

State Will Present 2 Witnesses Who Say Carter, Artis Left Bar

MAY 10 1967

PATERSON — Testimony in the second day of the Rubi Carter (Hurricane) Carter-John Artis murder trial today is expected to be by one of two men the prosecution contends can identify the pair as the men who shot up the Lafayette Grill here killing three last June 17.

In his opening statement Assistant Prosecutor Vincent E. Hull Jr. yesterday asked the 10 men and four women on the jury to return a conviction carrying the death sentence. Hull said two men saw Carter and Artis leaving the bar at 428 E. 18th St., laughing.

Hull said the pair, Alfred Bello, 138 Redwood Ave., and Arthur Bradley, 22 Belle Ave., both of Paterson, had just burglarized the Ace Sheet Metal Co., on E. 16th St., a short distance away when they reportedly saw Carter, ranking middleweight boxing title contender, and Artis a former Paterson Central High School track star, came out of the bar and get into a 1966 white Dodge sedan with New York license plates.

Steals Money
Hull said the pair entered the bar afterwards and Bello took some money from the open cash

register. He emphasized that Carter and Artis did not take any money.

After the shooting at the bar in which two were killed immediately and two others critically wounded, it was reported about \$60 was missing from the bar.

Killed immediately were James Oliver, 52, bartender and part owner of the tavern, who lived above it, and Fred Nauyoks, 60, of 89 Pompton Ave., Cedar Grove. Mrs. Hazel Tanis, 51, of 176 Lafayette Ave., Hawthorne, died on July 14. A fourth victim, William Marins, 42, of 225 Keen St., recovered.

In his 25-minute opening statement Hull alleged Carter and Artis walked into the bar, and Carter fired a blast from a 12 gauge shotgun which hit Oliver, blowing a two-inch hole in his back severing the spinal column.

Uses Pistol
Hull said Artis fired a .32 caliber pistol, the first shot into Nauyok's head, killing him instantly. Hull stated that Carter fired a second blast from the shotgun which hit Marins and Mrs. Tanis.

Hull, in a crisp, sharp voice

said Artis then fired five shots at Mrs. Tanis, one missing her going through the front window of the bar and the other four hitting her, two passing through her body.

Co-defense counsel Raymond A. Brown of Jersey City, Carter's attorney, said Carter denied the charge. He asked the jury to question why Carter and Artis were not charged immediately instead of four months later.

He said police stopped Carter and Artis at 14th Avenue while they were with John Royster, Jr., 27½ Hamilton Ave., but were not taken into custody. That occurred about 2:45 a.m., 15 minutes after the shooting.

Rented Car
Brown said about 3 a.m., Carter and Artis alone in the car which Carter had rented from a local rental agency were stopped and taken to the bar at E. 18th and Lafayette Streets, but not taken into the bar but placed in a police van and taken to headquarters.

The attorney said Carter believed his car was searched at that time and again later while at police headquarters. He said

at police headquarters, he said Carter was never asked to witness the search either time and the second time a live 12 gauge shotgun shell was found in the trunk. A live .32 caliber bullet was found under the front seat of the car.

Brown said Carter had two things against him, the fact he was a negro and he was in a late model white car. Police subsequently learned from Mrs. Patricia Graham Valentine, who formerly lived over the bar, two well dressed men, whom she described as Negroes, left the bar immediately after the shooting, in a white car with New York plates.

Cites Release
Brown also asked the jury to pay careful attention to the fact both were released and not until four months later, October, 1966, charged with the murders.

Arnold M. Stein, of Denville, Artis' attorney, in a brief opening statement, said the defense will disprove the circumstantial evidence upon which the state is building its case.

Charles Geiger, an engineer

building its case.
Charles Geiger, an engineer, was first witness called. He testified about the layout of the bar where the murders occurred; a map of the parts of the Riverside and Eastside sections of the city and a more detailed map of the general area of the bar.

David Mc Farland, a mechanical engineer in charge of electric lighting for city streets with Public Service Electric and Gas Co., testified the street lighting was the same today as it was last June.

Paterson Patrolman Philip Lapadura, police photographer, testified about the numerous photos of the murder scene taken in June 17, and several other occasions.

Frank Campagna of the county identification bureau, testified about two photos he took on April 11 of a house in the area of the bar.

The trial is being heard by Superior Court Judge Samuel A. Lerner.