

Joe Hubbard's Notes on the Tire Casts: Documents 45-53

Document 45

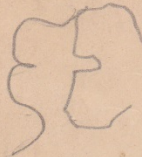
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MR. FAUST'S
Testimony

26 June 73

- 2 tires - KCC153 - ~~New TIRES~~
- 1 tire - KCD501 - ~~RECAP.~~
- 1 tire - KEB421 - ~~RECAP.~~
- 1 tire - SPARE - ~~Scott Major.~~
(old + BAID)

TOTAL 5 TIRES
ON RIMS



28th OCT 73

SAME AS ABOVE - (TOTAL OF 5 TIRES ON RIMS)

29th OCT 73

SAME AS ABOVE WITH EXCEPTION OF LEFT FRONT TIRE THAT WAS REPLACED BY POOLE'S SERVICE STATION. 10/29/73 9:00 AM. (ORDER BY MR. HUBBARD) OLD TIRE WAS LEFT AT STATION (382-475). NEW TIRE INSTALLATION ON LEFT FRONT WAS, NEW SUMMER TIRES Springfield-Kelley, SIZE F70+14 MARK 2P.
(THIS AGAIN LEAVES A TOTAL OF 5 TIRES ON RIMS)

IN COURTROOM AT TRIAL:

APR 1981 - Corporal HOUSE'S IDENTIFICATION OF "4" TIRES AS STATE EVIDENCE:

- 1 - EXHIBIT #87 - LEFT REAR TIRE (NO MENTION OF RIM)
- 2 - EXHIBIT #88 - RIGHT REAR TIRE + RIM
- 3 - EXHIBIT #89 - RIGHT FRONT + RIM
- 4 - EXHIBIT #90 - "NO LOCATION", JUST BLACK KELLY TIRE.

NOTE - EYEW though he failed to mention RIM ON #87, IT WAS THERE.

- THIS NOW GIVES US "3" TIRES ON RIMS + ONE WITHOUT IN COURTROOM. (TOTAL OF "4" TIRES)
"3" ON RIMS.

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Page 475 - Borough Hall Garage, South Williamsport on Oct 31, 1973
(CAR WAS NOW KEPT BY STATE FROM OCT 31ST - TO 7 NOV 1973)

Trooper Gomb described tires on car (on rims) before removal:

1. "Two tires in the rear were "old" tires.
2. One tire on front of vehicle, I believe the left front was a "Nansen, Good Condition tire."
3. "The tire on the right front was in "poor condition."

NOTE# Now we have "4" tires on rims again!

NOTE# While Trooper Gomb searched car for evidence, notice what he describes the articles were in the trunk of the car.

1. A box of wood.
2. A piece of material identified as gunk.
3. White powder substance.

NOTE# HE MADE NO MENTION OF "SPARE TIRE ON RIM" IN TRUNK OF CAR.

NOTE# AFTER HE EXAMINED TIRES AT BOROUGH HALL, HE WENT TO POOL'S SERVICE + OBTAINED EXHIBIT #90 (475) (392)

NOTE# (NOW, THIS GIVES A TOTAL OF "5" TIRES, WHICH LEAVES US "4" ON RIMS + ONE OFF RIM.)

TROOPER KREBB'S TESTIMONY IN IDENTIFYING TIRES + CASTS RECEIVED BY HIM IN HARRISBURG, 522-592

1. LEFT REAR - EXHIBIT #87 CONCLUSION, MADE PRINT IN CAST NUMBER #91 PAGE 536
2. RIGHT REAR - EXHIBIT #88 CONCLUSION, MADE PRINT IN CAST NUMBER #94 PAGES 532-535

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3. Right front - exhibit # 89
(on rim) page 544No conclusion - could have made
print in cast # 92 - Lacked Accidental
Character!

4. "No location" exhibit # 90

No conclusion - could have made
print in cast # 93 - Lacked Accidental
Character page 581

NOTE #

Krebb's did not use exhibits # 89-90 (Tires) or 92-93 (cast)
when showing comparisons to JURY. (He returned to stand) They
were not brought up until Defence Lawyer Cross
Examined Krebb's.

NOTE #

(Now we have "3" tires again on rims + 1 tire off rim.)

Conclusion to tire situation from June
26th - to time of TRIAL END!

1. Robert Faust owner of Poole's Service Station testified (page 518) that he sold Kim Hubbard two sets of tires (4 tires) on June of 1975. The rear set were Recaps, (these recap tires would not have standard type treads as New Kelly Tires.) The front set were "New Kelly Tires. Kim had old tire on rim in trunk of car.

2. On Oct 29th AM. when arriving home from midnight shift at Williamsport Hospital, Mr. Hubbard took notice to left front tire on Kim's car being flat. After talking to wife as to how Kim got to school, Mr. Hubbard called Poole's Service Station and talked to Mr. Faust about repairing the tire. A service man from his station, jacked up car, removed tire and took it down to garage. The tire was in too poor of condition to repair. Mr. Faust and Kim had made

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AN AGREEMENT ON THE TIRES, IF Kim replaced them AT HIS STATION, HE'D PUT THEM ON AT COST. (Kim's CAR WAS IN A ACCIDENT PRIOR TO THIS AND WAS RIDING OUT OF ALIGNMENT DUE TO DAMAGED LEFT FRONT OF CAR). HIS SERVICE MAN REPLACED LEFT FRONT TIRE WITH A "NEW" KELLY SPRINGFIELD TIRE, SIZE F78+14 MARK 25. THE OLD TIRE WAS TAKEN BY HIS SERVICE MAN AND PUT OUTSIDE OF BUILDING (SOUTH SIDE)

Note# follow this TIRE THROUGH REMAINING TESTIMONY
 (*New* Kelley Springfield - Left Front TIRE)

3. Trooper Gomb AT the borough Hall in South Williamsport ON OCT 31 MADE THE STATEMENTS FOLLOWING OBSERVATION OF THE TIRES ON Kim's CAR. (PAGE 475) "TWO TIRES IN REAR OF CAR WERE OLD TIRES. (THESE WERE THE RECAPS SOLD TO Kim BY POOLE'S ON JUNE 26, 1973 - NUMBER ON TIRES IS KCC153 - THESE TWO TIRES ON OLD RIMS WERE NOT IN COURTROOM AS EVIDENCE.) "ONE TIRE ON THE FRONT OF THE VEHICLE, I BELIEVE THE LEFT FRONT TIRE WAS A NEWER, GOOD CONDITION TIRE." (NEW KELLY SPRINGFIELD TIRE) "THE TIRE ON THE RIGHT FRONT WAS IN POOR CONDITION." AFTER GOMB SAW THESE 4 TIRES HE WENT TO POOLE'S AND OBTAINED THE OLD FIAT TIRE ALONGSIDE OF BUILDING (EXHIBIT 90) PAGE 476 REMEMBERING WE NOW HAVE 4 TIRES ON VEHICLE, ONE HE OBTAINED AT POOLE'S, A TOTAL OF 5 TIRES AT THIS POINT. TROOPER GOMB WHILE SEARCHING TRUNK OF Kim's CAR, NAMES OBJECTS HE FOUND THERE BUT FAILED TO MENTION THE SPARE TIRE ON RIM THAT WAS IN THERE. (PAGE 477) THE CAR WAS NOW KEPT AT BOROUGH HALL FROM OCT 31ST TO NOV 7TH WHEN IT WAS RETURNED TO Kim.

Note# WE NOW HAVE 4 TIRES ON RIMS, ONE FROM POOLE'S, ONE HE FAILED TO MENTION IN TRUNK THAT WAS ON RIM. THIS MAKES A TOTAL OF 6 TIRES. (5 RIM - 1 OFF)

Note# WITH THESE FACTS IN MIND, SEE THE WAY THEY COME UP IN THE COURTROOM NEXT!

TIRES ON CAR, Cont.

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The following 4 TIRES were in the courtroom:

4.

1. Exhibit # 87 - L.R.
2. Exhibit # 88 - R.R.
3. Exhibit # 89 - R.F. ("New" Kelley Springfield Tire)
4. Exhibit # 90 - No Location - Called "BLACK Kelley tire - off RIM

Notice that Exhibit # 89 ("New Kelley Springfield") becomes the Right Front tire instead of Left front stated by Trooper Comb earlier.

This Transaction was made so that they would have 4 standard Kelley Springfield treads! REASON for this statement follows:

1. The Treads of the two recap tires that were on the rear of car (called "old" tires by Comb - KCC153) do NOT have the same tread pattern as the standard New Kelley Springfield tires.
2. The tires used to make the number of 4 tires in the courtroom were:
 - A. TIRE off rim # Exhibit 90 - BLACK Kelley TIRE (382)
 - B. TIRE in trunk became one ? (Rim)
 - C. TIRE originally on R.F. became ? (Rim)
 - D. "New" Kelley Springfield becomes R.F. tire! (Rim)

Note # We now have 4 Tires (3 on rims + 1 off rim)

Note # We started on Page 1 with 5 tires on rims, we now only have 3, the 2 tires + rims of the original real tires are gone! (because of different tread pattern)

Note # This confusing bit of transaction had to be done while officers Comb + Houser were present. (pages 391-475)
It was done so they would have four tires with same tread pattern.

Note #

We now go into Trooper LEON KREBB's testimony with all the tires having the standard Kelley Springfield Treads. This includes the "New" Kelley Springfield Tire purchased on 29th of OCT from Poole's, Exhibit # 89

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5. TROOPER LEON KREBBS IS NOW IN COURTROOM:

Trooper Krebbs compared tires + casts as follows:

P 536 - 1. Exhibit # 87 - 94 - MADE - Left REAR TIRE

P 532-535-2, Exhibit # 88 - 91 - MADE - Right REAR TIRE

P 544 - 3. Exhibit # 89 - 92 - ("New" Kelley Springfield Tire) - No Conclusion - ^{Right} ~~Left~~ ^{Front} ~~Rear~~ TIRE

P 581 - 4 Exhibit # 90 - 93 - "Black Kelley Tire (off rim)" - LACKED ACCIDENTAL CHARACTERISTICS

No conclusion
LACKED ACCIDENTAL CHARACTERISTICS

NOTE #
PAGE 544 TROOPER KREBBS WHEN SPEAKING OF EXHIBIT # 89 (New Kelley Springfield) REFERED TO IT AS A "NEWER, good tread TIRE"

NOTE #
PAGE 581 KREBBS did NOT use exhibits # 89-90 AND compare them with exhibits 93-92 when showing casts + tires to jury. (He returned to stand AFTER BEING ASKED to by ETEL). IT WASN'T UNTILL HE WAS CROSS EXAMINED BY FIERRO that they were talked about.

NOTE #
PAGE 584 KREBBS STATED he RECEIVED 2 TIRE CASTS ON 1ST NOV AND 2 TIRE CASTS ON 5TH OF NOV. (Why? - Study following testimony)

1. Page 613 - Sgt. Peterson stated they wanted Kim's CAR + Boots to compare them with casts they had. This date was Oct 31ST

2. Page 383 - Houser Testifies that all casts in courtroom were given to him from Officer Keppick on 29th of Oct - All transferred to Harrisburg by him (Houser) on Nov. 1ST

3. Page 583 - ETEL stipulates all cast were made or poured on same day at same time. OCT 28th - 29th

NOTE #
ALL the previous transactions that took place with exhibit # 89 (New Kelley Springfield Tire) was done during

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the period Kim's car was kept in Borough Hall Garage
on 31st of Oct. to 7th of Nov. This accounts for the
white powder on garage floor.

Note#

The very fact that the 2 recapped REAL TIRES
NUMBERED KCC153 that were on Kim's car,
From June 26, 1973 to Oct 31, 1973 and NOT
shown in courtroom as evidence, the use
of the "New Springfield Kelley Tire" installed
the day after the body was found on Oct 28th
shows intentional wrong doings by STATE Police
officers.

