.

MR. BUGLIOSI: I apologize.

Withdraw the objection.

MR. SHINN: Q Do you have powers, Mrs. Kasabian, to look at a person, and by looking at his gestures to determine what he is trying to say?

MR. STOVITZ: That is ambiguous, your Honor. Sometimes it can be done and sometimes it can't be. It

8D2
1 depends upon the gestures.

2 THE COURT: Overruled.

3 THE WITNESS: He just answered my question.
4 I mean your question.

5 MR. SHINN: Your Honor, may the answer be stricken?

6 MR. FITZGERALD: Let's swear Mr. Stovitz.

7 MR. STOVITZ: Gladly, Counsel.

8 THE COURT: The answer will be stricken.

9 Read the last question.

10 Listen to the question and then answer it.

11 (The question was read by the reporter.)

12 THE WITNESS: Sometimes.

13 If you want to call that power.

14 MR. SHINN: Q Well, you say sometimes. What do you
15 mean by sometimes?

16 A Sometimes I am not able to pick up on what
17 they are trying to say, or what anybody is trying to say,
18 through their hands or motions, you know.

19 Q You get these things called vibes or
20 vibrations?

21 A Yes.

22 Q How long has this been going on?

23 MR. BUGLIOSI: Ambiguous, Your Honor.

24 THE COURT: Sustained.

25 MR. SHINN: Q How long did you possess these
26 powers? Since you were born, or since the last four years,

or since you were taking drugs, or what?

MR. BUGLIOSI: Ambiguous. Also assumes a fact not in evidence.

THE COURT: Sustained.

MR. SHINN: Q When did you know about these powers that you possess?

MR. BUGLIOSI: Same objection.

THE COURT: Sustained.

MR. SHINN: Q When was the next time that Mr. Manson tried to communicate with you?

A Another time was when I was saying that I had sexual intercourse with him four times. I was sitting over there, and he was going "uh-uh," and I was going "uh-huh, uh-huh."

And he said, "One time." And I said, "No, Charlie, four times."

Q Did you hear him say the word "time"?

A I didn't hear it.

I didn't hear him say "time," no.

He just said "one time," and then he said, "the waterfall."

8e-1

1 Q Did you read his lips saying "Time"?

2 A Yes.

3 Q In other words, you could read lips?

4 A Yes.

5 Q When did you acquire that ability?

6 MR. STOVITZ: I object to this as immaterial.

7 THE COURT: Sustained.

8 BY MR. SHINN:

9 Q At any time during this trial, did you try
10 to communicate with the defendants Susan Atkins, Patricia
11 Krenwinkel and Leslie Van Houten?

12 A Sometimes when they would walk by, they would
13 say a little thing or something, and maybe I would say
14 something back.

15 Q My question was: Did you try to communicate
16 with them at any time, either by words or by motions or
17 vibrations?

18 A By vibrations, yes.

19 Q You did?

20 A Yes.

21 Q When was this?

22 A I do it all the time.

23 Q In other words, you tried to communicate with
24 these female defendants all the time?

25 A Not all the time but sometimes.

26 Q When was the first time?

8e-2

1 MR. BUGLIOSI: Ambiguous, your Honor.

2 MR. SHINN: The first time during this trial, your
3 Honor.

4 MR. BUGLIOSI: Withdraw the objection.

5 THE COURT: What is that?

6 MR. BUGLIOSI: I have withdrawn the objection, your
7 Honor.

8 THE WITNESS: Are you waiting for an answer?

9 MR. SHINN: Yes.

10 THE WITNESS: What was your question?

11 When was the first time?

12 MR. SHINN: Q Yes.

13 That you tried to communicate with these lady
14 defendants?

15 A I don't know when the first time was.

16 It could be when I first saw them, or just
17 any time throughout the trial. I don't know.

18 Q In other words, you were trying to communicate
19 with them?

20 A I was just putting out thought vibrations.

21 Q What kind of vibrations were you putting out?

22 A Thought vibrations.

23 Q What kind of thought vibrations?

24 MR. STOVITZ: ⁴⁴The substance of it?
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25 MR. SHINN: The substance of it.

26 MR. STOVITZ: I object to that as calling for hearsay,

1 your Honor.

2 MR. SHINN: It goes to her state of mind, your
3 Honor.

4 THE COURT: I don't understand the question, Mr.
5 Shinn.

6 MR. SHINN: Well, she said that --

7 THE COURT: Reframe the question.

8 MR. SHINN: Very well.

9 BY MR. SHINN:

10 Q What type of vibrations were you trying to put
11 out to the defendants?

12 A Mostly for them to, you know, tear away their
13 face and step into the light.

14 Q Tear away their faces?

15 A Yes. The little game faces that they wear
16 on their faces while they are in court.

17 Q What is a game face?

18 A People put on faces, and they are putting on
19 faces.

20 Q You mean a mask?

21 A An invisible mask, yes.

22 Q All people?

23 A Yes, sometimes, usually.

24 Q Do you have a mask on now?

25 A No, not right now.

26 Q When did you take it off?

1 A What?

2 Q When did you take it off?

3 MR. BUGLIOSI: That assumes a fact not in evidence,
4 your Honor.

5 THE COURT: Sustained.

6 BY MR. SHINN:

7 Q When was the second time you tried to communi-
8 cate with the lady defendants?

9 A I don't know. I don't know the times. I
10 didn't count the times. I don't know when the times were.

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Q Was it many times?

A When I tried to communicate to them?

Q Yes.

A Mostly just through thought vibrations.

Q Did you have any vocal communications with the lady defendants at any time during the court session?

MR. STOVITZ: Whether she initiated them or the defendants initiated them?

MR. SHINN: Initiated by either party.

THE WITNESS: Sometimes they were walking by and they would say a few words like "God is your judge," and, "I let go of everything."

Things like this.

Q Did you respond?

A Sometimes I just looked at them, and maybe I would laugh, or whatever.

Q Were there any other types of communications between the defendants and yourself at any time during this court session?

A Just looking at each other and laughing, or whatever; or just staring.

Q Were there any notes passed?

A Notes?

Q By you or the defendants, yes.

A I received a note from Charlie.

Q From the girls? Anything from the girls?

8f2

1 A No.

2 Q When you saw these communications by motions,
3 did you tell anyone about them?

4 A Yes.

5 Q Who did you tell?

6 A My attorney. Just small talk. Whatever.

7 Q Small talk, did you say?

8 A Yes.

9 Q Did you call it to the attention of
10 Mr. Bugliosi or Mr. Stovitz?

11 A Yes.

12 Q When was this?

13 A They asked me the same questions you are asking
14 me now, if there was any communication.

15 Q Did they ask you every day, or did they ask you
16 once a week, or what?

17 A No. I don't know when he asked me or --
18 or he just asked me once maybe. I don't know.

19 Q You don't recall how many times they asked you
20 or you told them?

21 A I think I only told them once.

22 Q And which one was that? Which motion did you
23 tell Mr. Stovitz and Mr. Bugliosi? Which one was that?

24 A Everything that I am telling you.

25 Q My question was directed at the motion or
26 communication.

1 Did you tell Mr. Stovitz or Mr. Bugliosi?

2 A I didn't understand your question.

3 Q You indicated that you told Mr. Bugliosi and
4 Mr. Stovitz about this communication with the defendants
5 in court; is that correct?

6 A Yes.

7 Q My question was: Which of these motions or
8 communications did you tell Mr. Stovitz and Mr. Bugliosi
9 about?

10 MR. STOVITZ: That is ambiguous, your Honor.

11 MR. SHINN: Not at all.

12 THE COURT: Do you understand the question?

13 THE WITNESS: Yes.

14 THE COURT: Overruled.

15 THE WITNESS: The motions between Charlie and I,
16 and his playing with his beard, and things like that, and
17 everything I have just been telling you.

18 MR. SHINN: I have nothing further, your Honor.

19 THE COURT: Mr. Kanarek?

20 MR. SHINN: Pardon me, your Honor. I have one more
21 question.

22 Q Mrs. Kasabian, what would you think would happen
23 to your testimony if Mr. Manson could have asked these
24 questions?

25 MR. BUGLIOSI: Your Honor, that is preposterous.
26 I object on the ground --

1 MR. STOVITZ: Calling for speculation.

2 MR. BUGLIOSI: Conclusionary.

3 MR. SHINN: I have nothing further.

4 THE COURT: Sustained.

5 MR. SHINN: Nothing further.

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1 THE COURT: Mr. Kanarek?

2 MR. KANAREK: Yes. Thank you, your Honor.

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4 RECROSS-EXAMINATION

5 BY MR. KANAREK:

6 Q Mrs. Kasabian, do you understand what the word
7 "goofy" means?

8 A What?

9 Q Goofy?

10 A Goofy?

11 Q Yes.

12 A Crazy.

13 Q What is your understanding of the word goofy?

14 MR. BUGLIOSI: Asked and answered.

15 THE WITNESS: A funny crazy thing.

16 BY MR. KANAREK:

17 Q Have you ever told anyone that you thought you
18 were goofy?

19 A No.

20 Q You never have said that?

21 A No, I don't believe I use that word.

22 Q You don't believe?

23 A I know that I don't use that word.

24 Q But have you ever used the word "goofy" in
25 connection with yourself?

26 A No, sir.

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Q That is for sure?

A Yes.

Q Now, these vibrations that you have told us about, Mrs. Kasabian. Have you used these vibrations before you came into this courtroom?

A Concerning what?

Q Concerning anything.

A Sure.

Q Like in 1969, were you communicating by vibrations?

A Yes.

Q With people?

A Uh-huh, yes.

Q And would you tell us, how do you set this process going, this process of communicating with vibrations?

A You just be still, you sit and you be still, and you concentrate all your energy on a particular object, a person, and your thoughts go out to this person, and if they are aware, if they are tuned into you, then they pick up on what you are saying.

Q I see.

Then how do you determine in advance whether someone is tuned in or aware?

A How do you do what?

Q How do you determine in advance as to whether

someone is tuned in or are aware?

1 A Sometimes I just don't know.

2 Q Well, on what occasions do you use this
3 vibration approach?

4 A I don't understand your question.

5 Q Well, on what occasions do you sit down and
6 use these vibrations to try to accomplish something?

7 A No special occasions?

8 Q Well, what are the types of occasions that you
9 use vibrations?

10 A If I just happen to be thinking about somebody,
11 then I just sit down and put all my energy into thinking
12 about them.

13 Q Like in the year 1969. Did you use any
14 vibrations?

15 A Yes.

16 Q Would you tell us the occasions when you used
17 vibrations in 1969?

18 A I used them all the time.

19 Just maybe sitting in a room with some people
20 I know and I don't feel like opening my mouth and talking,
21 I just say something in my mind. I think about something.

22 Q Your state of mind is that by doing that you
23 then convey by this vibration what your thoughts are without
24 stating them?

25 A Not all the time, because most people don't
26

1 pick it up.

2 Q Well, can you tell us times when people have
3 picked it up?

4 A Yes.

5 Once I was thinking about my mother back East,
6 and she called me that day. So, she picked it up.

7 Do you want another instance?

8 Q Yes.

9 MR. BUGLIOSI: I would make a motion to strike
10 "she picked it up," your Honor, on the grounds that would
11 appear to be a conclusion of the witness.

12 MR. KANAREK: Your Honor, this witness is testifying
13 as to her state of mind in connection with her conduct,
14 what she is doing.

15 THE COURT: The motion is denied.

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1 Q BY MR. KANAREK: Would you give some other
2 example, Mrs. Kasabian?

3 A That day that my husband called me from
4 California, and when I was in New Hampshire, the phone rang,
5 and I just knew it was him and I hadn't heard from him in
6 two months.

7 Q And your husband told you he was going to
8 South America?

9 A Right.

10 Q Right?

11 A Yes.

12 Q And he told you that Mr. Melton had \$5,000?

13 A No, \$20,000.

14 Q He had \$20000?

15 And Mr. Melton told you that he and ---
16 pardon me, your husband told you that he and Mr. Melton
17 were going to South America?

18 A And a few other people.

19 Q Right?

20 A Yes.

21 Q But he did not want you to go to South
22 America with him, did he?

23 A When he called me?

24 Q Right.

25 A Yes, he did.

26 Q He wanted you to go to South America with him?

1 A Yes.

2 Q At some time, Mrs. Kasabian, after you came to
3 California, your husband decided he did not want you to go
4 to South America with him, is that correct?

5 A Yes.

6 Q And after he told you that he did not want you
7 to go to South America with him, your state of mind was
8 that you were going to frustrate him in going to South
9 America and at the same time gather yourself a fast \$5,000,
10 isn't that correct?

11 MR. BUGLIOSI: Compound, beyond the scope of
12 redirect examination.

13 THE COURT: Sustained.

14 Q BY MR. KANAREK: Well, Mrs. Kasabian, then did
15 you use any vibrations, Mrs. Kasabian, in communicating
16 to your husband the fact that you were taking \$5,000 at
17 the time that you took it?

18 MR. BUGLIOSI: Beyond the scope of redirect
19 examination.

20 THE COURT: Sustained.

21 Q BY MR. KANAREK: Now, Mrs. Kasabian, you have
22 told us that all of us put on faces at times.

23 A Uh-huh.

24 Q Is that correct?

25 A Yes.

26 Q Well, Mrs. Kasabian, have you put on any faces

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1 in this courtroom?

2 A Sometimes, yes.

3 Q Sometimes you have told us things that are not
4 quite true, right?

5 A That has nothing to do with putting on faces.

6 Q Would you distinguish for us, please, the
7 difference between putting on faces and the truth?
8 Would you give us that?

9 A What I meant by putting on faces was like when
10 you look at somebody and you are trying to hide yourself,
11 you know, you just make all kinds of facial expressions, you
12 know, to get away from yourself.

13 Q I see. Well, you have told us that, then,
14 while you were on the witness stand you have put on faces
15 from time to time?

16 A I did not say on the witness stand.

17 Q I see.

18 Well, in the courtroom here in your place of
19 repose here, next to your attorney, have you been putting
20 on any faces?

21 A Yes, I have a few times.

22 Q But you have not put on any faces on the witness
23 stand?

24 A No.

25 Q You have disciplined yourself so there wouldn't
26 be any faces put on by you on the witness stand?

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1 A Yes.

2 Q I see. And is there some reason that you
3 disciplined yourself in connection with putting on faces
4 on the witness stand?

5 A Because it's myself coming out and I have no
6 reason to hide it.

7 Q It's yourself -- what is yourself coming out?

8 A Myself, me.

9 Q What do you mean, you have no reason to hide
10 it? When you say -- would you explain that? I don't quite
11 understand it.

12 A I have no reason to hide myself. I am up here
13 telling you the truth and I am being completely myself.

14 Q That is the real Linda, right?

15 A Yes.

16 Q Right now, when you are on the witness stand
17 you are the real Linda?

18 A Yes.

19 MR. BUGLIOSI: Your Honor, I object to these
20 argumentative questions which imply there is another
21 Linda.

22 THE COURT: The answer is in, let's proceed.

23 Q BY MR. KANAREK: Well, Mrs. Kasabian, then are
24 you telling us that when you stole the \$5,000 from your
25 husband, for instance, that was not the real Linda?

26 MR. BUGLIOSI: I object, your Honor.

1 THE COURT: Sustained.

2 Q BY MR. KANAREK: Well, directing your
3 attention, Mrs. Kasabian, to the, let's say, the year
4 1969, during that year, Mrs. Kasabian, were you the real
5 Linda?

6 MR. STOVITZ: Ambiguous, your Honor.

7 THE COURT: Sustained.

8 Q BY MR. KANAREK: Then when you say putting on
9 faces, Mrs. Kasabian, are you referring to telling the
10 truth in any way?

11 A No.

12 Q That has nothing to do with telling the truth?

13 A No.

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Q Or telling a lie?

A What I mean -- I think you totally misunderstood me.

Q Please tell us.

A Like sometimes when people talk to you and you don't feel like laughing and you don't feel like smiling and you don't feel like responding whatsoever, but you do it anyways.

That is all, that is putting on a face.

Q All right, now, you think I am dishonest, right?

A To a certain extent, yes.

Q Well, to what extent am I dishonest?

MR. STOVITZ: Objected to.

THE COURT: Sustained.

MR. KANAREK: It goes to state of mind, your Honor.

THE COURT: Sustained.

BY MR. KANAREK:

Q Well, now, then, is your state of mind, Mrs. Kasabian, that when I am asking you questions that you are putting on faces?

MR. STOVITZ: On the witness stand?

THE WITNESS: No.

BY MR. KANAREK:

Q Well, you say you put on a face when you'd rather not have conversation, right?

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1 A What I mean is, responding like with a smile
2 or whatever.

3 Q Well, when I'm speaking with you would you
4 rather not have the conversations going on?

5 A I really enjoy speaking to you.

6 Q You enjoy it?

7 A Yes.

8 Q Then you are not putting on any faces?

9 A No.

10 Q I see.

11 Notwithstanding the fact that I am dishonest
12 you feel that you enjoy --

13 You are now telling the truth, as you sit there
14 on the witness stand, you are telling us that you have
15 enjoyed the conversation, the questioning that has gone on
16 between us?

17 MR. STOVITZ: Ambiguous, your Honor, compound.

18 MR. KANAREK: Talking about her state of mind, your
19 Honor.

20 I think the jury is entitled to have a response
21 to that as well as all of us.

22 THE COURT: Overruled, you may answer.

23 THE WITNESS: What was your question?

24 MR. KANAREK: May it be read, your Honor?

25 THE COURT: Reframe the question.

26 MR. STOVITZ: The reason for my objection, your Honor,

1 is that it is ambiguous as to what portion -- did she mean
2 she is enjoying the conversation now, some portion of her
3 seven or eight days of her cross-examination, some portions
4 were amusing to all of us, I'm sure.

5 THE COURT: Reframe the question.

6 BY MR. KANAREK:

7 Q Mrs. Kasabian, are you telling us the truth
8 when you say that ^{you} have enjoyed the questions and answers
9 and all of that ^{that} has gone on between you and me?

10 A All the questions and answers? The whole --

11 Q Do you understand the question, Mrs. Kasabian?

12 A Not completely, since he objected.

13 Q Well, do you understand the question that I am
14 asking you?

15 A Yes.

16 Q Would you please give us an answer.

17 A I have enjoyed some of the questions and answers,
18 yes.

19 Q I see, you have not enjoyed all of the questions
20 and answers.

21 A No.

22 Q So it wasn't true when you said that you have
23 enjoyed speaking with me --

24 MR. STOVITZ: Argumentative and unintelligible, your
25 Honor.
26

1 MR. BUGLIOSI: Also irrelevant, your Honor.

2 THE COURT: Sustained.

3 BY MR. KANAREK:

4 Q Now, Mrs. Kasabian, when you used the word
5 "pigs," when you thought that the police were pigs, this
6 was after, you tell us, that you thought Mr. Manson was
7 Jesus Christ.

8 A Yes.

9 Q Right?

10 A Yes.

11 Q This was like after, like maybe the middle of
12 August, all times after you left the Spahn Ranch, is that
13 right?

14 A Yeah.

15 Q Up until the time that you left the Spahn Ranch
16 you were under the influence of Mr. Manson?

17 A Say that again.

18 Q Up until the time you left the Spahn Ranch you
19 were under the influence of Mr. Manson, is that correct?

20 A Not completely, no.

21 Q What do you mean "not completely"?

22 A The second night when he told me to kill some-
23 body, I didn't do it, so I wasn't under his influence.

24 Q I see, so that is the beginning point when you
25 were not under his influence, is that right?

26 A For that instant, yes.

1 But then the next day, or the day after that,
2 excuse me, he told me to do something and I did it so I
3 was under his influence.

4 Q At that time you thought he was Jesus Christ?

5 A No.

6 THE COURT: It's 12:00 o'clock now, Mr. Kanarek.

7 MR. STOVITZ: May I ask, did the reporter get the
8 last answer?

9 THE REPORTER: Yes.

10 THE COURT: Do not converse with anyone nor form or
11 express an opinion regarding the case until it is finally
12 submitted to you.

13 The court will recess until 2:00 p.m.

14 (Whereupon the court stood in recess until
15 2:00 o'clock p.m.)
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