

# Stennis Tells Court Of Robbery

## Washington

Senator John Stennis (Dem-Miss.) described yesterday for a U.S. District Court jury how he was shot and robbed last January 30, then abruptly pointed out 19-year-old Tyrone Marshall as the person who shot him twice.

Stennis, the first witness in Marshall's trial on charges in connection with the incident, pointed to the defendant while talking about the shooting and said, "I see the gentleman sitting over there."

The defense — which was promised by the U.S. attorney in opening arguments that it would not use such an identification to prosecute his case — objected and the jury was sent out of the courtroom. Stennis then continued his testimony in the absence of the jury of nine women and three men.

### PISTOL

"I think he has many main features of that man," he said. "I believe he's the man that had the pistol."

Defense attorney R. Kenneth Mundy moved for a mistrial because of the surprise testimony, but Judge Joseph Waddy denied the motion. He told the jury to disregard Stennis' comments about the defendant and ordered the 72-year-old senator not to make any more identifications in the presence of the jury.

Before pointing to Marshall, Stennis told the jury he readily handed over all the possessions he had with him, including his watch, but that he had only pocket change and that apparently angered his assailants.

### DEMANDS

"I undertook to out talk him," Stennis said of the youth who shot him. "I was trying to negotiate a settlement. The demands became greater for money, money. He undertook to handle me physically."

Stennis said he and the assailant scuffled with each other, then "the man fired the gun and hit me on the left leg." He said he did not fall, but grabbed his leg.

"I envisioned that if I fell to the ground I'd be shot in the head," Stennis said. "Then I was looking at a smoking gun barrel. I then gave an alarm."

### SHOT

Stennis said the man stepped back, fired again and "hit me below the heart." He said the gunman told him, "I'm gonna kill you anyway" or "something to that effect."

Marshall's 22-year-old brother John, has already pleaded guilty in the assault and is awaiting sentencing.

A third Washington man charged in the case, Derick Holloway, 19, was jailed yesterday afternoon for contempt of court when he refused to testify under limited immunity from self-incrimination.

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