

DATE	PROCEEDINGS
6/20/78	109. CERTIFIED COPY OF ORDER FROM THE FOURTH CIRCUIT - AS to motion of double jeopardy - order of this court remanding the case to district court is stayed; CLK. directed to arrange schedule for filing supplemental briefs on Issued of double jeopardy. lc: Judge Dupree.
10/31/78	110. COPY OF PUBLISHED OPINION FROM FOURTH CIRCUIT COURT OF APPEALS - order denying MacDon. plea of double jeopardy is affirmed and case is remanded to the dis Court for further proceedings. lc: Judge Dupree.
* 5/16/78	RECEIVED original deed of Trust for the Property of Jeffrey R. MacDonald
* 5/30/78	RECEIVED copy of letter returning original deed of trust of Dudley T. Warner to Ms. M Retzel.
11/20/78	111. CERTIFIED COPY OF JUDGMENT FROM FOURTH CIRCUIT - order denying deft's plea of double jeopardy is affirmed. Case remanded for further proceedings poss't w/opinion of this Court filed herewith. lc: Judge Dupree.
1/15/79	112. MOTION FOR THE SETTING OF A TRIAL DATE by Govern. - requests Court enter an Order set trial for Raleigh, beg. 10:00 A.M. on Monday, 4/23/79. w/cs. 4 cys, U.S. Atty. & 1 cy, Judge Dupree.
2/20/79	MOTION FOR LEAVE TO SUBSTITUTE SURETIES w/attachments and w/cs - moves that Stephen R be permitted to post as surety property at 4242 Calhoun Dr., Hunting Beach, California & property owned by Jeffrey R. MacDonald at 16052 Mariner Dr., Huntington Beach, California be released from encumbran of bail. lc: Judge Dupree. on 2/21/79. (consented to by Government.
2/21/79	ORDER - ordered Dr. Stephen R. Shea is authorized to post surety on property owned by him at 4242 Calhoun Drive, Huntington Beach (Orange County), Calif and the property owned by Mr. MacDonald at 10652 Mariner Drive, Hunt Beach (Orange County), California heretofore posted as bail in this matter be releasef rom the encumbrance of bail. (Dupree)J. Cr. P. 163. cy. by letter to Mr. Segal & Mr. Smith via ltr. addressed to Hon. Edward M. Kritzman, Clk., Central District of Calif. returning orig. deed of trust executed by Mr. MacDonald to Mr. Kritzman - Dr. Shea to furnish us with deed of trust w/legal description. lc: U.S. Atty. (ent. 2/22/79.)
3/20/79	113. ORDER - unopposed motion of the U.S. to set this case for trial on Monday 4/23/79 is allowed. (Dupree, J) Cr. OB#14, P. 74. lc: counsel of record, lc: Ft (ent. 3/20/79).
3/26/79	114. CERTIFIED COPY OF ORDER FROM THE SUPREME COURT OF U.S. - petition for writ of certior is denied. lc: Judge Dupree (see entry 113.)
4/9/79	DEED OF TRUST w/CERTIFICATE in amt. of \$100,000- proper of Stephen R. Shea at 4242 Calhoun Dr., Huntington Beach, Ca.- lot 138 of Tract No. 5360 in Cit of Huntington Beach as per map recorded in Book 200, pages 6 to 14 inclusive, Misc. Maps, in office of county recorder of said county. Trustee is Title Ins. and Trust Co.
4/18/79	115. MOTION TO CONTINUE TRIAL - trial be continued from 4/23/79 to some subsequent date. w/cs. 3 cys. to atty. lc: Judge Dupree.
4/24/79	116. MOTION OF DEFENDANT FOR AN EXPEDITED HEARING (on deft's m/compel. production of tang objects) and DECLARATION OF BERNARD L. SEGAL IN SUPPORT OF MOTION F EXPEDITED HEARING. lc: Judge Dupree.
	117. MOTION OF DEFENDANT TO COMPEL PRODUCTION OF TANGIBLE OBJECTS w/attachments. lc: Judge
	118. MEMORANDUM IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL PRODUCTION OF TANGIBLE OBJECTS.
	119. AFFIDAVIT OF DR. JOHN I. THORTON IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL PRODUCTIC TANGIBLE OBJECTS. w/attachments. lc: Judge Dupree
	120. DECLARATION OF BERNARD L. SEGAL IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL PRODUCTION C TANGIBLE OBJECTS. w/attachments. lc: Judge Dupree
	121. CERTIFICATE OF SERVICE - shows above filings on 4/24/79 served on U.S. Atty.

MACDONALD, Jeffery A.

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DE		
		(a)	(b)	(c)
5/2/79 <i>122</i>	(Document No.) GOVERNMENT'S REPLY TO DEFENDANT'S MOTION TO COMPEL SHIPMENT OF TANGIBLE EVIDENCE TO CALIFORNIA AND FOR AN EXPEDITED HEARING w/exhibit A (Letter w/attachments) w/cs. 3 pgs. U.S. Atty. lc: Judge Dupree by U.S. Atty.			
5/8/79 <i>123</i>	MOTION OF DEFENDANT FOR AN EXPEDITED HEARING - moves for Order setting immediate hearing on deft/s motion of 5/4/79 to Compel Production of Tangible Objects, which motion has been filed herewith. lc: Judge Dupree on 5/9/79			
<i>124</i>	DECLARATION OF BERNARD L. SEGAL IN SUPPORT OF MOTION FOR AN EXPEDITED HEARING (con. Article 32 hearing in 1970). lc: Judge Dupree 5/9/79.			
<i>125</i>	MOTION OF DEFENDANT TO COMPEL PRODUCTION OF TANGIBLE OBJECTS - requests Order to produce for copying photographs of drawings of assilants. lc: Judge Dupree on 5/9/79			
<i>126</i>	MEMORANDUM IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL PRODUCTION OF TANGIBLE OBJECTS w/exhibit A&B. lc: Judge Dupree on 5/9/79.			
<i>127</i>	DECLARATION OF BERNARD L. SEGAL IN SUPPORT OF MOTION TO COMPEL PRODUCTION OF TANGIBLE OBJECTS OF 5/4/79. lc: Judge Dupree on 5/9/79.			
<i>128</i>	STIPULATION AND AGREEMENT TO CONTINUANCE OF CASE - signed by both parties. lc: Judge Dupree on 5/9/79			
<i>129</i>	AFFIDAVIT of James L. Blackburn, 1st Asst. U.S. Atty. lc: Judge Dupree			
<i>130</i>	AFFIDAVIT of Paul M. Stombaugh w/attachment. lc: Judge Dupree			
<i>131</i>	AFFIDAVIT OF SPECIAL AGENT ROBERT SPALDING IN SUPPORT OF GOVERNMENT'S REPLY TO DEFENDANT'S MOTION TO COMPEL SHIPMENT OF TANGIBLE EVIDENCE TO CALIFORNIA. lc: Judge Dupree (2 pages)			
<i>132</i>	AFFIDAVIT OF SPECIAL AGENT ROBERT SPALDING IN SUPPORT OF GOVERNMENT'S REPLY TO DEFENDANT'S MOTION TO COMPEL SHIPMENT OF TANGIBLE EVIDENCE TO CALIFORNIA w/exhibit. lc: Judge Dupree (3 pages)			
5/16/79 <i>131</i>	TRANSCRIPT OF HEARING ON MOTIONS BEFORE JUDGE DUPREE, At Raleigh - Thursday, 5/10/79 - 46 pgs. -Ervin Bush Court Reporter - (Portion of oral argument).			
5/22/79 <i>133</i>	ORDER - court informed four photographs in motion of 5/8/79 have been voluntarily furnished defense counsel by govern. accordingly deft's motion for this purpose is dismissed as moot. (Dupree, J) Cr. OB#14, P. 124. lc: U.S. Atty, Mr. Smith and Mr. Segal. (ent. 5/22/79).			
5/25/79 <i>131</i>	MOTION TO RECONSIDER DENIAL OF DEFENDANT'S MOTION TO COMPEL PRODUCTION OF TANGIBLE OBJECTS w/cs. lc: Judge Dupree by deft's attorney. (ent. 5/25/79)			
5/29/79 <i>130</i>	RECEIVED Cy. of Letter to Judge Dupree from Mr. Segal concerning Dr. Page Hudson serving as Court's expert.			
6/1/79 <i>134</i>	RESPONSE TO MOTION TO RECONSIDER DENIAL OF DEFENDANT'S MOTION TO COMPEL PRODUCTION OF TANGIBLE OBJECTS w/cs.			
6/19/79 <i>131</i>	ORDER - motion of deft. to compel production of tangible objects referred to above to Dr. Thornton in Calif. is denied; Court will allow Dr. Thornton to exam the physical evidence in jail cell under custody of U.S. Marshal, Should govern. oppose any request made by Dr. Thornton such request will be ruled on by the Court prior to any further action being taken. Govern. will be allowed to be present during such examination & testing. Deft. is ordered to file w/Court and Govern. list of all exhibits examined and results of any examination or testing as soon as possible upon completion of examination but no later than 7/12/79. (Dupree, J) Cr. OB#14, P. 139. cy.s to U.S. Atty. lc: Mr. Segal & Mr. Smith. (ent. 6/19/79)			

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELA		
		(a)	(b)	(c) (c)
	(Document No.)			
6/28/79	ISSUED NOTICE TO APPEAR - case set for jury trial on Monday, 7/16/79 at Raleigh, N.C. at 10 A.M. lc: U.S. Atty, Mr. Segal & Mr. Smith.			
7/3/79 <i>138</i>	NOTICE OF INTENTION TO OFFER EVIDENCE PURSUANT TO THE PROVISIONS OF THE FEDERAL RULES OF EVIDENCE 803(24) and/or 804(b)(5) lc: Judge Dupree, w/cs. by deft.			
7/6/79 <i>139</i>	MOTION RELATING TO BLOOD TESTING AND MICROSCOPIC EXAMINATION OF FIBERS - moves for order allowing deft. to examine blood stains and fibers connected w/physical evidence in this case. w/cs. lc: U.S. Atty & lc: Judge Dupree. (Governor's motion)			
7/10/79 <i>140</i>	NOTICE OF INTENTION TO OFFER EVIDENCE PURSUANT TO THE PROVISIONS OF THE FEDERAL RULES OF EVIDENCE 803(24) and/or 804(b)(5) by deft. w/cs. (cy. to Judge Dupree)			
<i>141</i>	NOTICE OF INTENTION TO OFFER EVIDENCE PURSUANT TO THE PROVISIONS OF THE FEDERAL RULES OF EVIDENCE 803(24) and/or 804(b)(5) - (4-2) by deft.			
<i>142</i>	MOTION RELATING TO BLOOD TESTING AND MICROSCOPIC EXAMINATION OF FIBERS - response to govern's motion by deft. w/cs.			
7/10/79 <i>143</i>	MEMORANDUM OF LAW CONCERNING INTRODUCTION OF PHOTOGRAPHS by Govern. w/cs. lc: Judge Dupree by U.S. Atty.			
<i>144</i>	MEMORANDUM OF LAW CONCERNING AUTHENTICATION OF PHOTOGRAPHS by Govern w/cs. lc: Judge Dupree by U.S. Atty.			
<i>145</i>	GOVERNMENT'S MEMORANDUM CONCERNING THE INDICTMENT AND ELEMENTS OF THE OFFENSE w/cs. lc: Judge Dupree by U.S. Atty.			
<i>146</i>	GOVERNMENT'S MEMORANDUM OF LAW SUPPORTING JURY VIEW OF THE CRIME SCENE w/cs. lc: Judge Dupree by U.S. Atty.			
<i>147</i>	GOVERNMENT'S MOTION IN LIMINE REGARDING THE TESTIMONY OF DOCTOR ROBERT L. SADOFF w/cs. lc: Judge Dupree by U.S. Atty.			
7/11/79 <i>148</i>	GOVERNMENT'S MOTION IN LIMINE REGARDING THE DECISION OF COL. WARREN ROCK w/cs. lc: Judge Dupree by U.S. Atty.			
7/11/79 <i>149</i>	ORDER - allowing blood tests - allowed to use method only for the detection of antigens A, B and H., not to cut or dissolve or disfigure any portion of bloodstain, prior to testing clothing of Colette, Kimberly and Kristen shall be tested for antigens & if not found no further testing be done, should deft. desire to test any portions of rug in master bedroom, it shall test all such portions; all testing shall be limited to verification of CID blood testing, if possible prior cuttings shall be used in lieu of new cuttings; defense shall be permitted to test those cuttings which it obtains in its laboratory facilities in California; deft shall be permitted to visually examine contents of sealed vial, pill box, etc., - results of all tests relating to blood and otherwise covered in this Order shall be filed with the court and hand-delivered to the government counsel by 9 A.M. on 7/17/79. (Dupree, J) Cr. OB#14, P.145. lc: counsel of record on 7/11/79. (ent. 7/11/79).			
(see page 12) 5/10/79 (128A)	BOOKLET ON LABORATORY PROFICIENCY TESTING PROGRAM.			

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

Macdonald, Jeffrey R.

75 -26-CR-3

Yr. Docket No.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DEL		
		(a)	(b)	(c)
7/12/79	152 MEMORANDUM OF LAW CONCERNING ADMISSIBILITY OF CHARTS AND OTHER SUMMARIES OF EVIDENCE by Govern. w/cs. lc; Judge Dupree by U.S. Atty.			
	157 GOVERNMENT'S MOTION IN LIMINE REGARDING MATTERS RESOLVED IN PRETRIAL MOTIONS w/cs. lc; Judge Dupree by U.S. Atty.			
	158 GOVERNMENT'S MOTION IN LIMINE REGARDING STATEMENTS MADE BY HELENA W. STOECKLEY AND WILLIAM EDWARD POSEY w/cs. lc; Judge Dupree by U.S. Atty			
	153 MEMORANDUM IN SUPPORT OF MOTION IN LIMINE REGARDING STATEMENTS MADE BY HELENA W. STOECKLEY AND WILLIAM EDWARD POSEY w/cs. lc; Judge Dupree by U.S. Atty.			
7/12/79	157 GOVERNMENT'S MOTION IN LIMINE REGARDING ADMISSIBILITY OF ARMY REGULATIONS. w/cs. lc; Judge Dupree by U.S. Atty.			
	155 GOVERNMENT'S MOTION IN LIMINE REGARDING ADMISSIBILITY OF THE CRIME LABORATORY PROFICIENCY TESTING RESEARCH PROGRAM w/cs. lc; Judge Dupree by U.S. Atty.			
7/13/79	156 MOTION THAT DEFENDANT AND HIS COUNSEL BE SEATED AT COUNSEL TABLE NEAREST THE JURY w/cs. lc; Judge Dupree			
	157 MOTION TO VACATE ORDER BANNING NEWSPAPER AD by deft. w/cs. lc; Judge Dupree			
	158 MOTION OF DEFENDANT FOR LAST JURY ARGUMENT w/cs. lc; Judge Dupree			
	159 NOTICE OF WAIVER OF DEFENDANT'S RIGHT TO BE PRESENT AT PRETRIAL HEARING w/cs. lc; Judge Dupree			
	160 MOTION TO EXCLUDE CERTAIN CATEGORIES OF WITNESSES FROM THE COURTROOM by deft. w/cs. lc; Judge Dupree			
	161 MOTION OF DEFENDANT FOR PRETRIAL DISCOVERY -transcript of witnesses before G.J. current address of all witnesses who appeared in Article B2 Invest; all info. in Govern's poss. of exculpatory nature; complete copy of reported 13 volume re-investigation; 54-page memorandum written in 1973 to Dept. w/cs. lc; Judge Dupree			
	162 MOTION TO DISMISS INDICTMENT BECAUSE OF DENIAL OF DEFENDANT'S RIGHT TO A SPEEDY TRIAL w/cs. lc; Judge Dupree			
	163 MOTION OF DEFENDANT FOR A PRETRIAL CONFERENCE PURSUANT TO RULE OF CRIMINAL PROCEDURE 17.1 w/cs. lc; Judge Dupree			
	164 MOTION FOR DAILY TRIAL TRANSCRIPTS w/cs. lc; Judge Dupree			
	165 MOTION IN LIMINE OF DEFENDANT TO EXCLUDE ALL PHYSICAL EVIDENCE OBTAINED FROM THE DEFENDANT OR HIS FAMILY OR HIS HOME w/cs. lc; Judge Dupree			
	166 MEMORANDUM OF LAW IN OPPOSITION TO THE GOVERNMENT'S MOTION FOR A JURY VIEW w/cs. lc; Judge Dupree			
7/14/79	167 MEMORANDUM OF LAW ON THE PROSECUTION'S BURDEN IN ESTABLISHING CHAIN OF CUSTODY by Govern. w/cs. lc; Judge Dupree on 7/13/79			
7/16/79	168 DEFENDANT'S MOTION FOR CERTAIN QUESTIONS TO BE ASKED TO THE PANEL OF PROSPECTIVE JURORS by deft. lc; Judge Dupree by Atty.			
	169 DEFENDANT'S MEMORANDUM OF LAW IN SUPPORT OF HIS MOTION FOR DISCOVERY w/cs. lc; Judge Dupree by atty.			
7/16/79	170 (in open Court) GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS INDICTMENT FOR ALLEGED PROSECUTORIAL MISCONDUCT BEFORE THE G. J. w/cs. lc; Judge Dupree			
7/16/79	171 (in open Court) ORDER ON MOTION TO DISMISS BASED ON PROSECUTORIAL MISCONDUCT BEFORE GRAND JURY - (Dupree, J) cys. distr. (ent. 7/16/79)			
7/17/79	172 DEFT'S MOTION FOR SUPPLEMENTAL QUESTIONS TO BE ASKED OF THE PANEL OF PROSPECTIVE JURORS by deft. lc; Judge Dupree			

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
7/13/79 173	(in open Court) MOTION IN LIMINE TO PRECLUDE THE GOVERNMENT FROM OPENING REMARKS REGARDING EXTRAMARITAL AFFAIRS BY THE DEFENDANT AND FROM INTRODUCING EVIDENCE REGARDING THESE AFFAIRS IN ITS CASE IN CHIEF w/MEMORANDUM. lc: Judge Dupree & U.S. Atty.				
7/19/79 174	MOTION IN LIMINE TO PRECLUDE THE GOVERNMENT FROM OPENING REMARKS REGARDING ARTICLES IN THE MARCH, 1970 ISSUE OF ESQUIRE ABOUT EVIL IN CALIFORNIA AND FROM INTRODUCING EVIDENCE REGARDING THESE ARTICLES IN THE CASE IN CHIEF w/MEMORANDUM. lc: Judge Dupree & U.S. Atty.				
7/19/79 175	MOTION IN LIMINE TO EXCLUDE REFERENCES IN GOVERNMENT OPENING STATEMENT AND TESTIMONY THAT CERTAIN "BLOODY FOOTPRINTS" MAY HAVE BEEN MADE BY SOMEONE CARRYING SOME OBJECT and MEMORANDUM w/AFFIDAVIT of Michael J. Grubb. lc: Judge Dupree.				
7/26/79	RETURN ON SUBPOENAS TO PRODUCE DOCUMENT OR OBJECTS - service on Don Murray on 7/26/79 at Raleigh; on William Ivory at Raleigh on 7/25/79.				
7/27/79	RETURN ON SUBPOENAS TO PRODUCE DOCUMENT OR OBJECTS - service on Mr. P. E. Beasley at Raleigh on 7/26/79; on Chaptain Richard E. Walters at Raleigh on 7/27/79; service on Commanding Gen. U.S. Army M. P. School at Fort McClellan on 7/27/79 w/exhibit A;				
7/30/79	RETURN ON SUBPOENAS TO PRODUCE DOCUMENT OR OBJECTS - service on Commanding Gen. U.S. Army M.P. School at Fort McClellan on 7/27/79 at Birmingham; service on Chief, Criminal Investigation Div., U.S. Army Fort Gordon on 7/27/79 at Augusta, Ga; service on Kathy Ann Meler, Agent, FBI, Washington, D.C. on 7/25/79 at Washington, D.C. ; service on Col. Joseph E. Gleason, Agent, U.S. Military Personnel Center, Alexandria, Virginia on 7/25/79 at Washington, D.C.				
7/31/79	RETURN ON SUBPOENA TO TPRODUCE DOCUMENT OR OBJECT - service on Commander USACIL CON Fort Cordon, Ga. on 7/27/79 at Augusta, Ga..				
7/30/79 176	MOTION OF DEFENDANT FOR AN OFFER OF PROOF AND VOIR DIRE OF GOVERNMENT WITNESS PAUL STOMBAUGH w/CS. lc: Judge Dupree				
7/30/79 177	MEMORANDUM OF LAW CONCERNING ADMISSIBILITY OF FOOTPRINT EVIDENCE by Govern. w/cs. lc				
7/30/79 178	(in open Court) MOTION TO ALLOW JURY VIEW OF THE CRIME SCENE by Govern. w/cs. lc; Ju				
7/31/79 179	RESPONSE TO MOTION IN LIMINE TO PRECLUDE THE GOVERNMENT FROM INTRODUCING EVIDENCE REGARDING ARTICLES IN THE MARCH 1970 ISSUE OF ESQUIRE MAGAZINE by Govern. w/cs. lc; Judge Dupree				
7/31/79 180	ANSWER TO DEFENDANT'S MOTION IN LIMINE TO PRECLUDE THE GOVERNMENT FROM INTRODUCING EVIDENCE REGARDING EXTREMARITAL AFFAIRS BY THE DEFENDANT w/cs. lc; Judge D				
7/31/79 181	ANSWER TO DEFENDANT'S MOTION IN LIMINE TO PRECLUDE THE GOVERNMENT FROM INTRODUCING EVIDENCE REGARDING EXTRAMARITAL AFFIARS BY THE DEFENDANT w/cs.				
8/2/79 182	(In open Court) MOTION TO REQUIRE THE GOVERNMENT TO PROVE IN LIMINE THAT THE TESTIMONY OF PAUL STOMBAUGH, AND ANY DEMONSTRATIONS HE MAY USE, ARE RELEVAN AND ADMISSIBLE and MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT'S MOTION TO CO DUCT FULL VOIR DIRE CONCERNING ALL THE FACTS WHICH WILL BE TESTIFIED TO BY PAUL STOMBAUGH. w/cs. lc; Judge Dupree.				
8/2/79 183	(in open Court) DEFENDANT'S MOTION SUR JURY VIEW. lc: U.S. Atty. , lc: Judge Dupree.				
8/2/79 184	(in open Court) ORDER ON JURY VIEW IN depth - CR. OB#14, P. 154. lc: parties and U.				
8/2/79 185	(in open Court) ORDER - security w/n roped off area adjacent to crime scene at 564 Castle Dr., Ft. Bragg, N.C. is the sole and exclusive responsibility of U.S. Marshal. lc: parties. lc: U.S. Marshal (Dupree, J) Cr. OB#14, P. 156				
8/2/79 186	ORDER - Clerk of Court is directed to furnish transportation for taking of a view of alleged crime scene in the above-captioned case by jury on 8/3/79 at 11:00 A.M. (Dupree, J) Cr. OB#14, P. 155.				

U. S. vs

Jeffrey R. MacDonald

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Yr. | Docket No.

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DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DEI		
		(a)	(b)	(c)
8/6/79 187	DEFENDANTS REQUEST TO THE US.ATTY. FOR PRODUCTION OF JENCKS ACT AND BRADY MATERIAL AT THE CONCLUSION OF GOVERNMENTS CASE IN CHIEF w/cs. lc: Judge Dupree			
8/6/79 188	MOTION OF DEFENDANT TO PERMIT DEFENDANTS EXPERTS TO EXAMINE THE CRIME SCENE w/cs. cc: Judge Dupree (proposed order to Judge Dupree for approval)			
8/6/79 189	DEFENDANTS MOTION FOR A SPECIAL INSTRUCTION TO THE JURY RE JURY VIEW BY DEFT. w/cs. cc: Judge Dupree w/Memorandum in support of defendant's motion for special instruction to the jury Re jury view cc: Judge Dupree w/attachments.			
* 8/6/79 190	PROPOSED ORDER SUR GOVERNMENT EXHIBITS Nos. 2/3/4/20 and 20A to Judge Dupree			
8/7/79 190	Judge Dupree allowed defts to have exhibits numbered 2,3,4,20 and 20A to take these government exhibits to ProLab Photographic Laboratory, North Hills Shopping Plaza, Raleigh, N.C. to reproduce. (Ret'd by Stephen S. Siegel at 12:55 P.M. and returned by Stephen S. Sigel 2:43 P.M. when he first returned to courtroom).			
* 8/7/79 190	MARSHALS RETURN on Subpoena to testify - executed upon Mrs. Clarence Stoeckley on 8/6/78 at Rayetteville, N.C.			
* 8/7/79 190	ORDER SUR GOVERNMENT EXHIBITS NOS. 2/3/4/ 20 & 20A (Dupree, J)			
8/8/79 191	ORDER - SUR DEFENDANT'S MOTION TO PERMIT DEFENDANT'S EXPERTS TO EXAMINE THE CRIME SCENE (Dupree, J)			
8/9/79 192	DEFENDANTS MEMORANDUM IN SUPPORT OF ADMISSIBILITY OF THE REPORT OF THE ARTICLE 32 INVESTIGATION CONDUCTED BY COLONEL WARREN V. ROCK w/cs. cc: Judge Dupree.			
8/9/79 193	RENEWAL OF MOTION FOR TRANSCRIPT AS CLOSE OF GOVERNMENT EVIDENCE cc: Judge Dupree			
8/9/79	MARSHALS RETURNS ON SUBPOENAS TO TESTIFY - service on William Posey on 8/7/79; service on Judy Dewitt on 7/19/79; service on Dr. James L. Mack on 7/17/79; service on Robert Loren Vogenthaler on 7/19/79; service on Kenneth Alessio on 7/6/79; service on Ms. June Reich on 7/19/79; service on Richard Mahon on 7/12/79; William Posey by Govern. on 7/25/79			
8/10/79 194	STIPULATION - on or about 2/17/70 Colette S. MacDonald, Kimberly MacDonald & Kristen J. Macdonald died at MacDonald residence at 544 Castle Drive, Fort Bragg, N.C. (agreed to by counsel of record)			
8/10/79 195	GOVERNMENT'S MEMORANDUM OF LAW ON THE SELF-INCRIMINATION CLAUSE AND NON-TESTIMONIAL EVIDENCE w/cs. cc: Judge Dupree & Deft's atty.			
8/10/79 196	GOVERNMENT'S MEMORANDUM CONCERNING THE NECESSITY OF A POLICE ARTIST TO VERIFY COMPOSITE DRAWINGS BEFORE ADMISSION INTO EVIDENCE BY Govern. w/cs. cc: Judge Dupree & defts. atty.			
8/10/79 197	GOVERNMENT'S MEMORANDUM CONCERNING PROOF OF MURDER BY CIRCUMSTANTIAL EVIDENCE AND INFERENCES TO BE DRAWN THEREFROM BY govern. w/court. of service. cc: Judge Dupree & deft's atty.			
8/10/79 198	RETURN ON SUBPOENA TO PRODUCE DOCUMENT OR OBJECT concerning Paul M. Stombaugh record - Lois Craigo, Asst. Registrar of Furman University.			
8/10/79 199	DEFENDANTS MEMORANDUM OF LAW RE ADMISSIBILITY OF CHARACTER EVIDENCE IN FORM OF PSYCHIATRIC OPINION TESTIMONY w/cs. cc: Judge Dupree			
8/10/79 200	RETURNS ON SUBPOENA TO PRODUCE DOCUMENT OR OBJECT: to Custodian of Records U.S. Army Records Center, 9800 Page Blvd., St. Louis, Mo.			
8/10/79 201	RETURN ON SUBPOENA TO PRODUCE DOCUMENT OF OBJECT: Custodian of Personnel Records, Office of the Civilian personnel officer, Ft. Gordon, Ga.			
8/13/79 202	MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT'S MOTION TO EXCLUDE EXPERIMENTAL EVIDENCE BY THE GOVERNMENT OF REGISTRATION BETWEEN THE BLUE PAJAMA TOP AND THE WOUNDS IN COLLETE MACDONALD'S BOND w/cs. cc: Judge Dupree			
8/13/79 203	ISSUED WARRANT FOR ARREST OF WITNESS - arrest of Helena Stoeckley, a/k/a Helena Worlie Stoeckley, Helena Welre Stoeckley, Helena Foster w/ Affidavit of Bernard Segal. (orig. to U.S. Marshal w/Affidavit).			

Macdonald, Jeffrey R.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELA			
		(a)	(b)	(c)	(d)
8/14/79	RETURN ON SUBPOENA TO PRODUCE DOCUMENT OR OBJECT - service on Brian Murtagh on 8/14/79 (exhibits from Article 32 hearing).				
8/14/79 204	AFFIDAVIT IN SUPPORT OF MOTION TO READ ARTICLE 32 TRANSCRIPT OF DR. WILLIAM P. NEAL by deft.				
8/14/79	RETURN ON SUBPOENA TO PRODUCE DOCUMENT OR OBJECT - service on Mary Moore Ritchie (to produce G.J. Transcripts).				
8/14/79 205	AFFIDAVIT IN SUPPORT OF MOTION TO READ THE ARTICLE 32 TESTIMONY OF MARY JUDITH THOESEN by deft.				
8/14/79 206	REPLY TO DEFENDANT'S MEMORANDUM IN SUPPORT OF ADMISSIBILITY OF THE REPORT OF THE ARTICLE 32 INVESTIGATION CONDUCTED BY COLONEL WARREN V. ROCK w/cs.				
8/15/79 204	AFFIDAVIT OF JOHN D. MYERS, licensed private investigator. -reference to Helena Stoeckly.				
8/15/79 207	MEMORANDUM OF POINTS AND AUTHORITIES SUPPORTING THE ADMISSIBILITY OF HELENA STOECKLEY'S OUT-OF-COURT STATEMENTS REELEVANT TO HER COMPLICITY IN THE MACDONALD FAMILY MURDERS w/cs.				
8/16/79 208	ORDER - purs. to 28:1871(b)(2), Clerk of Court is directed to reimburse jurors in this case at rate of \$35 per day subsequent to 30th day of service of each. (Dupree, J) Cr. OB#14, P. 164. cys. to counsel of record.				
8/16/79 209	MOTION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM TO COMMAND JIMMY FRIAR TO APPEAR FOR TESTIMONY IN OPEN COURT and AFFIDAVIT OF JOHN D. MYERS. lc: U.S. Atty. & Judge Dupree.				
8/17/79	RETURNS ON SUBPOENAS TO TESTIFY - executed upon James Gaddis, Major James Williams, Robert A. Bristentine, Jr., Bobbie Sue Evans, Bill Guin, William Edward Posey, Jane Zillioux, P. E. Beasley - all executed 8/17/79.				
8/20/79 210	MOTION TO DISMISS THE INDICTMENT FOR FAILURE TO DISCLOSE BRADY MATERIALS TO THE DEFENDANT w/cs. cc: U.S. Atty. & Judge Dupree				
8/21/79 211	MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT'S MOTION FOR GRAND JURY TRANSCRIPTS w/cs. cc: Judge Dupree				
8/22/79 212	AFFIDAVIT IN SUPPORT OF MOTION TO READ ARTICLE 32 TRANSCRIPT OF ROBERT KINGSTON by deft. lc: Judge Dupree.				
8/22/79 213	DEFENDANT'S SUPPLEMENTAL MEMORANDUM IN SUPPORT OF ADMISSIBILITY OF THE REPORT OF THE ARTICLE 32 INVESTIGATION CONDUCTED BY COLONEL WARREN V. ROCK w/cs. lc: Judge Dupree				
8/22/79	RETURNS ON SUBPOENA TO TESTIFY - service on James Carr on 8/22/79; Subpoena on Ronald Harrison ret'd unexecuted; service on James Gaddis by registered mail on 8/13/79; Subpoena on William Neal ret'd unserved - attempted service on 8/13/79.				
8/27/79 214	REQUESTED JURY INSTRUCTIONS by deft. lc: Judge Dupree. #				
8/28/79 215	Stipulation by parties- Stipulation to admitted exhibits/112 for the deft. and #s 1151, 1081, 952, and 1152 for the Government. Approved by Judge Dupree.				
8/29/79 216	SPECIAL JURY VERDICT FORM - Count 1 - guilty to second degree murder; Count 2 - guilty to second degree murder; Count 3 - guilty 1st degree murder.				
8/29/79 217	JUDGMENT AND PROBATION/COMMITMENT ORDER - Ct. 1 - period of deft's natural life; Ct. 2 - period of deft's natural life, sentence to run consecutively with sentence imposed in Ct. 1; Ct. 3 - period of defendant's natural life, sentence to run consecutively with sentence imposed in Ct. 2 - (Dupree, J) Cr. OB#14, P. 174. lc: U.S. Atty, U.S. Marshal, U.S. Prob. Office & defendant. (ent. 8/30/79).				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

Jeffrey R. MacDonald

75-26-CR-3

Yr. Docket No.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DEL		
		(a)	(b)	(c)
*8/7/79 218	RECORD ON JURY VIEW - signed by all parties and Judge Dupree. (ent. 8/31/79). <i>rec'd 8/31/79</i>			
8/31/79 219	ORDER - ordered jurors be committed to the custody of U.S. Marshal and meal on 8/29/79 be furnished by U.S. Government. FURTHER ORDERED U.S. Dist. Ct. for EDNC issue a check in amt. of \$25.63 payable to Hugh Salter, U.S. Marshal, EDNC, for reimbursement. (Dupree, J) Cr. OB#14, P. 176. cys. counsel record. lc: Financial Deputy w/original receipt. (ent. 8/31/79)			
9/4/79 220	MOTION TO VACATE JUDGMENT OF CONVICTION AND DISMISS INDICTMENT w/cs. lc: Judge Dupree			
9/4/79 221	MOTION FOR ADMISSION TO BAIL PENDING APPEAL 18 U.S.C. 3148 w/cs. lc: Judge Dupree			
9/4/79 222	MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT'S MOTION FOR BAIL w/cs. lc: Judge Dupree			
9/6/79 223	RESPONSE TO MOTION FOR ADMISSION TO BAIL PENDING APPEAL - 18 U.S.C., 3148 - requests bond be denied, w/cs on Wade Smith. lc: Judge Dupree by U.S. Atty.			
9/7/79 224	NOTICE OF APPEAL by deft. lc: Judge Dupree, U.S. Atty., U.S. Marshal, Court Reporter & 4th Cir. (docket fee not rec'd this date - to be mailed).			
9/10/79	Received filing fees for the Notice of Appeal - receipt No. 4063-Distr.Ct. cy. of receipt to Mr. Smith. (advised 4th Cir.)			
9/12/79 225	RESPONSE TO MOTION TO VACATE JUDGMENT OF CONVICTION AND DISMISS INDICTMENT w/cs. lc: Judge Dupree			
9/14/79 226	MOTION TO STRIKE w/MEMORANDUM by deft. - moves the court to strike from the record that part of the submission made by the government on September 5, 1979, which contains the report of Dr. Silverman. w/cs. lc: Judge Dupree.			
9/14/79 227	ORDER - motion for bail is hereby denied. (Dupree, J) Cr. OB#14, P.180, cys to counsel of record by Judge's office. (SIGNED BY JUDGE on 9/7/79). (ent. 9/17/79)			
9/14/79 228	ORDER - for reasons stated in the court's order denying bail entered (signed) 9/7/79 this latest motion (Motion to vacate Judgm. of conviction & Dism. Indict) must also be and is hereby denied. (Dupree, J) Cr. OB#14, P. 179. cy. to counsel of record by Judge's office. (ent. 9/17/79).			
9/24/79 m. 229	RESPONSE TO MOTION TO STRIKE - moves Motion to Strike be denied. by Govern. w/cs. lc: Judge Dupree.			
9/28/79 230	ORDER - deft's motion to strike is not well taken and must be denied. (Dupree, J) Cr., OB#14, P. 187. lc: Mr. Segal & Mr. Smith. (ent. 9/28/79).			sr
10/12/79 V. XII	TRIAL TRANSCRIPTS - consisting of trial day one thru 27; pgs. 1200 thru 6904; 27 vols. & POST TRIAL TRANSCRIPT- 17 pgs. (August 29, 1979); Trial transcripts dated 7/19/79 thru 8/27/79. Court Reporter - Ervin Bush, Raleigh, N.C.			sr
10/19/79 V. XIII	TRIAL TRANSCRIPT - closing arguments and charge to the Jury - day twenty-eight pgs. 7050-7313, August 28, 1979 - Ervin Bush Court Reporter			
10/19/79	Mailed Record on Appeal to the Fourth Circuit Court of Appeals - consisting of Volumes I-V pleadings and exhibit lists, Volumes VI - XIII transcripts Exhibits are to be mailed when requested by the Fourth Circuit. lc: of transmittal letter w/docket entries to Mr. Segal, Mr. Smith and U.S. Atty.			sr