

10-4-1971

Notes re: Attica Interview

Lewis Steel '63

6/6 A Block -

Superficial wound left forearm

Special housing - not in block -

2nd worse place to be

In keeplock only but 6-8 days

Maynard went through gantlet

Examined by Dr. 2 days later

3 in cell - taken to hospital for
gunshot wounds -

41 men on floor

- Didn't say anything to Legal
Aid -

In D Block - Keep lock
not working -

Got to leave -

Interrogated by Dep Warden
after came back to hospital -

"We've got pictures of you -
Are you a Muslim? Yes

You'll make it easier

to be in 19 company -

I'm not saying anything
People are brought out -

Rat list will do anything

People brought to BCI - shown
picture -

Interrogated by guy -
16 uniformed cops at interrogator

Seve Sing
Walkill
Greenhaven
+

Sept 13th Monday -

In yard 20' away from tunnel
(from D block to A)

Helicopter came over circling
10-15 minutes - another Copter came and
dropped gas - first volley of high powered
rifle fire -

Troopers and Guards came into
yard - shooting indiscriminately for
1/2 hr.

Guy is hit next to Terry - Terry
drags guy into tunnel -

Troopers going into tunnel shooting -
Heli - Raise your hands - do not
surrender you won't be shot -

Trooper start coming down
hallway -

Maynard saw guy was hit under
arm (Larry Thomas) only hit once
(later found out he was hit again)

Tony's hands all up was shot
at at 8'-9' feet - guy ran out of
grazed
wound
bullets - ~~from~~ mesh pulber T
out to A yard - told to crawl
on face -

hit by rifle bullets - stepped
on while on ground -

Asked who was wounded to raise
hand X raises hand -

A black yard - Told to crawl

after 1 hr - those who were wounded
to raise hand - raises hand

hit again -

See machine chain - ~~was~~ rips
chain steps on it - told to keep ^{clothes} chain on.

Tony takes off clothes -

2 hrs pass - walked around hands
behind head - some people were pulled
out to be viewed by guards.

I wasn't picked out -

Taken to another doorway -

Had to run gantlet - one at a time -

I made it through - hit all the
way through up to cell - 3 in cell -

Stayed nude - many were wounded

2 days in there - Dr. came -

pulled out sent to hospital X rayed
wound dressed and cleaned.

Maynard sagled out by guard
and put in 60-6 A -

Then taken to Dep Warden
interrogated - on way provided with
sticks.

DW Have picture of me

T You don't have picture

+

Saw Altemon and William J Cornell
Said nothing

Probe DA Ex-Aide's Role In Case of 2 Indicted Cops

By MIKE PEARL
and LEO STANDORA

The role of a former-assistant district attorney who served as a defense attorney in an underworld murder case is under intense grand jury investigation. It was learned today.

Two former city homicide detectives employed as private investigators in the case by the lawyer, Gino Gallina, were indicted yesterday for allegedly lying to the jury.

Sources close to the case said the jury is attempting to learn if Gallina or the detectives had used their contacts in the Homicide Dept. to obtain highly confidential information — the name and address of a state witness.

The former detectives charged with perjury were Andrew Dunleavy, 55, who spent 23 years on the police force and is now chief of police in Saltaire, Fire Island; and Martin Zircand, 55, a 24-year veteran of the force who is chief of security at Roosevelt Hospital. Both pleaded innocent in Supreme Court and were released on parole.

The perjury charges stemmed from their testimony about Carlos Fernandez, a 17-year-old Franklin HS student who was an eyewitness to the slaying of a garment cutter on an East Harlem street two years ago.

Cop Bribe Involved

Fernandez identified Arnold Squitieri, a reputed underworld figure and heroin pusher, as a man he saw at the murder scene. Although Fernandez later recanted the identification, Squitieri has been charged with the murder.

In a related indictment, Squitieri, an associate and three policemen were indicted on bribery charges. It was alleged that Squitieri paid the cops \$2000 to let him leave the murder scene.

Authorities pointed out that Fernandez recanted his identification of Squitieri after the boy was interviewed by Dunleavy, Zircand and, later, Gallina, who was acting as Squitieri's attorney.

Before the grand jury, Dunleavy first testified that Gallina had never told him where he had gotten the boy's address, but later quoted Gallina as saying he had gotten it from the boy himself.

The grand jury said its investigation was "to determine if the crimes of murder, bribery, coercion, witness-tampering and obstruction of governmental administration have been committed."

Gallina, who worked mainly on homicide cases in Manhattan DA Hogan's staff for five years, entered private practice in June, 1970, two months before he took Squitieri's case.

He has been asked to waive immunity and testify before the grand jury, but has refused.

2 Ex-Detectives Indicted in Inquiry on Prosecution of '70 Murder

By LACEY FOSBURGH

Two retired city detectives were indicted yesterday on charges of lying to a grand jury investigating alleged attempts by policemen, several crime figures and their attorneys — including one former assistant district attorney — to interfere with the prosecution of a murder suspect.

Three other policemen were indicted by the same grand jury in January on charges of accepting a \$2,000 bribe from the suspect, Arnold Squitieri, in return for allowing him to flee after stopping him not far from where Desiderio Caban was killed in August, 1970.

In addition to Squitieri, who is described by law enforcement figures as a major heroin dealer here, other key figures in the case are his lawyer, Gino Gallina, and Carlos Fernandez, a boy who told authorities he had seen the killing. Mr. Gallina was an assistant district attorney under Frank S. Hogan for four years until he retired from the Homicide Bureau in December, 1969, to enter private practice.

Change of Mind

Young Fernandez, 15 years old, at first told authorities he had seen Squitieri commit the murder on an East Harlem street, but then said he could not identify him.

In its indictment yesterday, the grand jury said it was seeking to ascertain how the boy "had come to repudiate his identification of said underworld figure."

"Additionally," it said, it wanted to "determine how certain individuals, including a certain attorney retained by the aforementioned underworld figure had . . . physically located the boy and secured a change in the potential testimony of the

boy with respect to the said attorney's client."

Squitieri, young Fernandez and Mr. Gallina were not identified by name in the two indictments, but all have been identified previously in numerous court sessions relating to the case.

In addition Kenneth O. Conboy, the assistant district attorney who is in charge of the case, acknowledged later that all identifications were accurate, including Mr. Gallina as "a certain attorney," even though several of his law partners have appeared in court for Squitieri.

The two detectives, both of whom retired from the Police Department in 1969 after 24 years of service, became involved in the case when they were hired as private investigators by Mr. Gallina in 1971, Mr. Conboy said. Both are 55 years old.

They are Andrew Dunleavy, who is now the police commissioner for Saltire Village on Fire Island where he lives, and Martin Zincand, who is chief of security at Roosevelt Hospital and lives at 2160 East Tremont Avenue in the Bronx.

The two were arraigned yesterday before Supreme Court Justice Gerald P. Cukin and are to be arraigned again.

paroled to await further hearings on their case.

The indictment states that the two men were hired in 1971 by Mr. Gallina specifically "to locate" the boy. At that time Squitieri was only a suspect in the case. He has since been indicted by the same Manhattan grand jury that returned yesterday's indictments and returned the indictments against the two detectives.

According to the indictment, while the boy was being questioned at "the office of said attorney," one defendant, Mr. Zincand, told the grand jury, he "felt uncomfortable" and "had an unhealthy feeling about the matter."

Repudiation Reported

The indictment says that according to Mr. Zincand's testimony, at the beginning of the session the boy said he could identify Squitieri, but "at the conclusion" he "ultimately repudiated his prior identification."

Both men were indicted specifically for having given two inconsistent statements to the grand jury about what it regarded as key aspects of young Fernandez's decision in the attorney's office to repudiate his identification.

Mr. Zincand, questioned "threatened by the police" and whether the boy changed his mind "voluntarily and in good faith," first said the boy declared he had originally been threatened.