

3-1975

Bail Application

Lewis Steel '63

Sturges & Insurance Co.

Wicker Shapiro

John - Mar 15, 1974

Paul - Apr 4, 1974

MO 5-3635

Arthur Steel

Ret'd Apr 4, 1974

Demond Fishman - 364 Shanes NY Water S.C.

Shenman has receipt.

Certificate of disposition - & individual
3937/67

indict
original -
collateral receipt

877 Brook Ave
Bx 10451
NY.

Re Arthur Steel
signature
Receipt -

Memo from the desk of

Richard Levy

To:

MS

3/17.

Date:

3/17

Re Arthur Steel
bankbook - \$5000
+ interest

30 days from today -

he has to appear

personally at

Stuyvesant - 877 Brook
Avenue - MS - 3635 (Mickey Shapiro)

with certificate of disposition
exonerated of bail or
dismissal of appeal
100 Centre 10 fl

NOTE-O-GRAM[®]

* THE DRAWING BOARD • BOX 505 • DALLAS, TEXAS 75221

ARTHUR J. STEEL

☐ 745 FIFTH AVENUE
NEW YORK, NEW YORK 10022
PHONE 212-355-4018

☐ P. O. BOX 649
BRIDGEHAMPTON, NEW YORK 11932
PHONE 516-537-1167

MESSAGE

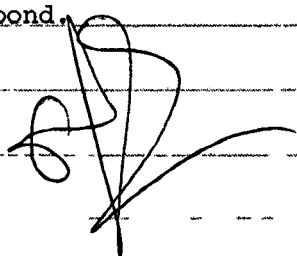
TO [Lewis Steel, Esq.
Eisner, Levy & Steel]

351 Broadway

[New York, New York 10013]

DATE October 8, 1974

— Would appreciate receiving the savings bank
passbook which has been held as security
on the Maynard bail bond.



BY

Form N-N73 © The Drawing Board, Inc., Box 505, Dallas, Texas 75221

INSTRUCTIONS TO SENDER:

1. KEEP YELLOW COPY. 2. SEND WHITE AND PINK COPIES INTACT.

REPLY

DATE RECEIVED OCT 10 1974

SIGNED

INSTRUCTIONS TO RECEIVER:

1. WRITE REPLY. 2. DETACH STUB, KEEP PINK COPY, RETURN WHITE COPY TO SENDER.

Memo from the desk of

6/24 Jim Oliver

To: VMS

Date: 6/24

Pls call

Bill Styron -

Found evidence of
drawing cert check
7/19/72

Martha Umeyer of
Fed. Credit Union

Memo from the desk of
Pete S. Iben
Gene Eloner

To:

Bill
Sty Ron

Date:

6/25

cert - click - Bank Bet -

Martha's Vineyard - cert. click - 1 dashen
Rec. Cashed - cleared - signed dated - 5000 -
Fed. Credit Union M.V.

203 354 5932

Ida - Want see you - Money there
CA 6 - 7520

1025

$$\frac{1}{2} \quad \frac{1}{2} \quad \frac{1}{2} \quad \frac{1}{4} \quad \frac{1}{2} \quad \frac{1}{2} \quad \frac{3}{4} \quad \frac{1}{4}$$

Memo from the desk of

Lewis Steel

To:

6/25

Date:

R MAYNARD

Styron Bail

Saw IDA Sherman

2:30 pm.

She has notation on ~~the~~ file
jacket that Rose delivered
\$5000 check. No receipt.

Don't say what happened.

Will have \$ in 2 weeks.

I told her when I came back
from Cal on July 14.

Memo from the desk of
Lewis Steel

To:

Date: \$5000.00 certified check

Mechanics Safe
Deposit & Trust Co

Baltimore.

June 14, 1974

Mr. William Styron
Roxbury, Conn. 06783

Dear Bill:

I have your letter with regard to the bankbook. Sorry I haven't responded earlier but I have been out of town on a case.

I was surprised to receive your letter because the bail bondswoman, Ida Shenkman, told me that all security had been refunded. When I checked with her, she had no record of ever receiving your book, although she had a note to indicate that it was going to be one of the items making up the collateral. If Shenkman had received the book she should, of course, have sent you a receipt and I assumed this had been done.

Although the situation is somewhat embarrassing to me as I was the one raising bail, it should not cause you any great trouble. If you will notify the bank that the passbook has been lost, I'm sure they will issue you a duplicate one. If, and for the moment I'm considering the worst that could have happened, somebody obtained the book and withdrew the funds, the bank will have to refund the full amount to you as it is responsible to ensure that the signature of anyone withdrawing funds is genuine.

Again, let me express my regrets that this has happened. If you have any problem with the bank, please let me know so that I can attempt to straighten it out.

Best regards.

Sincerely,

Lewis M. Steel

LMS:RS

RECEIVED JUN 7 1974

WILLIAM STYRON

Roxbury, Conn. 06783

June 5, 1974

Mr. Lewis Steel
c/o Eisner, Levy & Steel
351 Broadway
New York 10013

Dear Lew:

I've recently received two fairly cheery postcards from Tony, one from Eleuthera in the Bahamas and the other from Miami. I guess he's not in this area now, but I would like to get together with him sometime before I go off for the summer.

I wonder if you now have any more information about the \$5,000 bail bond I put up. I hate to trouble you about it, but it is a considerable amount of money and I would like to make use of it, now that it is no longer serving its original function. If you can retrieve this money for me, fine, otherwise I'd very much appreciate your letting me know as soon as possible how I can go about getting it back.

Please let me know too when and if Tony heaves back into view.

Yours,

Bill

Called Ha Shubert 6/10/74.

Shubert: Rose Styron, wife of William.

From the desk of *

LEWIS M. STEEL

Valerie to keep out

\$1530.00

MAYNARD

Ida
has
↓

Styron

5000

Hammer

1000

Annette Rubenstein

1000

RMS

7000

B. Fishman

8000

22000

to come

Pomera tz

532-4800

ANNA Frank

586-8397

Valerie Bank Acct

10000

5000

6500

(PLS-3935) JH Steel Acct



LEON J. VINCENT
Superintendent

STATE OF NEW YORK
DEPARTMENT OF CORRECTIONAL SERVICES
GREEN HAVEN CORRECTIONAL FACILITY
STORMVILLE, NEW YORK 12582

September 11, 1972

Mr. John D. Luby
Assistant Court Clerk
Criminal Court of the City
of New York
General Clerk's Office, Room 450
100 Centre Street
New York, New York 10013

RE: William Maynard
GH 17524
NYSIS 1003122 J
Your: Docket #6965/67

Dear Mr. Luby:

In compliance with your communication of September 8, 1972, we are returning to you the warrant which you requested; Criminal Court of the City of New York, Part 2A, County of New York, dated September 22, 1967, charging petit larceny - 1308 PL.

We are also returning two commitments, on Indictment Nos. 4304/67 and 4305/67.

These warrants have been withdrawn and cancelled from our files this date.

Very truly yours,

LEON J. VINCENT
Superintendent

BY:

Richard Middlebrook
Head Clerk

RM:clr

Attachments

cc: Mr. Eugene E. Phillips
Chief Commutation Clerk

Criminal of the City of New York

County of New York Date 9/14 19 72

I hereby certify that the within is a true

Copy of the Record on file at this Court.

James J. Ward Court Clerk

CRIMINAL COURT OF THE CITY OF NEW YORK
GENERAL CLERK'S OFFICE, ROOM 650
100 CENTRE STREET
NEW YORK, NEW YORK 10013

Hon. Leon J. Vincent,
Superintendent,
Green Haven Corr. Facility,
Stormville, N.Y. 12582.

SEP 8 - 1972 1972

RE: William Maynard

DOCKET # A-6965/67

DEAR SIR:

THIS IS TO ADVISE YOU THAT ON March 1, 1971 - Supreme Court
BEFORE JUDGE _____ THE MATTER CONCERNING THE
ABOVE NAMED DEFENDANT WAS taken into consideration and in imposing
sentence on indictment Nos. 4304-5/67

PLEASE RETURN TO THIS OFFICE THE WARRANT THAT HAS BEEN
LODGED IN YOUR INSTITUTION AT YOUR EARLIEST CONVENIENCE.

Very TRULY YOURS.

John D. Luby
JOHN D. LUBY
ASSISTANT COURT CLERK

SEP 8 - 1972 - The Supreme Court Justice, in imposing sentence, in
New York County, on March 1, 1971, on indictment numbers
4304/67 and 4305/67, took into consideration the pending

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

- - - - -X

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

-against-

WILLIAM A. MAYNARD, JR.,

Defendant-Appellant.

NOTICE OF MOTION

PURSUANT TO 510.30 C.P.L.

Indictment No.

3937/67

- - - - -X

S I R S:

PLEASE TAKE NOTICE that the defendant-appellant, William A. Maynard, Jr., by his attorneys Lewis M. Steel and Daniel L. Meyers, and upon all the prior proceedings and the affidavit of Lewis M. Steel, will move this Court on the 17th day of May, 1972, in Part 30 of the Supreme Court, 100 Centre Street, New York, N.Y. for an order setting reasonable bail in the above case pending appeal.

Dated: New York, New York
May 9, 1972

Yours, etc.,

LEWIS M. STEEL
diSuvero, Meyers, Oberman & Steel
351 Broadway
New York, N. Y. 10013
966-7110
Attorney for Defendant-Appellant

To: Clerk of the Supreme Court, N. Y. County

Frank S. Hogan
District Attorney
New York County

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

- - - - -X

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

-against-

WILLIAM A. MAYNARD, JR.,

Defendant-Appellant.

AFFIDAVIT IN SUPPORT
OF NOTICE OF MOTION
PURSUANT TO 510.30
C.P.L.

Ind. No.,
3937/67

- - - - -X

STATE OF NEW YORK)

ss.:

COUNTY OF NEW YORK)

LEWIS M. STEEL, being duly sworn, deposes and says:

1. I am one of the attorneys for the defendant-appellant, having been his trial counsel and having been appointed by the Appellate Division, First Department to represent him on appeal. The brief of appellant on appeal, which has been filed with the Appellate Division, is attached hereto and made a part hereof, as it sets forth pertinent background material.

2. The defendant has been in custody since November, 1967, when he was arrested in Germany on a charge of murder in the 1st degree. His first trial in May and June, 1969, ended in a hung jury. After a mistrial in 1970, he was retried in the fall of 1970, and convicted of the lesser included charge of manslaughter in the 1st degree under the old penal law. He was sentenced to a term of 10-20 years imprisonment on February 4, 1971 by Mr. Justice Irwin Davidson. / He is presently incarcerated in Greenhaven Correctional Facility,

3. Prior to the trial in which he was convicted, and while

charged with murder in the first degree, bail was set at \$50,000. The defendant, who is indigent as a result of being incarcerated, was unable to make bail.

4. With regard to the criteria set forth in CPL §10.30 with regard to bail on appeal, counsel sets forth the following facts:

(i) Counsel visited the defendant in Greenhaven on April 27, 1972 and can inform the Court that he appears in good mental condition.

With regard to the defendant's character and reputation, counsel refers the Court to the testimony of William Styron, the Pulitzer Prize winning author, who testified as a character witness for the defense in the 1970 trial. Mr. Styron testified that he knew Maynard over the years before his incarceration (Maynard had been his house guest in Connecticut) in the theatrical-literary community in New York and Paris, and that Maynard was considered a man "of exemplary character." (Appellant's brief, p. 22).

(ii) Prior to his incarceration in this case, Maynard had been a principal in a small personally held business corporation. Through this corporation, he acted as an agent for well-known jazz musicians in Europe, where he made regular trips. Maynard also was in partnership with his brother-in-law in a clothing business in New York City prior to his arrest. Additionally, the appellant was attempting to develop a career as an actor. Some two months before the homicide for which he now stands convicted, Maynard was offered a leading role in a motion picture which was to be filmed in New York. This acting assignment was announced in the trade newspaper, Variety, and I personally verified this fact.

directly with the film's producer.

(iii) The defendant's family ties in New York City are excellent. His sister, Valerie Maynard, is a well-known sculptor in New York City, and works with the Studio Museum in Harlem. Another sister, Barbara Fraser, has lived in Richmond Hills, Queens for many years. Mrs. Fraser's husband is a public employee and works for the City of New York. Maynard has lived in New York City most of his adult life. He was raised as a child by his grandmother, Dr. Irene Pratt, in Florida, and has visited her on a regular basis all his adult life (Appellant's Brief, p. 22).

(iv) Prior to his conviction for manslaughter, the appellant, who is 36 years old, had been convicted of the following:

a. Assault in the 3rd degree; 12/17/63; New York City, \$50/10 days; Malzhin, J.

The defendant testified at trial that this conviction resulted from his participation in a civil rights demonstration involving discrimination in the building trades unions.

b. Section 975 Policy; 7/23/64; New York City; sentence 10/21/64; \$100/10 days; Rao and Babcock, J. (sentence).

c. Attempted Bail Jumping; 3/21/66; New York City; sentence time served.

The sentencing minutes on this matter, Indictment No. 3226, 1964, March 21, 1966 Special and Trial Term, Part 38, Schweitzer, J., reveal that the appellant voluntarily surrendered after returning from a trip to Egypt to face another charge.

d. Possession of a weapon, November 15, 1965; Tangiers, Morocco; sentence: 1 year suspended.

e. Possession of a weapon (misdemeanor); 4/19/66; San Diego, California; sentence - 1 year probation.

After being sentenced in the instant case, the appellant was sentenced on the following two charges:

f. Bail jumping as a misdemeanor, March 1, 1971, Supreme Court, New York County, Birns, J., 1 year concurrent with manslaughter sentence.

This charge of bail jumping arose when the defendant stayed in Europe on a business trip, and did not appear on a motor vehicle charge. The record reveals, however, that before going to Europe, the appellant did attend court when required (Appellant's Brief, p. 112(4)). The appellant thereafter travelled to Europe on business using a valid passport, which he replaced in Germany because it was dirty. When the appellant sought a new passport, which he did not have to do as the old passport had not yet expired, and was clearly readable, he gave the American Embassy his correct European and American addresses (see, Appellant's Brief, p. 120).

g. Unauthorized use of a motor vehicle as a misdemeanor, March 1, 1971, Supreme Court, New York County, Birns, J., 1 year concurrent with the manslaughter and bail jumping sentence.

(v) As indicated, the appellant does have two convictions relating to missed court appearances. However, in the first case, the appellant voluntarily surrendered himself upon returning from overseas. In the second matter, the appellant was travelling openly in Europe on business, and actually made his whereabouts known to American authorities. This is hardly the conduct of a man who has no intent to return and dispose of outstanding charges. Moreover, the testimony in the record, given by a police officer, was that the appellant's lawyer told the authorities that the appellant had gone to Europe, (Appellant's Brief, p. 11), again indicating the appellant's intent to resolve his problems with the law rather than flee.

In further consideration of this application, counsel calls the Court's attention to the following facts:

Appellant's prior counsel, Gussie Kleinman, Esq., informed me when I undertook Mr. Maynard's defense, that he had been offered time served by the district attorney's office if he would plead guilty to a lesser crime under the indictment. She further informed me that Mr. Maynard refused to accept the offer on the basis that he was innocent of the crime, and looked forward to being vindicated at the conclusion of his trial.

X → Additionally, Mr. Maynard has for the entire period of his incarceration sought a lie detector test and/or a sodium pentothal test in order to establish his innocence. I personally requested that the district attorney administer such tests when I became counsel. The district attorney refused. As with the refusal to accept time served, these requests of the appellant are consistent with the conduct of a person seeking vindication through the judicial process.

5. With regard to the likelihood of reversal, counsel refers the Court to the appellant's brief on appeal. In the opinion of counsel, every point raised in the brief is substantial. The points on appeal are as follows:

POINT I

Appellant's rights to due process and a fair trial were violated by precluding him from proving that the police forged his signature on a waiver of rights form. The error was compounded by the prosecutor's summation.

POINT II

The State failed to prove beyond a reasonable doubt that the identifications were accurate and that the police did not suggest the identifications. Further, the trial court erred in refusing a requested cautionary identification instruction.

POINT III

It was reversible error to preclude the defense from calling a lighting expert to rebut the prosecution's expert and lay lighting witnesses.

POINT IV

It was error to admit physical exhibits in evidence over objection they were not properly connected. This error was compounded by the prosecutor's improper argument.

POINT V

It was prejudicial error to receive an alleged admission by conduct over defense objection.

POINT VI

It was reversible error for the court below to preclude proof that another person confessed to the Kroll homicide.

POINT VII

The prior inconsistent statements from defense witnesses were obtained by fraud, coercion, and improper inducements. They were inherently unreliable and should have been excluded at the trial below, or at the least, the trial court should have instructed the jury as to their proper use.

POINT VIII

The court below permitted former assistant district attorney Gallina to testify far beyond the scope of proper rebuttal; it permitted him to give highly prejudicial testimony of limited admissibility without any limiting instructions as to the use of the testimony; and it erroneously denied the appellant the right to cross-examine him on prior similar acts of misconduct and the right to introduce evidence of his poor reputation for integrity in the legal community.

POINT IX

The appellant's right to a fair trial and due process of law were violated by the misconduct of the assistant district attorney during summation.

POINT X

Appellant's right to due process was violated by the prosecutor's refusal to make timely disclosure of exculpatory evidence.

POINT XI

The trial court denied appellant's right to a fair trial by ordering indictment of a defense witness for perjury before the verdict.

POINT XII

The trial court erred in precluding the defense from rehabilitating its witnesses after impeachment, and in permitting improper impeachment of one defense witness.

POINT XIII

It was error to prohibit defense impeachment of prosecution witnesses in material respects.

POINT XIV

The court below erred in precluding appellant's rehabilitation after impeachment and in permitting his improper impeachment.

POINT XV

The trial court committed a series of reversible errors in charging or refusing to charge the jury and in marshalling the evidence.

Counsel requests the Court to consider this brief in making its determination under §510.30(b) C.P.L.

6. The appellant makes this application at the present time because this matter will not be heard in the June term of the Appellate Division as scheduled, but instead will be put over to the September term. While the case was adjourned by stipulation, the stipulation was sought by assistant district attorney Sybil Landau, who informed counsel that she could not complete the respondent's brief in time for the June term. Appellant's counsel agreed to stipulate because the district attorney's office had stipulated to extensions in order to allow counsel to complete appellant's brief.

Appellant anticipates that the Court will not quickly decide the many issues which will be before it. Thus, the appellant faces

an additional extended period of incarceration without bail, unless the relief herein prayed for is granted.

7. Appellant has not previously sought the relief requested herein from any other court.

8. In conclusion, counsel calls the Court's attention to that fact that the appellant has already been incarcerated since November, 1967, a significant part of his sentence; that bail of \$50,000 was set prior to the last trial by a court that was well aware of the appellant's prior record, and while he was under indictment for murder in the 1st degree. The appellant now stands convicted of a serious but lesser crime; he has spent considerable time in custody; the issues on appeal are substantial.

WHEREFORE, this Court should get reasonable bail.

151 L.M.S.
LEWIS M. STEEL

Sworn to before me this
16th day of May, 1972.

Carolyn P. Manning
NOTARY PUBLIC
CAROLYN P. MANNING
Notary Public, State of New York
No. C-7700450
Qualified in Bronx County
Comm. exp. March 30, 1974

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----x

THE PEOPLE OF THE STATE OF NEW YORK, : INDICTMENT NO.
3937-67

Respondent, :

- against -

WILLIAM A. MAYNARD,

Defendant-Appellant.

AFFIDAVIT IN OP-
POSITION TO
MOTION, pursuant
to Section 510.30
of the Criminal
Procedure Law.

-----x

STATE OF NEW YORK)
: ss.:
COUNTY OF NEW YORK)

SYBIL H. LANDAU, being duly sworn, deposes and says:

I am an Assistant District Attorney in and for the County of New York, assigned to the Appeals Bureau of the District Attorney's Office of New York County and am familiar with the facts and prior proceedings in the above entitled action. This affidavit is submitted in opposition to appellant's motion seeking to have bail set pending the determination of his appeal.

William A. Maynard, Jr., the defendant-appellant herein, was convicted in the Supreme Court, New York County, on February 4, 1971, after a trial before Justice DAVIDSON and a jury, of the crime of Manslaughter in the First Degree and sentenced to imprisonment for a minimum of 10 years to a maximum of 20 years. Maynard is presently incarcerated in Attica Correctional Facilities, pursuant to this sentence. An appeal from that judgment is presently pending before the Appellate Division, First Judicial Department, and scheduled to be heard in the September 1972 Term of that Court.

By his instant application, Maynard seeks to have bail set pending the determination of his appeal. No bail should be set for this defendant pending the outcome of his appeal.

Based on Maynard's previous conduct in this case, as well as his prior criminal record, there is no reasonable probability that if bail is set in this case and he is released, pursuant to that recognizance, that he will remain within the jurisdiction or that, having left the jurisdiction, he would return thereto when his case appeared on the surrender calendar.

In August 1968, when the defendant was informed by Lieutenant Stone, the officer in charge of the homicide investigation in this case, that the police would appreciate it if Maynard would appear in the station house, Maynard fled the jurisdiction thereby avoiding arrest. He fled to Germany where he resided at the home of his former girl friend, and the police were unable to learn his whereabouts until October 1968. In October 1968, Maynard applied in Hamburg, Germany for a new passport, giving his residence in Germany, and the residence of his sister [whose last name was not the same as his], as his residence in the United States. Of necessity, the application was made out in his own name which was recognized, and the New York authorities were thereby able to locate him. In March 1969, he was extradited to New York. Since Maynard fled the jurisdiction in order to avoid arrest, it is reasonable to believe that, having been convicted of manslaughter, it is even more likely that he would flee the jurisdiction to avoid continuing incarceration.

At the time of appellant's flight to avoid arrest in August 1968, there was pending in the Supreme Court, New York County, an

unrelated case in which Maynard was charged with theft of an automobile. On July 10, 1970, that case was adjourned to September 22, 1970, in the presence of the appellant. Despite the fact that the defendant knew the adjourned date, despite the fact that he had been released on that charge in \$5000 bail, nevertheless he fled the jurisdiction and forfeited his bail. After his return to the United States and subsequent to the conviction on the instant indictment, the defendant pleaded guilty in the Supreme Court, New York County, on March 1, 1971, to the crime of Bail Jumping, as a misdemeanor.

Nor do the two instances related above stand alone. The appellant has, on a previous occasion, refused to appear in court when required to do so. On March 21, 1966, he pleaded guilty to the crime of Attempted Bail Jumping.

In addition to the instant conviction, the appellant has previously been convicted of crimes of violence. On December 17, 1963, he was convicted of Assault in the Third Degree for kicking and pushing a police officer during a demonstration. On November 15, 1965 and again on April 16, 1966, the appellant was convicted of Unlawful Possession of a Weapon, and on October 21, 1964, he was convicted of a violation of former Section 975 of the Penal Law.

At the present time, appellant does not appear to have any financial resources in New York State. And although two of the appellant's sisters reside in New York City appellant, himself, testified at the trial that he frequently resides outside of the State, indeed, spent nearly an entire year in various European cities.

With regard to the likelihood that this conviction will be reversed on appeal, counsel states in his moving papers that in his

opinion "every point raised in the brief is substantial."

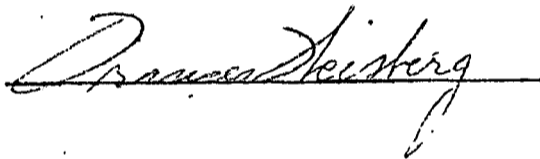
There is no merit to that opinion. On the contrary, it is respondent's belief that this conviction will be upheld on appeal.

WHEREFORE, your deponent respectfully prays that this Court deny Maynard's application and that no bail be set pending the determination of the appeal.


Sybil H. Landau

Sworn to before me this

30th day of May, 1972.



FRANCES WEISBERG
Notary Public, State of New York
No. 31-9589100
Qualified in New York County
Certificate filed in New York County
Commission Expires March 30, 1974

INDICTMENT NO. 3937-67

SUPREME COURT:STATE OF
NEW YORK

COUNTY OF NEW YORK

THE PEOPLE OF THE STATE
OF NEW YORK,
Respondent,

against

WILLIAM A. MAYNARD, JR.,
Defendant-Appellant.

AFFIDAVIT IN OPPOSITION

FRANK S. HOGAN

DISTRICT ATTORNEY

155 Leonard Street
Borough of Manhattan
New York City
(212) 732-7300

Criminal Court of the City of New York

County of New York

I hereby certify that the foregoing is

Copy of the Record on this

Case, Court

James J. [Signature]



CRIMINAL COURT OF THE CITY OF NEW YORK
GENERAL CLERK'S OFFICE, ROOM 450
100 CENTRE STREET
NEW YORK, NEW YORK 10013

Hon. Leon J. Vincent,
Superintendent,
Green Haven Corr. Facility,
Stormville, N.Y. 12582.

SEP 8 - 1972

1972

RE: William Maynard

DOCKET # A-6965/67

DEAR SIR:

THIS IS TO ADVISE YOU THAT ON March 1, 1971 - Supreme Court
BEFORE JUDGE _____ THE MATTER CONCERNING THE
ABOVE NAMED DEFENDANT WAS taken into consideration and in imposing
sentence on indictment Nos. 4304-5/67
PLEASE RETURN TO THIS OFFICE THE WARRANT THAT HAS BEEN
LODGED IN YOUR INSTITUTION AT YOUR EARLIEST CONVENIENCE.

Very TRULY YOURS,

John D. Luby
JOHN D. LUBY
ASSISTANT COURT CLERK

SEP 8 - 1972 - The Supreme Court Justice, in imposing sentence, in
New York County, on March 1, 1971, on indictment numbers
4304/67 and 4305/67, took into consideration the pending
case in Criminal Court and which had the bench warrant
outstanding which has been lodged at your facility. Accordingly,
we are making the request for return of that warrant.



STATE OF NEW YORK
DEPARTMENT OF CORRECTIONAL SERVICES
GREEN HAVEN CORRECTIONAL FACILITY
STORMVILLE, NEW YORK 12582

LEON J. VINCENT
Superintendent

September 11, 1972

Mr. John D. Luby
Assistant Court Clerk
Criminal Court of the City
of New York
General Clerk's Office, Room 450
100 Centre Street
New York, New York 10013

RE: William Maynard
GH 17524
NYSIS 1003122 J
Your: Docket #6965/67

Dear Mr. Luby:

In compliance with your communication of September 8, 1972, we are returning to you the warrant which you requested; Criminal Court of the City of New York, Part 2A, County of New York, dated September 22, 1967, charging petit larceny - 1308 PL.

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Very truly yours,

LEON J. VINCENT
Superintendent

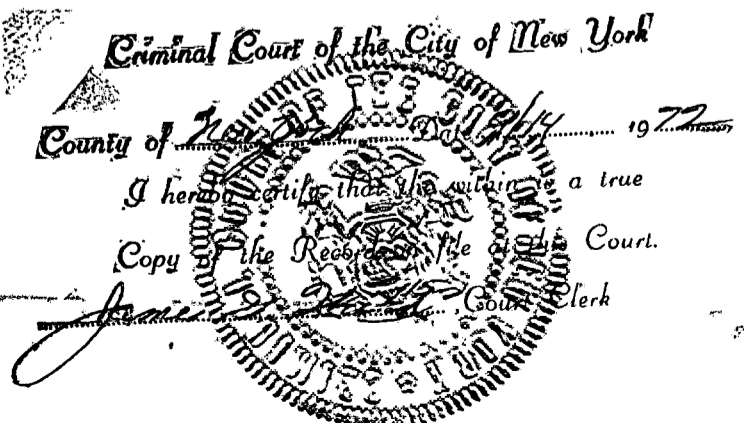
BY:

Richard Middlebrook
Head Clerk

RM:clr

Attachments

cc: Mr. Eugene E. Phillips
Chief Commutation Clerk
Department of Correctional Services
Albany, New York



Criminal Court of the City of New York

Part 2A, County of NEW YORK

COUNTY OF NEW YORK

147677

IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK:

TO ANY PEACE OFFICER IN THIS STATE.

SEP 22 1967

There being a charge of misdemeanor pending on _____, 19____,
in this Part of the Criminal Court of the City of New York, charging _____

WILLIAM MAYNARD
with the crime of PETIT LAR - DOB PL;

You are therefore commanded forthwith to arrest the above named _____
DET., and bring him before that Part to answer the said
if the Court have adjourned, that you deliver him into the custody of the Warden of the City
the City of New York; or if he require it, that you take him before any Judge in the County of
NEW YORK, or in the County in which you arrest him, that he may
to answer the said charge.

Dated: New York City

SEP 22 1967, 19____



20-20M-206160(65)

By order of the Court,

A. T. [Signature]

Clerk

Criminal Court of the City of New York

County of New York SEP 22 1967
I hereby certify that this is a true
Copy of the Record on file at this Court.
[Signature]
Clerk

H:3FORD-609

PL 549733

12/23

Supt. Mohapp

Jan 2

Arrest No. A690

CRIMINAL CO
OF THE CITY OF NEW YORK

Part 2A, County of NY

THE PEOPLE OF
THE STATE OF NEW YORK

vs.

WILLIAM MAYNA

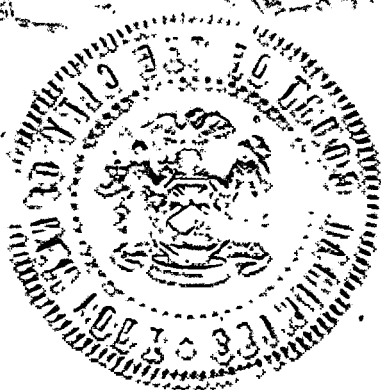
323 E. 66 ST.

NYC

Rogers
Bench Warrant for Misdemeanor

Issued SEP 22 1967

By order of the court the defendant is



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

At a Trial Term Part PART 37 MAR 1 1971 of the
Supreme Court of the State of New York,
held in and for New York County on the
PART 37 MAR 1 1971 day of _____ in the
year of our Lord one thousand nine
hundred and PART 37 MAR 1 1971

P R E S E N T:

THE HONORABLE HAROLD BIRNS
Justice

----- x
THE PEOPLE OF THE STATE OF NEW YORK :

-against- 147-677

William A. Maynard
Anthony Maynard Defendant.

On conviction by Rea

of the crime of

Unauthorized Use of
Motor Vehicle

Indictment No. 4305-67

----- x
Crime committed on or about _____

Whereupon it is ORDERED and ADJUDGED by the Court that the
said Defendant for the Violent Crime aforesaid, whereof
he is convicted, be imprisoned in the New York City Correctional
Institution for Men for the term of ONE (1) YEAR

Concurrently with State Prison sentence

A true extract from the Minutes

Norman Friedman

Clerk of Court
NORMAN FRIEDMAN
COUNTY OF NEW YORK
CLERK OF THE SUPREME COURT

(Seal)

Criminal Court of the City of New York
County of New York
I hereby certify that the within is a true
Copy of the Record of the Court.
Date 4/4 19 72
Court Clerk

to cover period 5/18/67 -
5/26/67

CERTIFICATION OF JAIL TIME
ALL SENTENCES

The person named herein has spent

Name (9)
days in det. sentence
and transfer includes
the period con-
fined in an inst. the
N.Y.C. Department of Correction.

Signature

title

Deputy Warden

Date

MANHATTAN HOUSE OF DETENTION



MAYNARD Bail Fund information

Bail bondsman is Ida Shankman,

77 Baxter St, NY 10013, CA 6-7520.

Rev Bob Hauser She will accept about \$40,000^{may less - down to 37,000} + fee
636-9290 of \$1530. for bond.

W. LeRoy She would then want someone to sign for
Bob Bohm 554-0050 balance. Perhaps that could be Valerie.

If the signing for liability creates a problem,
then we will need more up front.

Right now we have the following

Commitments.

ON VAC.
STAYING at
STB-668-
3000

Abraham L. Pomerantz Miss Loraine
295 MADISON
Ave + 532-4800 (o), 877-7933 or 877-
8807 (home). \$5,000 to \$10,000 (bonds)

William Styron will be on vac.

CAN be reached at 617-693-2535. Someone answers
at his home with info. # is 203-354-5439.
He will sign over trustee bank book for
children in excess of \$5000.00. Shankman

Schwartz 201 946 8151

SAY this is o.k.

Valerie Hayward: Cash \$8000.00 She will put in bank book per Shankman's instructions to draw interest.

She thinks she has a rich friend (who purchased a house from her) who will come up with an additional chunk

She is also contacting Baldwin people here.

Her numbers are 427 9621 or 427-5159.

ASS - whatever. In order to get IDA to give me shit I told her that my family might come up with \$10,000 in securities. If we have someone else, that's o.k. too.

Anita Rubenstein 914-LA8-6472 SC4-3233 is raising \$ will be in town after Tuesday.

ANNA FRANK NAACP Legal Defense Fund RAISE is trying. 586-8397

Sam Wechsler (NY Post) (o) 349-5000 private phone 349-7824 + (home) TR3-4977 will be back end of week. trying - since he can come up w/ something

Peter Weiss

Alfredo Lopez 260-1133

Either Arthur or I will contact Bernard
Fishman (o) 689-3737 and Sidney
Cohen ~~Pl 3-4200~~ 757-4000 ~~Thurs~~

at American
—
America
12
flight 17
—

I have others to call

Larry Spenser

Herman Oehl (o) 483-1727, (h) 737-0474

Victor Rabinowitz

↓ others

Bad
Greenberg
Bass Shumers
↓
Wall

Bill Kunstler 914-008-6025 and
914-008-2032 (home) 265-2500

P/S
instant
account

Have missed Peter Schweitzer

201-946-8151

201-946-9718

Bernard
Aronson

Bob Carter - (o) 688-3200 trying at
his law firm.

Travis
Tracy
↑
Wall
Bass
Blower

DAN Meyers (o) 966-7110 + home 282-2717

Mr 487 6468

may be helpful through family if we

get close.

(Herman Metz)

922-3232 Chemical ~~284~~ 1411 Broadway (99th st)

Bernie

Bernard Fishman

364 shares
Utilities & Industries

~~189-3737~~

8000.00

See Miss ~~Tracy~~

MO 1-3200

SUPREME COURT OF THE STATE OF NEW YORK, SPECIAL TERM PART I, NEW YORK COUNTY
at the Courthouse thereof, 60 Centre Street, New York, New York, 10007.

Present: OLIVER C. SUTTON

June 7, 1972

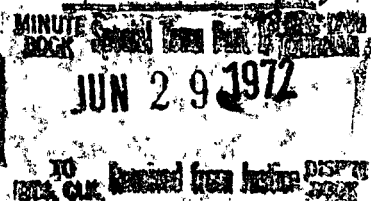
Hon.

Justice.

PEOPLE OF THE STATE OF NEW YORK

— against —

WILLIAM A. MAYNARD, JR



The following papers numbered 1 to 4 read on this motion, *Submitted*

No. 95 on Calendar of June 7, 1972

Exhibit

Notice of Motion — Order to Show Cause — and Affidavits Annexed.

Answering Affidavit.

Replying Affidavit.

_____ Affidavit.

_____ Affidavit.

Pleadings — Exhibit.

Stipulation — Referee's Report — Minutes.

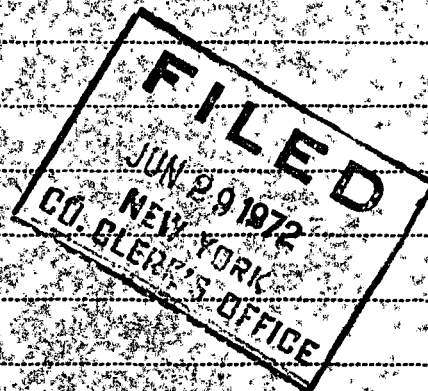
Filed Papers.

PAPERS NUMBERED

1 - 3

4

Upon the foregoing papers this is an application for the granting of bail after conviction pending appeal. After giving full consideration to all aspects of this case, including the length of time the defendant has been confined as well as the likelihood of ultimate reversal of the judgment, the motion for an order granting bail pending appeal is granted and bail is set in the amount of (\$50,000.00) fifty thousand dollars.



Dated *June 28, 1972*

[Signature]
J.S.C.

Briefs: Plaintiff's _____ Defendant's _____ Petitioner's _____ Respondent's _____ Relator's _____

Briefs _____

County Clerk's No. 3937 1967

Spec. I Liber 156 Line 4 1972

Surety.....

Agent.....

DISTRICT ATTORNEY'S OFFICE, NEW YORK COUNTY

Clerk of the Supreme Court

AUGUST 17, 1972

Sir:

People v. WILLIAM A. MAYNARD, JR.

Please furnish this office with the information set forth below:

Assistant District Attorney.

No.: 3937/67

Indt. Date: NOV. 1, 1967

Amount of Bail: FIFTY THOUSAND (50,000)

Offense: MURDER FIRST DEGREE

Commitment Date:
(If no indictment)

Def't's Name: WILLIAM A. MAYNARD, JR.

Bail Pending Sentence:

Committing Judge
(If no indictment)

Plea To
Date of Plea
Judge

Norman Goodman
Clerk of Supreme Court.

ABOVE BAIL WAS FIXED ON JUNE 29, 1972,
PENDING APPEAL BY JUSTICE OLIVER G. SUTTON

NEW YORK LAW JOURNAL
JUNE 30, 1972
Sutton, J.

PEOPLE, & C., v. WILLIAM A. MAY-
NARD, Jr.—Motion is an application

for the granting of bail after conviction pending appeal. After giving full consideration to all aspects of this case, including the length of time the defendant has been confined as well as the likelihood of ultimate reversal of the judgment, the motion for an order granting bail pending appeal is granted and bail is set in the amount of \$50,000.

June 27, 1972

Hon. Oliver C. Sutton
Justice of the Supreme Court,
New York County
60 Centre Street
New York, N.Y. 10007

Re: William A. Maynard, Jr.,
Bail Application

Dear Justice Sutton:

This is in reply to the telephone conversation with your law secretary regarding clarification of the papers submitted to you for decision.

Mr. Maynard has been incarcerated continually since October of 1967 when he was arrested in Hamburg, Germany. The dates supplied to you by the District Attorney on page two of the affidavit in opposition are not correct.

As to paragraph f. of Mr. Steel's affidavit, although the sentence was imposed in March of 1971, the case arose prior to Mr. Maynard's incarceration in October of 1967; the same is true with respect to paragraph g. of Mr. Steel's affidavit. I am enclosing photocopies of Mr. Maynard's passport application of October 23, 1967, as referred to in paragraph f., and the sentencing minutes of March 1, 1971 as referred to in paragraphs f. and g. of the Steel Affidavit.

I hope this is sufficient and responsive to your law secretary's inquiries.

Respectfully yours,

Daniel L. Meyers

Myard Argument

① Stress

when bail set at \$50,000
1st degree murder

It knew

about bail jumping
and pending bail jumping charge.

Has at 5 years in. Appellate process
will be slow. Whoever loses will appeal.

Issues more than substantial. ~~the~~
Read our brief.

~~Stacya -~~
~~Present for Character reference~~

One being young.

Convicted of man I. If we win on any
of the major evidentiary points, I
may well not ~~also~~ represent, or
if it does, chance of conviction.

This jump was huge as well, 3
days for verdict, etc.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

PEOPLE OF THE STATE OF NEW YORK,

against
WILLIAM A. MAYNARD, JR.,
Defendant

JUDICIAL SUBPOENA
DUCES TECUM
INDICTMENT No. 3937-67

D The People of the State of New York

TO **DETECTIVE ROBERT PLANSKER, Shield No. 213, 6th Detective Squad**
GREETING:

WE COMMAND YOU, That all business and excuses being laid aside, you and each of you appear and attend before the HONORABLE IRWIN D. DAVIDSON, Supreme Court, New York County, 100 Centre Street, New York, New York in Part 43

on the day of October, 1970 at 9:30 o'clock, in the forenoon, and at any recessed or adjourned date to give testimony in this action on the part of the defendant,

WILLIAM A. MAYNARD, JR.,
and that you bring with you, and produce at the time and place aforesaid, a certain records concerning the pre-arrest investigation, arrest, post-arrest investigations, and detention of William A. Maynard, Jr. by you. This also includes UF 61, DD 5, UF 49, UF 4, UF 5, UF 250, and all other written reports, including, but not limited to:

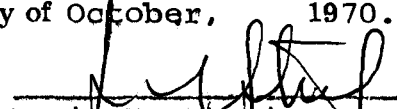
- memorandum books and notes relating to all aspects of the out of court investigations in which you were involved;
- all records, memoranda, notes and transcriptions of conversations, interviews and interrogations by you with Robert Crist, Michael Febles, Dennis Morris, Stephen Berman, Howard Fox, Irving Gelfand (a.k.a. George Gold), William A. Maynard, Jr., Michael Quinn, Mary Quinn, Patrick Quinn, Warner Guy (a.k.a. Robert Guy), Russell Jackson, Thomas Reynolds, and John Fair, and JOHN VAN MEANS
- all photographs, composite drawings and descriptions leading to composite drawings

now in your custody, and all other deeds, evidences and writings, which you have in your custody or power, concerning the premises.

Failure to comply with this subpoena is punishable as a contempt of Court and shall make you liable to the person on whose behalf this subpoena was issued for a penalty not to exceed fifty dollars and all damages sustained by reason of your failure to comply.

WITNESS, Honorable IRWIN D. DAVIDSON
of said Court, at 100 Centre St. NYCthe

one of the JUSTICES
day of October, 1970.


Lewis M. Steel
Daniel L. Meyers, Of Counsel
Attorney(s) for Defendant

Office and Post Office Address
diSuveto, Meyers, Oberman & Steel
350 Broadway, Room 310
New York, New York 10013

SERVICE ON INDIVIDUAL

State of New York, County of _____ ss.:
 Being duly sworn, deposes and says, that deponent
 is not a party to the action, is over 18 years of age
 and resides at _____
 That on the _____ day of _____ 19____ at _____

deponent served the within subpoena on _____
 the witness there-
 in named, by delivering a true copy thereof to wit-
 ness personally and at the same time paying (or
 tendering) in advance \$ _____, the authori-
 zed travelling expenses and one day's witness fee:
 deponent knew the person so served to be the wit-
 ness described in said subpoena.

Sworn to before me this _____ day of _____
 19____.

SERVICE ON CORPORATION

State of New York, County of _____ ss.:
 being duly sworn, deposes and says, that deponent
 is not a party to the action, is over 18 years of age
 and resides at _____
 That on the _____ day of _____ 19____ at _____

deponent served the within subpoena on _____
 the witness therein
 named, by delivering a true copy thereof to _____
 personally,
 whom deponent knew to be the _____
 of said corpora-
 tion, and at the same time paying (or tendering) in
 advance \$ _____, the authorized travelling
 expenses and one day's witness fee: deponent
 knew the corporation so served to be said corpor-
 ate witness.

Sworn to before me this _____ day of _____
 19____.

Index No. Indictment No. 3937-67
 SUPREME COURT OF THE STATE OF NEW YORK
 COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK,

Plaintiff

against

WILLIAM A. MAYNARD, JR.,

Defendant

Judicial Subpoena

DUCES TECUM

Lewis M. Steel
 Daniel L. Meyers, Of Counsel
 Attorney(s) for Defendant
 WILLIAM A. MAYNARD, JR.,

Office; Post Office Address; Tel. No:
 diSuvero, Meyers, Oberman, & Steel
 350 Broadway, Room 310
 New York, New York 10013

It is stipulated that the undersigned
 witness is excused from attending
 at the time herein provided or at any
 adjourned date but agrees to remain
 subject to, and attend upon, the call
 of the undersigned attorney.

Dated: October _____, 1970

Witness

Attorney(s) for

EXAMINATION OF MR. RUSSELL D. OSBORN

1. Q. Please state your name and occupation?
A. Russell D. Osborn. I am an Examiner of disputed handwriting, typewriting, ink, erasures, and other matters relating to documents.
2. Q. Where is your business office?
233 Broadway, New York City.
3. Q. With whom are you associated?
A. I am associated with Albert D. Osborn and Paul A. Osborn.
4. Q. Mr. Osborn, as an expert witness must be shown to be qualified before he is allowed to express an opinion in court, I desire to ask you certain specific questions about your qualifications. You understand that this is necessary, do you not?
A. Yes.

(If opposing counsel admits the qualifications of the witness, the following rejoinder should be made:
"We thank opposing counsel for his concession regarding the qualifications of the witness as an expert, but in order that the record may show his qualifications we desire to ask just two or three questions.")
5. Q. In 1954 and 1955 were you doing document work?
A. Yes.
6. Q. What exactly was the nature of this work?
A. Making photographs, examining document problems, using the Ultra-violet light to examine erasures, examining ink specimens and studying the subject in every way.
7. Q. Have you read and studied the book "Questioned Documents," considered by many to be the leading book on the subject?
A. Yes, I have.
8. Q. Have you read and studied "Questioned Document Problems" by Albert S. Osborn and Albert D. Osborn?
A. Yes.
9. Q. Are you familiar with three recent books--by Ordway Hilton, Dr. Wilson Harrison of Wales and Inspector Conway of San Francisco?
A. Yes.
10. Q. These books are: "Scientific Examination of Documents," "Suspect Documents" and "Evidential Documents," isn't that so?
A. Yes.
11. Q. Have you testified on this subject of disputed documents in court?
A. I have.

12. Q. Where were you from January 1956 to January 1958?
A. I was in the Army.
13. Q. You were doing handwriting work during that time, isn't that correct?
A. Yes, I was assigned to the Criminal Investigation Laboratory in Fort Gordon, Georgia.
14. Q. Did your work there consist of examining document problems?
A. Yes.
15. Q. Were problems sent there from all over the United States?
A. Yes, from the Continental United States and from Panama and Puerto Rico.
16. Q. Did you and CWO Shimoda, who was doing questioned document work in the Army, in association with Albert D. Osborn, get up a Course of Study for the Army?
A. Yes, we got together two albums of photographs illustrating various types of document problems, to use in connection with the book "Questioned Documents" which was the textbook.
17. Q. This course and the illustrations--are they being used now in training new Examiners for the Army?
A. Yes, as far as I know.
18. Q. Did you, in 1957, sign reports sent out from the Laboratory?
A. Yes.
19. Q. Since getting out of the Army, have you been working with Albert D. Osborn?
A. Yes.
20. Q. Is there any college course that teaches handwriting identification and document work?
A. No.
21. Q. How does one go about becoming a document examiner?
A. He really must be associated and work with someone in this field.
22. Q. And that is what you have been doing?
A. That is correct.
23. Q. And you have stated that you have testified in court on the subject of questioned documents, is that correct?
A. Yes, I have testified on the various phases of the subject in the courts of New York, New Jersey, Connecticut, Pennsylvania and Ohio.
24. Q. Did you recently appear for the Bergen County Prosecutor's office?
A. Yes. In one case where I appeared, both defendants were convicted of murder (State v. Washington and Laws). At another time, I gave my opinion that the defendant wrote documents, and then he admitted it (State v. Hirsch). He, too, was convicted.

25. Q. Can you name some of the public offices and leading companies for whom you have made examinations and appeared in court.
A. Yes, I have examined cases for, and appeared in court for, various district attorneys' offices, prosecutors' offices, The Legal Aid Society, Manufacturers Hanover Trust Company, American Arbitration Association, and many other well-known organizations.
26. Q. Did you also testify before Surrogate McGrath in the Bronx in the Luigi Leanza Estate matter?
A. Yes, I did.
27. Q. You say you have studied typewriting. Have you testified on that subject?
A. Yes, I have.
28. Q. What is the most common subject in handwriting work?
A. The examination of signatures.
29. Q. Did you in this matter examine certain documents and render a report to me.
A. Yes.
30. Q. I show you _____

and ask if you have examined _____

A. Yes, I examined _____

31. Q. Have you also examined _____

A. Yes, I examined _____

32. Q. You have made photographs, have you not, of these exhibits?
A. Yes, I have made photographs of _____

33. Q. Have you made a study of photography and especially the photography of documents?
A. I have.
34. Q. Are the photographs accurate and correctly made?
A. Yes.
35. Q. Are the photographs necessary in giving the reasons for your opinion?
A. I am sure that my testimony will be incomplete if I am not permitted to use them.

36. Q. Will you explain the photographs?

A. _____
(Offer in Evidence) **

37. Q. What is your opinion _____

38. Q. I now ask you...will you please explain to the court how you arrived at that opinion?

If the evidence is to be convincing, it is essential that the witness be permitted to give the reasons for his opinion in direct testimony, where he can give them in a clear connected manner.

**

It is essential that the photographs get into evidence so that the witness can use them and so the judge or jury can look at them. To be of any real use, they must be in the hands of the judge or jury while I am testifying.