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# Magee Tries Again to Just a Judge SF Chronicle

Ruchell Magee, the San Quentin convict charged with murder in connection with the August 7, 1970, Marin Civic Center gun battle in which four persons were killed, made his first appearance in a San Francisco court yesterday, but fell back on an old routine.

He promptly initiated an action to disqualify Superior Court Judge Morton R. Colvin from hearing pre-trial motions or presiding over his trial, charging the San Francisco jurist with "bias and prejudice."

Magee, originally a co-defendant with Angela Davis, won a change of venue from Marin county to San Francisco on May 22 and yesterday's session was to consider a series of pending motions.

The 33-year-old Magee, a self-educated "jail-house lawyer," began to fume when Judge Colvin said he thought August 1 would be a proper date for the start of the murder-kidnap-conspiracy trial.

And he exploded when Judge Colvin reaffirmed an 18-month-old rule of silence imposed by Superior Court Judge Warren E. McGuire in Marin county.

Magee, acting as his own co-counsel, demanded that his trial date be set for July 16, and beyond that, he insisted that he be allowed to "talk to the media."

"I want to get you and get you right," Magee fumed. "You are in a conspiracy with others to put Magee away for life. I hear you are a Reagan appointee and I want a suit against him, but no one has heard about it."

Earlier Magee had accused Judge Colvin of "ignoring him, placing a burden" on his mentality and questioning his competency.

Midway in Magee's tirade, Judge Colvin said he would give notice of the date of the next hearing and adjourned court.

Magee, who had Robert

Carrow sitting beside him as a "backup lawyer," appeared in the heavily secured courtroom without restraints and for the morning session, at least, deported himself politely.

It was when Judge Colvin informed Carrow that he should be ready to carry on in the future the burden of presentation of all matters that Magee began to fume.

By early afternoon he was in a temper, insisting there were only two motions that were of interest to him — one calling for the quashing of the Marin Grand Jury indictment against him, and one asking that he have the right to interview witnesses necessary to his defense and have access to a law library.

He also asked that he be

transferred from San Quentin to the San Francisco County Jail.

Speedy action on these issues, Magee said, would make a July 16 trial date possible and would "save the taxpayers money."

Since his indictment, Magee has managed to disqualify six judges and has fired a dozen or more court-appointed attorneys, claiming they were "state agents."

The courtroom used yesterday for the Magee hearing was the same in which the recent "Soledad Brothers" trial was held. The room is fitted with a bullet-proof shield separating trial principals from spectators and everyone entering was subjected to body searches.