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Motion #II.

Pelzer:-

Recantation of witnesses not grounds for trial.

People v. Shilitano 219 D.Y. 161

61 Wash 549

96 Ark 400

Had withheld information from both sides

Very much frightened at trial.

His testimony at trial was untrue defence knew it.

They had his statement made before trial.

and they used it to cross examine but
did not offer it.

Manner of obtaining statement

Money - food - cigars etc

Do you want to send this man to chair

Leading questions to Pelzer by Moore

Moore's inducements to Pelzer.

Should not put him on the stand again

"Why in God's name"

"Do you want to be responsible for the death of
these men?"

Why did Moore shake hands with Peleser?

Actions of Peleser after interview
Letter to Katzmam

Attempt of Peleser to tell truth at interview

Re-affirms evidence at trial.

Could tell color of hair. - Brushed back

Had army shirt on.

Splain & Bhersin testified to army
shirt.

Saw man in street with a gun.

Cross examined at trial in re seeing shooting

Tell jury whole conversation with me this
morning