

PENGAD CO., BAYONNE, N.J. ST223 - 3024 748

1 MR. HARMAN: I offer Petitioner's 8, 9, and
2 10.

3 THE COURT: It will be admitted.

4 MR. SHEPHERD: I would like a chance to look
5 at them.

6 THE COURT: I'm sorry.

7 MR. SHEPHERD: I don't believe I'll object to
8 any of these, your Honor.

9 THE COURT: All right. They'll be admitted.

10 Q (Mr. Harman) Did Mr. Sullivan talk with you about any
11 types of examinations or whether or not Sandy could have
12 any examinations?

13 A Yeah, he mentioned one time about a psychiatric exami-
14 nation.

15 Q Did he mention that to you?

16 A Well, he didn't mention it to me. Well, one time he
17 did over the phone mention that she ought to have a
18 psychiatric evaluation.

19 THE COURT: Who said that she did?

20 A Mr. Sullivan.

21 THE COURT: Oh, Mr. Sullivan. All right.

22 Q (Mr. Harman) Did Mr. Sullivan ever ask you to investi-
23 gate getting any psychiatrists or psychiatric
24 evaluations?

25 A He just mentioned it but he never did do it.

- 1 Q You never paid for a psychiatric evaluation?
- 2 A No.
- 3 Q Was Mr. Sullivan a retained attorney in this case, a
4 paid lawyer?
- 5 A Yes.
- 6 Q Had he been paid everything you had agreed to pay him
7 at the time Sandy pled guilty?
- 8 A Yes.
- 9 Q While Sandy was in those various hospitals, was she
10 given any prescriptive drugs or other types of therapy
11 or anything of that nature to your knowledge?
- 12 A Well, she was taking medication at the hospital at
13 St. Mary's Hospital. She was taking medicine plus shock
14 treatments.
- 15 Q Were you with Sandy on approximately April 11, 1981,
16 somewhere around in there?
- 17 A Yes, I was.
- 18 Q Do you know what happened that day?
- 19 A Yes, she pled guilty.
- 20 Q Were you with her at the time she pled guilty?
- 21 A No, I wasn't.
- 22 Q Why was that?
- 23 A Mr. Sullivan told the wife and me that he was going to
24 take Sandra up and they was going to plead her guilty,
25 and he said it would only take just a few minutes.

1 Q Did you have occasion to observe Sandy that day?

2 A Yes.

3 Q But you didn't come into the courtroom with her?

4 A No.

5 Q How was she acting -- what did you observe?

6 A Well, in my own personal opinion or the way I feel about
7 it she was in shock. She was emotionally upset, and she
8 actually that day she needed help just as bad as she did
9 any other day.

10 Q Do you know whether or not she had been receiving any
11 of the medical drugs or anything like that?

12 A From Buchanan County here?

13 Q Yes, sir.

14 A From the jail, I do not know.

15 Q Were you allowed to talk to Sandy at the time or right
16 before the time she pled guilty?

17 A We talked to her over at the Buchanan County jail.

18 Q Did Mr. Sullivan mention anything to you at that time?

19 A Yes, we tried to talk to Sandy and Mr. Sullivan told us
20 to stay back -- stay out. If she felt she was guilty
21 that's the way she ought to plead. He wouldn't let us
22 do much talking to Sandra.

23 Q How would Sandy act the various times you would visit her
24 when she was in the hospitals, and when you visited her
25 at the Buchanan County jail? What did you observe -- how

1 did she act or react?

2 A A lot of times when we'd go up there to the hospital she
3 was in a -- now, this was all the way back through to
4 1972. Sometimes she'd talk pretty sensible and then
5 the other times I would call it a sort of a moody at-
6 titude that she had. Just like something was -- well,
7 she wasn't getting things clear.

8 Q She wasn't expressing herself?

9 A She wasn't expressing herself like she should.

10 Q Did she ever express to you she was dissatisfied with
11 Mr. Sullivan's services?

12 A Yes, several times.

13 Q How strong a dissatisfaction was it?

14 A She was very dissatisfied with him because she felt
15 that she wasn't getting the best that he was qualified
16 to do. Another thing she was dissatisfied with him
17 because me and him would have different conversations
18 from time to time. She never did like Mr. Sullivan
19 from the day he came up to see her till the day that
20 they pled guilty.

21 Q How did she relate this to you, verbally or in writing
22 or in what method did she use?

23 A Both ways. She told us by mouth and by writing.

24 MR. HARMAN: Nothing further, Judge.
25

1 have another theory of being upset with him for repre-

2 senting her. I don't see what would hurt for me to ask

3 him how she was getting along or how that would make her

4 upset.

5 Q I realize that, but did it make her upset?

6 A Well, I guess it did.

7 Q Didn't she write a letter to your family indicating that

8 she wished you wouldn't involve yourself so much in the

9 case?

10 A Well, she wrote a letter stating in it Mr. Sullivan was

11 talking to dad quite a bit.

12 Q And she expressed her displeasure with that, didn't she?

13 A Yes.

14 Q Now, the day that your daughter pled guilty to capital

15 murder you were present at the jail?

16 A Yes.

17 Q And Mr. Sullivan asked or told you not to go near her or

18 asked you not to see her at that time, is that right?

19 A We was all in the jail.

20 Q Now, who do you mean by "We," sir?

21 A My wife, myself, Sandra, and Mr. Sullivan.

22 Q Were you in a room over there?

23 A Yes.

24 Q And what did he say to you, sir?

25 A He said that they was going to go plead guilty. That was

1 on a Friday, and he said if she felt guilty then she
2 must plead guilty; and we tried to talk to him and he
3 said, "Leave her alone, if she feels guilty then she
4 should plead guilty."

5 Q Now, this was the Friday before the Monday that the trial
6 was set, wasn't it?

7 A Yes. Now, they pleaded -- may I go on?

8 Q Sure.

9 A They pleaded her guilty the Friday, and she was supposed
10 to come to trial on that following Monday.

11 Q Now, sir, at times when you and your wife would visit
12 Sandy or were around her would she get upset because you
13 were there?

14 A You mean at the Buchanan County jail?

15 Q At any time either at the county jail or at home.

16 A Well, not here at the county jail, no.

17 Q How about at home?

18 A Well, sometimes if we was -- if she was taking drugs or
19 alcohol or something like that, why she would get in a
20 foul mood because we was being around her.

21 MR. SHEPHERD: No further questions, your
22 Honor.

23 THE COURT: Did you say Mr. Sullivan said she
24 should be examined or could be examined?

25 A He stated that she should have a psychiatric examination.

1 THE COURT: Who did he say that to?

2 A Well, he mentioned that to me, and then it came out in
3 the St. Joe Gazette evening.

4 THE COURT: I don't care about the St. Joe
5 Gazette. I want to know if he mentioned it to you,
6 what did you say?

7 A I said, "Anything you want to do, sir."

8 THE COURT: Well, did you offer to pay for it
9 or get a doctor set up or do anything?

10 A He never would go any further. I would have paid.

11 THE COURT: Did you go any further?

12 A No, I thought it was up to him, sir.

13 THE COURT: I don't understand, you say he told
14 you she should be examined?

15 A Yes.

16 THE COURT: And didn't say anymore about it?
17 Who hired Mr. Sullivan?

18 A I did.

19 THE COURT: You were the one that hired him?

20 A Yes.

21 THE COURT: Did your daughter know you hired
22 him?

23 A Yes.

24 THE COURT: Why would she complain about him
25 talking to you if you were the one paying the bills?

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