

1968

## Ideas for Opening [undated]

Lewis Steel '63

## Ideas for Opening

1. I will be very brief. Merly an introduction to give you a few ideas of what to look for.
2. The prosecution has told you that a man was killed in Greenwich Village in the early hours of April 3, 1967, ~~after~~ ~~the bars and late night clubs had closed~~ The incident occurred as we understand the facts after the late night bars and clubs in the area had closed. From what we are told it was still night time and it was dark.
3. We do not dispute that the marine sgt was killed that night. ~~But what led to his death and how he was killed~~ We believe that if there had not been a death, there would be no prosecution - of anyone.
3. But what led up to the marine's death and how he was killed and who killed him - we can shed little light on these facts. For the defendant, Willam Mayrad Jr, Tony to those who knew him, was not there. He knows nothing about the marines death except what he has learned as a result of being charged with the crime.
4. Let me say it again, again and again. The prosecution has the wrong man. If Tony Maynard is convicted in this court room he will be as ~~much~~ a victim as Sgt Kroll was that night more than three years ago. *The tragedy will be compounded for*
5. Why the police and prosecution got the wrong, what their motivations were, is a question which more than likely will never be resolved. But you will hear that the death of Sgt Kroll was the type of event which made the news, and that ~~many killed~~ as a result ~~of the police~~ the police were under pressure to find someone to ~~pay~~ *pay* for the death of this marine.
- 6.

Tony

6. The police found ~~William~~ Maynard . Oh, you will hear that they had some real problems with pinning the death on him .

As you shall hear, ~~the assailant of Sgt Kroll~~

~~the~~  
assailant of Sgt Kroll was originally described by those who claimed to see the incident as being a youth, 18- 20 years in age. And Maynard <sup>three years ago</sup> ~~was~~ over 31 at the time. <sup>It is now</sup> Additionally Maynard's in laws said that he was with them during the critical hours. <sup>None the less</sup> But ~~as you will hear~~, the police and prosecution proceeded to construct a case

You will also hear  
And another youth was supposed to be with  
the assailant ~~him~~ you will hear that somehow no one was  
able to give any identification of this youth,  
a while.

7. And so we will have this trial. The prosecution will go first and it has the total burden. So I ask you to listen carefully - to note in your minds inconsistencies and ~~the way~~ to listen for details. For the truth is often buried in the detail rather than the sweeping accusations witnesses make. Listen carefully, as I have asked you and keep an open mind as his Honor has instructed/you.

8. After the prosecution presents its case, the defense will make use of its right to present evidence.

You will learn that Tony Maynard was his in laws, the Quinns , out of Manhattan on the night of April 2-3. And you will learn that he did not return to the city until long after the incident had taken.

You will also learn something about what type of man Tony Maynard is. You will learn that prior to his imprisonment three years ago to await trial on this charge, Tony Maynard had a highly promising theatrical career opening up before him. You will learn that he was a man of great promise, and that perhaps more importantly, he was a gentleman - not only in the way he dressed - neat and clean and always well turned out, - ~~as he still manages to do even though he is incarcerated.~~ But you will learn more importantly - that Tony Maynard was a well liked person. In this courtroom, you will hear character witnesses testify - and some of these witness you will hear will rank among America's greatest and most respected writers - ~~that~~ Tony Maynard was not the type of person would committ the crime ~~w~~ for which he is charged.

8/ And so I implore you to listen carefully and to remain open minded. I shall have another opportunity to speak to you after the presentation of evidence. At the end of the trial I am confident that you will agree that the defendant is not guilty beyond any doubt, but certainly <sup>not guilty beyond</sup> a reasonable doubt. I am confident that you will acquit him.