

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 106

HON. RAYMOND CHOATE, JUDGE

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,

vs.

CHARLES MANSON,

Defendant.

No. A-267861

REPORTERS' DAILY TRANSCRIPT

Thursday, September 16, 1971

VOLUME 45APPEARANCES:

For the People:

JOSEPH P. BUSCH, JR., District Attorney  
BY: ANTHONY MANZELLA,  
Deputy District Attorney

For Defendant Manson: IRVING A. KANAREK, Esq.

WATKINS

CHURCHILL (HERBERT)

HART (BARBARA)

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1 LOS ANGELES, CALIFORNIA, THURSDAY, SEPTEMBER 16, 1971, 9:30 A.M.

2 THE COURT: Case of People versus Manson. The record  
3 will show that the jurors and alternates are present.

4 Good morning, ladies and gentlemen.

5 (Whereupon, there were murmurs of "Good morning,  
6 your Honor," by the members of the jury.)

7 THE COURT: Good to see you all,

8 Mr. Kanarek for the People -- for the defendant.  
9 Mr. Manzella for the People.

10 Do you want to bring Mr. Manson out?

11 (Whereupon, the defendant Manson was brought out  
12 from the holding tank.)

13 (Whereupon, the following proceedings were had at  
14 the bench among Court and counsel, and the defendant Manson,  
15 outside the hearing of the jury:)

16 THE COURT: Again, I'll ask you if you think you can  
17 restrain yourself in the courtroom today. The Court will  
18 permit you to be here.

19 THE DEFENDANT: You're hiding me, I'm not hiding you.

20 THE COURT: Can you --

21 THE DEFENDANT: I wish to be my attorney.

22 THE COURT: Can you tell the Court that you will not  
23 disturb the proceedings today?

24 THE DEFENDANT: I could tell the Court that.

25 THE COURT: All right, can you?

26 THE DEFENDANT: No. I don't accept the proceedings, sir.

27 THE COURT: Well --

28 THE DEFENDANT: I don't accept the justice. I don't  
accept the laws or the procedures. I'm for changing the whole

1 thing.

2 THE COURT: On successive days when you were in the  
3 courtroom, you interrupted the Court and it was necessary to  
4 remove you. And I believe that does not do you any good in the  
5 eyes of the jury.

6 THE DEFENDANT: Which jury?

7 THE COURT: And the Court wishes to give you the oppor-  
8 tunity to be here, if you wish to be here.

9 THE DEFENDANT: There's two juries. I'm not worried  
10 about this one.

11 THE COURT: All right, the Court will permit you to  
12 be present.

13 THE DEFENDANT: All right.

14 THE COURT: If you can restrain yourself.

15 All right.

16 (Whereupon, the following proceedings were had in  
17 open court within the presence and hearing of the jury:)

18 THE DEFENDANT: I would like to dismiss this counsel.

19 THE COURT: Let's proceed.

20 THE DEFENDANT: I would like to proceed on my own behalf.

21 THE COURT: You may be seated now, Mr. Manson.

22 THE DEFENDANT: It is written in your Constitution that  
23 I have a right to prepare and defend with assistance of counsel.  
24 That I have a right of a human being to stand up in this court-  
25 room, if the courtroom does --

26 THE COURT: Mr. Manson, the Court has ruled on such  
27 motions previously, and we'll now proceed with the cross-  
28 examination -- were we in cross-examination?

1 MR. MANZELLA: I still --

2 THE DEFENDANT: For each man --

3 MR. MANZELLA: -- have a few more questions on direct  
4 examination of Sergeant Whiteley, your Honor.

5 DEFENDANT MANSON: -- you have 200 working over his back.

6 THE COURT: Will you be quiet?

7 DEFENDANT MANSON: No, I will not be quiet.

8 THE COURT: All right, you will have to be taken to the  
9 detention center.

10 DEFENDANT MANSON: This is big business, and I'm tired of  
11 carrying this. I have to die for your sins, and your ignorance.

12 (Whereupon, the defendant Manson was escorted by  
13 the bailiff to the holding tank.)

14 THE COURT: Sergeant Whiteley.  
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PAUL WHITELEY,

having previously been duly sworn, resumed the stand and testified further as follows:

## DIRECT EXAMINATION (Continued)

BY MR. MANZELLA:

Q Sergeant Whiteley, directing your attention to the four photographs which have been marked People's 90 for identification, tell us first whether you recognize what is shown in those four photographs?

A Yes, I do.

Q Directing your attention first to the photograph marked 90-A for identification, would you tell us what that photograph shows?

MR. KANAREK: Objection, your Honor. No foundation; irrelevant and immaterial.

THE COURT: Overruled. You may answer.

THE WITNESS: It's the front yard of the Barker Ranch.

Q BY MR. MANZELLA: Directing your attention to the photograph marked 90-B for identification, can you tell us what is shown in that photograph?

MR. KANAREK: Your Honor, may I have a continuing objection as to this --

THE COURT: No, you may not.

MR. KANAREK: -- on those grounds?

THE COURT: However, the objection is overruled.

THE WITNESS: That's the rear of the Barker Ranch.

Q BY MR. MANZELLA: And directing your attention

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1 to the photograph marked People's 90-C for identification,  
2 do you recognize what is shown in that photograph?

3 A Yes. This is also from the rear, looking at  
4 Barker Ranch, and the outbuildings.

5 Q All right. Directing your attention to certain  
6 initials and marks which appear thereon on this photograph,  
7 90-C for identification, did you place those markings on the  
8 photograph at a prior proceeding, or was that someone else?

9 A No, I did.

10 Q Did you place those marks on there?

11 A Yes, I did.

12 Q All right. Would you tell us what those marks  
13 indicate?

14 MR. KANAREK: No foundation, your Honor; irrelevant  
15 and immaterial; hearsay.

16 THE COURT: I'm sorry. Would you read the previous  
17 question and answer to me, please, Mr. Williams?

18 (Whereupon the record was read by the reporter  
19 as follows:

20 "Q All right. Directing your attention to  
21 certain initials and marks which appear thereon on  
22 this photograph, 90-C for identification, did you  
23 place those markings on the photograph at a prior  
24 proceeding, or was that someone else?

25 "A No, sir, I did.")

26 THE COURT: The objection is overruled.

27 THE WITNESS: The green mark here (indicating) shows  
28 where Goler Wash is coming through the pass; and then up

2-3

1 through the valley to Barker Ranch.

2 I don't know why this (indicating) was circled.

3 Q BY MR. MANZELLA: All right. Thank you. And  
4 directing your attention finally to People's 90-D for  
5 identification, do you recognize what is shown in that  
6 photograph?

7 A Yes. That's the front of Barker Ranch.

8 Q Now, Sergeant Whiteley, when you approach the  
9 Barker Ranch and the Meyers Ranch from Goler Wash, which  
10 ranch do you come to first?

11 A The Barker Ranch.

12 Q And when you leave Goler Wash, approximately how  
13 far from Goler Wash is the Barker Ranch?

14 A It's approximately six miles.

15 Q And approximately how far from -- further on is  
16 Meyers Ranch from Barker Ranch?

17 A About 300 yards.

18 Q So Barker Ranch and Meyers Ranch are about 300  
19 yards apart?

20 A That's right.

21 Q Sergeant Whiteley, you've described the route  
22 that you've taken from Ballarat through Goler Wash to the  
23 Barker and Meyers Ranches.

24 Is there another access or another way to get  
25 to Barker's and Meyers' Ranches?

26 A Yes.

27 Q And how is that?

28 A Through Mengel Pass.



1 Q And coming from Los Angeles, is there a  
2 difference in distance, going that route, to Barker's and  
3 Meyers' Ranches?

4 A Yes. It's further.

5 Q And how much further is it?

6 A Approximately 75 miles further.

7 MR. MANZELLA: All right. Thank you. I have no  
8 further questions, your Honor.

9 THE COURT: Cross-examination?

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

11  
12 CROSS-EXAMINATION

13 BY MR. KANAREK:

14 Q Officer Whiteley, on December 9th -- or 8th --  
15 1969, Bruce Davis was not in custody; is that correct?

16 A No, he was not.

17 Q And Bruce Davis --

18 A One moment. Are you -- what year are you  
19 speaking of?

20 Q 1969?

21 A No, he was not.

22 Q December the 8th or 9th, 1969; right? He was  
23 not in custody?

24 A That's correct.

25 Q Was Bruce Davis arrested on December the 11th,  
26 1970?

27 A Yes.

28 Q And he was arrested in Los Angeles on December

1 the 11th, 1970; is that right?

2 A Yes.

3 Q And he was arrested by personnel of the Los  
4 Angeles Sheriff's Department, --

5 A Yes.

6 Q -- is that correct?

7 A Yes.

3 fls.

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1 MR. KANAREK: Thank you. No further questions at this  
2 time, your Honor.

3 THE COURT: Anything further?

4 MR. MANZELLA: No, your Honor.

5 THE COURT: You may step down.

6 MR. MANZELLA: Your Honor, may we approach the bench?

7 THE COURT: Yes, you may.

8 (Whereupon, the following proceedings were had  
9 at the bench among Court and counsel, outside the hearing  
10 of the jury:)

11 MR. MANZELLA: Your Honor, I think I'll have another  
12 witness available now. Can we take a recess for about ten  
13 minutes?

14 THE COURT: It is unusual. I wanted to use the  
15 morning, if we could.

16 You don't have anything ready to go at this  
17 moment?

18 MR. MANZELLA: That's correct, your Honor.

19 THE COURT: All right, we'll take a recess, then.

20 MR. MANZELLA: For about ten minutes, thank you.

21 (Whereupon, the following proceedings were had  
22 in open court within the presence and hearing of the  
23 jury:)

24 THE COURT: We'll recess for approximately ten minutes,  
25 ladies and gentlemen. During the recess, you are obliged  
26 not to converse amongst yourselves, nor with anyone else,  
27 nor permit anyone to converse with you on any subject  
28 connected with this matter, nor are you to form or express

1 any opinion on the matter until it has finally been submitted  
2 to you.

3 Possibly 15 minutes.

4 (Short recess.)

5 THE COURT: The record will show that the jury is all  
6 present. Mr. Kanarek for the defendant.

7 You may proceed.

8 MR. MANZELLA: People call Herbert Campbell, your Honor.

9 THE CLERK: Raise your right hand.

10 You do solemnly swear the testimony you may give  
11 in the cause now pending before this court shall be the truth,  
12 the whole truth, and nothing but the truth, so help you God?

13 THE WITNESS: I do.

14 THE CLERK: Please take the stand and be seated.

15 THE BAILIFF: Please state and spell your name.

16 THE WITNESS: Herbert Campbell, C-a-m-p-b-e-l-l.

17  
18 HERBERT CAMPBELL,  
19 called as a witness by and on behalf of the People, having  
20 been first duly sworn, was examined and testified as follows:

21  
22 DIRECT EXAMINATION

23 BY MR. MANZELLA:

24 Q Sergeant Campbell, what is your occupation?

25 A I am an examiner of questioned documents, assigned  
26 to the Crime Lab of the Los Angeles County Sheriff's  
27 Department.

28 Q Sergeant Campbell, would you pull the microphone

1 closer to you and speak right into it.

2 Now, Sergeant Campbell, would you give us your  
3 background, some of your background, training and experience  
4 in the field and examination of questioned documents, and the  
5 examination and comparison of handwriting?

6 A Yes.

7 For the past eight and a half years I have devoted  
8 my full time to the study and examination of questioned  
9 documents.

10 My training was under the supervision of the  
11 document examiner, Fred L. Bauman.

12 In addition, I have read and studied the basic  
13 books and texts and articles recognized by the leading  
14 authorities in the questioned documents field.

15 Other than in our department, I also have  
16 examined document cases for approximately 39 other police  
17 departments within the County of Los Angeles, for the State  
18 of California, various agencies of the United States  
19 Government, occasionally for the District Attorney's Office,  
20 the Public Defender's Office, and other County agencies.

21 I have testified a total of 252 times in Municipal  
22 Court, Superior Court, the United States District Court and  
23 before State Boards.

24 I am a member of the Academy of Forensic Science  
25 questioned document section.

26 Approximately four years ago I trained another  
27 man as a document examiner who has since qualified in all  
28 the courts in Los Angeles County.

1 Q Thank you.

2 And, Sergeant Campbell, when you testified in  
3 court on that number of times, did you give your opinion  
4 with regard to whether or not two or more signatures or two  
5 or more pieces of handwriting were made by one and the same  
6 person?

7 A Yes.

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1 Q Sergeant Campbell, directing your attention to  
2 People's Exhibit 55-A and 55-B for identification, and in  
3 particular the signatures of Donald J. Shea which appear on those  
4 exhibits, have you seen those exhibits and those documents  
5 and those signatures before?

6 A Yes.

7 Q Directing your attention to People's 57-A and 57-B  
8 for identification, and in particular the signatures of Donald  
9 J. Shea appearing thereon, have you seen those documents and  
10 those signatures before?

11 A Yes.

12 Q And directing your attention to People's Exhibit 60-A  
13 and -B for identification, and in particular the signatures of  
14 Donald J. Shea appearing on both of those documents, have  
15 you seen and examined those signatures and those documents  
16 before?

17 A Yes.

18 Q And directing your attention, finally, to the  
19 check which has been marked People's 71 for identification,  
20 and in particular the signature of Don Shea appearing on the  
21 back thereof as an endorsement, have you seen and examined  
22 that signature and that document before?

23 A Yes.

24 Q And did you make a comparison between the signatures  
25 of Donald J. Shea appearing on all of the exhibits I've mentioned?  
26 That is, People's 55-A, -B and -C, People's 57-A and -B,  
27 People's 60-A and -B, and People's 71 for identification?

28 A Yes.

1 Q And after making that examination and that  
2 comparison, did you form an opinion as to whether or not  
3 the signatures of Donald J. Shea and Don Shea appearing on  
4 those exhibits were made by one and the same person?

5 A Yes.

6 Q And what is that opinion?

7 A It is my opinion all the Shea signatures were made  
8 by the same person.

9 Q Now, Sergeant Campbell, directing your attention  
10 to the document which has been marked People's 64 for  
11 identification, and in particular that portion of the docu-  
12 ment which bears the signature, "Don", at the -- near the  
13 bottom of that document, have you seen and examined that  
14 signature?

15 A Yes.

16 Q And did you compare the signature "Don" appearing  
17 on People's 64 for identification with the signatures of  
18 Donald J. Shea and Don Shea appearing on People's 55, 57, 60  
19 and 71 for identification?

20 A Yes.

21 Q And as a result of that comparison, did you form  
22 an opinion as to whether or not the signature, "Don", appearing  
23 on People's 64 was made by the same person who made the  
24 signatures on the other exhibits?

25 A Yes.

26 Q And what is that opinion?

27 A It is my opinion the signature, "Don", appearing  
28 on the letter --



1 Q People's 64?

2 A People's 64. (Continuing) -- is by the same  
3 person as the Shea signatures appearing on all the other  
4 documents.

5 MR. MANZELLA: Your Honor, I have here what appears to  
6 be an employment file. At this time, may I have the file  
7 marked People's 91 for identification?

8 THE COURT: So ordered.

9 (Pause in the proceedings while Mr. Kanarek  
10 examined the proffered exhibit.)

11 MR. KANAREK: Your Honor, may we approach the bench?

12 THE COURT: Yes, you may.

13 MR. KANAREK: Thank you, your Honor.

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1 (Whereupon, the following proceedings were had at  
2 the bench among Court and counsel, outside the hearing of the  
3 jury:)

4 MR. KANAREK: Your Honor, I would like to -- I don't  
5 know what this is going to be used for, but I would object to  
6 this --

7 THE COURT: You are referring to the file which -- a file  
8 folder which --

9 MR. MANZELLA: Which has been marked People's 91, your  
10 Honor.

11 MR. KANAREK: That's right.

12 THE COURT: And which is labeled "Donald J. Shea"?

13 MR. KANAREK: Right. And on the basis it's not the  
14 best evidence. Those are obviously not originals, and --

15 MR. MANZELLA: Well --

16 MR. KANAREK: -- unless there's some -- this is a murder  
17 case, and I think that we are entitled to have the best evi-  
18 dence, the originals.

19 MR. MANZELLA: Well, your Honor --

20 MR. KANAREK: Otherwise, I will object, and ask that  
21 nothing be done in connection with this exhibit.

22 MR. MANZELLA: This is --

23 THE COURT: Well, he has only marked it for identification.

24 MR. KANAREK: Well, no. But he's going to --

25 MR. MANZELLA: Yes, your Honor.

26 THE COURT: He is not offering it.

27 MR. MANZELLA: There will be a witness who will testify,  
28 who will bring the original. That witness is out of state right

1 now. She's in the Personnel Department of Leslie Salt Company.

2 And this is a copy of their employment file.  
3 She will be bringing the original with her. And I will ask  
4 Mr. Kanarek to compare the original with the copy.

5 MR. KANAREK: Well, that's not --

6 MR. MANZELLA: But -- he may be correct at this time,  
7 your Honor, for the purposes of this witness. He has been  
8 asked to compare the printing appearing on the portions of  
9 this file with the printing appearing on People's 64 for  
10 identification (indicating), which is the letter; and his  
11 testimony would go to the printing appearing on People's 64  
12 for identification, as compared to the printing appearing on  
13 People's -- what has been marked People's 91.

14 THE COURT: I see.

15 MR. MANZELLA: I had intended to put --

16 THE COURT: You are not offering it for the content,  
17 but simply --

18 MR. MANZELLA: Not at this time, your Honor.

19 THE COURT: -- but simply for comparison?

20 MR. MANZELLA: I had intended to call the other witness  
21 first, but that witness is out of state.

22 THE COURT: It appears to me that such testimony would  
23 be admissible.

24 MR. KANAREK: No, your Honor. We are entitled to have  
25 the original. This is -- this goes to handwriting examination.

26 THE COURT: That's correct.

27 MR. KANAREK: And that -- he can be -- he can put on  
28 another witness, and when that -- whenever -- there's no

1 necessity to have --

2 THE COURT: He represents that he will be able to show  
3 that the original --

4 MR. KANAREK: Yeah, but he has never compared the original.

5 MR. MANZELLA: Who hasn't?

6 MR. KANAREK: This man. He has made no comparison of  
7 the original.

8 MR. MANZELLA: No, he has made the comparison from the  
9 copy, I believe, from the one which has been marked People's 91.

10 MR. KANAREK: That's right.

11 MR. MANZELLA: Your Honor, I have no great objection to  
12 waiting. It's just that this is the last witness I have this  
13 morning.

14 THE COURT: You are not offering it to prove the contents,  
15 but simply to show that Shea wrote the application, and that  
16 Shea --

17 MR. KANAREK: Well, he's trying to prove that the -- that  
18 the printing is the same.

19 THE COURT: Yes. And that Shea -- Shea also wrote 64?

20 MR. MANZELLA: That's correct, your Honor.

21 MR. KANAREK: Right. But the point is, your Honor, --

22 THE COURT: Yes?

23 MR. KANAREK: -- that the original -- we are talking  
24 about handwriting now, so therefore --

25 THE COURT: Well, someone else will establish that --

26 MR. KANAREK: But he --

27 THE COURT: -- the document referred to, 91, is a --

28 MR. MANZELLA: True and accurate copy of the original.

1 THE COURT: -- is a true and accurate copy of the original.  
2 MR. KANAREK: But in copying the document, you lose  
3 authenticity in a handwriting comparison. That's what --  
4 THE COURT: Well, you may very well do so; and if that  
5 is the case, then the jury may determine that the expert's  
6 opinion is not reliable.  
7 MR. KANAREK: Well, but --  
8 MR. MANZELLA: Your Honor, I --  
9 MR. KANAREK: We would object to foundation; and on the  
10 basis it's not the best evidence, too.  
11 THE COURT: I don't see your point.  
12 MR. KANAREK: And we are entitled to the original.  
13 There's no valid showing as to --  
14 MR. MANZELLA: Your Honor, I would have preferred, and  
15 I had intended to proceed the way I -- the other way.  
16 THE COURT: You may proceed.  
17 MR. MANZELLA: All right.  
18 THE COURT: The objection is overruled.  
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(Whereupon the following proceedings were had in open court within the presence and hearing of the jury:)

Q BY MR. MANZELLA: Sergeant Campbell, directing your attention to the exhibit which has been marked People's 91 for identification.

Have you seen that file before?

A Yes.

Q Did you examine any particular portion or the writing appearing on any particular portion of that file?

A Yes.

Q Would you point that out to us, please?

MR. KANAREK: Your Honor, I'll object on the grounds of no foundation, as well as --

THE COURT: Overruled.

MR. KANAREK: -- as well as other points made --

THE WITNESS: Yes, I examined and compared the printed material, the printed information on the first sheet, and on the second sheet.

Q BY MR. MANZELLA: All right, now, you are referring to the two sheets that I am now holding in my hand?

A Yes.

MR. MANZELLA: Your Honor, may I have -- may I mark those sheets respectively People's 91-A and 91-B for identification?

THE COURT: So ordered.

Q BY MR. MANZELLA: All right, Sergeant Campbell, did you compare the printing appearing on the two pages of

91A&amp;B

5-2  
1 the file which have been marked 91-A and 91-B for identifi-  
2 cation, the printing appearing on the letter which has been  
3 marked People's 64 for identification?

4 A Yes.

5 Q And as a result of that comparison, did you form  
6 an opinion as to whether or not the printing appearing on  
7 People's 64 for identification was made by the same person  
8 who placed the printing on People's 91-A and 91-B for  
9 identification?

10 A Yes.

11 Q And what is that opinion?

12 A I formed the qualified opinion that the printing  
13 appearing on 64 and the printing appearing on 91-A and -B was  
14 probably by the same person.

15 MR. KANAREK: Well, then, your Honor --

16 Q BY MR. MANZELLA: Now --

17 MR. KANAREK: -- I ask that that be stricken on the  
18 grounds of conjecture, your Honor, on the basis that the  
19 probative value, the probative value is outweighed by the  
20 prejudicial value, in view of the fact that the exhibits are  
21 of the character that they are. There is no way that any  
22 of us who are not experts, your Honor, can make such a  
23 determination, and so that makes the evidence inadmissible.

24 THE COURT: The motion is denied.

25 Q BY MR. MANZELLA: All right, Sergeant Campbell,  
26 would you tell us why your opinion is a qualified opinion?

27 MR. KANAREK: I'll object to that, your Honor, on the  
28 grounds that's irrelevant and immaterial, and there's no

1 foundation for it.

2 THE COURT: Overruled.

3 THE WITNESS: Yes, my opinion is qualified basically for  
4 two reasons:

5 No. 1, being that the exhibit 91-A and -B, the  
6 employment application is a Xerox copy, and that it contains  
7 a rather limited amount of printing for comparison purposes.

8 MR. MANZELLA: All right, thank you.

9 Your Honor, the People have no further questions.

10 THE COURT: Any questions?

11 MR. KANAREK: Well, in view of the witness's last  
12 statement, your Honor, I would make a motion to strike all  
13 of the testimony and incorporate by reference our points at  
14 the bench, as a legal basis for the striking.

15 THE COURT: The motion is denied.

16 Cross-examine.

17  
18 CROSS-EXAMINATION

19 BY MR. KANAREK:

20 Q Officer Campbell, directing your attention to  
21 this yellow sheet concerning which you testified.

22 THE COURT: It would be 64.

23 MR. KANAREK: Yes, your Honor.

24 Q Did you at any time see a date on that yellow  
25 sheet?

26 A Not that I recall.

27 Q Did you attempt to determine when the yellow  
28 sheet was written?



1 A No, sir, that could not be done.

2 Q Well, my question is, did you attempt to determine  
3 when the yellow sheet was written?

4 A No.

5 Q Now, the age of a writing is determinable by  
6 certain scientific tests, is that correct?

7 A In some rare instances, yes.

8 Q Well, but there are techniques available by  
9 means of which it is possible to determine the time when a  
10 writing was made, is that correct?

11 A Uh, not in all cases, that would not be correct.

12 Q Pardon?

13 A That would not be correct in all cases.

14 Q My question is, there are techniques available  
15 to determine when a writing is made.

16 MR. MANZELLA: Objection, your Honor, the question has  
17 been asked and answered.

18 MR. KANAREK: It has -- well, I don't think it has.  
19 My question is whether such techniques are available, your  
20 Honor.

21 THE COURT: You may answer.

5a fls. 22

23 THE WITNESS: Not to my knowledge.  
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1 Q BY MR. KANAREK: There are no techniques available  
2 by means of which you can determine the time that a writing was  
3 made?

4 A Uh, I have to qualify my answer to some extent.  
5 It depends on several factors. Number one, paper;  
6 and number two, ink. Writing can be dated. When the ink,  
7 for example, appears to be a very old ink. In other words,  
8 on documents that are possibly written in a span of, say,  
9 20 years, and documents, say, three or four years or even six  
10 months, you could not differentiate in such cases.

11 Q Well, you, yourself, do not run those tests, do  
12 you?

13 A I make no chemical analysis, no.

14 Q So you do not know -- it is not within your field  
15 of activity to determine the age of a document?

16 A That would be correct, yes.

17 Q And you could not have within your capabilities the  
18 capacity, the background or education to determine when a  
19 writing is made, is that correct?

20 A Yes, basically that would be correct.

21 MR. KANAREK: Thank you.

22 MR. MANZELLA: I have no further questions, your Honor.

23 MR. KANAREK: Thank you.

24 MR. MANZELLA: May Sergeant Campbell be excused?

25 THE COURT: Yes, you may. You may step down.

26 MR. MANZELLA: Your Honor, the People have no further  
27 witnesses available for this morning's session.

28 THE COURT: When will the People be ready to proceed?

1 MR. MANZELLA: This afternoon, your Honor, at any time  
2 the Court wants to start.

3 THE COURT: All right, the Court will set it down for  
4 1:45, then, for the afternoon session.

5 Ladies and gentlemen, the Court will excuse you,  
6 then, until 1:45. We'll be in recess until that time.

7 During the recess, you are admonished that you are  
8 not to converse amongst yourselves, nor with anyone else, nor  
9 permit anyone to converse with you on any subject connected  
10 with this matter, nor are you to form or express any opinion  
11 on the matter until it is finally submitted to you.

12 I'll anticipate that the People will be ready to  
13 proceed at 1:45.

14 MR. MANZELLA: Yes, your Honor.

15 (Whereupon, at 10:50 a.m. a recess was taken to  
16 reconvene at 1:45 p.m., same day.)  
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1 LOS ANGELES, CALIFORNIA, THURSDAY, SEPTEMBER 16, 1971 1:54 PM

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4 THE COURT: The record will show that all of the jurors  
5 are present; Mr. Kanarek is present for the defendant.

6 Mr. Manzella, you may proceed.

7 MR. MANZELLA: The People call Miss Barbara Hoyt.

8 THE CLERK: Would you raise your right hand, please?

9 You do solemnly swear that the testimony you may  
10 give in the cause now pending before this court shall be the  
11 truth, the whole truth, and nothing but the truth, so help  
12 you God?

13 THE WITNESS: I do.

14  
15 BARBARA HOYT,

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

18 THE CLERK: Please take the stand and be seated.

19 THE BAILIFF: State and spell your full name.

20 THE WITNESS: Barbara Hoyt; B-a-r-b-a-r-a, H-o-y-t.

21 MR. KANAREK: Oh, yes, your Honor. May we approach  
22 the bench?

23 THE COURT: Yes, you may.

24 Excuse me just a moment, gentlemen. I must take  
25 a phone call.

26 (Short recess.)

27 THE COURT: Gentlemen, you may approach the bench.

28 (Whereupon, the following proceedings were had

1 at the bench among Court and counsel, outside the  
2 hearing of the jurors:)

3 MR. KANAREK: Yes, your Honor. I -- at this time, I  
4 ask that the bench warrant issued on Linda Kasabian -- I don't  
5 know what your Honor has done to --

6 THE COURT: No, the Court did not issue the bench  
7 warrant. The Court wanted to speak to you about it before.

8 MR. KANAREK: Well, it's my request that -- I have --  
9 there's no -- I just -- I am reluctant to ask that the Court  
10 do it, but I would ask that the Court just issue the bench  
11 warrant and have her picked up and brought in.

12 THE COURT: Well, --

13 MR. KANAREK: We have service on her. There's a  
14 declaration of service in the file.

15 She's no different than any other witness. In  
16 fact, she's received the immunity of seven counts of murder  
17 and one count of conspiracy. It would seem to me that she  
18 would have an obligation to show up in the courtroom.

19 It's -- she -- she's here when the prosecution --

20 THE COURT: Where did you serve her?

21 MR. KANAREK: I served her in the courtroom, directly  
22 across the hall from the courtroom occupied by Judge  
23 Alexander.

24 THE COURT: Which was it? Was it in the courtroom?

25 MR. KANAREK: No. It was in the courtroom at a time  
26 when court was not in session. It was not the courtroom the  
27 Watson case was taking place in; it was the courtroom  
28 directly across the hall.

1 She was sitting there, and I served her and  
2 read it to her and told her about it and so forth.

3 THE COURT: Do you have any knowledge of -- let's see.  
4 When did you order her -- when did the subpoena call for her  
5 appearance?

6 MR. KANAREK: The day that I brought her up to court,  
7 which was September the 7th, 1971. And I -- the People have  
8 gone to great expense to bring all kinds of people here, and  
9 it's incredible of belief that they wouldn't have Linda  
10 Kagabian here.

11 THE COURT: All right. I'll talk to you at the end of  
12 the day about this. Let's proceed.

13 MR. KANAREK: Yes. Your Honor, we ask the Court for  
14 the relief, the good services of the Court, to assist us.

15 THE COURT: All right. I'll talk to you about it at  
16 the end of the day.

17 MR. KANAREK: Thank you, your Honor.  
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1 (Whereupon, the following proceedings were had in  
2 open court within the presence and hearing of the jury:)

3 THE COURT: Move up close to that microphone. You have  
4 to have the microphone about an inch or two away from your face  
5 in order for it to pick up. Thank you.

6 You may proceed.

7  
8 DIRECT EXAMINATION

9 BY MR. MANZELLA:

10 Q Miss Hoyt, do you know a man by the name of  
11 Charles Manson, the defendant in this case?

12 A Yes.

13 Q When did you first meet Mr. Manson?

14 A April 1, 1969.

15 Q Where did you meet him?

16 A Gresham Street.

17 Q Was this a house on Gresham Street?

18 A Yes.

19 Q And in April of 1969, did you begin living at this  
20 house?

21 A Yes.

22 Q And that house was in Canoga Park, is that correct?

23 A I think it was in Chatsworth.

24 Q All right. Now, when you began living at the house  
25 in April of 1969, the Gresham Street house, were there other  
26 persons, a group of people who were also living at that house?

27 A Yes.

28 Q And were they -- was Mr. Manson as well living at

1 that house?

2 A Yes.

3 Q Could you tell us as best you remember the names  
4 of the people who were living at the Gresham Street house when  
5 you went there to live there in April of 1969?

6 MR. KANAREK: Irrelevant and immaterial, remote as to  
7 time, no foundation.

8 THE COURT: Objection is overruled, you may answer.

9 THE WITNESS: Uh, Bill, Ella, Danny, Charlie, Clem,  
10 Sadie, Leslie, Squeaky, Ouish and Sherry, Brenda, Sandy --

11 Q When you say Squeaky, you are referring to Lynn  
12 Fromme?

13 A Yes.

14 Q When you say Sadie, are you referring to Susan  
15 Atkins?

16 A Yes.

17 Q And Leslie, is that Leslie Van Houten?

18 A Yes.

19 Q The Ella that you refer to, is that Ella Jo Bailey?

20 A Yes.

21 Q And Sandy, is that Sandy Good?

22 A Yes.

23 Q Charlie, was that Charles Manson?

24 A Yes.

25 Q Bill, was that Bill Vance?

26 A Yes.

27 Q And Clem, was that a nickname for Steve Grogan?

28 A Yes.



1 Q And Danny, was that the first name of Danny  
2 De Carlo?

3 A Yes.

4 Q All right. Was Gypsy living at the Gresham Street  
5 house?

6 A Yes, and Paul.

7 Q When you say Paul --

8 A Watkins.

9 Q -- are you referring to Paul Watkins?

10 A Yes.

11 Dave.

12 Q Did you see Tex Watson at the Gresham Street house?

13 A Yes.

14 Q All right. Miss Hoyt, how long did you stay at  
15 the Gresham Street house?

16 A A few days.

17 Q And did you then leave the Gresham Street house  
18 and move some place else?

19 A Yes.

20 Q Where did you go?

21 A To a house in Malibu.

22 Q And did you go alone or did the rest of the group  
23 go with you?

24 A We all went.

25 Q Did that include Mr. Manson?

26 A Yes.

27 Q Now, at that time or some time thereafter, did you  
28 refer to this group of people by some term?

1 A Yes.

2 Q What was that term?

3 MR. KANAREK: Ambiguous as to time, your Honor.

4 THE COURT: Overruled.

5 THE WITNESS: The Family.

6 Q BY MR. MANZELLA: And did Mr. Manson and the rest  
7 of the Family, including yourself, move to the house in  
8 Malibu?

9 A Yes.

10 Q How long did you stay there?

11 A About a week or so.

12 Q Did you then -- did you and the Family then move  
13 some place else?

14 A Yes.

15 Q Where did you go?

16 A Spahn's Ranch.

17 Q And are we still talking about April of 1969?

18 A Yes.

19 Q When the Family moved to Spahn Ranch, did Mr.  
20 Manson move there as well?

21 A Yes.

22 Q Now, during the time that you stayed at the  
23 Spahn Ranch, did you stay in one place or did you stay in more  
24 than one place at or around Spahn Ranch?

25 A Many places.

26 Q All right. Would you tell us where the members of  
27 the Family stayed, the places at or around Spahn Ranch, where  
28 the members of the Family stayed after you moved there in

1 April of 1969?

2 A There are two back houses in the woods on Santa  
3 Susanna just before the ranch.

4 Q Is that Santa Susanna Pass Road?

5 A Yes. And the dump or the garbage dump, the ranch  
6 house, the saloon, you know, all those places.

7 Q Now, was the saloon one of the front buildings of  
8 Spahn Ranch on the boardwalk?

9 A Yes. And then, the outlaw shacks and the back  
10 house.

11 Q Now, did you -- did some members of the Family ever  
12 stay at a farmhouse or a house on the borderline of Spahn Ranch  
13 in some adjoining ranch?

14 A Yes, that's a back house.

15 Q Now, when you moved to Spahn Ranch in April of  
16 1969, approximately how many people were there in the Family?

17 A Around 20, I suppose.

18 Q Was it substantially the same people -- strike  
19 that.

20 Did all of the same people which you've mentioned  
21 move to Spahn Ranch?

22 A Yes.

23 No, Didi didn't. I forgot to mention her. Her  
24 and Stephanie.

25 Q All right. Now, after you began living at Spahn  
26 Ranch, did you meet Ruby Pearl?

27 A Yes.

28 Q Did you meet George Spahn?

1 A Yes.

2 Q And did you meet some of the cowboys that worked at  
3 Spahn Ranch?

4 A Yes.

5 Q Now, while you were living at or around the Spahn  
6 Ranch, in the places that you have mentioned, did you travel  
7 from one part of the ranch to the other, during the course of  
8 the days that you spent at Spahn Ranch?

9 A Yes.

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1 Q And how did you get around?

2 A Dune buggies.

3 Q And were these dune buggies driven around the  
4 property of Mr. Spahn, on the Spahn Ranch?

5 MR. KANAREK: Object. Calling for a conclusion, your  
6 Honor, as to whose property they were, with no foundation.

7 THE COURT: Overruled. You may answer.

8 THE WITNESS: No.

9 Q BY MR. MANZELLA: Did you know -- did you meet a  
10 person by the name of Frank Retz while you were staying at  
11 Spahn Ranch?

12 A Yes.

13 Q All right. Miss Hoyt, directing your attention to  
14 the August 16th raid at Spahn Ranch, were you arrested in that  
15 raid?

16 A Yes.

17 Q Now, was the -- had the Family been living at the  
18 ranch -- had Mr. Manson and the Family and yourself been  
19 living at the ranch up to August 16, 1969?

20 A Yes.

21 Q And were you and the -- and other members of the  
22 Family arrested in that raid?

23 A Yes.

24 Q And some time after you were arrested, were you  
25 released?

26 A Yes.

27 Q Approximately how many members of the Family were  
28 arrested?

1 A Around 20.

2 Q And was Mr. Manson arrested?

3 A Yes.

4 Q Was Mr. Grogan arrested?

5 A Yes.

6 Q How about Mr. De Carlo, Danny De Carlo, --

7 A Yes.

8 Q -- do you recall if he was arrested?

9 Now, some time after your arrest on August 16th of

10 1969 at Spahn Ranch, were you -- were you taken into custody?

11 A Could you say that again?

12 Q Well, were you taken into custody after you were

13 arrested?

14 A Yes.

15 Q And did you spend some time in jail?

16 A Yes.

17 Q And thereafter, were you released from jail?

18 A Yes.

19 Q And did you then return to Spahn Ranch?

20 A Yes.

21 Q Approximately how many days later did you return to

22 Spahn Ranch after August 16th?

23 A Just a couple of days.

24 Q Now, after you returned to Spahn Ranch, after the

25 August 16th raid, did you meet a person at Spahn Ranch by the

26 name of Shorty Shea?

27 A Yes.

28 Q And did you see Mr. Shea at Spahn Ranch?

1 A Yes.

2 Q Did you see him on one occasion or more than one  
3 occasion?

4 A I saw him all the time.

5 Q And did you ever talk to him after the August 16th  
6 raid, after you met him?

7 A Yes.

8 Q And did you hear him speaking to other people --

9 A Yes.

10 Q -- when you saw him around the ranch?

11 A Yes.

12 Q Now, some time after you returned to Spahn Ranch,  
13 after your release from jail, did you leave Spahn Ranch and go  
14 to Olancha?

15 A Yes.

16 Q And is that in the desert?

17 A Yes.

18 Q All right. How long did you spend out there, before  
19 leaving?

20 A A few days.

21 Q And did you then return to Spahn Ranch?

22 A Yes.

23 Q All right. Now, after you returned to Spahn Ranch,  
24 did you see Mr. Shea at the ranch, the way you had before --

25 MR. KANAREK: Object, your Honor.

26 Q BY MR. MANZELLA: -- the way you had before the raid?

27 MR. KANAREK: Object, your Honor. It's assuming facts not  
28 in evidence. There's no foundation for it. It's -- the question

1 has -- is pregnant with -- with the -- with matters that this  
2 witness hasn't testified to.

3 THE COURT: Overruled.

4 You may answer.

5 THE WITNESS: What was the question again?

6 Q BY MR. MANZELLA: After you returned from Olancha  
7 to Spahn Ranch, did you see Mr. Shea at the ranch?

8 A Yes.

9 Q Now, after the August 16th raid, was Mr. Manson  
10 released from jail?

11 A Yes.

12 Q And did he return to Spahn Ranch?

13 A Yes.

14 Q And did the other members of the Family return to  
15 Spahn Ranch after -- strike that.

16 Were the other members of the Family, who had been  
17 arrested in the August 16th raid, were they released from jail  
18 sometime after the raid?

19 MR. KANAREK: I'll object to that, your Honor, as assuming  
20 facts not in evidence. It's ambiguous --

21 THE COURT: Sustained.

22 MR. KANAREK: -- as to the People --

23 Q BY MR. MANZELLA: The 20 or so members of the Family  
24 that you said had been arrested in the August 16th raid, did you  
25 see them back at the Spahn Ranch sometime after the raid?

26 MR. KANAREK: Object. It's ambiguous. There's no  
27 foundation.

28 We must have the precise people named, your Honor;



1 because otherwise, it is manifestly unfair.

2 THE COURT: The objection is overruled.

3 You may answer.

4 THE WITNESS: Yes.

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1 Q BY MR. MANZELLA: And was this all of the people  
2 that had been arrested in the raid?

3 A Yes.

4 Q And did they return to the ranch about the same  
5 time, or at the same time that you did?

6 A Yes.

7 Q Now, Miss Hoyt, sometime after your release,  
8 after the August 16th raid, after you returned to Spahn  
9 Ranch, were you present at any conversations in which Mr.  
10 Manson mentioned the name Shorty Shea, or talked about  
11 Shorty Shea?

12 A Yes.

13 Q And did those conversations occur on one  
14 occasion or more than one occasion?

15 A Many times.

16 Q Now, do you recall when the first conversation  
17 was -- or, when the first -- the first time Mr. Manson made  
18 statements with regard to Shorty Shea, after the August 16th  
19 raid?

20 MR. KANAREK: Object --

21 Q BY MR. MANZELLA: Or how long it was after the  
22 August 16th raid?

23 MR. KANAREK: Object, your Honor, on the grounds it's  
24 ambiguous as to time.

25 THE COURT: Overruled.

26 MR. KANAREK: Improper foundation; no showing of any  
27 corpus delicti; irrelevant and immaterial, hearsay.

28 THE COURT: The objection is overruled.

8a-2

1 THE WITNESS: Uh -- it was a day or so after the raid --  
2 or after we got out of jail.

3 Q. BY MR. MANZELLA: Now, would you tell us what  
4 Mr. -- strike that.

5 Who was present besides yourself and Mr. Manson  
6 when Mr. Manson made these statements?

7 A Different people at different times.

8 Q Were they all members of the Family?

9 A Yes.

10 Q And can you tell us the names of some of the  
11 people who -- some of the members of the Family who were  
12 present?

13 A Uh -- Squeaky, Brenda, Clem, Kitty, Kathy,  
14 Gypsy, Ouish, Sheri, Tex, Bruce.

15 Q All right. Would you tell us what Mr. Manson  
16 said with regard to Shorty Shea?

17 MR. KANAREK: Object on the grounds of no corpus  
18 delicti; no foundation, your Honor; irrelevant and immaterial,  
19 and hearsay.

20 THE COURT: The objection is overruled.

21 You may answer.

22 THE WITNESS: He talked about how Shorty had caused  
23 the raid; he was an informant to the police.

24 Q BY MR. MANZELLA: Now, during those --

25 MR. KANAREK: Well, your Honor --

26 Q BY MR. MANZELLA: -- same conversations --  
27 strike that.

28 Did --

8a-3

1 MR. KANAREK: Your Honor, I ask that that be stricken  
2 as not responsive to the question.

3 THE COURT: Sustained.

4 MR. KANAREK: That last answer, then, is stricken?

5 THE COURT: Yes. The motion is granted.

6 The Court strikes the answer.

7 Q BY MR. MANZELLA: What did Mr. Manson say with  
8 regard to Shorty Shea?

9 MR. KANAREK: Same objections previously enunciated,  
10 your Honor.

11 THE COURT: The objection is overruled.

12 You may answer.

13 THE WITNESS: Do I just say the same thing?

14 THE COURT: State what Mr. Manson said, --

15 Q BY MR. MANZELLA: That's what --

16 THE COURT: -- the best that you can remember. State  
17 what Mr. Manson said about Shorty Shea.

18 THE WITNESS: He said that Shorty had caused the raid;  
19 that he was -- he was an ex-policeman, and he was working with  
20 them, and he was trying to get us kicked off the ranch; that  
21 he was an informant.

22 Q BY MR. MANZELLA: Now, did Mr. Manson make --

23 MR. KANAREK: Your Honor, I ask that that be stricken.

24 THE COURT: The motion is denied.

25 Q BY MR. MANZELLA: Did Mr. Manson make those  
26 statements just on that one occasion, a few days after your  
27 release, or did he make them on more than one occasion  
28 thereafter?

8a-4

1 MR. KANAREK: Object, your Honor, on the grounds that  
2 counsel is -- it's ambiguous, in that it's assuming that  
3 Mr. Manson made these statements on more than one occasion.

4 He can ask, perhaps, for statements; but to --  
5 but to have this supposed repetition, where the witness will  
6 merely state what Mr. Manzeila is indicating in his question,  
7 is leading and suggestive;

8 And it denies Mr. Manson a fair trial.

9 THE COURT: Without arguing, would you just state your  
10 objection? And the Court will rule upon it. If the Court  
11 wants to hear argument, he'll hear it at the bench, and he'll  
12 ask you to come up.

13 MR. KANAREK: Well, my objection --

14 THE COURT: Is that it's leading and suggestive?

15 MR. KANAREK: It's leading and suggestive, among other  
16 vices.  
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1 THE COURT: The objection is overruled.

2 You may answer.

3 THE WITNESS: I forgot the question.

4 THE COURT: Mr. Williams, please?

5 (Whereupon, the record was read by the  
6 reporter as follows:

7 "Q Did Mr. Manson make those statements just  
8 on that one occasion, a few days after your release,  
9 or did he make them on more than one occasion there-  
10 after?"

11 THE WITNESS: More than one occasion.

12 Q BY MR. MANZELLA: Did -- strike that.

13 Now, sometime after the -- during the same  
14 period of time, after your release after the August 16th  
15 raid, were you present at a conversation -- strike that.

16 Sometime after the August 16th raid, after your  
17 release after that raid, were you present when Mr. Manson  
18 made some statements in the presence of yourself and Lynn  
19 Fromme, also known as Squeaky?

20 A Yes.

21 Q And when were those statements made in relation  
22 to your release, after the August 16th raid?

23 A Uh -- before we went to the desert.

24 Q Was this at the same conversation you've already  
25 told us about? Or at the same time of these other statements  
26 you have already told us about, made by Mr. Manson, or was  
27 this at a different time?

28 A I would say both.

1 Q All right. Are you saying that Mr. Manson made  
2 statements in front of Lynn Fromme and yourself on more than  
3 one occasion?

4 A Yes.

5 Q All right. Now, would you tell us what Mr. Manson  
6 said in that period, from your release, and before you went  
7 to Olancho? That is, in front of Lynn Fromme and yourself?  
8 Could you tell us what Mr. Manson said?

9 MR. KANAREK: Object, your Honor. It's -- it's  
10 ambiguous, in that it -- and it's also calling for a  
11 conclusion, and there's improper foundation, in that he is  
12 not asking for individual conversations;

13 He's lumping them all together in one question.

14 THE COURT: Sustained on the latter ground.

15 Q BY MR. MANZELLA: All right. Would you tell us  
16 what Mr. Manson said during the time -- strike that.

17 Would you tell us what Mr. Manson said on the  
18 first occasion at which he made statements, after your  
19 release, after the August 16th raid? What did Mr. Manson say  
20 in the presence of yourself and Squeaky?

21 MR. KANAREK: Well, that -- that's ambiguous, your  
22 Honor, in that -- as to the foundation.

23 Are we now speaking in terms of just Lynn Fromme,  
24 or speaking in terms of Lynn Fromme and others purportedly  
25 being present?

26 THE COURT: The objection is overruled.

27 THE WITNESS: He said that Frank Retz -- he said that  
28 he was trying to take over the ranch.

9  
1 Q Who was trying to take over the ranch?

2 A Frank Retz. And that he claimed the back house  
3 was his, and that when he'd take over the ranch, he'd kick us  
4 off. He was going to bring a bunch of Nazis up there.

5 Q And did Mr. Manson refer to Frank Retz by name?

6 A Yes.

7 Q Did Mr. Manson say --

8 MR. KANAREK: Well, your Honor, I ask that that be  
9 stricken as not responsive to the question. The question had  
10 nothing to do with Mr. Retz.

11 THE COURT: Overruled. You may answer.

12 Strike that. The motion to strike is denied.  
13 There is no question pending.

14 MR. MANZELLA: That is correct, your Honor.

15 Q BY MR. MANZELLA: Miss Hoyt, did Mr. Manson say  
16 anything with regard to how he had gotten his information with  
17 regard to Frank Retz?

18 A Yes.

19 MR. KANAREK: I object, your Honor, on the grounds there  
20 is no foundation.

21 THE COURT: The objection is overruled. You may answer.

22 You have answered. The answer may remain.

23 Q BY MR. MANZELLA: And what, if anything, did he  
24 say?

25 A He got it from Squeaky who stays with George.

26 Q And were you aware of one of the girls, members  
27 of the Manson Family, who spent time with George Spahn?

28 A Yes.



1 Q Who was that?

2 A Squeaky.

3 Q Was anything said about Mr. Shea in the course of  
4 that conversation?

5 A Just that him and Frank were together.

6 THE COURT: Pardon?

7 THE WITNESS: Just that him and Frank were together.

8 THE COURT: Would you get closer to that microphone?

9 I am having trouble hearing you. Some of the jury may be having  
10 trouble, too. Get your mouth about an inch from that. Thank  
11 you. You may have to lean forward.

12 Would you repeat your answer?

13 THE WITNESS: That Frank Retz and Shorty were working  
14 together to get the Family kicked off the ranch.

15 Q BY MR. MANZELLA: Miss Hoyt, did you become aware  
16 sometime after you returned from Olancho to Spahn Ranch, did  
17 you become aware sometime later that Stephanie Schram and  
18 Mr. Manson were arrested?

19 A Yes.

20 Q And were you at the ranch at the time they were  
21 arrested?

22 A Yes.

23 Q Did you see the patrol car that took Mr. Manson  
24 and Miss Schram away?

25 A Yes.

26 Q Now, some time after you saw that -- strike that.

27 Do you know where Miss Schram and Mr. Manson were  
28 arrested; what part of the house?

1 A The back house.

2 Q Is that the house that's on the border of Spahn  
3 Ranch and the adjoining ranch?

4 A Yes.

5 Q Now, some time after that, after their arrest, did  
6 you see Mr. Manson again at the Spahn Ranch?

7 A Yes.

8 Q How long after his arrest did you see him at  
9 Spahn Ranch?

10 A Oh, I think it was a day or so, I'm not sure.

11 Q Are we talking about August of 1969, now?

12 A Yes.

13 Q What part of August, the early part or the latter  
14 part of August?

15 A The latter part.

16 Q Now, after Mr. Manson returned to the ranch, after  
17 his arrest with Stephanie Schram, did you see Shorty Shea at the  
18 ranch?

19 A After his arrest?

20 Q Right, after Mr. Manson's arrest.

21 A Yes.

22 Q When was the last time you saw Shorty Shea at the  
23 ranch?

24 A Before we went to the desert.

25 Q What part -- was this in the latter part of August  
26 of 1969?

27 A Yes.

28 Q Where at the ranch did you see Mr. Shea?

1 A Uh, just on the ranch. He was by George's house.

2 Q You're talking about George Spahn's house, the  
3 front part of the ranch?

4 A Yes.

5 Q Approximately what time of the day was it that you  
6 saw Mr. Shea near George Spahn's house?

7 A I -- it was evening.

8 Q Now, some time prior to the time you saw him,  
9 Shorty, by George Spahn's house, had you served Shorty his  
10 supper?

11 A Yes.

12 Q Was that earlier that same -- that same evening?

13 A Yes.

14 Q Now, after -- or strike that.

15 During that same night, some time after the last  
16 time that you saw Shorty at the ranch, did something unusual  
17 happen?

18 A Yes.

19 MR. KANAREK: Your Honor, then, I would ask to approach  
20 the bench, if I may, your Honor.

21 THE COURT: You may.

22 (Whereupon, the following proceedings were had  
23 at the bench among Court and counsel, outside the hearing of  
24 the jury:)

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1 MR. KANAREK: Your Honor, I ask -- I make a motion that  
2 all of this witness's testimony be suppressed and that she be  
3 -- be stricken on the grounds of the failure of the People to  
4 make discovery. She has testified to matters -- I have been  
5 given a so-called statement of witness Barbara Hoyt. She is  
6 testifying as to matters which are not on that statement and  
7 Mr. Manson is denied equal protection and due process, the  
8 right to discovery. The California statute and case law  
9 affords due process and equal protection under the 14th  
10 Amendment of the United States Constitution. These are  
11 matters that are clearly not within the discovery.

12 MR. MANZELLA: Well, Mr. Kanarek has all the statements  
13 that Miss Hoyt has given to our office and law enforcement  
14 officers and so on.

15 MR. KANAREK: Well, that's not so.

16 MR. MANZELLA: And if there are any tapes that she  
17 made of the statements, he's had the opportunity to hear  
18 them and maybe he has heard them.

19 Also, there's her testimony in other proceedings,  
20 other court proceedings, the Tate-La Bianca case, this case  
21 -- I'm sorry, Tate-La Bianca case, the Grogan case before  
22 the Grand Jury and so on, and I know all of those transcripts  
23 have been made available to Mr. Kanarek. This testimony of  
24 hers in particular appears in the case of People vs. Grogan,  
25 in that transcript.

26 THE COURT: You have the transcript, don't you?  
27 You've read it?

28 MR. KANAREK: I --

1 THE COURT: I see you perusing something there.

2 MR. KANAREK: I have the Grand Jury transcript, your  
3 Honor.

4 THE COURT: Your motion is denied.

5 MR. KANAREK: I would ask for an evidentiary hearing  
6 to prove my allegations of the failure of discovery, your  
7 Honor.

8 THE COURT: Your request is denied. The Court recalls  
9 that you did indicate that you would be able to establish  
10 that Mr. Manson knew Shorty Shea was going to be hired as  
11 a guard?

12 MR. MANZELLA: Yes, your Honor.

13 THE COURT: Is this by Barbara Hoyt that you intend  
14 to --

15 MR. MANZELLA: Yes, your Honor.

16 THE COURT: Are you referring to this conversation,  
17 the conversation so far in Mr. Manson's purported statements  
18 concerning Mr. Shea's activities including the Family of  
19 Spahn Ranch or are you --

20 MR. KANAREK: Yes, your Honor, I am talking about that.  
21 Those matters pertaining to Frank Retz and Shorty Shea.  
22 Statements purportedly attributed to Mr. Manson. It is my  
23 position the People have failed to make discovery goes --

24 MR. MANZELLA: As I said, we have supplied Mr. Kanarek  
25 with every written and mechanically recorded or otherwise  
26 recorded statement made by every witness that's testified  
27 in the case, including Miss Hoyt.

28 MR. KANAREK: Yes, but there are matters that were

1 obtained that are not within those statements.

2 MR. MANZELLA: Well, I don't know if that's true or  
3 not true.

4 MR. KANAREK: That's why I say we should have a hearing  
5 to prove it.

6 MR. MANZELLA: There's nothing that I have heard from  
7 any of my witnesses so far in this case that I haven't seen  
8 written so far on a statement or read in a transcript of  
9 some prior judicial proceeding.

10 THE COURT: All the tapes and the statements you have  
11 in your possession have been made available to Mr. Kanarek?

12 MR. MANZELLA: Most of the written material, if not all  
13 of the written material has been deposited with your Clerk,  
14 months ago.

15 THE COURT: All right, the motion is denied. Let's  
16 proceed.

17 (Whereupon, the following proceedings were had  
18 in open court within the presence and hearing of the jury:)

19 Q BY MR. MANZELLA: Now, Miss Hoyt, directing your  
20 attention to that period of time after Mr. Manson's arrest  
21 with Stephanie Schram, and after he, Mr. Manson, had returned  
22 to Spahn Ranch after that arrest.

23 Sometime after Mr. Manson returned to Spahn  
24 Ranch, did something unusual occur one night thereafter?

25 A Yes.

26 Q Approximately how many nights, if you recall?  
27 How many nights after Mr. Manson returned to the Spahn  
28 Ranch after his arrest did this occur?

1 A It wasn't very long, but I don't know how many.

2 Q All right. Now, would you tell us what happened?

3 MR. KANAREK: Well, your Honor, I'll object on the  
4 grounds of no foundation, no -- and I would like to inquire  
5 on voir dire, because I have reason to believe that this  
6 witness couldn't even see during the months that she was at  
7 the Spahn Ranch. And I would like to --

8 THE COURT: All right, counsel's remarks are stricken.  
9 The objection is overruled. You may answer.

10 MR. KANAREK: Well, your Honor, may we approach --

11 THE COURT: And your request to inquire on voir dire  
12 is denied.

13 MR. KANAREK: Well, may I approach the bench?

14 THE COURT: No, you may not.

15 MR. KANAREK: Well, I'll object to the ambiguity of  
16 this witness -- allowing this witness to -- it could be  
17 anything, your Honor.

18 THE COURT: The objection is overruled. You may  
19 answer.

20 THE WITNESS: I heard screaming.

21 MR. KANAREK: I ask that be stricken, your Honor, on  
22 the grounds that that is not relevant or material. There's  
23 no foundation to show that that has anything to do with  
24 anything connected with this case.

25 THE COURT: Would you read it to me, I'm sorry, I  
26 didn't understand it.

27 THE REPORTER: The witness's answer?

28 THE COURT: The witness's answer, Miss Briandi.

1 (Whereupon, the record was read by the reporter  
2 as follows:

3 "A I heard screaming.")

4 THE COURT: The motion to strike is denied.

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5 The answer remains in.  
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1 Q Miss Hoyt, where were you when you heard this?

2 A In the parachute room.

3 Q And is the parachute room one of the main buildings,  
4 one of the front buildings of the boardwalk of the Spahn Ranch?

5 MR. KANAREK: May I have a continuing objection to lack  
6 of materiality and relevancy as to the screaming and the  
7 purported testimony in that regard?

8 THE COURT: The purported what?

9 MR. KANAREK: Purported screaming.

10 THE COURT: No, you may not.

11 MR. KANAREK: And also I would object as to lack of  
12 foundation, your Honor.

13 THE COURT: No, you may not.

14 MR. KANAREK: Then, I would make those objections, no  
15 foundation, no relevancy, no materiality.

16 THE COURT: The objection is overruled.

17 Q BY MR. MANZELLA: Is the parachute room one of the  
18 front buildings of Spahn Ranch in the vicinity of the saloon?

19 A It is in back of it.

20 Q Now, what were you doing in the parachute room  
21 when you heard the screaming?

22 MR. KANAREK: Irrelevant and immaterial.

23 THE COURT: Overruled.

24 MR. KANAREK: No foundation.

25 THE COURT: Overruled, you may answer.

26 THE WITNESS: I was going to sleep.

27 Q BY MR. MANZELLA: Now, would you describe the  
28 screams for us?

1 MR. KANAREK: Irrelevant, immaterial, the prejudicial value  
2 far outweighs the probative value. There is no foundation for  
3 it. No showing of any connection between this and anything to  
4 do with any issue in this case, your Honor.

5 THE COURT: The objection is overruled. You may answer.

6 THE WITNESS: Uh, they were painful.

7 MR. KANAREK: I ask that that be stricken as not  
8 responsive, your Honor. That does not state a description of a  
9 scream.

10 THE COURT: Sustained.

11 Q BY MR. MANZELLA: All right, Miss Hoyt --

12 THE COURT: Stricken.

13 Q BY MR. MANZELLA: How long -- would you describe  
14 the screams for us in terms of how long they lasted?

15 MR. KANAREK: Object on the grounds it is not relevant  
16 or material, and on the grounds that the prejudicial value  
17 far outweighs the probative value and no foundation.

18 THE COURT: The objection is overruled. Go ahead.

19 THE WITNESS: Uh, they -- they were loud. Some were  
20 long, some wereshort.

21 Q BY MR. MANZELLA: What did you do after you heard  
22 the first screams?

23 MR. KANAREK: Irrelevant, immaterial, no foundation.

24 THE COURT: Overruled, you may answer.

25 THE WITNESS: Uh, when I heard -- right before I heard  
26 the first scream, I just laid down to go to sleep, and then I  
27 heard it. And then, I sat up, and then I thought that maybe I  
28 just imagined it. And so I lay back down again, and then I

1 heard more.

2 MR. KANAREK: Well, that part about, "I thought I had  
3 imagined it," I ask that that be stricken as not responsive,  
4 not relevant or material, and without any further foundation.

5 THE COURT: The words, "I thought I had imagined it" are  
6 stricken. The balance of the answer may remain in.

7 Q BY MR. MANZELLA: Did you hear one scream or more  
8 than one scream after you laid your head back down?

9 MR. KANAREK: Not relevant or material, and no foundation.

10 THE COURT: Overruled, you may answer.

11 THE WITNESS: Many.

12 Q BY MR. MANZELLA: Do you know approximately how  
13 long the series of screams lasted?

14 MR. KANAREK: Not relevant or material, no foundation.

15 THE COURT: Overruled.

16 THE WITNESS: No.

17 Q BY MR. MANZELLA: Now, was this in the daytime or  
18 was it in the night?

19 MR. KANAREK: Irrelevant and immaterial, no foundation.

20 THE COURT: You may answer. The objection is overruled.

21 THE WITNESS: It was late at night.

22 Q BY MR. MANZELLA: Now, did the screams seem far  
23 away or did they seem close to you?

24 MR. KANAREK: Irrelevant, immaterial, ambiguous, no  
25 foundation.

26 THE COURT: The objection is overruled, and you may  
27 answer.

28 THE WITNESS: Uh, they were loud, but they sounded like

1 they were pretty far away.

2 Q BY MR. MANZELLA: And did they seem to come from  
3 any particular direction on the ranch?

4 MR. KANAREK: Irrelevant, immaterial, and no foundation.

5 THE COURT: Overruled, you may answer.

6 THE WITNESS: They came from down by the creek.

7 Q BY MR. MANZELLA: And where was the creek in  
8 relation to the parachute room?

9 A The parachute room is -- uh, it is on a cliff, sort  
10 of, and below it is where the creek is.

11 Q And the parachute room is behind the saloon and  
12 the other buildings at the boardwalk in front of Spahn Ranch?

13 A Yes.

14 Q Approximately how far from those buildings is the  
15 parachute room?

16 A Oh, about 25 feet. I don't know, maybe more.

17 Q All right, Miss Hoyt, did you recognize the voice  
18 of the person screaming as a voice of a person you knew?

19 MR. KANAREK: Irrelevant, immaterial, no foundation,  
20 calling for a conclusion.

21 THE COURT: The objection is overruled. You may answer.

22 THE WITNESS: Yes.  
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1 Q BY MR. MANZELLA: And who was that person?

2 MR. KANAREK: Object on the grounds not relevant;  
3 improper foundation.

4 THE COURT: The objection --

5 MR. KANAREK: And I would like to inquire on voir dire,  
6 as to whether this person had ever -- may I inquire on voir  
7 dire, your Honor?

8 THE COURT: No, you may not.

9 The objection is overruled.

10 You may answer.

11 THE WITNESS: It was Shorty.

12 Q BY MR. MANZELLA: Miss Hoyt, you testified that  
13 the last time you saw Mr. Shea -- or Shorty Shea -- was  
14 near George Spahn's house.

15 Did the screams occur later that same night?

16 A Yes.

17 MR. KANAREK: Object, your Honor. I -- I will ask that  
18 that -- counsel's statement --

19 THE COURT: The objection --

20 MR. KANAREK: -- is assuming facts not in evidence; it's  
21 leading and suggestive; it's prefaced --

22 THE COURT: The answer may remain in the record.

23 The objection is overruled.

24 Q BY MR. MANZELLA: Now, Miss Hoyt, did you remain  
25 in the parachute room for the rest of that night?

26 A Yes.

27 Q Now, the following morning, and thereafter,  
28 during the time you remained at Spahn Ranch, did you see

10-2

1 Shorty Shea at Spahn Ranch?

2 MR. KANAREK: Irrelevant, immaterial; no foundation,  
3 your Honor.

4 THE COURT: The objection is overruled.

5 You may answer.

6 THE WITNESS: No.

7 Q BY MR. MANZELLA: Did you ever see Shorty Shea  
8 again, after that night you heard the screams?

9 A No.

10 Q Now, Miss Hoyt, the following morning -- and are  
11 we still speaking about late August of 1969?

12 A Yes.

13 Q The following morning, did you see other members  
14 of the Manson Family at the ranch?

15 MR. KANAREK: Ambiguous, irrelevant and immaterial;  
16 no foundation.

17 THE COURT: Overruled.

18 THE WITNESS: Yes.

19 Q BY MR. MANZELLA: And did you speak to any  
20 members of the Family with regard to what you had heard?

21 MR. KANAREK: Object, your Honor; irrelevant and  
22 immaterial; no foundation; hearsay.

23 THE COURT: Sustained.

24 MR. KANAREK: They're --

25 THE COURT: The objection is sustained.

26 MR. MANZELLA: Your Honor, may I be heard on that at  
27 the bench?

28 THE COURT: Yes, you may.

10-3

1 (Whereupon, the following proceedings were had  
2 at the bench among Court and counsel, outside the  
3 hearing of the jury:)

4 MR. MANZELLA: Your Honor, I offer it because I believe  
5 it goes to the witness' credibility. In other words, I  
6 believe that the entire circumstances surrounding what she  
7 heard goes -- go to the witness' credibility.

8 In other words, Mr. Kanarek would be able to ask  
9 her questions such as that, "Did you say anything about the  
10 screams? Did you do anything about them?" And so on.

11 And my offer of proof would be that the following  
12 morning, she asked one of the Manson girls -- Gypsy -- about  
13 the screams, and whether or not she had heard them; and that  
14 Gypsy said, "No."

15 And that thereafter, she heard a conversation  
16 with -- between Mr. Manson and Mr. DeCarlo, which I'll ask  
17 her to testify to;

18 And sometime after that, she asks Gypsy again,  
19 that same day -- but later on -- about the conversation she  
20 had heard between Mr. Manson and Mr. DeCarlo, and Gypsy said,  
21 "Oh, there's nothing to it. Shorty went to San Francisco."

22 Now, I am asking for two separate things. One is  
23 to bring out the fact of the conversation, the fact that she  
24 did ask Gypsy about the screams the next morning; the second  
25 thing I would ask for would be --

26 THE COURT: I don't think that that's --

27 MR. MANZELLA: Oh, I don't care if I bring out the words  
28 that Gypsy said. But I would ask, as a question of credibility,



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1 to bring out the fact that she did ask about the screams;  
2 she asked Gypsy about the screams the next day.

3 MR. KANAREK: Well, your Honor, it's --

4 THE COURT: I'll sustain the objection to it.

5 MR. MANZELLA: Well, your Honor, can I ask her if she  
6 talked to anybody about what she had heard? I'm not sure  
7 what the question was that I had asked, your Honor.

8 MR. KANAREK: That is irrelevant and immaterial, your  
9 Honor. The fact that -- she can talk to police officers  
10 and all of that. That has nothing to do with --

11 MR. MANZELLA: Well, I have a further offer of proof,  
12 and that is that the reason she -- after Gypsy said, no, she  
13 didn't hear the screams, Miss Hoyt was sorry she had asked  
14 Gypsy, and didn't ask anybody else, because she was afraid;  
15 she was sorry that she heard the screams; she regretted the  
16 fact that she had heard the screams.

17 And she regretted the fact that she had asked  
18 anybody about it. And that is the reason she made -- she  
19 didn't ask anybody else about it, other than Gypsy.

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1 MR. KANAREK: She is not on trial here, your Honor.  
2 That's irrelevant and immaterial. Her state of mind, why she  
3 didn't do this or didn't do that on another occasion is  
4 irrelevant.

5 The only thing is, if she's percipient at the time,  
6 that's one thing. But she can't lift herself up by her boot-  
7 straps.

8 Gypsy is not a party to this proceeding. She is not  
9 a defendant in these proceedings.

10 It is irrelevant, immaterial; it's hearsay; it's  
11 -- there's no foundation for it, and the law doesn't contemplate  
12 it.

13 Just because he --

14 THE COURT: Excuse me just a moment.

15 MR. MANZELLA: As I say, your Honor, I don't care if I  
16 bring out the conversation itself, or the reply that Gypsy made,  
17 the replies that Gypsy made.

18 But I felt that it did go to credibility, with  
19 regard to her having asked someone about it the following day.

20 THE COURT: This is to, in effect, reinforce her  
21 credibility?

22 MR. MANZELLA: Yes, your Honor.

23 MR. KANAREK: He can't do it that way, your Honor.

24 THE COURT: Yeah.

25 MR. KANAREK: If someone reports a robbery, I mean --

26 THE COURT: I'll sustain the objection.

27 MR. MANZELLA: All right.

28 (Whereupon, the following proceedings were had in

1 open court, within the presence and hearing of the jury:)

2 Q BY MR. MANZELLA: Miss Hoyt, sometime later that  
3 following day -- that is, the day after you heard the screams --  
4 sometime later that day, were you present at a conversation  
5 between Charles Manson and Danny De Carlo?

6 A Yes.

7 Q And who else was present besides yourself?

8 A Kitty.

9 Q Kitty Lutesinger?

10 A Yes.

11 Q Where did the conversation take place?

12 A Down by the creek.

13 Q And what portion of the creek was this, in relation  
14 to other buildings that were at the ranch, or the corral?

15 A No, it was part of the creek that was behind the  
16 buildings.

17 Q And were you at this -- down by the creek first,  
18 or was Mr. Manson there first, or were you there at the same  
19 time? Did you arrive there at the same time?

20 A Uh --

21 Q If you recall.

22 A I believe Danny and -- I'm not sure if it was  
23 Danny and me and Kitty who were sitting down, and then  
24 Charlie came up, or -- I'm not sure.

25 Q All right. After Mr. Manson and Danny De Carlo  
26 were both present, was -- well, strike that.

27 Approximately what time of day was this? What  
28 part of the day was this?

1 A In the afternoon.

2 Q And this is the day following the night that you  
3 heard the screams; is that correct?

4 A Yes.

5 Q All right. Would you tell us what was said between  
6 Mr. Manson and Mr. De Carlo?

7 MR. KANAREK: Hearsay, your Honor; irrelevant,  
8 immaterial; no foundation; no corpus delicti.

9 THE COURT: The objection is overruled.

10 You may answer.

11 THE WITNESS: Do you want me to say what they said?

12 THE COURT: Yes.

13 Q BY MR. MANZELLA: Yes. I want you to tell us the  
14 words that were spoken in the conversation between Mr. Manson  
15 and Mr. De Carlo.

16 A Charlie told Danny, he said, "Shorty committed  
17 suicide, with a little help from us. And we buried him under  
18 some leaves." Wait. They cut him up in nine pieces and  
19 buried him under some leaves.

20 And then he pointed down the creek like that  
21 (indicating), with his thumb over his shoulder.

22 And then he asked Danny if lye or lime would get  
23 rid of the body; and Danny said ~~lye would preserve it, and~~  
24 ~~lime would -- no, wait; lye would get rid of it, and lime~~  
25 ~~would preserve it -- or something.~~

26 And then Charlie asked him where he could get some  
27 lye.

28 Q Now, some time thereafter, did you talk to

1 another member of the Family about what you had -- what you had  
2 heard Mr. Manson say to Mr. De Carlo?

3 MR. KANAREK: Irrelevant, immaterial, hearsay; no  
4 foundation, your Honor.

5 THE COURT: Objection sustained.

6 Q BY MR. MANZELLA: All right. Sometime after you  
7 heard this conversation, Miss Hoyt, did you leave Spahn Ranch?

8 A Yes.

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1 Q And when in relation to the conversation that  
2 you heard did you leave Spahn Ranch?

3 A That night.

4 Q Did you leave alone, or did you leave with other  
5 members of the Family?

6 A I left with others.

7 Q And who did you leave with?

8 A Charlie, Quish, Sharon --

9 Q Quish is spelled Q-u-i-s-h; is that correct?

10 A Uh --

11 Q Well, I guess you wouldn't know how to spell that.  
12 Is Quish Ruth Morehouse?

13 A Yes.

14 Q And Charlie is Charles Manson; is that correct?

15 A Yes.

16 Q All right. Please continue. Who else did you leave  
17 Spahn Ranch with?

18 A Snake, Sherry, and Kitty.

19 Q Now, Sherry is Sherry Cooper?

20 A Yes.

21 Q And Snake is Dianne Lake?

22 A Yes. And Brenda.

23 Q And Brenda Mc Cann, --

24 A Yes.

25 Q -- is that correct? And where did you go when you  
26 left Spahn Ranch?

27 A We went to the desert.

28 Q And when you say the desert, did you ultimately go  
to Barker Ranch and Meyers' Ranch in Death Valley?

1 A Yes.

2 Q And how did you get up there?

3 A In a car, a rented car.

4 Q Now, on your way to the Barker and Meyers' Ranch,  
5 in Death Valley, did you pass through Ballerat?

6 A Yes.

7 Q And did you pass -- did you have to travel through  
8 Goler Wash to get to those two ranches?

9 A Yes.

10 Q Now, did anyone else leave the ranch at or about  
11 the same time that you did?

12 A Yes.

13 Q And who was that?

14 A Tex, Danny and Bruce. They went in another car.

15 Q Is Tex, Tex Watson?

16 A Yes.

17 Q And Danny is Danny De Carlo?

18 A Yes.

19 Q And Bruce is Bruce Davis; is that correct?

20 A Yes.

21 Q And they went in a truck?

22 A Yes.

23 Q Now, did other members -- strike that.

24 Did the entire Family leave Spahn Ranch at that  
25 time, or did other members of the Family remain at the ranch?

26 A Some remained.

27 Q Now, how far did you go in the rented car on your  
28 trip to Meyers' and Barker Ranches?

1           A       We went to -- up to the road that led from --  
2 a dirt road up to the mouth of the wash.

3           Q       In other words, you went through Ballerat and down  
4 the road from Ballerat to Goler Wash, and then you left -- you  
5 took the car that far; is that correct?

6           A       Yes.

7           Q       Did you take the car up Goler Wash?

8           A       The car?

9           Q       Yes, the rented car.

10          A       No.

11          Q       Now, when you arrived at the -- the road that leads  
12 to Goler Wash, did you meet Tex, Bruce and Danny there?

13          A       Yes.

14          Q       And did they have the truck that they had left  
15 the ranch in?

16          A       Yes.

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1 Q All right, how did you continue your trip to  
2 Goler Wash to the Barker and Meyers' Ranches?

3 A Uh, we went in that truck that Danny and Tex and  
4 Bruce had up to the mouth of the wash, up to the falls.

5 Q Is that the rock falls?

6 A Yes, and then from there we walked.

7 Q Walked to Barker Ranch?

8 A Yes.

9 Q When you walked up the wash, did Mr. Manson walk  
10 with you?

11 A No.

12 Q What did he do?

13 A He stayed behind and waited for Tex to get the  
14 dune buggy that was up there and bring it back down and give  
15 him a ride up.

16 Q Now, did you stay -- during the time that you  
17 stayed in the desert, did you stay at Barker Ranch or Meyers  
18 Ranches or both?

19 A Both.

20 Q Did you alternate back and forth several times?

21 A Yes.

22 Q Now, how long total time did you stay at those  
23 two places after you first went up there?

24 A About a week or two.

25 Q Now, sometime after you arrived in the desert,  
26 did you cook or participate in cooking a supper at Meyers  
27 Ranch with other female members of the Family?

28 A Yes.



11-2

1 Q And who were the other girls that helped you  
2 prepare this meal?

3 A Kitty, Quish and Sheri, Sadie and Snake.

4 Q Now, did Sadie go up with you to Meyers Ranch  
5 when you left the Spahn Ranch?

6 A No.

7 Q Did they go to the desert with you?

8 A No.

9 Q When did Sadie come to the desert?

10 A She came a few days later with Juan.

11 Q And Juan is Juan Flynn?

12 A Yes.

13 Q And Sadie is Susan Atkins, is that correct?

14 A Yes.

15 Q Now, who ate this meal that you had prepared?

16 A Everybody.

17 Q And were there -- was Charles Manson there?

18 A Yes.

19 Q Who else was there?

20 A Uh, Charlie, Tex, Bruce, Danny, Juan --

21 Q That's Juan Flynn, Bruce Davis, Tex Watson and  
22 Danny DeCarlo?

23 A Yes.

24 Q And Mr. Manson, is that correct?

25 A Yes.

26 Q Now, where did the -- did all the men eat at the  
27 same time?

28 A Yes.

11-3

1 Q And where did they eat?

2 A They ate at the table.

3 Q This is a table in one of the rooms at Meyers

4 Ranch?

5 A Yes.

6 Q And what room is it?

7 A The main room.

8 Q And where did -- were you girls together while

9 the men were eating?

10 A Yes.

11 Q Where were the girls?

12 A We were sitting on the couch.

13 Q Approximately how far from the table were you?

14 A About ten feet.

15 Q Now, at sometime during the course of that meal

16 did you hear Mr. Manson make some statements with regard to

17 Shorty Shea?

18 A Yes.

19 Q Were all of the people about which you've told us,

20 were they all present at the time Mr. Manson made these

21 statements?

22 A Yes.

23 Q And were they, all the men that you mentioned,

24 present and seated at the table -- or rather, strike that.

25 Were all the men that you have mentioned present

26 at the table at the time Mr. Manson made these statements?

27 A Yes.

28 Q Where were you at the time Mr. Manson made these

11-4

1 statements?

2 A I was on the couch.

3 Q All right, will you tell us what Mr. Manson said?

4 MR. KANAREK: Object, your Honor, no corpus delicti.

5 THE COURT: The objection is overruled.

6 MR. KANAREK: No foundation, irrelevant, and immaterial.

7 THE COURT: Overruled, you may answer.

8 THE WITNESS: Charlie said that they had killed Shorty.

9 Uh, they cut him up in nine pieces.

10 And first they asked him -- oh, they -- they asked  
11 him if he would like to see something and, uh, that they had  
12 something that they wanted to show him. And then, he got into  
13 the dune buggy and they took him away. And then, they hit  
14 him in the head with a pipe. Uh, they pulled him out of the  
15 car, and they started stabbing him. And then, umm, they  
16 kept stabbing him and stabbing him.

17 And Charlie said -- or Shorty said, "Why, Charlie,  
18 why?"

19 And Charlie said, "Why? This is why." And then,  
20 he stabbed him again.

21 And, uh, he said that it was -- it was very hard  
22 to kill him until they brought him to now. And when they  
23 brought him to now, he said that Clem cut his head off.

24 Q Miss Hoyt, had you, during the time that you had  
25 spent with Mr. Manson and the Family from April of 1969,  
26 until the time we're talking about in the desert, had you had  
27 the opportunity to observe the demeanor and behavior of  
28 Mr. Manson?

11-5

11a fls.

MR. KANAREK: Irrelevant, immaterial, no foundation, and I would like to inquire on voir dire. I represent that this girl could not see during this period of time.

11a-1

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THE COURT: Overruled.

THE WITNESS: What was the question?

THE COURT: You may answer.

THE WITNESS: What was the question?

THE COURT: You may just answer it yes or no.

Had you had the opportunity to observe the  
demeanor of Mr. Manson?

THE WITNESS: Yes.

Q BY MR. MANZELLA: And had you spoken to Mr. Manson  
on many occasions and had you heard him speak on many occasions?

MR. KANAREK: Irrelevant, immaterial, no foundation.

THE COURT: Overruled. You may answer.

THE WITNESS: Yes.

Q BY MR. MANZELLA: Now, on this occasion, during the  
time that -- of this supper, at Meyers' Ranch, during the  
time that Mr. Manson was making the statements, did you have  
an opportunity to -- strike that.

Would you tell us what his demeanor, what his  
behavior was during the time he was making these statements?

MR. KANAREK: Irrelevant, immaterial, solicitation  
of hearsay and calling for a conclusion and no foundation,  
no corpus delicti.

THE COURT: Sustained.

Q BY MR. MANZELLA: Did Mr. Manson appear excited  
during the time he was making these statements?

MR. KANAREK: Object, calling for a conclusion,  
irrelevant, immaterial, no foundation.

THE COURT: Overruled. You may answer.

1 THE WITNESS: Yes.

2 Q BY MR. MANZELLA: All right, Miss Hoyt, approximately  
3 what month in 1969, during what month of 1969 were you at  
4 the Barker and Meyers' Ranches in the desert?

5 MR. KANAREK: It is assuming facts not in evidence,  
6 your Honor, and it is ambiguous.

7 THE COURT: Overruled.

8 THE WITNESS: I believe it was about the very beginning  
9 of September.

10 Q BY MR. MANZELLA: Of 1969?

11 A Yes.

12 Q And you remained in the desert for how long?

13 A About a week, maybe two weeks. I believe it was  
14 more than a week.

15 Q And some time after you heard Mr. Manson make these  
16 statements, did you leave the desert?

17 A Yes.

18 Q Did you leave alone or did you leave with someone  
19 else?

20 MR. KANAREK: Irrelevant and immaterial.

21 THE COURT: Sustained.

22 MR. MANZELLA: I'm sorry, I didn't hear the ruling, your  
23 Honor.

24 THE COURT: Sustained.

25 Q BY MR. MANZELLA: How did you leave?

26 MR. KANAREK: Irrelevant and immaterial.

27 THE COURT: Sustained.

28 Q BY MR. MANZELLA: When you left the desert,

1 did you leave in September of 1969?

2 MR. KANAREK: Irrelevant.

3 Q BY MR. MANZELLA: Some time during the month of  
4 September?

5 MR. KANAREK: Irrelevant and immaterial.

6 THE COURT: Overruled. You may answer.

7 THE WITNESS: Yes.

8 Q BY MR. MANZELLA: When you left the desert, did you  
9 leave the Family as well?

10 MR. KANAREK: Irrelevant, immaterial, statement of  
11 conclusion, your Honor, hearsay by conduct.

12 THE COURT: Overruled.

13 MR. KANAREK: No foundation for it.

14 THE COURT: You may answer it.

15 THE WITNESS: Yes.

16 Q BY MR. MANZELLA: Did you walk from Meyers' Ranch  
17 to Ballerat?

18 MR. KANAREK: Irrelevant, your Honor, immaterial.  
19 No foundation.

20 THE COURT: Sustained.

21 MR. MANZELLA: Your Honor, I have no further questions.

22 THE COURT: We'll recess before cross.

23 MR. KANAREK: Oh, very well, your Honor.

24 THE COURT: We'll take a short recess.

25 MR. KANAREK: Very well.

26 THE COURT: You are admonished during the recess that  
27 you are not to converse amongst yourselves, nor with anyone  
28 else, nor permit anyone to converse with you on any subject

1 connected with this matter, nor are you to form or express  
2 any opinion on it until it is finally submitted to you.

3 About ten minutes, ladies and gentlemen. You  
4 may step down and be back in ten minutes.

5 (Afternoon recess.)  
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12-1

1 THE COURT: The jurors are all present.

2 You may proceed with your cross-examination.

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

4 If I may have a moment, your Honor?

5 THE COURT: Yes, you may.

6 (Pause in the proceedings.)

7  
8 CROSS-EXAMINATION

9 BY MR. KANAREK:

10 Q Miss Hoyt, do you now wear contact lenses?

11 A Yes.

12 Q Do you have those contact lenses on?

13 A Yes.

14 Q Is it inconvenient for you to take them out?

15 A Yes.

16 Q That is, is it -- is it a big job to take them  
17 out?

18 A Well, it's not to take them out. But like I  
19 have to have a sink, and I have to put them in a case, and  
20 I have to wash them, and I -- then I have to -- then to  
21 put them back in is a hassle.

22 Q It's quite a job, right, to do that?

23 A Yeah.

24 Q When did you get your contact lenses?

25 A The first time I got them was when I was around  
26 16, I think.

27 Q I am talking about the ones you have now.

28 A Uh -- a few months ago.

12-2

1 Q Pardon?

2 A I'm not sure when I got them. A few months ago,  
3 I guess.

4 Q Do you mean about June of this year?

5 A I don't know when I got 'em.

6 Q Well, you said a few months ago. Was it June or  
7 May or July? When was it?

8 A Well, I have had them for a while.

9 Q Can you give us your best estimate?

10 THE COURT: You got them this year sometime?

11 THE WITNESS: Uh -- yes.

12 Q BY MR. KANAREK: But you don't know when?

13 THE COURT: You needn't answer that.

14 Go on to something else.

15 Q BY MR. KANAREK: Did you -- did you -- before you  
16 had the contact lenses that you now have, did you have some  
17 other aid in order to see?

18 A I had another pair before this, but I lost one.  
19 That's why I got these.

20 Q Now, during the year 1969, from about March until  
21 September, you were without any glasses or contact lenses;  
22 right?

23 A No.

24 Q Did you lose your glasses in the spring of 1969?

25 A Uh -- yes.

26 Q And you had no glasses during the entire time from  
27 the spring of 1969 at sometime until after September of '69;  
28 is that right?

12-3

1 A I lost 'em, I think, around the end of April;  
2 and I got some new ones -- uh -- around the middle of  
3 September.

4 Q And during that period of time, from the end of  
5 April until the middle of September, you were without any aid  
6 to your eyesight; right?

7 A Yes.

8 Q And during the entire time that you were at the  
9 Spahn Ranch, you were without any -- without the glasses that  
10 -- or contact lenses; right?

11 A Yes.

12 Q And without your glasses, you have difficulty  
13 seeing five fingers more than a foot away from you; right?

14 A Well, after I had --

15 Q Can you answer that question?

16 A A foot away from me?

17 Q Yes.

18 A I could see a little farther than that.

19 Q What, 13 inches?

20 A Oh, about three or four feet.

21 Q Three or four feet?

22 A I can see clearly.

23 Q Pardon?

24 A I could see pretty clearly.

25 Q About three feet from you, you can see how many  
26 fingers someone is holding up, providing they're three feet?

27 A I guess so.

28 Q But anything further than that, you can't even

12-4

1 tell how many fingers someone is holding up; right? Without  
2 your glasses?

3 A It depends.

4 Q It depends?

5 A Yes.

6 Q Do you see better at night than you do in the  
7 daytime?

8 A No, but when -- if I'm without any glasses for  
9 a while, I would get used to it.

10 Q You get used to not seeing without your glasses,  
11 and you can imagine what you see better; is that right?

12 A No.

13 Q You see better without your glasses than with  
14 your glasses; is that what you are saying?

15 MR. MANZELLA: Objection, your Honor. The question is  
16 argumentative.

17 THE COURT: Sustained.

18 Q BY MR. KANAREK: Do you see better without your  
19 glasses than when you use your glasses?

20 A No.

12a fls.

12a-1

1 Q And so, during the entire period of time from the  
2 middle of April, 1969, until the middle of September, 1969,  
3 you could only see five fingers -- be able to count the number  
4 of fingers that someone is holding up, if they were closer than  
5 three feet to you; right?

6 A No. I got used to seeing without them.

7 Q You got used to seeing without them.

8 What, four feet? For that particular -- that  
9 particular type of -- of exercise, let's say? Five fingers --

10 A Well, I got used to seeing things differently.  
11 I got used to seeing them more blurred, and so --

12 Q And during -- you got used to seeing them more  
13 blurred; right?

14 A I got used to seeing without the glasses.

15 Q Right. And during the period of April, 1969,  
16 to the middle of September, 1969, you ingested LSD on many,  
17 many occasions; is that correct?

18 A Would you say --

19 MR. MANZELLA: Objection, your Honor. It's not  
20 relevant, unless it's tied in to some part of her direct  
21 examination, your Honor.

22 MR. KANAREK: It's most relevant and most material, your  
23 Honor.

24 THE COURT: Excuse me just a minute.

25 You may answer the question.

26 The objection --

27 THE WITNESS: Could you repeat that again?

28 Q BY MR. KANAREK: During the middle of April --

1 from the middle of April, 1969, until the middle of September,  
2 1969, you took LSD on many, many occasions?

3 MR. MANZELLA: Objection, your Honor.

4 Q BY MR. KANAREK: Is that correct?

5 MR. MANZELLA: The question's vague and ambiguous, as to  
6 what "many, many occasions" means.

7 THE COURT: The objection is overruled.

8 You may answer.

9 THE WITNESS: No.

10 Q BY MR. KANAREK: Well, on how many occasions, if  
11 any, did you take LSD, between April of 1969 and September of  
12 1969?

13 A One time, I tried a little piece of one, but  
14 nothing happened.

15 Q In your entire life? I mean, in that period of  
16 time, you only took LSD -- you only tried to take it once?

17 A Yes.

18 Q During that period of time, the middle of April,  
19 1969, to the middle of September of '69, did you take any  
20 other drugs?

21 A Uh -- there was marijuana and hash around; and I  
22 had that occasionally.

23 I didn't like it that much, because it hurt my  
24 throat.

25 And then I think it was -- I'm not sure what it was.  
26 But I took a pill -- I think it's THC that it was.

27 Q And this is during -- during April to the middle of  
28 September, 1969?

1 A Yes.

2 Q And you smoked marijuana on many occasions during  
3 that period of time; is that right?

4 A No, I wouldn't say that.

5 Q Well, how many occasions?

6 A I don't know. They'd have it all the time at  
7 dinner, I suppose that --

8 Q Now, you've used the word "they," Miss Hoyt.

9 You mean "we," don't you? You were as much a part  
10 of this group as anyone else; isn't that correct?

11 A No, I don't think so.

12 Q You weren't? Did you have intercourse with Clem --  
13 with Steve Grogan on many occasions?

14 A No.

15 MR. MANZELLA: Objection, your Honor. That's not relevant.

16 MR. KANAREK: It goes to -- your Honor, may I approach  
17 the bench?

18 THE COURT: Why?

19 MR. KANAREK: Because it's most relevant. It shows --

20 THE COURT: Suppose I overrule the objection? Do you  
21 still want to approach the bench?

22 MR. KANAREK: No, your Honor.

23 THE COURT: Then will you let me rule, before you ask  
24 to approach the bench?

25 MR. KANAREK: No, I'm sorry. I apologize, your Honor.

26 THE COURT: The objection's overruled.

27 THE WITNESS: No.  
28

12b-1

1 Q BY MR. KANAREK: You have had sexual relations  
2 with Mr. Grogan; is that correct?

3 A Yes, but not on many, many occasions. I did it  
4 once.

5 Q Only once; is that right?

6 A Yes.

7 Q Would you name the other people that you were  
8 living with at the Spahn Ranch that you had sexual relations  
9 with?

10 THE COURT: You needn't answer that.

11 MR. MANZELLA: Objection, your Honor. It's not  
12 relevant.

13 THE COURT: Sustained.

14 THE DEFENDANT: (From within the detention room,  
15 calling out through the door:) See, this is not my lawyer.  
16 Everything he does reflects on me.

17 THE COURT: Mr. Manson, you'll have to --

18 THE DEFENDANT: I don't want to have anything to do  
19 with this man.

20 THE COURT: You'll have to be quiet, or we will --

21 THE DEFENDANT: Put there by the Judge.

22 THE COURT: Or we'll close the sound off, if you don't.

23 THE DEFENDANT: The Judge is a boy.

24 THE COURT: If you don't be quiet --

25 THE DEFENDANT: Let me ask some questions. I'll bring  
26 the truth out in her.

27 THE COURT: Close the door, please.

28 THE DEFENDANT: You want to be setting on the truth,



12b-2

1 don't you? You're hiding it.

2 THE COURT: All right. The Court sustains the objection  
3 to that last question, as being immaterial and irrelevant.

4 MR. KANAREK: Well, your Honor, may we approach the  
5 bench?

6 THE COURT: No, you may not.

7 Q BY MR. KANAREK: Miss Hoyt, what day was it that  
8 you say that you heard these screams?

9 A Uh -- it was about -- it was the day before we  
10 left for the desert.

11 Q The day before you left for the desert; right?

12 A Yeah, the night -- you know. It was about 24  
13 hours before or -- I don't know.

14 Q You don't know? That about tells it, doesn't it,  
15 Miss Hoyt?

16 A No.

17 Q So you heard these screams about 24 hours before  
18 you left for the desert; is that right?

19 A I'd say so.

20 Q And you -- you're telling us now that -- that  
21 these screams that you heard were the screams of -- you  
22 recognized the voice of Shorty Shea?

23 A Yes.

24 Q Had you ever heard Shorty Shea scream in your  
25 lifetime?

26 A No.

27 Q And you say that these sounded like they came  
28 from far away?

12b-3

1 A They sounded like they weren't real close to me.  
2 They sounded pretty far away, but they were very loud.

3 Q They were loud and far away, and they -- and  
4 the screams were the voice of Shorty Shea, --

5 A Um-hmm.

6 Q -- is that right?

7 A Yes.

8 Q Did you tell Mr. Whiteley, the gentleman sitting  
9 to my left, on November 18th, 1970, that on one occasion,  
10 you heard male screams, the screams of a male voice, while  
11 you were at the Spahn Ranch?

12 A I don't remember the words. I remember telling the  
13 police that I heard Shorty screaming.

14 Q My question is: On November the 18th, 1970, did  
15 you state that you had heard the sound of a male?

16 A I don't remember.

17 Q You don't remember what you told them; is that it?

18 A I don't remember what words I used.

19 Q Did you tell the law enforcement people that the  
20 voice that you heard was that of a man?

21 A Yeah, That it was Shorty.

22 Q You told them that it was a male voice, and it  
23 was Shorty?

24 A I told them that I heard Shorty screaming.

25 Q When you first talked to the law enforcement  
26 people, did you state that it was a male voice, and as far  
27 as who the voice belonged to, you did not know?

28 A No.

12b-4

Q You never stated that?

MR. MANZELLA: Objection. The question has been asked and answered.

13 fls.

THE COURT: Sustained.

13-1

(Whereupon, the Judge conferred with the bailiff up at the bench.)

Q BY MR. KANAREK: Did you, Miss Hoyt, go to any police officer and tell anybody that there was a person named Shorty or any other name that had been killed on the Spahn Ranch?

A Did I go to them and tell them?

Q Yes.

A I told my mother and she called them later.

Q You told your mother.

I'm talking about law enforcement people.

(Whereupon, there appeared to be loud singing coming from the retaining tank.)

(Laughter.)

Q BY MR. KANAREK: Miss Hoyt.

A What?

Q Talking about law enforcement people.

A (Laughing.) Could you say that again?

Q I'm talking about law enforcement people.

Did you tell any law enforcement people?

A Did I tell them what?

Q That you knew that someone had been killed at the Spahn Ranch?

A Did I tell them?

Q Yes.

A Yes.

Q When?

A When, uh, I think the first time I told them was

13-2

1 in December, 1969.

2 Q December, 1969, is the first time you told anybody  
3 about it, right? Any law enforcement person?

4 A Any law enforcement person?

5 Q Right.

6 A Yes.

7 Q Is that right?

8 A Yes.

9 Q That was after Mr. Manson was arrested, right?

10 A Yes.

11 Q That was after you decided that you would make up  
12 a few stories to get back in good with your folks, is that  
13 right, Miss Hoyt?

14 A No.

15 MR. MANZELLA: Objection, your Honor, the question is  
16 argumentative.

17 THE COURT: The objection is overruled. The answer  
18 may remain in the record.

19 Q BY MR. KANAREK: Miss Hoyt, you came to live on  
20 Gresham Street of your own free will, is that right?

21 A Yes.

22 Q You wanted to live there because there was --  
23 there was the opportunity to do whatever you wished to do  
24 sexually, among other things, is that correct?

25 MR. MANZELLA: Objection, your Honor, it is not  
26 relevant. It is improper.

27 THE COURT: Sustained.

28 MR. KANAREK: May we approach the bench? May counsel

13-3

1 approach the bench, your Honor?

2 THE COURT: No, you may not. The objection is  
3 sustained.

4 Q BY MR. KANAREK: You left your home of your own  
5 free will and came to live on Gresham Street, is that right,  
6 Miss Hoyt?

7 A Yes.

8 Q You participated in the activities of these  
9 people that you now call "they"? Those people at that time  
10 were "we"? They were you and they participated together  
11 in many, many activities; is that right?

12 A Uh, hmm, did I participate in the activities  
13 with them?

14 Q Yes.

15 A Yes, some activities.

16 Q Many activities?

17 Everything they did, you did, Miss Hoyt, is that  
18 right?

19 A No.

20 Q Not so?

21 A That's right.

22 Q I see. And what did you refuse to do, Miss Hoyt,  
23 that they did?

24 MR. MANZELLA: Objection, your Honor, as not relevant.

25 MR. KANAREK: It is most relevant, counsel has --

26 THE COURT: Sustained.

27 MR. KANAREK: -- counsel has brought up continually this  
28 Family.

1 THE COURT: The objection is sustained.

2 MR. KANAREK: Then, may we approach the bench, your  
3 Honor?

4 THE COURT: No, you may not.

5 Q BY MR. KANAREK: On how many occasions, Miss  
6 Hoyt -- well, let me withdraw that.

7 You've heard this term Manson Family?

8 A Yes.

9 Q You were a member of that Family just as much  
10 as Charles Manson, Lynn Fromme, Sandy, Squeaky, Paul  
11 Watkins, whatever, all of them; you were just as much a  
12 member as anyone else, is that right?

13 A I suppose I was just as much a member.

14 Q Everything that they did, you did? There's not  
15 one thing they did that you didn't do, is that not correct?

16 A No.

17 Q That's not correct?

18 A Right.

19 Q I see. And what did you refuse to do, Miss Hoyt?

20 THE COURT: You needn't answer that.

21 Q BY MR. KANAREK: That they did?

22 THE COURT: You needn't answer that. That's immaterial.  
23 Let's proceed.

24 MR. KANAREK: I am, your Honor.

25 Q BY MR. KANAREK: Now, on how many -- well, may  
26 I ask you this, during this period of time you supposedly  
27 knew that Mr. Shea was dead for many, many months before you  
28 told any law enforcement officers about it.

1 Is there some reason that you didn't tell any law  
2 enforcement officer about it?

3 A Hum, yes.

4 Q All right, what's the reason, Miss Hoyt?

5 A Well, I was scared to.

6 Q You were scared?

7 A Yes.

8 Q Well, Miss Hoyt, that is a lie, is that true?

9 A No.

10 Q You are not telling us the truth.

11 THE COURT: Mr. Kanarek's statement is stricken.

12 Mr. Kanarek, would you proceed now with --

13 MR. KANAREK: Yes.

14 THE COURT: Without arguing.

15 MR. KANAREK: I am not arguing, your Honor.

16 13a fls.  
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13a-1

1 Q BY MR. KANAREK: Miss Hoyt, you left the Spahn  
2 Ranch for a period of time and decided to go look for a  
3 certain gentleman in Missouri, is that right?

4 A Yes.

5 Q What's the name of that person?

6 A Dave.

7 Q Dave -- what's his last name?

8 A I think it is Baker.

9 Q You think it is Baker?

10 A Yes.

11 Q You think it is Baker?

12 A Yes.

13 Q But you're not sure of his name?

14 A Yes.

15 Q You're not sure of his name?

16 A I think it is.

17 Q You and Mr. Baker are quite close?

18 MR. MANZELLA: Objection, your Honor, it is not relevant.

19 MR. KANAREK: This is very relevant as to the  
20 family aspect. We have a right to go into this. Mr. Baker may  
21 have a place --

22 THE COURT: The objection is sustained.

23 Q BY MR. KANAREK: Well, did Mr. Baker live at the  
24 Spahn Ranch?

25 MR. MANZELLA: Objection, your Honor, it is not relevant.

26 THE COURT: Overruled, you may answer.

27 THE WITNESS: Uh, yes, he did for a while.

28 Q BY MR. KANAREK: That's right. He lived with you

1 and the other people that were living there, is that right?

2 A Yes.

3 Q You and Mr. Baker were very friendly, is that  
4 correct?

5 A Yes.

6 Q And at a certain time -- well, may I ask you, when  
7 was it that you decided that you would leave the Spahn Ranch  
8 for a short time and go to Missouri?

9 A When was it?

10 Q Yes.

11 A The end of May.

12 Q And you went to Missouri, Kansas City, to look for  
13 Mr. Baker?

14 MR. MANZELLA: Objection, your Honor, it is not relevant.

15 MR. KANAREK: I don't know --

16 THE COURT: Sustained.

17 MR. KANAREK: Then, may I approach the bench and make an  
18 offer of proof?

19 THE COURT: All right, you may make your offer of proof.

20 (Whereupon, the following proceedings were had at  
21 the bench among Court and counsel, outside the hearing of the  
22 jury:)

23 THE COURT: Would you tell me what relevancy it might  
24 have?

25 MR. KANAREK: It might --

26 THE COURT: She went to Missouri to look for Mr. Baker  
27 and --

28 MR. KANAREK: Because Mr. Baker may well be the man

1 that killed Shorty Shea. We are not circumscribed by the  
2 District Attorney's particular viewpoint of this case, your  
3 Honor. As far as Shorty Shea -- as far as this girl is  
4 concerned, as far as Mr. Baker is concerned, I can represent  
5 to the Court that previously this witness has attempted to, by  
6 her testimony in court, protect Mr. Baker, it would appear, from  
7 some kind of culpability in that she has been --

8 THE COURT: Mr. Kanarek, you have the right to produce --  
9 you have the right to produce testimony from this witness or  
10 from anyone else concerning Mr. Baker and his activities  
11 toward Mr. Shea or his relationship with Mr. Shea, but this is  
12 not a proper time to do it. It is not part of the -- not a  
13 proper part of cross-examination.

14 MR. KANAREK: It is. If it shows bias and prejudice  
15 on her part to dump something on Mr. Manson when someone else  
16 may, in fact, be guilty of this crime.

17 THE COURT: Well, you --

18 MR. KANAREK: That's right. That's right, and I believe --

19 THE COURT: The Court has a right to limit cross-  
20 examination which is neither relevant or material, and thus  
21 far I haven't seen that you have been relevant or material in  
22 connection with this man and her relationship with him.

23 Very well.

24 MR. MANZELLA: Your Honor, may I inquire whether the  
25 Court is going to allow Mr. Manson to remain in the lockup?

26 THE COURT: Well, he is noisy at this time, and he has  
27 been for about the last 20 minutes. I am going to have to ask  
28 that he be removed because he is shouting and singing so loud

1 that it is disturbing the courtroom.

2 MR. MANZELLA: Could we take a recess now while he's  
3 removed?

4 THE COURT: We'll recess for five minutes.

5 (Whereupon, the following proceedings were had in  
6 open court within the presence and hearing of the jury:)

7 THE COURT: We'll recess for five minutes, ladies and  
8 gentlemen. During the course of the recess you are admonished  
9 that you are not to converse amongst yourselves nor with  
10 anyone else, nor permit anyone to converse with you on any  
11 subject connected with this matter, nor are you to form or  
12 express any opinion on the matter until it is finally submitted  
13 to you.

14 Could you all hear that?

15 (Laughter.)

16 THE COURT: I assume you did.

17 (Short recess.)  
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1 THE COURT: Miss Hoyt, where is she?

2 (Pause in the proceedings while the witness  
3 entered the courtroom, resumed the stand.)

4 THE COURT: You may resume your cross-examination,  
5 Mr. Kanarek.

6 BY MR. KANAREK:

7 Q Miss Hoyt, this Mr. Baker that you've spoken of,  
8 did you know him by any other name?

9 MR. MANZELLA: Objection, your Honor. It's not relevant.

10 THE COURT: Sustained.

11 Q BY MR. KANAREK: During this period of time that  
12 you were at the Spahn Ranch, and during this period of time  
13 up until December of 1969, you paid no attention to time; is  
14 that correct?

15 A I paid no attention to time?

16 Q Right, Miss Hoyt.

17 A Uh -- no.

18 Q Is that correct?

19 A No.

20 Q That's not correct. What did you use to determine  
21 time during the period of time that you were with these other  
22 people? That you call The Family?

23 A Well, I didn't pay much attention to it, up until  
24 around September, except that I -- I knew when we got arrested,  
25 and I knew when I got out to the desert, pretty much,

26 Q Well, by -- how -- how did you -- you say "pretty  
27 much." In other words, you did have -- you had no occasion to  
28 pay attention to months or days that certain things occurred;

1 is that correct?

2 A No.

3 Q You paid attention? You made notations of things  
4 that occurred, the dates they occurred, and the months and the  
5 year?

6 THE COURT: That's a compound question.

7 Restate it.

8 Q BY MR. KANAREK: Did you make any notations,  
9 Miss Hoyt, as to any events during 1969, where you wrote  
10 something down?

11 A No, I didn't write down things -- well, I did write  
12 down some, but -- no, that was later.

13 Never mind, now.

14 Q That was later, after you started talking to the  
15 law enforcement people; is that right?

16 A Wait. What? That I wrote down things?

17 Q That you started writing things down.

18 A I didn't write anything for them.

19 Q You wrote it down for yourself?

20 A Yeah.

21 Q Beginning in what month? When's the first time in  
22 1969 you ever wrote anything down?

23 A In 1969?

24 Q That was a date, yes.

25 A The first time I wrote anything down?

26 Q Concerning a date.

27 A I don't know.

28 Q Well, you've just told us a few moments ago you

1 wrote something down.

2 A I wrote things down later.

3 Q After -- in the Fall or Winter of 1969; right?

4 A Uh -- yes, I guess so.

5 Q Now, was this girl that you went to Olancho with,  
6 this girl, Sheri, did you have -- did she have the name of  
7 Simi Valley Sheri? That was her name; right?

8 A Well, that's what the cops named her.

9 Q She was known by that name; right?

10 A Just -- I never heard that before I -- before I  
11 started talking to the -- to you guys.

12 Q Would you say that -- what was that, Miss Hoyt?

13 A I haven't heard of the name Simi Valley Sheri  
14 until I started talking -- you know, with the law.

15 Q I see. Now, this -- this parachute room that you  
16 were located in, did you share that room with Mr. Baker?

17 A No.

18 Q Well, you and Mr. Baker slept together on occasions  
19 at the Spahn Ranch; is that correct?

20 A Yes.

21 MR. MANZELLA: Objected to --

22 Q BY MR. KANAREK: And where at the Spahn Ranch did  
23 you sleep with Mr. Baker?

24 MR. MANZELLA: Objection, your Honor. It's not relevant.

25 MR. KANAREK: It's relevant to show the inability -- may  
26 I approach the bench, your Honor?

27 THE COURT: No, you may not. Overruled.

28 The objection is overruled.

1 Well, excuse me. The objection is sustained.

2 MR. KANAREK: Then, your Honor, may I approach the bench?

3 THE COURT: No, you may not. The objection is sustained.

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14a

1 Q BY MR. KANAREK: On occasions, Miss Hoyt, you  
2 spent the entire night with Mr. Baker; is that correct?

3 MR. MANZELLA: Objection, your Honor. It's not relevant.

4 MR. KANAREK: It's most relevant. It goes to the exact  
5 time in issue, your Honor, that we are speaking of.

6 We are not bound by this witness' statements on  
7 direct examination.

8 THE COURT: The objection is sustained.

9 Q BY MR. KANAREK: Miss Hoyt, you did not keep a  
10 diary of where you slept every night that you were at the  
11 Spahn Ranch, did you?

12 A No.

13 Q And you spent nights at the Spahn Ranch, sleeping,  
14 not with yourself alone, but with other people; is that  
15 correct?

16 A Yes.

17 Q And on some of these occasions, when you slept  
18 not alone, you slept with Mr. Baker; is that correct?

19 A Yes.

20 Q And where was it that you slept with Mr. Baker?

21 MR. MANZELLA: Objection, your Honor. It's not relevant.

22 THE COURT: Sustained.

23 Q BY MR. KANAREK: Well, would you tell us the places  
24 at the Spahn Ranch that you slept, Miss Hoyt?

25 A Do you want me to name all of them?

26 Q Yes, please do.

27 A I slept in the saloon, in the trailer, in the  
28 parachute room, in the wickiyup, in the bath house, in the

1 outlaw shacks, in the ca-- you know, where there's a camp;  
2 all over the place.

3 Q And how big is the parachute room, Miss Hoyt?

4 A It's like a small trailer.

5 Q And how many people slept in the parachute room?

6 A I don't know.

7 Q Well, give us your best estimate, Miss Hoyt.

8 A I don't know how many people slept -- you know, I  
9 suppose you could fit -- there's a bed in there. You could  
10 fit two, maybe three people in that.

11 And then you could put a couple of people on the  
12 floor. If you want to, you could even stack 'em up; I don't  
13 know.

14 Q Well, in fact, you were not the only one that slept  
15 in the parachute room; is that correct?

16 A Lots of other people used it.

17 Q Right. Lots of other people used it, every night?  
18 Right?

19 A I don't know. I didn't sleep there every night.

20 Q But on the nights you slept there, other people  
21 slept there also; correct?

22 A Uh -- the only night I really remember sleeping --  
23 oh, I shared it with Linda a couple of times, when we had the  
24 babies in there.

25 Q Linda Kasabian?

26 A Yes. And then that other time, that I was alone;  
27 and this is the only times I can think of when I slept in there.

28 Q The parachute room, Miss Hoyt, is immediately next

1 to whatever room in the Spahn Ranch?

2 A Oh, Randy's trailer is next to it.

3 Q The trailer of Randy Starr?

4 A Yeah. It's either next to it, or it's pretty  
5 close.

6 And then there's a red trailer that's -- yeah, that's  
7 next to it.

8 Q And --

9 A On the other side.

10 Q And these trailers are inhabited with people?  
11 People slept and lived in these trailers; right?

12 A Yes.

13 Q And would you tell us on how many different  
14 occasions during the time you were at the Spahn Ranch that you  
15 slept in the parachute room?

16 A Uh -- I spent a few nights in there with Linda;  
17 I spent a few -- I think around two or three nights with the  
18 babies;

19 And then that time I was alone. And that's the  
20 only times I can think of when I slept in there.

21 Q Well, you slept in the parachute room with people  
22 other than Linda and the babies?

23 A Hmmm -- no.

24 Q In the whole time you were at the Spahn Ranch,  
25 you never slept in the parachute room with anyone except Linda  
26 and the babies?

27 A I don't remember sleeping with anybody else  
28 besides Linda or the babies in the parachute room.

1 Q Now, these screams that you say that you heard,  
2 what words were uttered in the screams?

3 A There were no words.

4 Q Well, were these screams the screams of a person  
5 who was screaming with joy? Or yelling or having a good time?

6 A No.

7 Q Or what?

8 A No, they were the opposite.

9 Q Well, how do you know that they were the opposite,  
10 other than your conversations with law enforcement officers?

11 MR. MANZELLA: Objection, your Honor. That's argumentative.

12 THE COURT: Sustained.

14b

14b

1 Q BY MR. KANAREK: When is the first time --  
2 when is the first time that you mentioned to any law enforce-  
3 ment officer -- and I want a date -- about these screams,  
4 Miss Hoyt?

5 A Uh -- I think it was in December, 1969.

6 Q In December of 1969? What day in December?

7 A I don't know.

8 Q Give us your best estimate, Miss Hoyt.

9 A I don't know.

10 Q And during this period of time, these many months  
11 that you heard these screams, nothing bothered you about it?  
12 You thought you knew that Mr. Shea had passed away, and you  
13 did nothing about it?

14 A Could you say that again?

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

16 THE COURT: No, it's compound. Rephrase it.

17 Q BY MR. KANAREK: During the many months that you  
18 say that elapsed from the time you heard these screams until  
19 the time you first spoke to some law enforcement people, you  
20 did nothing about what you had heard concerning what you  
21 thought you tell us was the death of Mr. Shea?

22 A I didn't tell them until I told 'em? I don't  
23 understand.

24 Q You did nothing about it whatsoever? You tell us  
25 that you had thought that a person had died, a fellow human  
26 being had died, and you did nothing about it; right?

27 A What could I do about it?

28 Q You could have gone to some police officer; you

1 could have gone to a police officer in Kansas City, Missouri,  
2 while you were there.

3 THE COURT: Counsel's remarks --

4 THE WITNESS: That was before.

5 THE COURT: Counsel's remarks are stricken. There's no  
6 question before you.

7 THE WITNESS: All right.

8 Q BY MR. KANAREK: You were -- you were -- you tell  
9 us that you left the Barker Ranch at some time; right?

10 A Yes.

11 Q You left the Barker Ranch in the -- in the State of  
12 California -- that is in the State of California; right?

13 A Yes.

14 Q Did anyone prevent you from going to a California  
15 Highway Patrol station, or a local police station, or a  
16 District Attorney of Inyo County, or to literally hundreds of  
17 various agencies in California? Anyone stop you?

18 A After I left?

19 Q Yes.

20 A No.

21 Q You weren't -- you weren't stopped by anyone. You  
22 just didn't do it; right?

23 A Well, everybody who I did tell about it, nobody  
24 believed it.

25 Q I see. Tell us, Miss Hoyt, what law enforcement  
26 officer did you tell it to, before December of 1969?

27 A None.

28 Q And the reason you didn't tell it, Miss Hoyt, is

1 because it didn't occur?

2 A No.

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1 Q You weren't afraid after you left the Barker  
2 Ranch, were you?

3 A Yes.

4 Q You were afraid?

5 A Yes.

6 Q I see. And were you afraid -- I'll withdraw that.  
7 Well, of whom were you afraid?

8 A I was afraid of the Family. I was afraid of  
9 all of them.

10 Q You were afraid of all of them, is that right?

11 A Yes.

12 Q I see.

13 Well, aren't you afraid of them right now?

14 A Yes.

15 Q I see. Well, then, why are you testifying to  
16 this right now if you are still afraid?

17 A I'm dumb.

18 THE COURT: Rephrase your question.

19 Q BY MR. KANAREK: Mr. Manson was arrested in  
20 October of 1969, right?

21 A I think so.

22 Q Did you go to any law enforcement officer after  
23 Mr. Manson was arrested before December of 1969?

24 MR. MANZELLA: Objection, the question has been asked  
25 and answered.

26 THE COURT: Sustained.

27 Q BY MR. KANAREK: These screams, Miss Hoyt, that  
28 you say that you heard, where -- from what direction did these



15-2

1 screams come?

2 A I can't say for sure, because I wasn't thinking  
3 about directions. I remember looking out the window that was  
4 facing -- I think it was west, but I couldn't see anything.

5 Q And you went back to sleep after hearing these  
6 screams, these horrible screams, right?

7 A No.

8 Q You didn't go back to sleep?

9 Did you get up and dial the telephone and call  
10 some police officer?

11 A No.

12 Q You went -- you stayed where you were and went  
13 to sleep, right?

14 A I stayed where I was.

15 Q You went to sleep?

16 A I don't think so.

17 Q Well, what did you do?

18 A I don't -- uh, when I heard the screaming, I  
19 looked out that window thing and I couldn't see anything  
20 because it was really dark. And then, after a while later --  
21 or not -- I don't know, a couple -- I guess the next time  
22 I looked, the moon was up. I think it was a full moon, too.

23 Q Just the right thing for a full moon, right?

24 A What?

25 MR. MANZELLA: Objection, your Honor, it is argumen-  
26 tive.

27 Q BY MR. KANAREK: There was a full moon, you say?

28 A I said I think.

15-3

1 Q Well, did you --

2 A I said it was very light out and I looked out the  
3 screen again and all I could see was the leaves on it that  
4 were around it.

5 THE COURT: All you could see was what?

6 THE WITNESS: The leaves pressing on the screen from  
7 outside.

8 THE COURT: Say that into the microphone. I'm not  
9 sure that the jury heard you.

10 THE WITNESS: All I could see was the screams -- I  
11 mean, the leaves on the outside of the screen that were just  
12 surrounding it.

13 And the next morning, I was laying on the floor.

14 Q BY MR. KANAREK: So you went back to sleep?

15 A I don't remember going to sleep.

16 Q Well, between the time that you looked at the  
17 leaves and the time that you woke up on the floor, you had  
18 been sleeping, is that right?

19 A I guess so.

20 Q And you slept where you always slept, is that  
21 right?

22 A What?

23 Q That night? That night you slept on the floor  
24 where you always slept?

25 A No.

26 Q You didn't always sleep on the floor?

27 A No, I was in the bed.

28

15-4

1 Q But when you woke up, you were on the floor?

2 A Yes.

3 Q Had you taken any drug that evening, Miss Hoyt?

4 A No.

5 Q Had you been in the presence of these people that  
6 you are speaking of when there were a lot of individuals  
7 taking LSD?

8 A That time I told you about they had a bag -- uh --  
9 they had -- uh -- I think they were in Baggies and in a box.  
10 And -- I don't know. And everybody was taking it then.

11 Q You were in the presence of Linda Kasabian on  
12 this occasion, right?

13 A No, that was before she even got there. That was  
14 in April.

15 Q Well, while Linda Kasabian was on the Spahn  
16 Ranch, did you gather with a group of people any time?

17 A Just for dinner and stuff.

18 Q Well, on these occasions when people gathered  
19 for dinner, did they take LSD?

20 A Not that I know of.

21 Q To your knowledge nobody at the ranch except  
22 this one time ever took LSD, is that right?

23 A Uh, when I left to take a trip across country,  
24 that was in late May, uh, a bunch of people had said that they  
25 had gotten 40 orange wedges or something like that. And that  
26 they should take them together and all of this stuff, but I  
27 guess I missed it.  
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15a-1

1 Q And you lived there with these people continuously  
2 during the period of time that you have described except  
3 when you were in -- and en route to Kansas City to look  
4 for Mr. Baker, is that right?

5 A I lived with -- could you say that again?

6 Q Did you live with these people continuously  
7 except when you were away in connection with your looking  
8 for Mr. Baker?

9 A Oh, no, when I was in -- the first part of May I  
10 got arrested, then I wasn't --

11 Q You were gone?

12 A Except -- from April I was, and then from July.

13 Q But when you were arrested, you were arrested for  
14 only a short period of time, right?

15 How long were you gone at that time?

16 A I think I was gone a couple of weeks.

17 Q What were you arrested for?

18 THE COURT: You needn't answer that.

19 You may approach the bench on that point, if you  
20 wish to.

21 MR. KANAREK: What's that, your Honor?

22 THE COURT: In respect to that last question, you may  
23 approach the bench if you would like to.

24 MR. KANAREK: Yes, thank you.

25 (Whereupon, the following proceedings were had  
26 at the bench among Court and counsel, outside the  
27 hearing of the jury:)  
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15a-2

1 MR. KANAREK: Yes, your Honor, I think that the  
2 Evidence Code provides that, you know, the arrest or either  
3 the reason for the arrest -- it may be gone into if it's  
4 relevant material.

5 THE COURT: On what issue?

6 MR. KANAREK: Well, it is relevant material in connec-  
7 tion with her -- with her life style, in connection with the  
8 life style of the Manson Family.

9 THE COURT: What section of the Evidence Code allows  
10 that?

11 MR. KANAREK: There is a -- I do not know the exact  
12 number, but I know that there is a provision in the Evidence  
13 Code that says that the mere -- just because an arrest has  
14 occurred, it does not make it inadmissible, if it has  
15 relevancy and materiality.

16 THE COURT: Well, that's correct, if it is relevant  
17 material.

18 MR. KANAREK: It is.

19 THE COURT: How is it relevant?

20 MR. KANAREK: It is relevant to show her life style.  
21 Remember, your Honor -- we did not --

22 THE COURT: The Court will sustain the objection on  
23 that, as to pursuing that. If that's your offer.

24 MR. KANAREK: They brought up this Manson Family life  
25 style, your Honor.

26 THE COURT: I understand --

27 MR. MANZELLA: Your Honor, I don't believe we have  
28 brought up the Manson Family life style.

15a-3

1 THE COURT: It largely has been gone into on cross-  
2 examination.

3 MR. MANZELLA: I believe that's correct.

4 MR. KANAREK: Well, you can't -- you can't -- you can't  
5 bring a part of the implication of joint living and communal  
6 living -- is there, your Honor. When they say --

7 THE COURT: I can't see what the arrest or the cause --  
8 show why a particular police agency arrest here would be  
9 material.

10 (Whereupon, the following proceedings were had  
11 in open court in the presence and hearing of the jury:)

12 THE COURT: Ask your next question.

13 MR. KANAREK: Yes, your Honor.

14 Q Now, Miss Hoyt, directing your attention to Mr.  
15 Shea.

16 When was it that you first saw Mr. Shea?

17 A Right after we got out of jail.

18 Q You hadn't seen him before in your life until  
19 after you got out of jail, right?

20 A Yes.

21 Q Is that correct?

22 A Yes.

23 Q And so it was after August the 16th, 1970, that  
24 you, in your lifetime, first came into the immediate presence  
25 of Mr. Shea, right?

26 A No, it was not. It was 1969.

27 Q 1969, all right.

28 August 16th, 1969, is the first time that you ever

15a-4

1 saw Mr. Shea? There's no question about that? It was after  
2 that, actually?

3 A It was after we got out of jail. August 16 is  
4 when we went in.

5 Q All right. So what day was it that you first  
6 saw him?

7 A Oh, I suppose around the 20th.

8 Q And around the 20th you were in Olancha?

9 A On the 20th?

10 Q Were you in Olancha on the 20th, Miss Hoyt?

11 A We -- after we got out of jail, we were at the  
12 ranch for a couple of days, and then we went to Olancha,  
13 and then we came back to Spahn's Ranch.

14 Q All right. And it takes several -- I'll withdraw  
15 that.

16 How long does it take to get to Olancha from the  
17 Spahn Ranch?

18 A Oh, I don't remember. It takes a few hours.

19 Q And did you see Mr. Shea before you went to  
20 Olancha?

21 A Yes.

22 Q Well, how long after you came back to the Spahn  
23 Ranch was it before you left to go to Olancha?

24 A Hmm, it was probably around a day or two, a  
25 couple of days, I don't know. It is just a couple of days.

26 Q And is there some reason that you know that this  
27 is the time that in your lifetime you just saw Shorty Shea?

28 A Is there some reason?

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Q Yes.

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A I don't know.

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Q Then, you don't know whether or not in this period of time, between the time that you came back to the ranch, after the arrest, and the time that you went to Olancha -- you don't know whether in that period of time you first saw Shorty Shea in your lifetime or not?



15b-1

1 THE COURT: That's argumentative.

2 MR. KANAREK: Well, I'm asking her whether she does,  
3 your Honor. I'm not arguing. I'm merely asking her to  
4 answer.

5 THE COURT: You've asked that and she has answered.

6 MR. KANAREK: She hasn't, your Honor.

7 THE COURT: Repeat your question.

8 MR. KANAREK: Certainly.

9 Q Between having in mind -- and, Miss Hoyt, if my  
10 question is not clear, please ask me to rephrase it and I will  
11 certainly try to make it clear.

12 A I will.

13 Q Between the time that you came back to the ranch,  
14 after having been arrested on August 16, 1969, until the time  
15 that you left for Olancho, is there some reason that you  
16 remember that that is the time that you first, in your life-  
17 time, met Shorty Shea?

18 THE COURT: She's been asked that and she's answered it.

19 Q BY MR. KANAREK: Well, is there a reason that you  
20 remember the first time you met Shorty Shea?

21 A Not that I can think of.

22 Q No reason, whatsoever?

23 A I just remember, I don't know why.

24 Q And you had no occasion, Miss Hoyt, to remember  
25 the first time that you saw Shorty Shea until you spoke to  
26 some law enforcement officers in December of 1969?

27 A But I do remember when I saw him.

28 Q Pardon?

15b-2

1 A I do remember I saw him.

2 Q My question is, you had no occasion to remember  
3 when you first saw him until you spoke with law enforcement  
4 officers in December of 1969, is that correct?

5 MR. MANZELLA: Objection, your Honor, it assumes a fact  
6 not in evidence. That is, that she forgot.

7 THE COURT: Sustained.

8 MR. KANAREK: I'm not asking --

9 THE COURT: Sustained. It does assume a fact not in  
10 evidence.

11 What Mr. Kanarek wants to know is whether you  
12 had any need to recall or recount it to anyone.

13 THE WITNESS: I did -- well, I told the police later  
14 that I saw him, but I just --

15 THE COURT: Talk into the microphone.

16 THE WITNESS: -- but I just remembered that that was  
17 when I first saw him. I don't remember why I remembered  
18 that.

19 THE COURT: What he wants to know, between that date  
20 in August, and November and December of 1969, did you have  
21 occasion to recount that to anyone, to tell it to anyone  
22 that that was the first time that you had met Shorty Shea?

23 THE WITNESS: Between which dates?

24 THE COURT: Between August and November or December,  
25 was there an occasion?

26 THE WITNESS: Uh, just --

27 THE COURT: Any other occasion, other than the one  
28 you've told us about, when you had to recount or tell someone

15b-3

1 that this was the first time that you had met Shorty Shea in  
2 August?

3 THE WITNESS: No.  
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16 fls.

16-1

1 Q BY MR. KANAREK: That wasn't the first time, --

2 A Well --

3 Q -- when you spoke with the police officers, Miss  
4 Hoyt? You said "No"?

5 THE COURT: Her answer was that there was no other  
6 occasion, before that.

7 THE WITNESS: I don't believe that I told anybody  
8 before that, that that was the first day that I remember  
9 seeing Shorty.

10 Q BY MR. KANAREK: And then you went up to Olancha  
11 and stayed up in Olancha for how long?

12 A Not very long; a couple of -- a couple of days.

13 Q And then when you came back to the Spahn Ranch,  
14 having been in Olancha, did you see Mr. Shea?

15 A After I came back from the -- from Olancha?

16 Q Yes.

17 A Where was he?

18 Q Where did you see him?

19 A Different places. Different times.

20 Q Well, did you have any conversation with him?

21 A Hmm -- yes.

22 Q What did you say, and what did he say?

23 A I don't remember.

24 Q Did you have any sexual relations with Mr. Shea,  
25 Miss Hoyt?

26 A No.

27 Q Never did?

28 A No.

1 Q You don't remember what you and he spoke about?

2 A No. It was probably something like, "Hi!" "Hi,"  
3 you know. It wasn't really anything, any big deal.

4 Q And on how many occasions did you talk to him?

5 A I don't know.

6 Q Well, would you give us your best estimate, Miss  
7 Hoyt?

8 A I don't know.

9 Q One, two?

10 A I don't know.

11 Q Can you estimate for us how many times it was?

12 A I don't know.

13 Q Well, was it more -- was it more than twice,  
14 Miss Hoyt?

15 A Um-hmm -- yes.

16 Q How many times?

17 A I don't know.

18 Q Tell us anything that you and Mr. Shea said to  
19 each other. Anything that was said between you and him.

20 MR. MANZELLA: Objection, your Honor. The question has  
21 been asked and answered.

22 MR. KANAREK: I have -- that question has not been asked,  
23 your Honor.

24 THE COURT: The objection's overruled.

25 You may answer it.

26 THE WITNESS: Uh -- I remember talking to him when I  
27 gave him his dinner, and I -- and --

28 Q BY MR. KANAREK: What did you say, and what did he

1 say?

2 A I think he said something about -- "Is that all  
3 the meat there is?" Or something like that.

4 And I -- well, he -- and I told him, "That's all  
5 there was, so I had to divide it," or something. I don't  
6 know.

7 Q As a matter of fact, the people in the Manson  
8 group are vegetarians?

9 A Yes, they are. But Shorty wasn't in their group.

10 Q You were part of that group?

11 MR. MANZELLA: That's asked and answered.

12 Q BY MR. KANAREK: Is that right?

13 A Yeah. But I ate meat.

14 Q And where did you get the meat that you ate,  
15 Miss Hoyt?

16 MR. MANZELLA: Objection, your Honor.

17 THE WITNESS: The refrigerator.

18 THE COURT: Sustained.

19 Q BY MR. KANAREK: Miss Hoyt, the people in the  
20 Manson Family made a point of not eating meat, and not having  
21 meat on the premises; is that correct?

22 THE COURT: You needn't answer that. That's immaterial.

23 Q BY MR. KANAREK: So Mr. -- Mr. Shea told you  
24 something about meat; right?

25 MR. MANZELLA: Objection. The question has been asked  
26 and answered.

27 THE COURT: The objection's overruled.

28 You may answer.

1 THE WITNESS: He asked something about how come he had  
2 such a small piece of meat?

3 And I said: That's all there was; and I had to  
4 divide it between him and the rest of the cowboys.

5 Q All right. Anything else?

6 A I don't remember anything specific. It was just  
7 -- you know.

8 Q At the time that you say that you gave Mr. Shea --  
9 Mr. Shea the food, who else was present?

10 A I don't remember.

11 Q Anybody else present, Miss Hoyt?

12 A There might have been somebody outside -- humm --  
13 might have been; I don't know. I think there was somebody  
14 outside the -- the kitchen door, or -- you know, by the --  
15 the -- there's a big long window in the kitchen, and a screen,  
16a fls. 16 and I think there was somebody outside. But I don't remember.

16a-1

1 Q What room was it that you and Mr. Shea were in when  
2 you gave him this food, you say?

3 A Kitchen. He walked in, and I gave it to him.

4 Q All right. Anybody else in the kitchen at that  
5 time?

6 A I don't --

7 THE COURT: You needn't answer that. That's immaterial.

8 MR. KANAREK: Well, your Honor, may we approach the  
9 bench on that?

10 THE COURT: No, you may not.

11 Q BY MR. KANAREK: Was anyone else present at a time  
12 when Mr. Shea was eating?

13 THE COURT: You needn't answer that. That's immaterial.

14 Q BY MR. KANAREK: How long, Miss Hoyt, did you stay  
15 there after you say you gave this food to Mr. Shea?

16 A I don't --

17 THE COURT: You needn't answer that. It's not material.

18 MR. KANAREK: Well, it's most material, and I would like  
19 to approach the bench to make the point, your Honor.

20 THE COURT: You may not.

21 Q BY MR. KANAREK: How long did you talk to  
22 Mr. Shea on that occasion?

23 A A few minutes.

24 Q All right. What other occasions did you have to  
25 talk to Mr. Shea?

26 A I don't know. Lots of times.

27 Q Well --

28 A I can't -- I don't remember.



1 Q Would you please tell us another occasion,  
2 Miss Hoyt?

3 A I don't remember. I don't remember what was  
4 specifically said.

5 Q Would you describe any other occasion when you  
6 spoke to Mr. Shea?

7 A I can't -- I don't remember the words.

8 Q Do you remember who else was present at any time  
9 when you spoke to Mr. Shea?

10 A I didn't notice.

11 Q In fact -- I'll withdraw that.

12 THE COURT: It's 4:30, now, ladies and gentlemen, so the  
13 Court will recess until 9:30 tomorrow morning.

14 You are --

15 MR. KANAREK: Your Honor? Your Honor?

16 THE COURT: Pardon?

17 MR. KANAREK: I would ask -- I make a motion that the  
18 witness, when she comes tomorrow morning, have --

19 THE COURT: Excuse me just a minute. I will hear from  
20 you later.

21 The Court admonishes you, ladies and gentlemen,  
22 that you are not to converse amongst yourselves nor with anyone  
23 else, nor allow anyone else to converse with you on any subject  
24 connected with this matter, nor are you to form or express  
25 any opinion on the matter until it is finally submitted to you.

26 Good night. And remember the admonition, too,  
27 that I have heretofore given you in respect to publicity.

28 You have an affirmative obligation to avoid it.

1 Good night.

2 (Murmurs of "Good night" from the members of the  
3 jury.)

4 THE COURT: You will please return at 9:30 tomorrow  
5 morning, too.

6 THE WITNESS: Okay.

7 MR. KANAREK: Your Honor, before the witness leaves,  
8 I would like to --

9 THE COURT: Miss Hoyt, would you wait just a moment?

10 (Pause in the proceedings while the members of the  
11 jury were exiting the courtroom.)

12 THE COURT: All right. The jurors have left.

13 What was your motion, Mr. Kanarek?

14 MR. KANAREK: My motion is that when Miss Hoyt comes  
15 tomorrow, that she not have her contact lenses on, because I  
16 wish to interrogate, so that the jury will be able to --

17 THE COURT: The motion is --

18 MR. KANAREK: -- will be able to -- her perception is  
19 an issue in connection with what she has seen, your Honor, and --

20 THE COURT: Motion is denied. You have gone into that,  
21 and she has responded.

22 MR. KANAREK: No. But I wish to demonstrate, in the  
23 presence of the jury, her lack of ability without glasses,  
24 which the record reveals was indeed the fact.

25 THE COURT: The Court is not going to order that she  
26 take her contact lenses out.

27 MR. KANAREK: Well, it's our belief, your Honor --

28 THE COURT: You've explored her lack of visual acuity

1 sufficiently.

2 MR. KANAREK: Well, it's our belief that --

3 THE COURT: At least, the Court won't preclude you  
4 from asking about it again,

5 MR. KANAREK: But I --

6 THE COURT: But the Court is not going to require her  
7 to leave her contact lenses off.

8 MR. KANAREK: Well, it's our position that we are  
9 entitled to show the jury how inept her --

10 THE COURT: I understand --

11 MR. KANAREK: -- her vision is without --

12 THE COURT: I understand your point.

13 MR. KANAREK: Pardon?

14 THE COURT: I understand your point.

15 Tomorrow morning, 9:30.

16 (Whereupon, at 4:35 p.m., an adjournment was taken  
17 in this case until 9:30 a.m., Friday, September 17, 1971.)  
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