

Grand Jury Exam to Continue Monday

The preliminary examination of charges against three former Garden City officials in the Wayne Municipal Court was recessed until 10 a.m. next Monday following the try by an assistant state attorney to have five of the 12 counts consolidated.

The move was "vehemently objected" to by defense attorneys for the defendants, who claimed that it would be in effect, creating new charges in the case.

Wayne Judge John S. Seiler set the continuation date for the exam after he pointed out that he didn't receive the transcript of the three days of testimony of last month until just before Monday's proceedings started.

He said he wanted to review the record and numerous motions made by defense attorneys concerning the admissibility of certain testimony and evidence offered last month.

Robert C. Goussy, assistant attorney general prosecuting the case arising out of the George Bowles dynamite grand jury, indicated Monday morning that he will file a motion next Monday to have the three defendants bound over to Circuit Court for trial.

The three are Edwin J. Freeh, Jr., Eugene Salvatore and Evan Callanan, who were clerk-treasurer, city councilman, and city attorney, respectively, in the summer of 1961. The trio are charged with conspiracy to misuse public funds and the actual misuse of funds in the purchase of land where the Civic Center is now located on Middlebelt north of Ford Road.

The five counts Goussy wanted to consolidate involved the formal signing of two checks involved in the land purchase by Freeh and the votes of former Councilman Salvatore on the issue five years ago.

Goussy sought to combine the five counts into the first count in Bowles' warrant of Oct. 27 which claimed that the three defendants conspired to defraud the public in the land purchase.

Attorneys for the three former city officials pointed out that only Freeh and Salvatore are mentioned in the five counts in the latter portion of the warrant while the first lists all three.

S. Allen Early, Freeh's attorney, said that his client as clerk-treasurer did not have a vote on the City Council but Goussy relied that Freeh could still conspire with a councilman to influence that person's vote on the council.

Nicholas Smith, Callanan's attorney, said that consolidating the five counts with the general conspiracy charge would be like "mixing apples and oranges."

After the proceeding adjourned, Early added that by mixing apples and oranges, the result is "a fruit salad — which is exactly what these charges amount to."

At the end of the proceeding, Judge Seiler said that he couldn't rule on any of the attorneys' motions since after he reviews the written transcript of the three days of testimony last month, there may not be any need for any further motions.

Test Case Appeal Dropped by Driver

By BILL GAIL
Observer Staff Writer

Failure of a Farmington driver to follow through on his appeal from a drunk driving conviction last summer in Redford Township, has left undecided a question of his being advised of his legal rights.

Philip M. Madigan, 24, of 24843 Ivywood, Farmington, appealed the decision of Redford Township Justice of the Peace John M. Dillon who had set a fine of \$100.

Dillon asked to be asked by the patrolman if he wanted to take a blood test, the defendant replied: "I refuse to take that or any kind of test."

Dillon accepted this meant Madigan was aware of other tests and his refusal indicated he had therefore been advised.

Madigan's attorney, Allen C. Dillon, former Farmington Township justice of the peace for 12 years, claims otherwise.

"We were right in this case," he told this newspaper last week. "The Court of Appeals ruled Dec. 8 in *People vs. Church* that the defendant has the right to refuse a chemical analysis of blood, urine, breath, or other bodily substance. This was not done here with Madigan."

Ingle said Madigan was planning to move from the area and did not want to go through the expense of an appeal.

The defendant pleaded guilty in Circuit Court to an added count of reckless driving and was fined \$50.

Madigan was arrested May 7 in Redford Township after his car collided with one driven by Luis Badillo, 26, of 33437 Adams, Farmington.

Badillo told the police officer he had to chase Madigan who was attempting to leave the scene of the accident.

This particular decision of Dillon assumed local interest in light of recent Supreme Court decisions that a citizen should be fully advised of his rights when he is detained for questioning.

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Ex-Postmaster Placed On Probation in Assault

A former Garden City postmaster, who admitted showing an officer, was placed on probation for one year and ordered not to drink liquor or violate his probation during that time.

Pleading guilty to assault and battery charge before Garden City Municipal Judge Richard L. Hammer last week, was Clarence Mace, 38, of 32473 Kathryn Street, Garden City.

Patrolmen Robert Capra and Dennis Jockey reported that they were called to the Mace home on Jan. 13 concerning a "family trouble" incident. Mrs. Margaret Mace, 33, said her husband had struck her and pulled her hair.

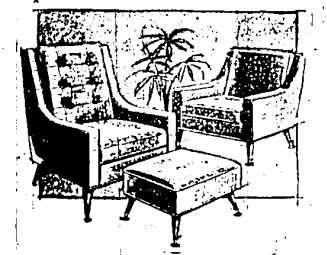
Mace was reported to have told the officers that the next time the police come to his home, he would "shoot or kill" them.

When Mace was asked by the officers to watch his obscene language in the home, Capra was shoved by the defendant, who was then arrested for assault and battery of the officer.

Judge Hammer suspended a 30-day sentence to Mace, who was placed under a one-year peace bond last June following his arrest for beating his wife.

Mace served as postmaster in 1965.

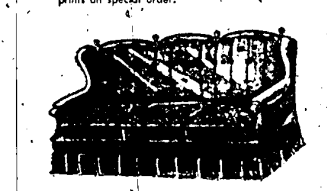
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PHS Teacher Shows Art Work In Northville

Mrs. Jessie Hudson, Plymouth High art teacher and well-known in Michigan for her art work, has been invited to present a one-man show of her paintings, prints and tapestries at the Hartley-Powers Gallery in Northville.

Mrs. Hudson, who spent a 30-day summer in her native Scotland, used the locale as inspiration for paintings in oil and acrylics.

Particularly impressed by the small fishing village, Macduff on the Moray Firth, she painted a range of synthetic nets, bright red plastic floats and deep blue channel markers.

Mrs. Hudson has used these colors in several versions of "Fishing Gear, Macduff."

The exhibition in the Gallery, 118 E. Main, Northville, will continue through Feb. 5. The Gallery is open from 9 to 6 p.m. on weekdays and 9 a.m. to 9 p.m. on Fridays.

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