

Department sign is protruding too far over the public sidewalk, according to the new city sign

ing administrator for the city said in this case the adjustment will be simple: shift the sign to

ordinance. Signs throughout the city will be affected by the sign law.

Kemper Jury Selection To Be Public Monday

By TOM HONIG
Sentinel Staff Writer

Despite a complaint by defense attorney Jim Jackson, jury selection will be held in open court Monday as the Edmund Emil Kemper III jury trial commences.

The trial will begin as scheduled despite an unsuccessful attempt by Jackson to have much of the prosecution's evidence suppressed because, Jackson charged, it was gained illegally.

Superior Court Judge Harry Brauer ruled against Jackson's motion at a hearing Friday, and then decided that jury selection will be made in public. Jackson voiced his opposition to such a move, while Dist. Atty. Peter Chang said it made no difference to him.

Jackson was the attorney who represented convicted mass-murderer Herbert William Mullin earlier this year. In that trial, jury selection was conducted privately.

It was a bad day for Jackson and his client, Kemper, all the way around. Not only was the prosecution's evidence declared admissible, but the second of two court-appointed psychiatrists filed his report that Kemper was sane at the time he committed eight murders during an 11-month period. (See story on Page 29)

At Friday's hearing, Kemper took the stand on his own behalf to try and convince Judge Brauer that he had wanted to speak to an attorney shortly after his arrest in Pueblo, Colo., and the police had denied him that right.

Kemper, his legs connected by a chain, testified for much of the afternoon. He said that during his first interview with the police, "I was afraid I might be getting in over my head and should see an attorney." He also said he indicated to Santa Cruz Det. Lt. Chuck Scherer shortly before his first court appearance in Pueblo that he wanted an attorney.

Dist. Atty. Chang called Scherer to the witness stand, and the lieutenant denied ever hearing Kemper state such a desire.

Brauer ruled against the defense motion, saying that after Kemper said he wanted an attorney before making any more statements, "he goes on and independently and immediately makes a most

incriminating statement... even though the (interviewing) officer couldn't even say two words."

Just as important, Brauer said, was the fact that Kemper had signed two forms stating that he understood his full rights, including his right to an attorney. "I am satisfied he was advised of his (lawful) ... rights."

The incriminating statements Kemper made in Pueblo, said the judge, were not "the fruit of a poison tree."

Only mentioned in passing by Jackson was the fact that Kemper and three investigators returned to California by automobile instead of by airplane. Chang argued that such a move was made for security reasons.

It was on the way back from Colorado that Kemper led investigators to burial sites in which he had disposed of the slaying victims.

Brauer told Jackson that if he had any complaints about the manner in which Kemper was returned to California, he could bring them up at a later time.

Finally, Brauer told the defendant that the Santa Cruz Sheriff's Department had expressed a desire to keep Kemper manacled during the court hearings because of his size. Brauer said, however, that since Kemper had shown an easy going attitude in court, there was no reason to have him handcuffed. He warned, however, that if there were "any outburst" in court he had the power to have the defendant handcuffed, gagged "and if necessary, excluded from the courtroom."

Index

	Page
Amusements	26-27
Ann Landers	22
Bridge	26
Business	31
Classified	32-40
Comics	28
Crossword Puzzle	28
Editorial Features	43
Horoscope	42
Merry-Go-Round	16
Mostly About People	29
Radio	27
School News	13-15
Sports	45-51
Stocks	30-31
Television	12
Tides	42
Travel	44
Tree 'n' Sea Living	17-24
Vital Statistics	42
Weather	42