

1 RICHARD SPELLMAN, Sworn.

2 EXAMINATION

3 BY MR. FORTUNATO:

4 Q Your address, please?

5 A 23 Ashland Avenue.

6 Q That's in Newark?

7 A No. East Orange.

8 Q At one time did you live in Newark, in July
9 of this year?

0 A Yes.

1 Q That was the time of the so-called civil
2 disorder in Newark?

3 A Yes.

4 Q My understanding is that your mother was
5 killed during the time of that disorder?

6 A Yes.

7 Q Could you describe for us what you know about
8 that? I take it you were present at the time?

9 A Yes.

0 Q Could you describe that for us?

1 A We was in the house and everybody, my friends
2 and my sisters and brothers, was in the kitchen and she
3 was in the front room. So she went by the couch and looked
4 out the window.

5 When we heard the shot she screamed and she said

1 "Oh, God" and then she fell to the floor on the couch
2 and there was a lot of blood around her and on her neck.

3 I went out the house to phone for the ambulance
4 and I came back and my brother was there with her. She
5 was talking to him about is she going to die.
6 you? She kept on saying it. When I came back I went to
7 tell Miss Rieberhall about what had happened and then my
8 cousin went upstairs and told my other cousin and she
9 came down with her husband and they tried to get the
10 ambulance.

11 The cops came up and he kept on saying that you
12 had to wait until they come.

13 One police said you just have to get out in the
14 hall and when he came back he said he would try to get
15 him up.

16 He said they would have a hard time getting an
17 ambulance to her. So he tried to put a sheet out the
18 window to tell them to stop firing.

19 While we was laying on the floor they were still
20 firing. When they put the sheet out, some of the bullets
21 stopped coming in.

22 Then he went downstairs to tell them that the
23 ambulance would come, so he went out and phoned for the
24 ambulance and then they came and took my mother away.

Q Was there a lot of shooting going on in the

1 neighborhood?

2 A Yes.

3 Q Before that?

4 A Yes.

5 Q Did the police officer say anything else to
6 you?

7 A Yes. He said "You damned niggers don't need
8 to be in this hallway anyway."

9 Q Did anyone make any remark to the effect that
10 it's too bad an innocent woman died or anything on that
11 order?

12 A One police helped my mother. He brought her
13 out in the hallway from on the couch instead of in the
14 house where they were shooting.

15 Q How old are you?

16 A Sixteen.

17 BISHOP DOUGHERTY: Tell me, was your
18 apartment on the ground level?

19 THE WITNESS: On the 10th floor.

20 BISHOP DOUGHERTY: The living room or
21 the sitting room faced out on the street?

22 THE WITNESS: Yes.

23 BISHOP DOUGHERTY: When you went out

24 Q to the corridor you were relatively safe there
25 from the firing, when you went out to the hallway,

is that correct?

THE WITNESS: No. There is a corridor from the kitchen to the front room.

BISHOP DOUGHERTY: That's where you were?

THE WITNESS: Yes.

BISHOP DOUGHERTY: Was there continued firing coming through even after your mother was shot?

THE WITNESS: Yes.

MR. DRISCOLL: The policeman who said you didn't belong in the hallway, do you know whether he was a Newark City Policeman or a State Trooper?

THE WITNESS: He was a Newark City Policeman.

MR. DRISCOLL: By any chance did either you or any of the members of your family have occasion to save some of the spent bullets?

THE WITNESS: Yes.

MR. DRISCOLL: Do you have them?

THE WITNESS: Yes.

MR. DRISCOLL: I think it would be worthwhile getting them.

Q Have you or anyone you know in behalf of your family turned over this information to any other law

1 enforcement officials, like the Essex County Prosecutor
2 or the Newark Police?

3 A The only one that we really talked to was
4 the State Headquarters, Legal Aid.

5 MR. DRISCOLL: But you still have the
6 bullets or someone in the family has the
7 bullets?

8 THE WITNESS: I have them.

9 MR. DRISCOLL: You have them?

0 THE WITNESS: Yes. Some of them was
1 taken away from me.

2 Q Some were taken away from you?

3 A Yes.

4 Q By whom?

5 A Some to the Legal Aid and by somebody else
6 but I don't know who it was.

7 Q Where are you living now?

8 A 23 Ashland Avenue in East Orange.

9 Q So you have moved out of Newark?

0 A Yes.

1 Q You are living with relatives?

2 A Yes.

3 CHAIRMAN LILLEY: Is your family together,
4 Richard, your whole family?

5 THE WITNESS: We are separated.

1 Q Your BISHOP DOUGHERTY: How many children
2 were there?

3 THE WITNESS: Eleven.

4 MR. DRISCOLL: Was your father living
5 with your mother?

6 THE WITNESS: My father is deceased.

7 BISHOP DOUGHERTY: Where are you in
8 school now?

9 THE WITNESS: East Orange High.

10 Q How are you doing in school there?

11 A I'm doing all right.

12 Q What are your grades?

13 A They average out all right but I haven't got
14 really the true marks because I just came to school late.

15 CHAIRMAN LILLEY: How is the football

16 team there this year?

17 A They are doing all right.

18 CHAIRMAN LILLEY: Richard, thank you

19 very much.

20 * * *

21 REVEREND HERBERT G. DRAESEL,

22 Sworn.

23 EXAMINATION

24 BY MR. FORTUNATO: