



ARTHUR A. MARSHALL JR.
... 'I fully understand'

Wallace's Testimony at Trial Sought

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Alabama Gov. George C. Wallace will be asked to testify—if he wants to—in the trial of Arthur H. Bremer, the man accused of shooting the governor and three other persons in a suburban Maryland shopping center May 15.

Prince George's County State's Attorney Arthur A. Marshall Jr. issued a summons yesterday for Wallace as well as 45 other persons but said he would not try to compel the governor to appear.

"I do not feel that your appearance is essential to the state's case and as such if it is your personal desire not to appear I would fully understand," Marshall said in a letter to Wallace, who is recovering from his wounds in Holy Cross Hospital in Silver Spring.

The others summoned include witnesses to the shooting, a television cameraman, doctors, psychiatrists and law enforcement officials.

See BREWER, C4, Col. 1

Wallace's Testimony Sought

BREWER, From C1

There was no word from Wallace yesterday whether he would answer the summons for the July 1 trial in the county seat of Upper Marlboro 10 miles east of Washington.

July 12 is the Monday of the week of the Democratic National Convention in Miami Beach. It is not known whether Wallace, who underwent an operation for removal of a bullet from his spine Sunday, will be able to attend the convention.

Marshall said yesterday that he was requesting Wallace to

attend the trial but would not try legally to compel the governor to do so.

"The summons is not being served through normal channels," Marshall said. He said one of his assistants, Rodney Brewer, will deliver a hand-carried letter with a summons to the governor sometime Monday.

"Enclosed is a subpoena requesting your attendance," the letter will say according to Marshall. "the state recognizes the serious complications that this (Wallace's appearance at the trial) might cause, not only to your health, but also

to your most busy assignment for that particular week."

The letter then asks if a Wallace staffer might "contact us to advise us if you desire to appear. . ."

Marshall also summoned Dr. Joseph Schanno, head of the team of physicians who have been treating Wallace, and other members of the team.

The prosecutor asked them to bring all medical records pertaining to Wallace's treatment.

He also subpoenaed two Baltimore psychiatrists now examining Bremer, Drs. Jonas R. Rappeport and William N. Fitz-

patrick, to come to the trial along with all their records on Bremer.

Marshall said he would ask the two psychiatrists if they had found Bremer sane—although under the term of the federal order permitting the exam no evidence from them can be used against Bremer in any trial.

Bremer, a 21-year-old former Milwaukee janitor and busboy, is being kept by the FBI in the Baltimore County jail where he has been since the night of the shooting.

Bremer originally was charged with a total of 24 Maryland crimes, including attempted murder and assault with intent to murder. The attempted murder counts were dropped last week. In all, Bremer faces a total possible sentence of 123 years on the state charges.

He is also charged by a federal grand jury in Baltimore with violating Wallace's civil rights, assaulting a federal officer and illegally using and carrying a gun in interstate commerce.

The federal trial is set to begin July 17, shortly after the state trial.

It was still not clear yesterday which trial would be held first. A motion to delay the state trial is pending in Upper Marlboro until a hearing next Wednesday.

Bremer's attorney, Benjamin Lipsitz, filed a motion in federal court in Baltimore yesterday asking that the federal trial be delayed since the state trial has not yet been delayed.

For the two trials to go forward simultaneously, said the Lipsitz motion, "is to encourage a contest between competing prosecuting authorities and to whipsaw the defendant between federal and state prosecutions."

Both Marshall and the U.S. attorney for Maryland, George Beall, have denied that they are in a race to try Bremer first.