

Ted Must Appear, Inquest Judge Says

EDGARTOWN, Mass. (AP)—District Court Judge James A. Boyle said today that Sen. Edward M. Kennedy will appear at the inquest Sept. 3 into the death of Miss Mary Jo Kopeczne "even if he has to be subpoenaed."

Boyle commented at a re-inquest hearing in this island resort town attended by attorneys for Kennedy and several other individuals involved in the case.

"It is essential that Mr. Kennedy be present as a witness," Boyle said. The judge added that he would see to it that Kennedy testifies even if he has to be summoned.

KENNEDY'S CHIEF
counsel, Robert Clark Jr. of

Brockton, promptly announced that the senator will be present at the inquest. He did not indicate, however, whether he intended to put Kennedy on the stand.

The hearing was held to go over ground rules for the inquest and consider various motions from the attorneys involved.

A similar session, at which Boyle is to rule on the motions, was scheduled for 9 a.m. CDT tomorrow.

THE MOTIONS pertain to such questions as whether the attorneys for the various witnesses will have the right to object, whether they will have the right to cross examine, whether statements will be permissible in lieu of testimony and the manner in which witnesses will be questioned and by whom.

Boyle said the witnesses

will be sequestered—that is, locked up and prohibited from talking with newsmen.

Debate at the hearing also dealt with the scope of the inquest and whether the constitutional rights of the witnesses will be protected properly.

BOYLE, WHO will preside at the inquest, said he had studied the statutes pertaining to inquests in Massachusetts and found that there will be no processes for appeal.

He said he will conduct the inquest in accordance with his best judgment in every attempt to arrive at the truth.

Dist. Atty. Edmund Dinis, who ordered the inquest, also attended today's hearing.

HE DISPELLED anticipation that he might seek a delay in the inquest at the outset of the hearing by say-

ing that he will be prepared to proceed Sept. 3.

Dinis has been trying to secure an autopsy on Miss Kopeczne's body, but is having difficulty because of objections from Miss Kopeczne's parents. That question is before a court in Pennsylvania, where Miss Kopeczne was buried.

Those who appear at the

inquest will include the 10 persons who attended a party with Kennedy and Miss Kopeczne the evening of July 18 on Chappaquiddick Island, adjacent to Martha's Vineyard, where Edgartown is located.

MISS KOPECHNE died when a car being driven by
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Kennedy plunged off a narrow bridge on Chappaquiddick Island and landed bottom up in a tidal pond.

A medical examiner ruled shortly after the mishap that Miss Kopeczne was the victim of accidental drowning.

In a related development, the Boston Record American reported yesterday that a state trooper has been assigned to guard Dinis "because of several legitimate threats against his life."