

Dorisann Hubbard.

By Mr. Fierro:

May she be excused?

By Mr. Ertel:

Yes.

DORISANN HUBBARD, being duly sworn according to law,
testified as follows:

DIRECT EXAMINATION

By Mr. Fierro:

Q. State your name?

A. Dorisann Hubbard.

Q. You are Kim Lee's Mother?

A. Yes.

Q. Where do you live?

A. 1030 West Central Avenue, South Williamsport.

Q. How old is Kim now?

A. He is 20.

Q. Mrs. Hubbard, there was a girl in here by the
name of Colleen Whitenight who testified, do you know her?

A. Yes, I do.

Q. Do you know whether she has been keeping company
with your son?

A. Yes, she has.

Q. Mrs. Hubbard, before we get into this thing, what
I would like to find out, were you familiar with your son's car,
did you know what it looked like?

A. Yes.

Q. Do you know if there was anything wrong with it,

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I am talking about October 19th?

A. Yes.

Q. What was wrong with it, what could you see?

A. I know it was banged up.

Q. What part of it was banged up?

A. The left fender and light.

Q. I want to show you marked as Commonwealth's Exhibit No. 115 and everybody in this Court Room knows this is a hard hat type of helmet, you can see it, can't you?

A. Yes.

Q. Did you ever see this Exhibit before in your life?

A. Never.

Q. Never?

A. I have never seen it.

Q. Now, outside of this particular Exhibit, have you ever seen a hard hat type of helmet in Kim's car of any kind?

A. No.

Q. Does your husband own any hard hat type helmet?

A. We have never owned one.

Q. Never owned one?

A. Never.

Q. Have you ever had a helmet like this in your house, that you know of?

A. Never.

Q. You knew Jennifer Hill?

A. Yes, I did.

Q. For how long did you know her?

A. From the day she came from the Hospital, her life.

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Q. Really?

A. Yes.

Q. Well, does this mean you knew Norma and Jack for that period of time?

A. Longer than that.

Q. How long did you know Norma and Jack Hill?

By Mr. Ertel:

I object, this is irrelevant.

By The Court:

The objection is over ruled, you may answer.

A. About 17 years - 18 years, I believe.

By Mr. Fierro:

Q. Did you ever live next door to them?

A. Two doors away.

Q. About how long?

A. I am not sure, I think about 10 years.

Q. Mrs. Hubbard, I want to direct your attention now to October 18th, not the 19th?

A. Yes.

Q. October 18th, I believe that was a Thursday last year?

A. Yes.

Q. Did you have any guests in your house?

A. Yes, Colleen Whitenight and Jennifer Hill were there.

Q. Did you have any overnight witnesses in your house?

A. Yes, Jennifer Hill stayed all night.

Q. Were you there October 18th?

A. Yes.

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Q. Staying in your own house that night?

A. Every moment.

Q. Now I am going to take you to October 19th, which was a Friday, first tell us about the activities as you saw them, not as anybody told you, what did you see concerning the activities between Ruthie and Jennifer from the moment they got up, go ahead?

A. They wanted something for breakfast. I told them if they wanted it they had to get it themselves, I was very busy. Then they would sit around, moping around, and I told them if they didnt find something to do I would find something for them to do, such as work. I remember they made my bed, they took the dirty clothes to the basement, they told me about it. They went back to their room, they went out to play, they had wanted to go to a place in the woods and I would not permit that. Then Jennifer wanted to go to her home and get money to walk the Montgomery Pike to Hill's Department Store to buy a pair of sneakers, and I said "Never". Then I remember they went to the Bricker twins' home. Then they come back and was watching television.

Q. Do you have any idea about what time this would be when they came back from the Brickers and were watching TV?

A. No, it was just before noon because about ten of twelve they came down and said, "We want some lunch.". I had set down and made a fresh, cold cut sandwich at that time and there was none left, so I wrote out a check and slipped it under the napkin I had, and when they asked for something to eat I said,

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"No, you can't eat here, but you can go to the Hum-Dinger to eat.", and I told them, it was a \$2.00 check, and I told them to split a hoagie and get a milk shake, and I would say that was ten minutes of twelve they went out.

Q. Now, of course, you didn't go with them?

A. No.

Q. Now we want to know the next time you saw them?

A. It was about quarter of one, they come back and told me they were going to play kickball or football.

Q. How long did they stay home then?

A. They didn't.

Q. They didn't?

A. Not that I can remember.

Q. You mean they came back home and went out?

A. Yes, I believe that time they went to play football, because we don't own a football, they had to borrow it.

Q. Tell us where they went?

A. To the Brickers'.

Q. You know, you don't know where they went, you saw them leave the house?

A. They told me they were going to get the football.

Q. Did you see them leave the house?

A. Yes.

Q. Now, when was the next time you saw them?

A. I don't, I can't tell you the precise time because I didn't have a reason to look at the clock.

Q. What time do you think it might have been?

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A. Probably say 2:00.

Q. Where did you see them?

A. Back in my house.

Q. What did they do there?

A. Fooled around, went upstairs.

Q. How long were they home, that is at your house?

A. Just a few minutes.

Q. Did they then leave?

A. Yes.

Q. Do you know how long they were gone?

A. No.

Q. Do you have an idea?

A. It would not have been long, it couldn't have been,
a half hour or hour.

Q. Did you then see them back at your house?

A. Yes, I did.

Q. What did they do?

A. They came in the door, and I was scrubbing the dining room, they said they wanted Jennifer to stay another night, and I told them no, and they snibbled around and I said, "Yes, call your Mom and let her tell you.", that it was up to her Mother, so they went upstairs and when they did come down I said, Jennifer come down clothed with her bag, when I said "clothed", she had her coat on and it was pulled shut, and I asked her what her Mother said, well, I knew, but I said, "What did your Mother say and she said, "I have to go home and clean out the dresser drawers.", and Jennie was crying, and I stood at the door and

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talked to them, they went out onto the front porch, and I remembered a phone call Ruthie had earlier, and I called Ruth back..

Q. Who is "Ruth"?

A. My daughter, Ruth Hubbard.

Q. Let's not have that conversation, let's talk about Jennifer and your daughter. Now, you said she came downstairs and was packed, what happened?

A. She was crying, she said she didn't want to go home, but she had to go to clean out dresser drawers.

Q. What did she do?

A. She talked at the door and walked out to the front porch until I called Ruthie back, and then that is the last I saw Jennifer.

Q. When you say Jennifer last, where was she, what was she doing?

A. Walking off my front porch to go home.

Q. That is the last you saw of her?

A. Yes.

Q. Now, let's go backwards for a few hours, I want to ask you whether or not at any time during that day did Jennifer change her clothing at your house, that you know of?

A. Not that I know of.

Q. Do you know what she was wearing when she left your house?

A. Yes, I do.

Q. Tell the Jury?

A. She had on an old jacket, I did not at this time see her shirt, I know what shirt she had on when I saw her, you know,

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but she had her coat closed and she had on blue pants with hearts on the knees, she had on old black sneakers and she was carrying a Glick Shoe bag with her possessions in it is what she carried.

Q. Are you now describing the way she appeared to you when she left your house?

A. Yes.

Q. Now, all during that day of October 19th whenever you saw Jennifer, was Ruthie with her?

A. Always.

Q. Whenever you saw Ruthie and Jennifer that day, the 19th, was Kim ever in their presence in your house?

A. No.

Q. Were you at home when Kim got up?

A. Yes.

Q. Where were Jennifer and Ruthie at that time, were they in or out of the house?

A. They had already gone to play after lunch.

Q. When Kim got up, how long did he stay in the house, do you have any idea?

A. When he came downstairs he asked for something to eat, and I remember he got a glass of milk, but I didn't have any cigarettes and I gave him the money and told him to go to the Super-Duper and buy me two packs of "L&M's" and I gave him money for a pack of his own cigarettes.

Q. Did he leave the house?

A. Yes.

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Q. Did he come back?

A. Right away.

Q. What did he do when he came back?

A. Argued with me because I had asked him, I gave him a list of things to do.

Q. How long did he stay in the house that time?

A. It might have taken 10 minutes, because I had a list, plus I had to count out money for him.

Q. How long was he in the house that time, approximately?

A. About 10 minutes.

Q. What did he do, did he stay, did he leave?

A. He left.

Q. Do you know if he came back, when he came back?

A. I rented a buffer and he brought that, he brought that right back.

Q. What time do you think that might have been?

A. I really don't know, it may have been about ten after two.

Q. It may have been about ten after two, but you are not sure?

A. No.

Q. Kim brought a buffer back around ten after two, you are not sure of the time, did he do anything with the buffer?

A. He brought it to the front door and pushed it in.

Q. Then what did he do?

A. I believe at that time he went back out to pay more bills.

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Q. He went back out?

A. Yes.

Q. Do you know when he returned home again?

A. Kim came in about 3:00.

Q. When he came in?

A. Yes, and he asked if I would give him permission to use his Dad's ratchet set.

Q. Did you?

A. Yes, and he went down and did something. I remember asking if he was sure he put it all back, and then he came in and says, "Mom, do you need me right away?", and I said....now in there somewhere he had started buffing the floor, and it shine so much I told him to wait that I would put a third coat of wax on the floor, and so he said, "Well, if you are going to do that... could he go wash his car.

Q. Did he then leave?

A. Yes.

Q. When do you think he came back, how long do you think he was gone?

A. He was gone, he drove up a few minutes after four.

Q. A few minutes after four?

A. Yes.

Q. When he came back a few minutes after four, was Jennifer Hill there?

A. No.

Q. Do you know when she left your house, or approximately when?

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A. I can give you exactly, fifteen of four.

Q. You know that?

A. I know that.

Q. When Kim came home a couple minutes after four, how long did he stay in your house and what did he do?

A. He asked me for something to eat, and I told him no mess, and he asked if he could go for a sandwich or something called a "Cosmo", and I said yes, if he came right back.

Q. Did he stay in the house or leave, that is what I want to know?

A. No, he went out the back door.

Q. Do you know how long he was gone, or approximately?

A. I know that he was in between twenty-five and 4:30, because he and Ruthie had a fight over the telephone, and when I went into the kitchen to tell him to stop and wait, he said that the call was to come between 4:30 and 5:00, and it was exactly 4:30 while Ruthie was talking, but she only talked for a minute or two.

Q. When you say she talked for a minute or two, you mean with Kim or on the phone?

A. Only for a minute or two.

Q. On the phone or to Kim?

A. On the phone.

Q. Now, after Ruthie finished her telephone call, you say it was 4:30, how do you know?

A. I looked at the clock being Kim said he had or that the phone call for him would come from 4:30 on, whenever Colleen's

Father was not around, she would call anytime from 4:30 on.

Q. Now, Mrs. Hubbard, do you know if there were any phone calls made to your house beginning let's say around 4:30 to 5:00? Do you know whether there were such calls?

A. Yes, I do.

Q. Do you know how many telephone calls came to your house during that time?

A. There were four.

Q. Can you tell us how many you answered?

A. I answered, I was in the kitchen when the next call came.

Q. How many did you answer?

A. One.

Q. The one you answered, who was that from, don't tell us the conversation?

A. It was from Colleen Whitenight.

Q. What time, do you know, if you know, was that call made?

A. Ruthie had just gotten upstairs and I answered the phone, so I would say it was only two or three minutes after the call at 4:30.

Q. Now, what was the next call that was made to your house that you answered?

A. I didn't for then.

Q. You didn't?

A. No.

Q. But do you know if there were other calls that

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came into your house?

A. Yes, I do.

Q. How many more? I am not talking about the Whitenight call.

A. There was a business call came.

Q. You did not answer that?

A. No, I had gone into the room.

Q. Was there a call after that?

A. Jack Hill had called.

Q. Who answered that phone?

A. Kim answered that phone.

Q. Were you there when Kim answered the phone?

A. I was in the room and I heard him talking.

Q. What did you hear him say?

By Mr. Ertel:

Objection.

By The Court:

The objection is sustained.

By Mr. Fierro:

Q. What did he do with the telephone?

A. He called me and said Jack wanted to talk.....

Q. Never mind what he said, he called you, did you then have a telephone conversation?

A. Yes.

Q. With who?

A. With Jack.

Q. Jack who?

A. Jack Hill.

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*STATED ABOUT 12:00
BETWEEN 5:20
OR 1*

Q. Now, can you tell us what that conversation was about?

A. Jack asked me if Jennifer had left there yet. I told him yes, that I had told Jackie at 4:00 that she had left at fifteen of four.

Q. Is that all there was of that conversation?

A. There was more we talked for a bit, but I can't remember every word.

Q. Do you know what time it was that you talked to Jack Hill?

A. Well, we were talking, I looked at the clock on the wall and I said, "Well, Jack, it is only quarter of five. She has only been gone one hour."

Q. You said this to her Father?

A. Yes.

Q. Now, was there another telephone call after this one?

A. At the moment I can't remember.

Q. Now, after you talked to Jack Hill, did you ask your son to do anything?

A. Yes.

Q. What?

A. Well, we waited awhile and I got worried, and Ruthie had to go to the store, so I asked Kim to please get in his car and ride down around the Catholic playground and look for Jennie.

Q. Did your son leave the house?

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A. Yes.

Q. Do you know how long he was gone?

A. He was only gone about 10 minutes.

Q. Did you see him when he returned?

A. Yes.

Q. What did your son do next? After he returned from looking for Jennie?

A. Took to the buffing.

Q. What did you do?

A. Used the phone.

Q. Talking to who, don't give us conversations, who did you talk to?

A. My Mother, My Sister, then I called Mrs. Maggs.

Q. Who is Mrs. Maggs?

A. The Grandmother of Jennifer Hill. I called to talk to them and Jack.

Q. While you were making these calls, where was your son and what was he doing?

A. He was buffing the kitchen.

Q. Do you now have an idea of what time it was when you got through making these calls to these various people?

A. Well, Ruthie must have come in about 5:30, so I called I waited, then I talked to Mrs. Maggs again...no, I didn't, I only talked to her one time, I believe. I told Ruthie to put on her coat, and we went for a walk to look for Jennifer.

Q. Who went for a walk?

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A. Ruthie and I.

Q. When you went for this walk, where did you go, what street?

A. We just walked about two blocks.

Q. Did you meet anybody that you knew?

A. Yes...no, not at that time. We saw people going into the Catholic Church, so I would not go any further.

Q. What did you do then?

A. Well, Ruthie saw two people, and she said that it was.....

Q. Don't tell us what she said, what did you and Ruthie do next?

A. I waited for the two people to reach us, because I knew who it was, Ruthie told me who it was, it was Norma and Jack, Mr. and Mrs. Hill.

Q. You saw Norma and Jack?

A. Yes.

Q. Where were they when you saw them, on what street, in front of what building or house?

A. Well, the two people that I could see, but couldn't tell who it was, was at Bayard Street and I waited in front of the Catholic School, and when they reached me we talked for a few minutes, I talked to Norma and the four of us started back towards Clinton Street.

Q. The four, meaning who?

A. Ruth, myself, Jack and Norma.

Q. Clinton Street, that is the corner?

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A. At Kane Street I called to a man named "Edwards" I spoke to him.

Q. You say that you, Ruthie, Norma and Jack Hill, walked towards your house?

A. Yes.

Q. How close did you get to your house?

A. About a half block.

Q. Now, when you got about a half block away from your house, did you see your son?

A. Yes.

Q. What was he doing and where was he?

A. He was on the sidewalk close to my Mother's house, next door to me.

Q. Do you know if there were any greetings exchanged?

By Mr. Ertel:

I object to the constant leading.

By The Court:

Refrain from leading the witness.

By Mr. Fierro:

Q. Was there any conversation between the Hills and your son?

By Mr. Ertel:

The same objection.

By The Court:

You may answer.

A. Kim called out.

By Mr. Fierro:

Q. What did he call out?

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A. I can't remember, just "Hi".

Q. Was there any response?

A. Yes.

Q. From who?

A. Jack, Mr. Hill.

Q. Now, what did the Hills do then?

A. Jack proceeded down Clinton Street to Southern Avenue and turned east.

Q. What did Mrs. Hill do?

A. We talked for a few minutes when we reached the first alley behind our home.

Q. Then what?

A. I asked Norma, or Mrs. Hill, if she was not going to catch up with Jack.

Q. What did she do?

A. Well, she told me she would.

Q. What did she do?

A. We were talking.

Q. What did she do after you got through talking?

A. Went through the alley.

Q. That is Mrs. Hill?

A. Yes.

Q. Did you see the Hills anymore after that, the same evening?

A. No.

Q. You did not?

A. No.

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Q. Now, after Mrs. Hill left, what did you do?

A. I went through the alley, through my backyard around the house and Ruth and Kim and I went in the house.

Q. Was Kim with you?

A. Yes, he was on the front sidewalk.

Q. Now, when you three people went into the house, what did you three people do?

A. Made a number of phone calls.

Q. Who made the calls?

A. Kim used the phone, I used the phone, and then Mrs. Maggs had asked if Ruth.....

Q. Don't tell us what Mrs. Maggs asked?

A. Ruthie called friends.

Q. Who made the phone calls?

A. The three of us.

Q. After these phone calls were made, what did you folks do?

A. Well, Ruthie was going to a football game in Muncy, we were waiting for her ride, and while she was calling the girls, Kim and I went out front.

Q. Did you see Ruthie leave for the game?

A. Oh, yes, we were back in the house before she left for the game.

Q. Do you know if she, who picked her up?

A. Yes.

Q. Who?

A. Mr. and Mrs. Carl Ranck.

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Q. Was Kim there at the time, that is either in the house or outside of the house?

A. He was at the kitchen, in the kitchen.

Q. Now, after your daughter went to the game with the Rancks, what did you do?

A. Well, before she went to the game, while we were waiting for her ride, Mr. Ross, the South Williamsport Policeman...

Q. I think he is a Captain, but I am not sure, but go ahead and call him "Mr. Ross"?

A. Well, he drove up and facing east and he got out and walked over and at this time Ruthie came out, and Kim and I were already there, and he just asked us about this Jennifer Hill, if she had been there, and what she was wearing, and he left.

Q. Now, was Kim present?

A. Yes, Kim, Ruthie and I.

Q. While Captain Ross asked these questions, was Kim present?

A. Yes, and then we went back in the house. I remember standing at the kitchen windows and when Ruthie said, "Rancks are here.", I walked out to the car, or out to the front porch, because Linda had come into the porch for her, and they left.

Q. Now, your daughter left, what did you do?

A. I don't remember every moment, but within those few moments we were both out on the sidewalk, because Colleen was due at any time.

Q. By "we", you mean who?

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A. Kim and I.

Q. All right?

A. Then Kim said, "Well, it is time.", so I went back in the house when he walked to Hill Street and turned down, and with just within a few moments Kim and Colleen both came in the house.

Q. Now, when Kim and Colleen came in the house, tell us, without my asking you any questions, what they did for the rest of the evening, like if they stayed, what they did, if they left or if they came back, as you recall it?

A. I know they fooled around with the buffer. It strikes me that Kim made a sandwich, I know they were in the living room and I know that Mr. Ross came back again.

Q. He did?

A. Yes.

Q. When you say he "came back", was it outside of the house or in?

A. No, he was in the living room with the three of us.

Q. About how long was he there?

A. 10 or 15 minutes.

Q. Was Kim present?

A. Yes.

Q. We don't want the conversation between Ross and you three people, you say he was there 15 or 10 minutes?

A. Yes.

Q. Obviously, he left?

A. Yes.

Q. What did you three people, and specifically Kim and

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Colleen do after that?

A. Well, I was upset about something he told us, so I told Kim and Colleen that we would go to try to find a man, a Mr. Hill, and we got in the car and went down Hill Street to the river road in South Side and we picked out the biggest house behind a place called the Southern Grill, and we made up the excuse that we would send Kim to the door and he would knock and say, "Do you know where Hamiltons' live?". We knew where Hamiltons lived, but he would say this so we could get a chance to see a man in there, and Kim came back and he said a woman.....

Q. Don't tell us what Kim said. From that particular place, by the way, whose car did you go in?

A. Kim's.

Q. Who drove it?

A. Kim.

Q. Where did you go?

A. We went back home.

Q. When you got back there where did you, what did you folks do? You Colleen and Kim?

A. Well, we parked in the alley behind my home, and we walked up to the, up through the yard, and when we reached the front Joe was sitting on the swing waiting for me.

Q. Who is "Joe"?

A. My husband.

Q. All right, what did Kim and Colleen do?

A. They said they would go out, but they would be back a short time later.

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Q. Did they?

A. Yes.

Q. Do you know how long they were gone approximately?

A. Not really, maybe an hour.

Q. Do you know if they came back to your house?

A. Yes.

Q. When they came back to your house, do you know what they did?

A. I remember Colleen helping me set the dining room table in place so the wax would not be cut, and we talked. I remember they set in the room.

Q. Don't tell us about their conversation, just their activities? What were they doing?

A. Just fooling around, watching TV, going to the kitchen and running the buffer.

Q. Do you have any idea what time Kim and Colleen next left the house?

A. I believe it was 10:30, because I remember back then, she had to have the car home, and Kim followed her up and brought her back. They were gone about 10 or 15 minutes.

Q. After they were gone this 10 or 15 minutes, did they reappear?

A. Yes.

Q. Who?

A. Kim and Colleen came back to watch television.

Q. They did?

A. Yes.

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Q. For about how long?

A. Well, Colleen, Kim took Colleen home about 12:30.

Q. Well, from the point of about 10:30 that you said Kim and Colleen came back until Kim took her home at 12:30, were they always in your house?

A. Yes.

Q. Now, Mrs. Hubbard, during the time that Kim was buffing, altogether, as I understand it, he just didn't buff once?

By Mr. Ertel:

I object, this is irrelevant, it is repetitive and leaving.

By The KCourt:

Refrain from leading the witness.

By Mr. Pierro:

Q. As I understand your testimony you said he didn't buff just once, is that correct?

A. No, because he never completed it totally, completed it.

Q. While he was buffing, do you know what type of footwear he had on?

A. His socks.

Q. His what?

A. His socks.

Q. Do you know what he wore when he went out?

A. Yes, I do.

Q. What was he wearing?

A. He was wearing his sneakers.

Q. Do you know what he was wearing during the afternoon

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when you saw him?

A. He was wearing his sneakers because he didn't dare step on the wax with anything but his socks on.

Q. The next day, of course, would have been a Saturday, with the, with respect to the Hills did you see them on Saturday, October 20th?

A. Yes.

Q. What was that occasion and about what time would that have been?

A. I called Norma and told her I was cooking her dinner. I made rolled roast and I told her when we would have it there at 4:00, and we did.

Q. "We" is who?

A. Kim, Colleen and myself.

Q. Went where?

A. Went to the Hill home on Hastings Street.

Q. At any time on Saturday, did you entertain the Hills in your house?

A. They had drove me home, Ruthie and I home, and it was five to ten minutes later they came back to my home, they came in, we had coffee and Kim served a glass of milk and the paddle out of the mixer, he and Garth, their son, each had a paddle for the icing. Then he served cake to Garth at the table.

Q. Do you know how your son was dressed at that time when he was serving milk or whatever?

A. He had on his socks, dungarees and no shirt.

Q. Does that mean bare-chested?

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A. Yes.

Q. During the course of the Police investigation, Mrs. Hubbard, do you know how many Police you talked to?

A. Just so many.

Q. Do you know the names of any of them?

A. I know Mr. Barto, a Mr. Peterson, a Mr. Hynick, Mr. Smith, Mr. Ross and there were others that I could point out, but I don't see them.

Q. You mean you don't see them in the Court Room?

A. No.

Q. Mrs. Hubbard, did any Police during the course of the investigation, ask you any questions?

A. Many.

Q. Did any of the Police, and if you know their names, tell us, ask you to do or say anything about your son?

A. There was one.

Q. Who?

A. He is the Chief of Police in South Williamsport.

Q. Well, I ask you, did any Policeman ask you to do or say anything about your son?

A. Yes.

Q. You say "Yes", you named him, now what did he ask you to do or say about him?

A. He would come each day and he would say, "Dorisann, please say that you made Kim Hubbard take Jennifer's coat after her." or he would say to me, "Dorisann, you just don't remember because all of the upset, you did make Kim take Jennifer home." These two

Dorisann Hubbard.

things he would keep telling me.

Q. Do you recall any Policeman in the course of this investigation, bringing any material in your house?

A. When they were searching our home, we were in Kim's room, this one man turned around and he handed me a little blue package and he asked me if that was Kim's shirt, and without thinking I said, "Well, if it is, he would have gotten it in Delaware.", and I took the shirt and I turned it over and I just saw it said, "Evidence, blood on front of shirt.", and he grabbed it back quick.

Q. Did you ever see that shirt after that?

A. Never.

Q. Did you ask the Officer about that shirt?

A. No.

Q. Had you ever seen that shirt before?

A. Not that color, no.

Q. Do you know if the State Police in your presence took anything out of your house, anything at all?

A. Yes, Joe gave them....

Q. That is your husband?

A. Mr. Hubbard gave them his shoes. They went through all of the drawers and took papers out of the bottom. They took the combat boots. They took little, like the one Detective got down and took his fingernail and scraped on the bathroom floor. They took a real dirty comb that they found, that was under Kim's bed.

Q. Cross examination.

Dorisann Hubbard.

By The Court:

Mr. Ertel?

CROSS EXAMINATION

By Mr. Ertel:

Q. Mrs. Hubbard, you were interviewed at your home in my presence by Lieutenant Hynick and Sgt. Peterson, were you not?

A. Yes.

Q. You were separated from your son at that time, isn't that true, you were not in the presence of your son?

A. He was in school.

Q. He came in during that period of time?

A. I called him.

Q. At our request?

A. Yes.

Q. At that time did you tell us the activities of your son that afternoon?

A. Well, I was so scared I don't know what I said.

Q. This was 12 days after the incident and you told us in detail, time by time, the activities of your son that afternoon, did you not?

A. I don't remember, in all honesty, I don't remember what was said.

Q. Mrs. Hubbard, you spoke to us and then your husband spoke to us, did he not?

A. I don't even remember that day, I was so scared.

Q. Mrs. Hubbard, we sat down and had a cup of coffee?

Dorisann Hubbard.

A. We had a number of cups of coffee.

Q. And nobody pressured you?

A. No.

Q. We asked you what happened, isn't that true?

A. Wasn't there another Policeman there and then more came and then you came and then the three of us were there.

Q. You got coffee and we sat around the table and you told us what, exactly what happened?

A. You kept telling me to write down phone numbers, times for phone calls.

Q. Didn't we ask you your activities of you, your husband and your son, time by time, through that whole day, did we not?

A. All I know you kept asking questions and under oath I must say I cannot remember anything but how afraid I was.

Q. You can't remember one thing you said on October 31st?

A. I remember trying for a reason, not to tell you something about phone calls with somebody else.

Q. Mrs. Hubbard, you were asked about your activities, your son's activities and Ruthie's activities?

A. But I even gave you the bills, the receipt, and you flipped the receipt back. I told you about the buffer. I told you about the \$101.00 I gave Kim for insurance. I told you all those things.

Q. Mrs. Hubbard, did you tell us time by time what your son did that afternoon?

Derisann Hubbard.

A. I honestly don't remember.

Q. Did you tell us your son was home all afternoon?

A. But I gave you the receipts.

Q. Mrs. Hubbard, did you tell us your son was home all afternoon buffing the floor?

A. I am telling you he couldn't have been home if he rented the buffer that day.

Q. Mrs. Hubbard, did you tell us that your son was home for the entire afternoon? After the buffer?

A. He....

Q. That he had gotten the buffer and the cigarettes and he was home the rest of the afternoon?

A. No, I did not, I told you he paid insurances and such.

Q. Mrs. Hubbard, did you tell us he was home the whole afternoon doing, buffing the floor?

A. He didn't have....

By Mr. Fierro:

I object, that is several times he asked the same question.

By The Court:

The objection is over ruled.

By Mr. Ertel:

Q. Did you also tell us at the time Jennifer Hill was leaving, that your daughter had received a phone call from Linda Ranck?

A. No, I told you there was a phone call and I called

Dorisann Hubbard.

Ruthie back to call Linda Ranck, that is how I knew the time that she left.

Q. Did you say that Ruthie had a telephone call from Linda Ranck about going to the football game that night, and she went in the house to talk on the phone and Jennie left?

A. Yes, Ruthie had to come, had to make the phone call back.

Q. Wasn't it true that phone call was at the time that she left the house?

A. No, Linda had called early and I told, I called Ruthie back to make the phone call.

Q. Isn't it true you called Mrs. Ranck on at least seven or eight occasions to try to tell her what time that phone call was?

A. There was five or six phone calls, and I did call Mrs. Ranck and ask her to please help her daughter remember the calls and her daughter.

Q. You suggested a time to her, did you not?

A. No, I told her when Ruthie called, and I told her she called later. I did tell her the time at 4:30 that the child called, because that is when the argument was.

Q. Did Jennie have on both ear rings when she left?

A. I don't remember ear rings.

Q. Isn't it true you told us she had both ear rings on and they were circular?

A. I told you I couldn't remember, I really don't remember.

Carl Fenstemacher.

907.

Q. That is all, I have no further questions.

By Mr. Fierro:

Thank you, Mrs. Hubbard, you may step down.

May she be excused?

By Mr. Ertel:

She may be excused.

By Mr. Fierro:

You may be excused. Your Honor, may we come to Side Bar?

(Excused from witness stand.).

(Side Bar not made a part of the record.).

By The Court:

The Defendant is excused for 15 minutes. The Jury excused. Court is recessed.

(Recessed at 4:15 P.M. and reconvened at 4:55 P.M.).

CARL FENSTEMACHER, previously sworn, recalled to the witness stand and testified as follows:

DIRECT EXAMINATION

By Mr. Fierro:

Q. We had your name before, please repeat it for the record?

A. Carl Fenstemacher.

Q. What is your occupation?

A. Office Manager.

Q. Of what?

A. Stroemmann Brothers Company, the Roll Plant.

Q. Where is that located?