

Convicted Panther Seeking New Trial

By a Washington Post Staff Writer

ANNAPOLIS, Oct. 12—Citing what he called "perjurious evidence," the lawyer for the only man convicted in the alleged murder by Baltimore Black Panthers of a suspected police informer asked the Maryland Court of Special Appeals today to grant Irving Young a new trial.

Arguing on behalf of his absent client, who has been sentenced to life imprisonment, Baltimore attorney Harold Buchman asked a three-judge panel to order the new trial because he said the trial judge had not given Young's jury adequate instructions.

Young, 32, a former Morgan State College student, was convicted of first-degree murder last December. He was accused of driving the car that took Eugene Leroy Anderson to his death on July 12, 1969. Anderson's skeleton was found in Baltimore's Leakin Park in October, 1969.

The prosecution contended that Anderson, a 22-year-old car painter, was tortured at Baltimore Black Panther headquarters and later slain because he was suspected of being an informer.

Young was the first person to be tried in connection with Anderson's murder.

The prosecution later used substantially the same witnesses in the trials of two other defendants. One of those trials ended in an acquittal and the second in a mistrial when the jury could not agree on a verdict.

In the second trial, Arthur

F. Turco Jr., a white lawyer who represented the Black Panthers, was accused of ordering Anderson's murder. Turco, freed on bail in July after the mistrial was declared, is scheduled to be tried again next month.

Buchman, who was one of Turco's lawyers along with William M. Kunstler, conceded after today's hearing that he doubts his initial efforts to win a new trial for Young will be successful. Buchman said his argument today, for legal reasons, was limited to the record in the Young trial to which the results of the later trials legally are irrelevant. Buchman said he must first exhaust the legal remedies at the appellate level, based on that record, before he can go back to the trial court to press the argument that he hopes will win Young a new trial.

That argument, according to Buchman, is that two witnesses in Turco's trial gave testimony that conflicted with what they said in Young's trial. Although the Turco trial was beyond the scope of today's hearing, Buchman referred to this testimony in his argument as "perjurious evidence."

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