

**PAGE COUNT OF 50 PAGES**

*We were*  
Q ~~You were~~ meeting at Gregory Congregational Church?

A Right.

*I was not*  
Q ~~Were you or have you ever been~~ a member of the Gregory Congregational Church?

A ~~No, sir.~~

Q Had you ever been there prior to February 5, 1971?

A No, sir.

MR. FERGUSON: Objection to the leading of the Solicitor, your Honor.

THE COURT: Objection overruled. *(Exception taken)*

Q Prior to February 5 and 6, 1971, had you ever been charged with any criminal offense as an adult or ever been charged as being a delinquent child in Juvenile Court?

MR. FERGUSON: Objection.

THE COURT: Sustained.

Q Prior to February 5 and 6, 1971, had you ever been convicted of any criminal offense?

MR. FERGUSON: Objection

MR. HUNEVOL: Objection.

(Conference at the bench.)

THE COURT: Sustained.

THE COURT: Members of the jury, would you retire to your room, please?

(The jury retired to the juryroom.)

(Conference at the bench.)

THE COURT: Call the jury back.

(The jury returned to the jurybox.)

DIRECT EXAMINATION BY SOL. STROUD Continues:

Q THE COURT: The objection to the question asked is sustained.

Q Mr. Hall, after February 5 and 6, 1971, were you charged with any criminal violations?

A Yes, sir.

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exhibit No. —)

~~Q What?~~

~~A I was charged with assault on emergency personnel with a deadly weapon, and I was charged with burning Mike's Grocery.~~

~~THE COURT: The jury can't hear. Turn your chair a little nearer. Members of the jury, let me know whenever you cannot hear any witness. Just raise your hand if you will.~~

~~Q Would you repeat the charges please? What were you charged with after February 5 and 6, 1971?~~

~~MR. FERGUSON: OBJECTION.~~

~~THE COURT: Overruled.~~

~~A I was charged with assault on emergency personnel with a deadly weapon and arson of burning Mike's~~

~~Q~~ ~~Greer~~

Q Were you charged with any other offense after February 6, 1971?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I was charged with simple assault and assault with a deadly weapon.

Q Did you come to trial on those charges?

A Yes, I did.

MR. HUNEVOL: Object.

THE COURT: Overruled. (*Exception No. —*)

Q Yes,? When?

A In January of '72.

~~Q~~ ~~Were you~~ <sup>I was</sup> represented by an attorney at that time?

~~A~~ Yes.

~~Q~~ Who?

~~A~~ Frank Cherry, a black attorney of Wilmington at that time.

Q How did you plead to the charge?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I pleaded guilty all except the two assault charges.

Q How did you plead to the two assault charges?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Not guilty.

~~Q What did you plead guilty to?~~

~~A I pleaded guilty to assault on emergency personnel with a deadly weapon; participating - engaging in a riot with more than 15 hundred dollars damage.~~

~~Q And what sentence did you receive?~~

MR. FERGUSON: Objection.

THE COURT: Objection sustained.

MR. HUNEVOL: Objection.

THE COURT: Objection sustained.

Q Now the two assaults that you told us about, simple assault and assault with a deadly weapon, when did they occur?

A In March.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

~~Q Pardon?~~

~~A March.~~

~~Q March. Do you recall the date?~~

A March 3 and 9 of 1971.

~~THE COURT: What year?~~

~~A 71.~~

Q What did those charges involve?

MR. FERGUSON: Objection.

THE COURT: Sustained as to the form of the question.

Q Did you assault someone?

MR. HUNEVOL: Objection.

(Conference at the bench.)

THE COURT: Sustained.

Q When were you arrested on the two assault charges?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection. (Exception No. —)

A May 14, 1971.

MR. HUNEVOL: Move to strike.

THE COURT: Motion denied. (Exception No. —)

Q Prior to that time, May 14, 1971, before that time, had you had any conversation with any of the defendants relative to that?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A Yes, sir, *the*

~~Q What defendant or which defendants?~~

~~A Defendant Chavis.~~

~~Q When did you talk with him about that?~~

~~A At the home of Tom Houston.~~

~~Q~~ ~~When was it?~~

~~A~~ ~~Which was in March, the 12th.~~ *That was*

~~Q~~ ~~1970?~~

~~A~~ 1971. *↙*

MR. FERGUSON: Objection; move to strike.

THE COURT: Objection overruled; motion to strike denied. *(Exemption No. —)* You are objecting on behalf of who?

MR. FERGUSON: Objecting on behalf of the defendant Chavis and the other defendants.

MR. HUNEVOL: I object on behalf of the defendant Shepard.

THE COURT: Members of the jury, you will not consider this testimony against the defendants Mr. Epps, Mr. Moore, Mr. Wright, Mr. Patrick, Mr. Tyndall, Mr. Vereen, Mr. McKoy, Mr. Jacobs, Mrs. Shepard, Mr. Kirby.

SOL. STROUD: Mr. Kirby is not on trial, your Honor.

THE COURT: The other defendants named.

Q Did you talk to him?

MR. FERGUSON: Objection. *(Exemption No. —)*

A At the home of Tom Houston.

~~Q~~ ~~Here any of the other defendants~~ *Some* *were* present at that time?

~~A~~ Yes, sir.

Q Who?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Marvin Patrick, Connie Tyndall, Ben Chavis and Ann Shepard.

MR. HUNEVOL: Objection; move to strike.

THE COURT: Objection overruled; motion to strike denied. (*Exception No. —*)

Q The other defendants were present when you were talking with the defendant Chavis about the assault.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A No, sir; they were not.

Q What did you think I said?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I thought you were talking who was all of the defendants that was there at the time.

Q At the time of what?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection; move to strike.

THE COURT: Objection overruled; motion to strike denied. (*Exception No. —*)



A Whenever Ben Chavis told me -

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Now just a minute. Mr. Solicitor, rephrase your question. Objection sustained.

Q Were any of the other defendants besides the defendant Chavis present when you talked with the defendant Chavis concerning the two assault cases?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A No, sir, ↓

~~Q~~ They were not?

~~A~~ No, sir.

~~Q~~ <sup>There</sup> Were any other people present?

~~A~~ Yes, sir.

Q Who?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Tom Houston and George Kirby.

~~Q~~ <sup>No</sup> Anyone else was present.

~~A~~ No, sir.

Q What, if anything, did you say to the defendant Chavis at this time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A That is whoever was mentioned about the warrant to assault -

MR. HUNEVOL: Objection; the witness is not being responsive.

THE COURT: Objection overruled. (*Exception No. ---*)

A That is whenever I told <sup>Ben Chavis</sup> him about the two assault warrants where was out on me.

~~Q You told who?~~

~~A Ben Chavis.~~

Q And what, if anything, did he say to you?

MR. FERGUSON: Objection.

THE COURT: Objection sustained as to Mr. Patrick, Mr. Tyndall, Mr. Jacobs, Mr. Vereen, Mr. HaKoy, Mr. Epps, Mr. Moore, Mr. Wright and Mrs. Shepard.

Members of the jury, you will not consider the answer of the witnesses as to the persons I have just named. (*Exception No. ---*)

Q What, if anything did the defendants Chavis say to you at this time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. ---*)

A He told me that it would be best if I would leave the State of North Carolina and he made transportation for me to leave out of Wilmington.

MR. FERGUSON: Objection; move to strike.

THE COURT: Motion to strike is denied. Motion is overruled. (*Exception No. ---*)

Q Did he say why it would be best for you to leave?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

MR. FERGUSON: Object to the leading.

THE COURT: Objection sustained as to Mr. Patrick, Mr. Tyndall, Mr. Jacobs, Mr. Vereen, Mr. McKoy, Mr. Epps, Mr. Moore, Mr. Wright and Mrs. Shepard.

You will cont consider this question or answer as against those persons whom I just named.

Go ahead. (*Exemption No. ---*)

A He told me that it would be best if I left the State of North Carolina for <sup>several</sup> months and then that I could return home.

Q Did he say why?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will consider this testimony only as against the defendant Chavis; not as against any other defendant. Go ahead. (*Exemption No. ---*)

A Because he said after then that New Hanover County couldn't afford that much money for looking for me for several months.

MR. FERGUSON: Objection; move to strike.

THE COURT: Motion denied. (*Exemption No. ---*)

~~Q~~ ~~What kind of transportation did he make?~~

~~A~~ He made transportation with Tom Houston.

Q What, if anything, did he say to you about these transportation arrangements?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will consider this testimony only as against the defendant Chavis. (Exception No. —)

A He told me that I could either go to Washington or either New York, and I told him that I would go to New York, and he told me to go home and get my clothes.

MR. HUNEVOL: Move to strike.

THE COURT: Motion denied. (Exception No. —)

Q As a result of this what, if anything, did you do?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will only consider this testimony as against the defendant Chavis. (Exception No. —)

A He then gave me a hundred dollars and then I went home and I got my clothes.

MR. FERGUSON: Move to strike that.

THE COURT: Motion denied. (Exception No. —)

Q Did you leave the State of North Carolina?

A Yes, sir.

Q When?

A I left the next day.

Q When was that?

A In -

MR. FERGUSON: Objection.

A In March.

THE COURT: Members of the jury, you will not consider this testimony as against the defendants Patrick, Tyndall, Jacobs, Vereen, McKoy, Epps, Moore and Mrs. Shepard. *(Exception No. —)*

Q When?

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will not consider this testimony against Shepard or against any other defendants except Chavis. Overruled. Go ahead. *(Exception No. —)*

Q How did you leave the State? By what means?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. *(Exception No. —)*

A I left with Tom Houston.

Q Were any of the other defendants with you?

THE COURT: Members of the jury, again I charge

you not to consider this testimony as against defendants Patrick, Tyndall, Jacobs, Vereen, McKoy, Epps, Moore and Shepard and Wright. (Exemption No. ---)

Q Were any of the/defendants present when you left the State?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exemption No. ---)

A Yes, sir.

~~Q~~ Who?

~~A~~ Connie Tyndall and Willie Vereen.

THE COURT: Members of the jury, you will not consider this testimony as against the defendants Patrick, Jacobs, McKoy, Epps, Moore, Wright and Shepard. Objection as to Tyndall, Vereen and Chavis is overruled. (Exemption No. ---)

Q Who left the State with you, if anyone?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT:

A Connie Tyndall, Willie Vereen, Tom Houston and George Kirby.

THE COURT: Wait just a minute. Members of the jury, you will not consider this testimony against the defendants Patrick, Macobs, McKoy, Epps, Moore, Wright and Shepard. (Exemption No. ---)

A We left in a car, in Tom Houston's car.

Q Where did you go?

A To Washington, D. C.

~~THE COURT: Was there objection?~~

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: As to who?

MR. FERGUSON: As to all the defendants I represent.

THE COURT: Members of the jury, you will not consider the answer to this question, the answer the witness just gave to the question as against Patrick, Jacobs, McKoy, Epps, Moore, Wright and Shepard. Objection is overruled as to Chavis, Tyndall and Vereen. *(Exhibit No. ---)*

~~Q~~ All five of <sup>us</sup> you went to Washington?

~~A~~ Yes, sir.

Q Where did you go in Washington?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, objection is overruled as to Chavis, Tyndall and Vereen. Members of the jury, you will not consider this testimony as against defendant Patrick, Jacobs, McKoy, Epps, Moore, Wright and Shepard. *(Exhibit No. ---)*

~~A~~ I went to the house of Tom Houston's father and mother  
and to his mother and father-in-law's house (W)

~~Q~~ Washington?

~~A~~ Yes, sir.

Q Did you see the defendant Chavis before you left  
town with these people that you have described?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A Yes, sir.

~~Q~~ Where did you see them?

~~A~~ The last time I saw them was whenever he gave me  
the money that night and we left the next morning.

Q How long did you stay in Washington?

MR. HUNEVOL: Objection.

MR. FERGUSON: Object.

THE COURT: Who objected?

MR. FERGUSON: All defendants.

THE COURT: You will not consider this testimony  
as against Patrick, Jacobs, McKoy, Epps, Moore,

Wright and Shepard. Objection as to Chavis,

Tyndall, Vereen is overruled. (Exception No. —)

A I stayed in Washington for just a weekend.

~~Q~~ Then where did you go?

~~A~~ Then I went to Philadelphia.



Q How did you stay there?

A I stayed in Philadelphia one night.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will not consider this testimony as against Ann Shepard.

Objection overruled. (*Exception No. —*)

Q How long did you stay in Philadelphia?

A Just one night.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: You will not consider the testimony as to how long he stayed in Philadelphia against the defendant Ann Shepard. Objection is sustained.

Q And did you answer the question?

A Yes, sir; just one night.

Q Then <sup>I went</sup> ~~where did you go?~~

A To New York.

MR. HUNEVOL: Objection.

MR. FERGUSON: Objection.

THE COURT: Members of the jury, you will not consider this testimony as against the defendants Patrick, Jacobs, McKoy, Epps, Moore, Wright and Shepard. Objection to those defendants is sustained. The objection as to Chavis, Tyndall

Vereen is overruled. (Exception No. —)

~~Q~~ Answer the question, please.

~~A~~ I went to New York.

Q And how long did you stay there?

A I stayed in New York for a month and a half.

MR. HUNEVOL: Objection.

MR. FERGUSON: Move to strike.

THE COURT: Motion denied. (Exception No. —)

Q Then where did you go?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Now do I understand that Mr. Tyndall and Mr. Vereen were with you?

A Yes, sir.

THE COURT: During this time?

A They stayed in Washington.

THE COURT: Objection sustained as to defendants Mr. Patrick, Mr. Tyndall, Mr. Jacobs, Mr. Vereen, Mr. McKoy, Mr. Epps, Mr. Moore, Mr. Wright and Mrs. Shepard. Objection is overruled as to Mr. Chavis. (Exception No. —)

~~Q~~ Answer the question, please:

A Then I came back to Wilmington.

Q Why did you come back to Wilmington?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Objection is sustained as to the defendant Ann Shepard, Wright, Moore, Epps, McKoy, Vereen, Jacobs, Tyndall and Patrick.

Objection is overruled as to Chavis. (*Exemption No. —*)

A I came back because my girl friend was in the hospital.

Q Did you have any intention of staying when you came back?

MR. FERGUSON: Objection.

MR. HUMEVOL: Objection.

A No, sir.

THE COURT: Objection is sustained as to Patrick, Tyndall, Jacobs, Vereen, McKoy, Epps, Moore, Wright, Shepard. Objection overruled as to Chavis. (*Exemption No. —*)

~~Q Your answer, please?~~

~~A Yes, sir. Q, no, sir,~~ <sup>M</sup> My intention was not to stay.

Q After you returned to Wilmington were you arrested?

MR. FERGUSON: Object.

THE COURT: Overruled. (*Exemption No. —*)

A Yes, sir.

Q How long after you returned were you arrested?

A Approximately two weeks.

Q What were you arrested for at that time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. ---*)

A For the two assault cases.

Q Prior to being arrested during that two weeks period did you see the defendant Chavis any?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. ---*)

A Yes, sir.

Q ~~When did you first see him upon returning to Wilmington?~~ *on a Friday.*

~~A I saw him at the Community Center!~~

~~Q When?~~

~~A On a Friday.~~

Q How long had you been back at that time?

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. ---*)

A Just a day.

~~Q And you saw him where?~~

~~A At the Community Center.~~

~~Q Where is that?~~

~~A It's on 11th Street.~~

~~Q Where on 11th Street?~~

~~A Between Castle and Ann.~~

Q Did you have any conversation with the defendant Chavis at that time?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Objection sustained as to all the defendants except Mr. Chavis. (Exemption No. —)

A Yes, sir.

Q What, if anything, did he say to you?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Objection sustained as to all defendants except Chavis. Objection as to Mr. Chavis is overruled. (Exemption No. —)

A He asked me what did I come back to Wilmington for. And so I told him - So he told me that I'd soon better go back either to New York or either to Chicago.

MR. FERGUSON: Move to strike.

THE COURT: Motion denied. (Exemption No. —)

~~Q~~ After you <sup>were</sup> arrested on the two assault charges, <sup>I was</sup> ~~were you~~ put in jail?

A Yes, sir.

Q How long did you stay in jail?

MR. HUNEVOL: Objection.

MR. FERGUSON: Objection.

THE COURT: Objection overruled. (Exemption No. —)

A I got out on bond.

Q Who got you out on bond?

A My mother.

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

Q After you got out on bond on those two charges, did you see the defendant Chavis?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Yes, sir.

~~Q Where?~~

A I saw him at the Community Center and at the Long Shoreman's Hall.

Q When was that?

MR. HUNEVOL: Move to strike.

THE COURT: Objection sustained as to Mrs. Shepard. Motion to strike allowed. You will not consider this testimony as against the defendant Ann Shepard.

Q When was that that you saw him after you were released on bond?

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I saw him at the Community Center first.

~~Q Do you recall how long you had been out on bond.~~

~~at that time?~~

A I had just got out on bond *at that time.*

Q *J* Did you have a conversation with him at that time?

A ~~Yes, sir.~~

Q What, if anything, did he say?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, you will not consider this testimony as against the defendants Patrick, Tyndall, Jacobs, Vereen, McKoy, Moore, Wright Shepard. Objection as to Mr. Chavis is overruled. *(Exception No. —)*

A I told him that I'd just got out of jail on bond, and I told him that my mother had stood my bond and that it was two hundred dollars, and so he told me that I should leave town.

Q *There* Were any other persons present at the time he told *me* you that?

A ~~Yes, sir.~~

Q Who?

MR. HUNEVOL: Objection.

THE COURT: Overruled. *(Exception No. —)*

A Molly Hicks, Roderick Kirby, Rev. Leon White and Ben Chavis.

THE COURT: You will not consider this testimony

as against Ann Shepard. Any other objection?

MR. BALLANCE: Yes, sir.

THE COURT: Members of the jury, you will not consider the testimony against Patrick, Tyndall, McKoy, Jacobs, Vereen, Epps, Moore, Wright and Shepard. *(Exception No. —)*

Q Did you have occasion to leave town after you got out on bond?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

A No, sir.

THE COURT: Overruled. *(Exception No. —)*

Q Did you make any plans of any kind?

MR. FERGUSON: Objection.

THE COURT: Overruled. *(Exception No. —)*

A I was intending to leave town.

Q What prevented you from leaving town?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. *(Exception No. —)*

A My mother had found out that Chavis had been telling me to leave town and she came off my bond.

THE COURT: Just a minute.

MR. FERGUSON: Move to strike.

THE COURT: Members of the jury, you will not



consider the testimony, the answer, the witness just gave to this question.

SOL. STAUD: Your Honor, may we approach the bench?

(Conference at the bench.)

Q After your mother came off your bond what effect did that have on you?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Objections sustained as to the form of the question.

Q What, if anything, did you do after that?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exemption No. —)

A Then I was put in New Hanover County jail.

~~Q When was that?~~

~~A This was in May of 1971.~~

~~Q May?~~

~~A Yes, sir.~~

~~Q Of what year?~~

~~A Of '71.~~

Q Since that time have you had your freedom at all?

A No, sir.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exemption No. —)

Q What was your answer?

A No, sir.

~~Q Repeat your answer please.~~

~~A No, sir.~~

~~Q After you were put back in jail, were you questioned by police officers, at all?~~

~~A Yes, sir.~~

~~Q Who were you questioned by, if you recall?~~

~~A Detective Monroe and Detective Brown questioned me.~~

Q Do you recall who asked the questions?

A Det. Monroe.

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception ib.)

A Det. Monroe.

Q And what were you questioned about at that time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception No. ---)

~~A At that time I wouldn't hardly tell him nothing.~~

~~THE COURT: Now just a minute. Members of the jury, can you hear the witness?~~

~~JUROR 1: Having trouble.~~

~~Q What was your answer please?~~

A They just asked me questions, but I hardly gave them any answers the first time.

Q What did they ask you questions about?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A They mostly asked me questions about what was going on at the church; ~~who was there.~~

~~Q What was going on at what church?~~

~~A At the Gregory Congregational Church.~~

~~Q When?~~

~~A On February 5th and 6th of 1971 & who was there.~~

~~Q What year?~~

~~A '71.~~

Q At that time did you tell them what was going on?

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I just told them what I had did.

Q Did you tell them about any of these defendants at that time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A No, sir; because I was afraid what might happen to my family if I would at the time.

MR. FERGUSON: Objection; move to strike.

MR. HUNEVOL: Objection.

THE COURT: Objection sustained; motion to strike is allowed. Members of the jury, you will not consider the witness's answer to that question.

Q ~~Did you tell Det. Monroe?~~

~~THE COURT: It sounds like there is a windmill  
or something in this courtroom. Members of the  
jury when you can't hear raise your hands. I  
am having difficulty hearing myself.~~

Q Did you tell Det. Monroe and Det. Brown at anytime  
about any of these defendants?

MR. FERGUSON: Objection to the leading.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A Yes, sir.

Q Was that before you came to trial on the charged  
against you?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A Yes, sir.

Q Why did you tell them about the defendants at a  
later time and not the first time you talked to them?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Don't lead him, Mr. Solicitor.

Objection overruled. Go ahead. (Exception No. —)

A After I had talked to my mother and she had assured  
me that nothing would happen to the family, that

they wouldn't try to hurt the family -

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Objection sustained as to the conversation with his mother. Motion to strike is allowed.

MR. FERGUSON: We ask that the witness be instructed not to insert -

THE COURT: Objection sustained. I have asked the jury not to consider what his mother said.

Q As a result of what your mother said to you, what, if anything, did you do?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I made up my own mind that it was wrong.

MR. HUNEVOL: Object.

MR. FERGUSON: Objection, your Honor.

THE COURT: I can hear you very well. Objection overruled. Go ahead. (*Exception No. —*)

A I made up in my own mind that it was wrong.

Q That what was wrong?

MR. FERGUSON: Objection.

THE COURT: Just a minute. Objection sustained as to what he made up his own mind.

MR. HUNEVOL: Move to strike, your Honor.

THE COURT: Motion to strike is allowed.

*110*  
Q Do you recall where ~~you were~~ <sup>I was</sup> on the evening of Saturday, February 6, 1971?

A Yes, sir.

Q Where?

A <sup>I was</sup> At Rev. Templeton's.

Q At Rev. Templeton's?

A At Rev. Templeton's house.

Q Where was <sup>his</sup> house <sup>was</sup> located?

A On 6th and Nun.

Q Had you been at the church earlier in the day or Rev. Templeton's house?

MR. FERGUSON: Object to the leading here, your Honor.

THE COURT: Objection overruled. Go ahead. *(Exception No. ---)*

A Yes, sir.

Q And had you been at the church and Rev. Templeton's house on Friday also?

MR. FERGUSON: Objection.

THE COURT: Objection overruled. *(Exception No. ---)*

A Yes, sir.

Q Now what time did you return to the church on the evening of Saturday, February 6, 1971?

MR. FERGUSON: Objection.

THE COURT: Overruled. *(Exception No. ---)*

A 7 o'clock.

~~Q And where did you go to at that time?~~

A At this time I went to 6th and Nun.

Q At the time you returned to the area of the church -

MR. HUNEVOL: Objection.

MR. FERGUSON: Objection.

THE COURT: Just a minute. He had not finished his question. You finish your question. I'll hear your objection.

Q Say you returned to the church. Did you return - to to the church or Rev. Templeton's house?

M.R HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Rev. Templeton's.

Q Were any of the defendants there at that time?

A Yes, sir.

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

Q Who?

A Ann Shepard, Ben Cavis, Connie Tyndall, Marvin Patrick.

~~THE COURT: Shepard and who?~~

~~A Ben Chavis, Connie Tyndall and Marvin Patrick.~~

~~Q What was happening? Where were they?~~

A They were standing in the living room.

~~Q Is that a one-story house or two-story house?~~

A ~~Two stories.~~

Q Where was the living room?

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exemption No. —*)

A The living room was on the first story.

Q Were any of the defendants talking at the time that you came into the house?

MR. FERGUSON: Object.

MR. HUNEVOL: Objection to his leading here, your Honor.

THE COURT: Overruled. Go ahead. (*Exemption No. —*)

A Yes, sir;

THE COURT: Don't lead him, Mr. Solicitor.

Q ~~Who was talking?~~

A Ben Chavis *was talking.*

Q What was he talking about?

MR. FERGUSON: Objection.

~~THE COURT: Members of the jury, you will not consider this testimony as against Tyndal, Jacobs, Vereen, McKoy, Epps, Moore or Mr. Wright. Did you say Temple while ago of Tyndall?~~

A ~~Tyndall.~~

THE COURT: You will not consider this testimony as against Jacobs, Vereen, McKoy, Epps, Moore and Wright. Objection sustained as to those



defendants. Objection as to Shepard, Chavis,  
Tyndall and Patrick is overruled. (Exception No. —)

~~Q Answer my question please.~~

A Ben Chavis was talking. He was telling us about  
this white man at the corner of 5th and Nun that had  
a 30 - 30 rifle.

MR. FERGUSON: Move to strike that.

THE COURT: Motion denied. (Exception No. —)

A And they had shot at Dolly Jean, <sup>Patrick,</sup> Regie's sister.

~~THE COURT: You did not hear what he said, Mr.  
Juror?~~

~~JUROR 12: I heard what he said, but I didn't  
understand it.~~

~~THE COURT: Talk into the microphones.~~

~~Q Dolly Jean Rettick?~~

~~A Right.~~

Q What did you say Dolly Jean Rettick -

MR. FERGUSON: Objection.

THE COURT: Overruled. Just a minute. I have  
already sustained this objection as to this  
testimony as to Jackobs, Vereen, McKoy, Epps,  
Moore and Wright. Objection overruled as to  
Chavis, Patrick, Tyndall, Chavis and Shepard. (Exception No. —)

A He was telling us about this white man at the corner  
of 5th and Nun what had a 30-30 rifle and had shot

at Dolly Jean Rettick's sister and he said we should go down there and firebomb it and then when the man come out for us to shoot him.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection; move to strike

THE COURT: Overruled. Objection is overruled as to Chavis, Shepard, Tyndall and Patrick.

Motion to strike is denied. And Members of the jury, you will not consider this evidence as against Jacobs, Vereen, McKoy, Epps, Moore and Wright. *(Objection No. —)*

Q Did he say anything else at this time?

A Only that we were going down there and I mentioned about Mike's Grocery.

Q What did he say about that?

MR. FERGUSON: Objection; move to strike that.

MR. HUNEVOL: Objection.

THE COURT: Objection is sustained as to Jacobs, Vereen, McKoy, Epps, Moore and Wright. And you will not consider this testimony as against those defendants. Objection is overruled as to Chavis Shepard, Tyndall and Patrick. All right. Proceed. *(Objection No. —)*

~~Q Answer the question.~~

A He said that Mike had cussed out a black girl that

came into the store and he said that they had already been two attempts to burning the store, and he said that if we didn't burn it down this time that strike three is out. Never have a fourth chance, and that he was going to make sure because he was going to go with us.

MR. FERGUSON: Move to strike.

MR. HUNEVOL: Move to strike.

THE COURT: Motion denied. *(Exception No. —)*

Q Were any persons present at this time other than the defendants you have mentioned?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

A Yes, sir.

~~THE COURT: Just a minute. What was the question, Mr. Solicitor?~~

~~SOL. STROUD: I asked him if there were any other persons present at this time other than the defendants he mentioned.~~

THE COURT: Objection overruled. *(Exception No. —)*

A Tom Houston, Molly Hicks, George Kirby, Patrick Rhodes, & Rev. Templeton.

~~Q Anyone else?~~

~~A Rev. Templeton.~~

~~Q What, if anything, happened after he made these~~

statements?

A. ~~Then~~ we went over to the Gregory Congregational Church.

Q. Would you describe the inside of the Gregory Congregational Church?

A. On the inside it has chandeliers and it has caadles, electric candles, on the side and by the organ it have a choir section on this side and one on this side. (Indicating.)

Q. By the what?

A. By the rear; by the pulpit.

MR. BALLANCE: Motion to strike.

THE COURT: Motion to strike denied. (Exception No. ---)

~~Q. How about when you first come into the church?~~

~~A. Whenever you first come into the church it is the ushers room where the ushers be at and then on your lefthand coming into the church is the switch room.~~

~~Q. The what?~~

~~A. The room where the fuse boxes and on the righthand is the room where the choir members change at and where you can go upshairs to the attic.~~

Q. How many doors are there to teh sanctuary of the church?

MR. HUNEVOL: Object to the leading.

THE COURT: Overruled. (Exception No. ---)

A. Three.

~~Q~~ ~~Where are they located?~~

~~A~~ You have the front door and two side doors.

~~Q~~ ~~Two side doors?~~

~~A~~ ~~Yes, sir.~~

(State's Exhibits 5, 6, 7, 8 and 9 marked for identification.)

Q I hand you what has been marked for identification as State's Exhibit number 5 and ask if you can identify that.

~~A~~ ~~This is Gregory Congregational Church.~~

~~THE COURT: I didn't hear you.~~

A This is a photo of the Gregory Congregational Church.

Q ~~Now does~~ <sup>does</sup> that photograph fairly and accurately portray Gregory Congregational Church?

~~A~~ Yes.

~~Q~~ As you recall on February 5 and 6, 1971?

~~A~~ Yes, sir.

Q I hand you what has been marked for identification State's Exhibit number 6 and ask you if you can tell me what that is, please.

A This is a photo of Gregory Congregational Church and Rev. Eugene Templeton's house.

Q ~~Does~~ <sup>does</sup> that photograph fairly and accurately portray the Gregory Congregational Church and Rev. Templeton's house on February 6, 1971?

~~A~~ Yes, sir.

Q I hand you what has been marked for identification as State's Exhibit 7 and ask if you can tell us what that is.

A This is a photo of the inside of Gregory Congregational Church standing from the porch.

Q ~~And does that~~ photograph <sup>does</sup> fairly and accurately portray the inside of the church as you are standing from the porch as you recall if from February 5th and 6th, 1971?

A ~~Yes, sir.~~

Q I hand you what has been marked for identification as State's Exhibit number 8 and ask you if you can tell me what that is, please.

A This is the inside - this is the photo of the inside of Gregory Congregational Church.

Q ~~Does that~~ photograph <sup>does</sup> fairly and accurately portray the inside of Gregory Congregational Church on February 5 and 6, 1971?

A ~~Yes, sir.~~

Q I hand you what has been marked for identification as State's Exhibit number 9 and ask you if you can identify that please.

A That is a photo of Gregory Congregational Church standing on the inside and looking on the outside to see the porch and the street.

Q ~~Does~~<sup>Does</sup> this photograph fairly and accurately portray the inside of the church facing the door of the church as you recall it having been on February 5 and 6, 1971?

A ~~Yes,~~ sir.

SOL. STROUD: The State moves that these Exhibits 5 through 9 be received into evidence.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Members of the jury, State's Exhibits number 5, 6, 7, 8 and 9 are offered by the State and received in evidence for the purpose of illustrating and explaining the testimony of the witness if you, the jury, find that they do illustrate and explain the testimony of the witness and for no other purpose. They are not substantive evidence. (*Objection No. -*)

SOL. STROUD: May I pass them among the jury, your Honor?

THE COURT: Yes, sir.

(State's Exhibits 5 through 9 passed to the jury.)

THE COURT: Mr. Hall, would you step down please?

Members of the jury, will you retire to your room. We'll take about a 10 minute recess.

(The jury retired to the juryroom.)

(The Court recessed from 4:10 until 4:25 P M.)

ALLEN HALL, being duly sworn, returned to the stand and testified as follows:

DIRECT EXAMINATION BY SOL. STROUD Continues:

Q On that Saturday evening after you left Rev. Templetons's house <sup>I went</sup> where did you go?

A Over to the house Gregory Congretational Church.

Q Did you go over by <sup>my</sup> yourself?

A ~~No, sir.~~

Q ~~Who went with you?~~

A Myself, Ben Chavis, Connie Tyndall and Ann Shepard and George Kirby, Molly Hicks <sup>Marvin Patrick</sup> and Tom Houston <sup>went.</sup>

Q ~~Any others that you recall?~~

A ~~Marvin Patrick.~~

THE COURT: Tell me again who went with you.

A Ben Chavis, Tom Houston, Molly Hicks, George Kirby, Marvin Patrick and Ann Shepard.

Q ~~What time was that when you went over to the church?~~ <sup>We</sup>

A Around 8:30 p.m.

~~THE COURT: is that 8:30 in the evening? 3:30 at night?~~

A ~~Yes, sir.~~

Q ~~Who was at the church when you arrived there, if you recall?~~

A Annie McLean, Benjamin Wonce.



~~THE COURT: I can't understand you. Annie  
McLean, Benjamin Honce.~~

~~A~~ Dentry Walker, Patricia Walker, Patricia Rhodes,  
Peanut *were at the church when I arrived there.*

~~Q~~ Peanut who?

~~A~~ Liza Hicks.

~~Q~~ Were any of the defendants at the church when you  
arrived there?

MR. FERGUSON: Objection to the leading.

THE COURT: Overruled. (*Exception No. —*)

~~A~~ Yes, sir.

~~Q~~ ~~Who were they?~~

~~A~~ All of them.

~~THE COURT: Now just a minute. What did you say?  
All of them?~~

~~A~~ Yes, sir.

~~Q~~ ~~Where in the church were you at this time?~~

~~A~~ We were standing up there by the pulpit.

~~Q~~ ~~By the pulpit?~~

~~A~~ Yes, sir.

~~Q~~ How many (people were in the church altogether at this  
time?)

~~A~~ I'd say around a hundred.

~~Q~~ Was this in the sanctuary?

~~A~~ Yes, sir.

~~Q~~ What occurred at that time when you arrived at the church?

~~A~~ That is whenever Ben Chavis started talking over the P A system.

~~Q~~ What P A system?

~~A~~ The P A system that was in the church connected to a record player.

~~MR. HUNTER: Your Honor, I didn't hear that last.~~

~~Q~~ Connected to what?

~~A~~ A record player.

~~Q~~ And were there speakers?

~~A~~ Yes, sir.

~~Q~~ Was there a microphone?

~~A~~ Yes, sir.

~~Q~~ Who was talking in the microphone?

~~A~~ Ben Chavis.

~~Q~~ What did he say at this time?

~~A~~ He told the other ones that was in the church who wasn't over there in the house at the time whenever he told about the deal Jean Reddick's sister being shot at.

~~Q~~ What did he say?

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception No. —)

Q He said this white man at the corner of 5th and Nun had shot at Dolly Jean Rettick's sister with a 30-30 rifle and he said we were going to go up there and throw a firebomb into the back of the apartment house and then when the man come out for us to shoot him.

MR. FERGUSON: Move to strike it.

THE COURT: Motion denied. (*Exception No. —*)

Q Did he say anything else at this time?

A Then he said that everyone that was large enough to use guns to come on.

Q What age range was there of people there in the church?

MR. BALLANCE: Objection.

THE COURT: Overruled. (*Exception No. —*)

A I'd say from 8 years old on up.

Q At this time did you realize what house he was talking about?

MR. HUNEVOL: Objection to what he realized.

MR. FERGUSON: Objection.

THE COURT: Objection sustained as to the form of the question.

Q At this time did you know what house he was talking about at 5th and Nun?

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception No. —)

A. Yes, sir.

Q. I hand you State's Exhibit number 8 and ask you if you can point out on that photograph on the inside of the church where the defendant Chavis was at the time he was talking over the microphone. Would you show it to the jury?

A. On this photo Chavis was standing right up here. (Pointing.)

~~MR. FERGUSON: If your Honor please, I can't see where he is pointing.~~

~~THE COURT: Let counsel see where he is pointing.~~

Q. If you will point also at them.

A. Standing right up here. (Pointing.)

~~Q. Was he on the floor or on the pulpit?~~

A. He was standing on the floor.

Q. At the front of the church?

A. Yes, sir.

MR. BALLANCE: Objection to the leading.

THE COURT: Overruled. (Exception No. —)

~~Q. Where were the rest of the people at this time?~~

~~A. They were standing out in here and sitting in there and some laying up and around there. (Pointing)~~

~~Q. Laying up around where?~~

↓  
A Laying up on the pulpit, laying up in the choir seats, laying out in the walkway between the seats and laying in the seats and standing up.

Q Did any of these people that were in here at this time have any weapons of any kind?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A No, sir.

Q None of them?

A No, sir.

MR. HUNEVOL: Objection.

THE COURT: Overruled.

MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception No. —)

Q At that time did you know where any weapons were?

MR. FERGUSON: Objection.

THE COURT: Objection sustained as to the form of the question.

Q At that time were there any weapons in the church at all?

MR. FERGUSON: Objection.

MR. HUENVOL: Objection.

THE COURT: Overruled. (Exception No. —)

A Yes, sir.

~~Q~~ ~~Where?~~

~~A~~ They were <sup>1</sup> were the ushers be at in the church.

~~Q~~ ~~Would you point that out, please?~~

~~A~~ ~~Their weapons was kept -~~

~~Q~~ That is State's Exhibit number 7.

~~A~~ The weapons would be kept right along in there behind this here door beside of the wall there.

~~MR. FERGUSON: Excuse me. Could I see that?~~

~~(Witness holds it so Mr. Ferguson can see.)~~

~~Q~~ ~~Now what kind of weapons did you observe in this area of the church?~~

~~A~~ There were shotguns and rifles and pistols.

~~Q~~ Where were they located in that portion of the church?

MR. HUNEVOL: Objection. Question has already been answered.

THE COURT: Overruled. *(Exception No. —)*

A They were laying on the table.

Q Did any of the defendants that were in the church at this time have any weapons upon their possession that you were aware of?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. *(Exception No. —)*

MR. FERGUSON: He is loading.

A Only Chavis.

~~Q~~ ~~What kind of weapon did he have?~~ <sup>He had</sup>

~~A~~ He had a .45 automatic.

Q Where was it located?

A He toted it on his side in a holster.

MR. BALLANCE: Object.

THE COURT: Overruled. (Exception No. —)

~~Q~~ ~~He did what?~~

~~A~~ ~~He toted it on his side in a holster.~~

Q Did he have it in his possession at the time he was talking over the microphone?

✓ MR. FERGUSON: Objection.

THE COURT: Overruled. (Exception No. —)

MR. HUNEVOL: Objection.

THE COURT: Overruled.

A Yes, sir.

Q I hand you State's Exhibit number 1 and ask if you can point out on this photograph the house at 5th and Nun that he was talking about.

A The house at 5th and Nun would be right here.

~~Q~~ ~~Would you turn it around so the defense attorneys can see it?~~

~~THE COURT: What exhibit is that?~~

~~SOL. STROUD: Number 1, your Honor.~~

Q Can you come down here to the diagram just a moment please?

(Witness goes to the blackboard.)

Q Can you point out on the diagram here the house at 5th and Nun that you are talking about?

A The house at 5th and Nun. (Points)

~~Q Where is the church?~~

~~A The church would be right here.~~

~~Q Thank you.~~

(Witness goes back to the witness stand.)

Q Did the defendant Chavis say who the man was at the house at 5th and Nun?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Objection No. —*)

A All He said was he was a white man.

Q Did you know the man?

MR. FERGUSON: Objection; move to strike.

A No, sir.

THE COURT: Motion to strike is denied. (*Objection No. —*)

MR. FERGUSON: May we have instructions, your Honor? O, I'm sorry.

Q After the defendant Chavis made the statement that you have referred to in church, what, if anything, happened then, please?

A Then Chavis and Marvin Patrick started passing out guns.

MR. FERGUSON: Objection; move to strike.

MR. HUNDEVOL: Objection.



THE COURT: Overruled. *(Exception No. —)*

Q Where was this in the church? What portion of the church?

A In the ushers' room.

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection; request to be heard.

THE COURT: Overruled. Go ahead. *(Exception No. —)*

MR. BALLANCE: May we approach the bench, your Honor?

THE COURT: Yes, sir.

(Conference at the bench.)

Q At the time that the defendant Chavis was making statements over the microphone that you have referred to, where were the other defendants?

A Connie Tyndall -

MR. FERGUSON: Objection.

THE COURT: Overruled. *(Exception No. —)*

A Connie Tyndall, he was laying up there on the pulpit; and Willie Earl was talking to some girl; and Joe Wright was standing up there in front of Chavis; and Marvin Patrick was standing beside of him; and Reginald Epps, he was standing in the walkway of the church, hall of the church; and Jerry Jacobs, he was standing up there around about where I was.

Q Where was that?

~~A And Jerry Jacobs and James McKoy -~~

~~Q Where were you?~~

A I was standing right there next to Chavis. And Wayne Moore, he was standing there also. And Ann Shepard, she was sitting there on the pulpit.

~~MR. HUNEVOL: Sitting where?~~

~~A Sitting on the pulpit.~~

~~Q On the pulpit?~~

~~A Yes, sir.~~

~~THE COURT: Did you mention Vereen?~~

~~A Yes, sir.~~

~~THE COURT: I didn't understand where you said -~~

~~A He was standing there talking to a girl.~~

~~THE COURT: You called him Willie Earl?~~

~~A Right.~~

~~Q Now who did you say <sup>was</sup> passing out weapons?~~

~~A Chavis and Marvin Patrick.~~

Q Did you receive a weapon at this time?

A Yes, sir.

MR. FERGUSON: Object to the leading.

THE COURT: Well don't lead him; objection overruled. (*Exhibit No. ...*)

A .25 automatic.

Q Where were you at the time you received a weapon?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A We were standing in where the ushers be at.

~~Q Where is that at the church?~~

~~A In the front of it. <sup>↖</sup> the church.~~

Q Did any of the other defendants receive weapons at this time?

MR. FERGUSON: Objection.

THE COURT: Overruled. (*Exception No. —*)

A Yes, sir.

~~Q Who?~~

~~A James McKoy, Willie Vereen, Joe Wright, Jerry Jacobs, Wayne Moore, Connie Tyndall and Marvin Patrick and Reginald Epps.~~

Q Did any others at this time receive weapons?

MR. FERGUSON: Objection.

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

Q Any persons other than the defendants that you have mentioned?

MR. HUNEVOL: Objection.

THE COURT: Overruled. (*Exception No. —*)

A No, sir.

~~Q What type of weapon did Willie Earl Vereen have?~~

~~A Willie Earl he had a long gun. I don't remember whether it was a shotgun or a rifle. I know it was a long gun.~~

MR. HUNEVOL: Object; move to strike.

THE COURT: Objection overruled; motion denied.

~~Q How about the defendant Tyndall?~~

*(Exception No. —)*

~~A Connie Tyndall had a shotgun.~~

~~Q How about the defendant Patrick?~~

MR. FERGUSON: Objection.

THE COURT: Overruled. *(Exception No. —)*

MR. HUNEVOL: Objection.

THE COURT: Overruled.

~~A Had a rifle.~~

~~Q What did the defendant Jacobs have?~~

~~A Jacobs he had a rifle.~~

~~Q And the defendant McKoy?~~

~~A McKoy had a pistol.~~

~~Q And the defendant Wright?~~

~~A Wright had a rifle and a pistol.~~

~~Q Did any of the other defendants have more than one weapon that you were aware of? Is that right?~~

~~A MR. FERGUSON: Objection.~~

THE COURT: Overruled. *(Exception No. —)*

~~A No, sir.~~

~~Q At the time the defendants' weapons were passed out, what, if anything, did the defendants do with the weapons?~~

~~A Whenever the weapons were passed out Chavis told~~