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Sirhan NL

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judge Tuesday denied a motion to suppress evidence the defense said was seized illegally from the home of Sirhan Bishara Sirhan, charged with murdering Sen. Robert F. Kennedy.

Superior Judge Herbert V. Walker held that police had "reasonable authority" to enter the home without a search warrant, because one of Sirhan's brothers gave his consent.

Sirhan, 24-year-old Jordanian immigrant, faces trial Dec. 9 on a charge of murdering Kennedy. The senator was shot June 5 after winning the California presidential primary election and died a day later. Sirhan was arrested at the scene.

The evidence—papers reported to be in Sirhan's handwriting and other items—has been deemed important to the prosecution's case.

The ruling followed testimony from one of Sirhan's brothers that he told police they could search, and from Sirhan's mother that she gave no authorization.

Defense attorney Russell E. Parsons argued: "There was no reasonable cause for visiting the house. He (the brother) had no right to consent to a search of this boy's room. They would have had great difficulty obtaining a search warrant from any magistrate."

The head prosecutor countered that the search followed a conference with "the oldest male occupant, who had no objections."

The judge noted that the brother "took the key, opened the door and allowed them in . . . the motion to suppress evidence is denied."

The decision followed testimony by police and relatives of Sirhan.

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