

WALKER, COE & BASTIAN

ATTORNEYS AT LAW

8400 WISCONSIN AVENUE  
BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

April 17, 1964

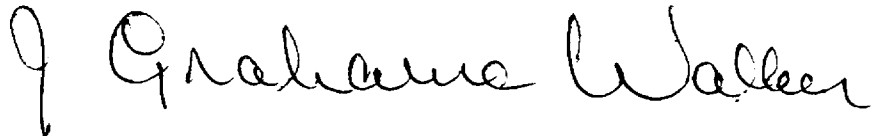
Clerk of the Circuit Court  
Cecil County  
Elkton, Maryland

RE: State of Maryland vs. Schowgurow  
1040 Criminals

Dear Sir:

I will be grateful if you will place the enclosed Motion and attached Affidavit on file and notify me when the matter will be set down for hearing.

Very truly yours,



J. Grahame Walker

JGW/drc

Enclosures

*Hearing  
Apr. 29 1:30 P.M.*

No. ...., SEPTEMBER TERM, 19.....  
(LEAVE BLANK)

# TRANSCRIPT OF RECORD

FROM THE

CLERK OF THE CIRCUIT COURT FOR CECIL COUNTY

Judge: Chief Judge J. DeWeese Carter, Thos. J. Keating and  
Edward D. E. Rollins

IN THE CASE OF

LIDGE SCHROEDER

*Appellant*

VS.

STATE OF MARYLAND

*Appellee*

TO THE

COURT OF APPEALS OF MARYLAND

J. GRAFAME WALKER

J. GIFFORD SCARBOROUGH

FOR APPELLANT

WALTER M. BAKER

THOMAS J. FINAN

FOR APPELLEE

Filed .....  
(LEAVE BLANK)

April 23, 1964

J. Grahame Walker, Esq.  
8400 Wisconsin Avenue  
Bethesda, Maryland 20014

RE: State of Maryland  
Vs.  
Lidge Schowgurow  
Criminals No: 1040

Dear Mr. Walker:

Judge Rollins has asked that I write you  
and tell you he has scheduled your Hearing on Motion for  
Wednesday, April 29, 1964 at 1:30 p.m.

Very truly yours,

Roger B. Williams  
Law Clerk

STATE OF MARYLAND  
VS  
LIDSCHA SCHOWGUROW,  
ACCUSED

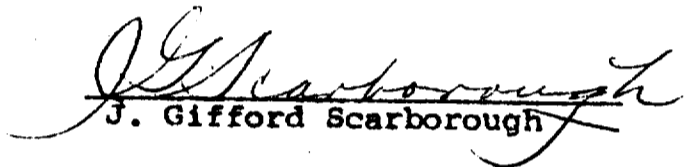
: IN THE CIRCUIT COURT  
:  
: FOR  
:  
: CECIL COUNTY  
:  
: No. 1040 Criminal

: : : : :

ORDER FOR APPEAL

Mr. Clerk:

Please enter an appeal in the above entitled case to the Court of Appeals of Maryland on behalf of the Accused.

  
J. Gifford Scarborough

  
J. Grahame Walker

ATTORNEYS FOR ACCUSED


STATE OF MARYLAND  
vs.  
LIDSCHIA SCHOWGUROW

\* IN THE CIRCUIT COURT  
\* FOR CECIL COUNTY  
\* CRIMINAL NO. 1040

\* \* \* \* \*

PETITION

Now comes the accused, Lidscha Schowgurow, by his attorney, J. Gifford Scarborough, and respectfully petitions this Honorable Court to extend the time for the transmission of the record to the Court of Appeals of Maryland an additional thirty (30) days, in accordance with the provisions of Rule 825 (b) of the Maryland Rules of Procedure, inasmuch as the transcript is still in the process of preparation.

  
J. Gifford Scarborough  
Attorney for the Accused

ORDER

The foregoing petition having been read and considered, it is thereupon, this 12<sup>TH</sup> day of November, 1964, by the Circuit Court for Cecil County, directed that the time for transmission of the record to the Court of Appeals of Maryland, be extended as requested, and the Clerk of the Court is so advised.

15/ EDWARD D. E. ROLLINS  
Edward D. E. Rollins  
Associate Judge

INDEX

CRIMINALS NO: 1040

Docket Entries	1
Presentment	2
Indictment	3
Order to enter appearance	4
Plea	5
Bench Warrant	6
Petition	7
Order of the Court	8
Motion to Dismiss	9
Memorandum on behalf of Defendant	10 - 11
Memorandum on behalf of State	12 - 16
Judge's Notes regarding Memorandums	17 - 19
Affidavit	20
Letter from Dr. Cushman	21
Order of the Court	22
Report of Department of Mental Hygiene	23 - 33
Order to enter appearance	34
Memorandum and Order of Court	35 - 42
Plea	43
Instructions to Jury	44
Motion for Directed Verdict-	45
Motion for Directed Verdict	46
Paupers Oath	47
Order to Appeal filed by defendant	48
Order for Appeal by attorneys'	49
Paupers Oath	50 - 51
Order of the Court	52
Petition and Order for Extension	53

And the same is transmitted herewith:

---

Clerk of the Circuit Court  
for Cecil County

CLERK'S CERTIFICATE

STATE OF MARYLAND

CECIL COUNTY, TO-WIT:

I, W. ANDREW SETH, Clerk of the Circuit Court for Cecil County, do HEREBY CERTIFY that the foregoing is a TRUE, FULL and COMPLETE RECORD of the proceedings in the case of The State of Maryland vs. Lidge Schowgurow, being Criminals No: 1040, of the Circuit Court for Cecil County, and which is now on file and of record in the office of the Clerk of the Circuit Court for Cecil County.

IN TESTIMONY WHEREOF I hereunto set my hand and affix the Seal of the Circuit Court for Cecil County, this 15th day of October, Nineteen Hundred and Sixty-four.

---

Clerk of the Circuit Court  
for Cecil County



WALKER, COE & BASTIAN  
ATTORNEYS AT LAW  
8400 WISCONSIN AVENUE  
BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

May 21, 1964

Clerk of the Circuit Court  
Cecil County  
Elkton, Maryland

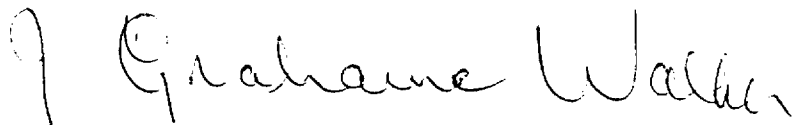
RE: State of Maryland vs. Schowgurow  
No. 1040 Criminal

Dear Sir:

Enclosed is a short Memorandum in the above entitled proceedings.

I will be greatly obliged if you will file the same and bring it to the attention of Judge Rollins.

Very truly yours,



J. Grahame Walker

JGW/erc

Enclosure

RECEIVED FOR RECORD  
& RECORDED

MAY 25 9 15 AM '64

ONE OF THE \_\_\_\_\_ RECORDS  
CECIL COUNTY, MD. & EXAM  
PER W. ANDREW SETH  
CLERK

State of Maryland

Cecil County Court

VS.

Ledge Schowgurov

No. 1070 Trials

MR. Clerk:

Please issue summons for the following witnesses:

Helga Prokity  
Manor Heights  
Park Deposit, Md.

to testify for the accused

Returnable the 17th day of September  
1907, at 10 o'clock A. M.

J. Scarborough  
Attorney for accused

STATE OF MARYLAND

IN THE CIRCUIT COURT FOR  
CECIL COUNTY

VS.

LIDGE SCHOUGUROW

March Term, 19 64

No. 1040 Criminal Trials

MR. SETH, Clerk.

Please issue summons for the following witnesses:

- Lt. Charles Andrew, Maryland State Police, North East, Maryland
- 1st. Sgt. Peter Kosirowsky, Maryland State Police, North East, Maryland
- Tpr. Rodney E. Kennedy, Maryland State Police, North East, Maryland
- James E. Gaddy, Port Deposit, Maryland
- Donald F. Harrington, Bldg. 709, U. S. N. T. C., Bainbridge, Maryland  
or  
253 C-1 Laffey Circle, Port Deposit, Maryland
- Marie R. Harrington, 253 C-1 Laffey Circle, Port Deposit, Maryland
- Raymond V. Beaver, U. S. N. T. C., Bainbridge, Maryland (Hospital)
- Zachary T. Harrison, U. S. N. T. C., Bainbridge, Maryland (Security)
- Robert L. Sabine, U. S. N. T. C., Bainbridge, Maryland (Security)
- Horace H. Colestock, U. S. N. T. C., Bainbridge, Maryland (Security)

Please issue a duces tecum directed to Oscar G. Prado, M. D., State Office Building, Baltimore, Maryland, to produce at trial all reports and records in his possession on Joyce Schougurow.

to testify for the STATE

Returnable Wednesday the 16th day of September

19 64 at 9:30 o'clock A. M.

The State's Attorney for Cecil County

RECEIVED FOR RECORD  
& RECORDED

AUG 31 4 27 PM '64

ONE OF THE RECORDS  
CECIL COUNTY, MD. EXAM  
PER W. ANDREW SETH  
CLERK

STATE OF MARYLAND

IN THE CIRCUIT COURT FOR  
CECIL COUNTY

VS.

LIDGE SCHOWGUROW

March Term, 1964

No. 1040 Criminal Trials

MR. SETH, Clerk.

Please issue summons for the following witnesses: -----

Please issue a duces tecum directed to Dr. Russell S. Fisher,  
Chief Medical Examiner, Dept. of Post Mortem Examiners, 700 Fleet  
Street, Baltimore 2, Maryland, to produce at trial all reports and  
records in his possession on Joyce Schowgurow. -----

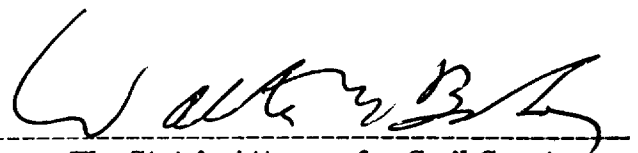
Please issue a duces tecum directed to Michael J. Pascor, M. D.,  
Clifton T. Perkins State Hospital, Dorsey Run Road, Jessups, Maryland,  
to produce at trial all reports and records in his possession on  
Joyce Schowgurow. -----

Please issue a duces tecum directed to TFC. Wiley E. Fields,  
Maryland State Police, North East, Maryland, to produce at trial all  
reports and records in his possession on Joyce Schowgurow. -----

to testify for the STATE -----

Returnable Wednesday the 16th day of September -----

1964 at 9:30 o'clock A. M. -----



The State's Attorney for Cecil County

RECEIVED FOR RECORD  
& RECORDED

AUG 31 4 26 PM '64

ONE OF THE \_\_\_\_\_ RECORDS  
CECIL COUNTY, MD. EXAM.  
FILED ANDREW BETH

6

~~Case~~ No. 1040 Criminals

STATE OF MARYLAND

vs.

LIDGE SCHUGUROW

(Subpoena Duces Tecum)

The State of Maryland, Cecil County, to wit:

To the Sheriff of Cecil County, Greeting:

You are hereby commanded to SUMMON

TFC Wiley E. Fields

Maryland State Police, North East, Md.

That all excuses and delays set apart, he be and appear before the Circuit Court for Cecil County, to be held at Elkton, in and for said county, on the 16th day of September, 1964 at 9:30 am next, and that he then and there bring with him and produce at the time and place aforesaid,

all reports and records in his possession on Joyce Schugurov

and then and there to testify and show all and singular those things which he knows, or the said TFC Wiley E. Fields doth import of and concerning a certain matter of controversy in the said Court depending between State of Maryland Plaintiff, and Lidge Schugurov Defendant, on the part of the State

And have you then and there this writ :

WITNESS The Honorable J. DeWEESE CARTER, Chief Judge of the Second Judicial Circuit of Maryland, the 6th day of January in the year of Our Lord one thousand nine hundred and Sixty-four.

ISSUED the 1st day of September A. D. 1964

Walter M. Baker, Esq.

Attorney for Plaintiff.

W. Andrew Self  
Clerk of the Circuit Court for Cecil County.

Sheriff's Return. Summoned by reading and leaving a copy with TFC Wiley E. Fields this 1st day of September, 1964.

RECEIVED FOR RECORD & RECORDED

SEP 2 2 25 PM '64

ONE OF THE ... RECORDS  
CECIL COUNTY, MARYLAND

Wilbur H. Baker  
Deputy Sheriff

~~xxxx~~ No. 1040 Criminals

STATE OF MARYLAND

vs.

LIDGE SCHOWGUROW

(Subpoena Duces Tecum)

The State of Maryland, Cecil County, to wit: Baltimore City

To the Sheriff of ~~Cecil~~ County, Greeting:

You are hereby commanded to SUMMON

Dr. Russell S. Fisher

Chief Medical Examiner

Department of Post Mortem Examiners  
700 Fleet Street, Baltimore 2, Maryland

That all excuses and delays set apart, he be and appear before the Circuit Court for Cecil County, to be held at Elkton, in and for said county, on the 16th day of September, 1964 at 9:30 a.m. next, and that he then and there bring with him and produce at the time and place aforesaid,

all reports and records in his possession on Joyce Schowgurow

and then and there to testify and show all and singular those things which he knows, or the said Dr. Russell S. Fisher doth import of and concerning a certain matter of controversy in the said Court depending between State of Maryland Plaintiff, and Lidge Schowgurow Defendant, on the part of the State.

And have you then and there this writ:

WITNESS The Honorable J. DeWEESE CARTER, Chief Judge of the Second Judicial Circuit of Maryland, the 6th day of January in the year of Our Lord one thousand nine hundred and Sixty-four

ISSUED the 1st day of September A. D. 1964

Walter M. Baker, Esq.

Attorney for Plaintiff.

W. Andrew Sell Clerk of the Circuit Court for Cecil County.

Sheriff's Return.

(Subpoena Duces Tecum)  
SHERIFF'S FEE  
\$ 4.00

RECEIVED FOR RECORD & RECORDED

SEP 15 10 45 AM '64

ONE OF THE RECORDS SECTION

STATE OF MARYLAND

~~Doc~~ No. 1040 Criminals

vs.

LIDGE SCHUGUROW

(Subpoena Duces Tecum)

The State of Maryland, Cecil County, ~~to wit:~~ Baltimore City

To the Sheriff of Cecil County, Greeting:

You are hereby commanded to SUMMON

Oscar G. Prado, M.D.

State Office Bldg., Baltimore, Md.

10

That all excuses and delays set apart, he be and appear before the Circuit Court for Cecil County, to be held at Elkton, in and for said county, on the 16th day of September at 9:30 am next, and that he then and there bring with him and produce at the time and place aforesaid, all reports and records in his possession on Joyce Schowgurow

and then and there to testify and show all and singular those things which he knows, or the said Oscar G. Prado, M.D. doth import of and concerning a certain matter of controversy in the said Court depending between the State of Maryland Plaintiff, and Lidge Schugurow Defendant, on the part of the State.

And have you then and there this writ:

WITNESS The Honorable J. DeWEESE CARTER, Chief Judge of the Second Judicial Circuit of Maryland, the 6th day of January in the year of Our Lord one thousand nine hundred and Sixty-four.

ISSUED the 1st day of September A. D. 1964

Walter M. Baker, Esq. Attorney for Plaintiff.

W. Andrew Seth Clerk of the Circuit Court for Cecil County.

Sheriff's Return.

(Subpoena Duces Tecum) SHERIFF'S FEE \$ 1/00

RECEIVED FOR RECORD & RECORDED

SEP 15 10 45 AM '64

ONE OF THE RECORDS CECIL COUNTY, MARYLAND

STATE OF MARYLAND

IN THE CIRCUIT COURT FOR  
CECIL COUNTY

VS.

LIDGE SCHOUGUROW

March Term, 19 64

No. 1040 Criminal Trials

*All Summoned*

MR. SETH, Clerk.

Please issue summons for the following witnesses:

- Lt. Charles Andrew, Maryland State Police, North East, Maryland
- 1st. Sgt. Peter Kosirowsky, Maryland State Police, North East, Maryland
- Tpr. Rodney E. Kennedy, Maryland State Police, North East, Maryland
- James E. Gaddy, Port Deposit, Maryland
- Donald F. Harrington, Bldg. 709, U. S. N. T. C., Bainbridge, Maryland  
OR  
253 C-1 Laffey Circle, Port Deposit, Maryland
- Marie R. Harrington, 253 C-1 Laffey Circle, Port Deposit, Maryland
- Raymond V. Beaver, U. S. N. T. C., Bainbridge, Maryland (Hospital)
- Zachary T. Harrison, U. S. N. T. C., Bainbridge, Maryland (Security)
- Robert L. Sabine, U. S. N. T. C., Bainbridge, Maryland (Security)
- Horace H. Colestock, U. S. N. T. C., Bainbridge, Maryland (Security)

Please issue a duces tecum directed to Oscar G. Prado, M. D.,  
State Office Building, Baltimore, Maryland, to produce at trial all  
reports and records in his possession on Joyce Schouguraw.

to testify for the STATE

Returnable **Wednesday** the **16th** day of **September**

19**64** at 9:30 o'clock A. M.

The State's Attorney for Cecil County



STATE OF MARYLAND

IN THE CIRCUIT COURT FOR  
CECIL COUNTY

VS.

LIDGE SCHOWGUROW

March Term, 1964

No. 1040 Criminal Trials

MR. SETH, Clerk.

Please issue summons for the following witnesses: \_\_\_\_\_

*(S)*  
Please issue a duces tecum directed to Dr. Russell S. Fisher,  
Chief Medical Examiner, Dept. of Post Mortem Examiners, 700 Fleet  
Street, Baltimore 2, Maryland, to produce at trial all reports and  
records in his possession on Joyce Schowgurow.

\_\_\_\_\_  
Please issue a duces tecum directed to Michael J. Pascor, M. D.,  
Clifton T. Perkins State Hospital, Dorsey Run Road, Jessups, Maryland,  
to produce at trial all reports and records in his possession on  
Joyce Schowgurow.

*(S)*  
\_\_\_\_\_  
Please issue a duces tecum directed to TFC. Wiley E. Fields,  
Maryland State Police, North East, Maryland, to produce at trial all  
reports and records in his possession on Joyce Schowgurow.

to testify for the STATE \_\_\_\_\_

Returnable Wednesday the 16th day of September

1964 at 9:30 o'clock A. M. \_\_\_\_\_

\_\_\_\_\_  
The State's Attorney for Cecil County

STATE OF MARYLAND  
.....  
.....  
VS.  
.....  
LIDGE SCHUGUROW  
.....  
.....

**IN THE CIRCUIT COURT  
FOR CECIL COUNTY**

No. 1040 Criminals

**The State of Maryland  
Cecil County, ss.**

**To The Sheriff of Cecil County, Greeting:**

You are hereby commanded to summon:—

Helga Prokity *S*  
Manor Heights  
Port Deposit, Maryland

to be and appear before the Circuit Court for Cecil  
County, on Thurs., Sept. 17, 1964 at 10:00 a.m.  
to testify for the defendant  
in the above entitled case.

Witness the Hon. J. DeWeese Carter, Chief Judge  
of said Court, the 6th  
day of January 1964

Issued the 16th day of  
September 1964

*J. Gifford Scarborough*  
Clerk

J. Gifford Scarborough, Esq.  
Defendant's Attorney.

Summoned as marked this 16th day of  
September 1964.

*Wilbur H. Baker*

WILBUR H. BAKER  
Deputy Sheriff

RECEIVED FILED RECORDED  
& RECORDED  
SEP 18 11 34 AM '64  
CLERK

ONE OF THE RECORDS  
OF THE CLERK OF THE  
CIRCUIT COURT FOR  
CECIL COUNTY, MARYLAND  
FURNISHED TO  
CLERK

Rec. 9-1-64  
Mail box - cards

THE STATE OF MARYLAND

VS.

LIDGE SCHOUGUROW

IN THE CIRCUIT COURT  
FOR CECIL COUNTY

No. 1040 Criminals

# The State of Maryland Cecil County, ss.

To The Sheriff of Cecil County, Greeting:

You are hereby commanded to summon:—

Lt. Charles Andrew S  
Maryland State Police  
North East, Maryland

1st Sgt. Peter Kosirowski S  
Maryland State Police  
North East, Maryland

Tpr. Rodney E. Kennedy S  
Maryland State Police  
North East, Maryland

James E. Gaddy S  
Port Deposit, Maryland

Donald F. Harrington S  
Bldg 709, USNTC Bainbridge  
or  
253 C-1 Laffey Circle, Port Deposit,  
Maryland

Marie R. Harrington S  
253 C-1 Laffey Circle  
Port Deposit, Md.

Raymond V. Beaver S  
U.S.N.T.C. (Hospital)  
Bainbridge, Md.

Zachary T. Harrison S  
USNTC (Security)  
Bainbridge, Md.

Robert L. Sabine S  
U.S.N.T.C. (Security)  
Bainbridge, Md.

Horace H. Colestock S  
U.S.N.T.C. (Security)  
Bainbridge, Md.

to be and appear before the Circuit Court for Cecil  
County, on Wed., Sept. 16, 1964 at 9:30 a.m.  
to testify for the State of Maryland  
in the above entitled case.

Summoned as marked this 4th day  
of September, 1964.

SEALS  
PL  
Walter M. Baker  
Deputy Sheriff  
RECEIVED FOR RECORD  
& RECORDED

Witness the Hon. J. DeWeese Carter, Chief Judge  
of said Court, the 6th  
day of January 196 4

Issued the 1st day of  
September 196 4

Walter M. Baker, Esq.  
Clerk  
State's Attorney.

SEP 16 11 34 AM '64  
CLERK OF THE COURT  
CECIL COUNTY, MD. & EXAM  
PER ANDREW SETH

STATE OF MARYLAND

vs.

LIDGE SCHOWGUROW

(Subpoena Duces Tecum)

The State of Maryland, Cecil County, to wit:

To the Sheriff of ~~Elkton~~ <sup>Howard</sup> County, Greeting:

You are hereby commanded to SUMMON

Michael J. Pescor, M.D.

Clifton T. Perkins State Hospital

Dorsey Run Road, Jessups, Maryland

That all excuses and delays set apart, he be and appear before the Circuit Court for Cecil County, to be held at Elkton, in and for said county, on the 16th day of September, 1964 at 9:30 am next, and that he then and there bring with him and produce at the time and place aforesaid,

all reports and records in his possession on Joyce Schowgurow

and then and there to testify and show all and singular those things which he knows, or the said Michael J. Pescor, MD doth import of and concerning a certain matter of controversy in the said Court depending between State of Maryland Plaintiff, and Lidge Schowgurow Defendant, on the part of the State

And have you then and there this writ:

WITNESS The Honorable J. DeWEESE CARTER, Chief Judge of the Second Judicial Circuit of Maryland, the 6th day of January in the year of Our Lord one thousand nine hundred and Sixty-four.

ISSUED the 1st day of September A. D. 1964

*W. Andrew Seel*

Clerk of the Circuit Court for Cecil County.

Walter M. Baker, Esq.

Attorney for Plaintiff.

Sheriff's Return.

*Summons 9-14-64*

*Copy left  
Fee \$1.95*

*Norman O Howard  
Sheriff Howard County*

RECEIVED FOR RECORD & RECORDING

SEP 15 1 24 PM '64

DEPT OF THE CLERK OF THE CIRCUIT COURT FOR CECEL COUNTY  
P.O. BOX 10000 WASHINGTON  
D.C. 20006

The State of Maryland

In The Circuit Court For Cecil County

VS.

December

TERM, 19 63

LIDGE SCHOUGUROW

No. 1040

CRIMINALS

2/24/64

Presentment for Murder. Presentment and True Bill filed by Walter M. Baker, State's Attorney. Bench Warrant issued. Order to enter appearance of J. Grahame Walker, Esq., as attorney for the defendant. Hearing before the Hon. Edward D. E. Rollins. Traverser arraigned. Nolo Plea. Defendant waives the reading of the Indictment. Plea of Not Guilty and Not Guilty by reason of Insanity. Request by attorney Walker for psychiatric examination and evaluation of the accused.

2/28/64

3/3/64

Petition for Psychiatric Examination filed by Walter M. Baker, State's Attorney. Order signed this 3rd day of March, 1964 that the defendant be transferred to Clifton T. Perkins State Hospital from Cecil County Jail for examination.

4/20/64

Motion to Dismiss and Affidavit filed by attorney for the defendant. Copy mailed this 17th day of April, 1964 to State's Attorney.

4/29/64

Hearing held before the Hon. Edw. D. E. Rollins on Motion. Argument of counsel heard. Held sub-curia.

5/15/64

Memorandum on Behalf of State of Maryland, Statement of the Case filed by Walter M. Baker, State's Attorney.

6/24/64

Order of the Court that The Clifton T. Perkins State Hospital, having completed their psychiatric evaluation of Lidge Schuguraw, it is Hereby ORDERED this 24th day of June, 1964 by the Circuit Court for Cecil County that the Superintendent of the said Clifton T. Perkins State Hospital release the said

Lidge Schuguraw into the custody of Edgar W. Startt, Sheriff of Cecil County, or one of his appointed deputies.

Order of Court for the defendant.

Psychiatric Report Received and filed.

7/30/64

Memorandum and Order of the Court filed. Motion to Dismiss Indictment hereby denied.

9/16/64

Jury Trial before the Hon. J. DeWeese Carter, The Hon. Edw. D. E. Rollins and the Hon. Thomas J. Keating, Jr. Clerk ordered by the Bench to correct original Plea to read "Plea of Not Guilty entered orally and Plea of Not Guilty by reason of Insanity entered in writing". All potential jurors and witnesses excluded from the Court Room. Amended Pleas filed. No objections by the State. Motion by defense to challenge Jury as a whole on the basis of the Jury Oath due to belief in a Supreme Being and defendant's belief not being the same. Motion over-ruled. Motion by Defense to suppress Statement given by accused. Witnesses sworn. Testimony heard and taken, with regard to the taking of the Statement. Ruling by the Court that the State had made a Prima Facie case of Statement and Statement to be admitted. Motion to suppress Statement over-ruled. Jury struck, empanelled and sworn on voir dire.

9/17/64

Trial continued. Witnesses sworn. Testimony heard and taken.

9/18/64

Trial continued. Witnesses sworn. Testimony heard and taken. Motion for Directed Verdict filed by Defense, at close of the State's case... Denied. Motion for Directed Verdict as to First Degree Murder re-offered at close of case. Denied.

State of Maryland

Cecil County, to-wit

I hereby certify the above to be a true short copy of the Docket Entries, Verdict and Judgment in the therein case of

9/28/64

6:52 p.m. -- Bailiff sworn. Jury retires.  
10:30 p.m. -- Jury returns with verdict of Guilty of First Degree Murder without capital punishment. Jury polled as to verdict.

Verdict of First Degree Murder without capital punishment. It is the judgment and sentence of the Court that as a punishment for his offense Lidge Schugurov shall spend the rest of his natural life in the Maryland Penitentiary. To be given credit for Nine (9) months served in the Cecil County Jail.  
Sentence handed down by the Hon. J. DeWeese Carter.

State of Maryland

Cecil County, to-wit:

I hereby certify the above to be a true short copy of the Docket Entries, Verdict and Judgment in the therein case of **the State of Maryland vs. Lidge Schugurov**



In testimony whereof I hereunto set my hand and affix the seal of the Circuit Court for Cecil County this  
28th day of September 19 64

.....  
Clerk of the Circuit Court for Cecil County

To the Warden, Maryland Penitentiary

Received into your custody and safe keeping  
Lidge Schugurov

.....  
committed as above.



.....  
Clerk of the Circuit Court for Cecil County

Plaintiff's Costs:       None

Defendant's Costs:       None

Cost of Transcript:   \$561.00

NAME L SCHOWGUROW NO. 839

ADDRESS 954 FORREST ST  
BALT 2 MD

M JUDGE D.E. ROLLINS

STREET \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_

DATE 12/29/64

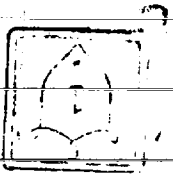
HONORABLE JUDGE

DEAR SIR

I HAVE BEEN APPOINTED COUNSEL BY YOU AND  
HAVE NEVER BEN CONTACTED BY HIM I HAVE WRITT  
SEVERAL LETTERS TO HIM BUT HAVE NEVER RECI  
ANY ANSWERS IF THIER IS ANY POSSIBLE WAY FOR  
YOU TO HAVE HIM CONTACT ME I WOULD APPRIC  
IT VERY MUCH.

THANK YOU VERY MUCH

*Ledger Schowgurow*



RECEIVED AND RECORD  
INDEXED

JAN 7 1965

OFFICE OF THE CLERK  
COURT OF COMMON PLEAS  
BALTIMORE, MARYLAND



January 6, 1965

Lidge Schugurov  
Maryland Penitentiary  
954 Forrest Street  
Baltimore, Maryland

State of Maryland

Vs.

Lidge Schugurov

Dear Mr. Schugurov:

This is in reply to your letter addressed to the Hon. Edward D. E. Rollins. I have had copies made and forward to Mr. Scarborough and Mr. Walker, your attorneys.

Judge Rollins is on his vacation and will not return until after the first of February.

Mr. Scarborough has been out sick for over a month and is just this week starting back to his office. I feel sure you will be hearing from him in the near future.

Very truly yours,

Roger B. Williams  
Law Clerk



J. LLOYD YOUNG  
CLERK

# Court of Appeals of Maryland

ANNAPOLIS, MD. 21404

TELEPHONES: 263 - 4261  
263 - 2411

JAMES H. NORRIS, JR.  
CHIEF DEPUTY

OLIVE JANE RICHARDS  
VIRGINIA STEHLE HUBBARD  
MARY J. MORRIS  
DEPUTIES

January 22, 1965

*miss.*  
*Rogan*  
*et al*  
*1000 - 1040 - Kiser*

Mr. Roger Williams, Law Clerk  
Circuit Court for Cecil County  
Court House  
Elkton, Maryland

RE: Lidge Schowgurow v. State of Maryland  
No. 368 - September Term, 1964  
(Your Criminal No. 1040)

Dear Roger:

The attorneys for the appellant in the above entitled case wish to have State Exhibit No. 1, "Statement," printed in their record extract, therefore, would you please send the original exhibit to this Court to be incorporated in the record.

Thank you for your attention to this matter.

Very truly yours,

Chief Deputy

h

RECORDED FOR DEPOSIT  
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JAN 27 1965

CLERK OF COURT  
COURT OF APPEALS  
ANNAPOLIS, MARYLAND

Statement of LIDGE SCHOWGUROW taken at Barrack "F", North East, Cecil County, Maryland, Maryland State Police on Monday, January 6, 1964. Statement begun at 1:00 P.M. and concluded at 3:00 P.M.

"Lidge", you are now at Barrack "F" of the Maryland State Police, located at North East, Cecil County, Maryland. People present are TFC W. E. Fields and Clerk is Mrs. Ragan, civilian employee. I am 1st Sergeant Kosirowsky of Maryland State Police. We would like to ask you some questions in connection with the shooting of your wife which happened on January 5, 1964 at approximately 12:45 PM at 253 Laffoy Circle, Manor Heights, Port Deposit, Cecil County, Maryland. It is my duty to inform you that you have a perfect right to answer any and all questions asked you, and you have a perfect right not to answer any and all questions asked you. Anything you say will be used against you in Court. Now that you know these facts, do you wish to make a statement?

A. Yes.

Q. State your full name?

A. Lidge Schowgurow

Q. Address?

A. 168 W. Laurel Street, Philadelphia.

Q. Are you married?

A. Yeah.

Q. What is your wife's name?

A. Joyce

Q. And her address is the same as yours?

A. Yes.

Q. Can you read?

A. Not perfect.

Q. Can you write?

A. No

Q. Can you write your signature?

A. Yes.

Q. Would you tell us in your own words exactly what happened, why and where it happened, to the best of your knowledge?

A. Each Thursday night I took her to psychiatrist at 8th and Spruce. I took her to doctor, first she says she wants clothes. I buyed her clothes then I took her to mothers place. We had to stop anyway to pick up children. Then she said she wants coffee. Her mother didn't offer her coffee and she was angry. When she come home she goes to kitchen and grabs coffee pot. Pot was empty and she had cup and sugar in cup and fell asleep in chair. I wake her up to go in bed. So she arguments with me - person can sleep whenever person wants. After around 11:30 I went up and we had 2 young child with us and she started waking up and started arguments with me and said I in purpose keep waking her and trying to drive her nuts. I said no man tries to make his wife nuts. I still need you, I love you and children still need mother. She started screaming and said children are together

SR W. E. F. 11

January 6, 1964

and try to drive her nuts. She tried to run to door. I ran first and slammed the door and told her go to bed and rest. She kept screaming. I said up stairs I got sister and brother-in-law sleeping. Why you try to advertise the fighting. She said what they are "kings"? I seen it was impossible to fight with her. So I went to sleep. I was going to work and she was coming downstairs and didn't say nothing to her, I went to work. After I come back from work I had 2 children with me. Ninety-four year old grandmother and countryman was watching children. I asked him what happened to her and he said she get dressed and left. This was Friday, December 20, 1963 when she left the house.

I went to her mothers place and asked if she is there. She said she didn't see her. Told her I am not mad, to come home when she sees her. I am going to Vineland I took sister and brother-in-law to Vineland. I left around 10:30 or 10:45, arrived in Philadelphia around 12. So I went home. She was not home, the 2 children was home. So I went to sleep. Next morning I went to her mother place and they said she was not there. So I took my girl to my mother place, the boy was home with countryman. My brother brought girl back and I was not home and then I brought to my in-laws and left the girl there. Monday I went to work, we had suspension, they give us ten dollars Christmas present and we don't work all week, if we do they give me call. I went to in-laws and brother-in-law said I never saw her. I am taking the children. After I took them back the second to oldest one, Nina, my brother took her to mothers place. I went to Camden to a lady we know, Marge, I told her she left and I got children. She said little one stay with me. She had the little one 2-3 days then she bring me back and took her back again.

Week passed and her brother told me she was in Maryland. I come in Maryland. I knock on door and I went in and I see her. Her sister told me she want to talk with me in kitchen. I talk and she said wait till her husband come and then I talk to her. This was January 2nd. Her husband come, he ~~pour~~ poured me whiskey I dranked couple sips. She called her out and she come and sit beside me. I talked said when you coming home and I got children all over. She said I don't have nothing to talk till Court come. Give me answer are you finishing with me. She said she let me know at Court. I asked sister if all right to go in room and talk with her. I went with her in room and talk to her. She said I won't go home till after this Court. I don't give you no answer. I asked if I could visit and she said "no". I asked if I could call and she give me telephone number. I asked if she needs money and she said yeah. I don't have much, but I send you money. I went back to Philadelphia by bus and send her \$10.00 next day.

I called her that evening she said to call me tomorrow morning, Saturday. Every time I talk to her I ask her to come home and reunite. She said not yet. Then letter come my name. Her sister was writing to her mother. In letter was that I was there I saw my wife and they were expecting arguments but it went nicely. She was calm. She made me believe that she was coming back to me. I found the gun in apartment house where I was working couple months ago. Placed was empty, I found gun in closet.

Me and my wife both found gun couple years ago. We went to people I know and I took gun out and was playing with boy and it accidently fired. My wife she gave gun to niece. My niece was playing with the gun outside and police saw him. She told him we thought was play gun. So it was ended with that.

When I found the gun I wrapped it in newspaper and put in the cellar, this second gun I found. After that letter I said I come to her. I come here (this was Saturday night). I took the gun out of cellar, I figures when I come here with gun I scare her

58 W. L. S. 1/11/64

January 6, 1964

and get her to come home. Then when we get together everything going to be all right. I got here by bus and got taxi to apartment. I went in empty place I straightened myself up, then I walked down and saw my girl and asked where mommie was. She was sitting alone. I said surprise Joyce, did you receive the money I sent you money. She said not yet. I said when are you coming home. She said not till we go to court. Then she said what you got in your pocket, do you have a gun? I said no. She said well I can believe you. I said I want you to come home with me. If you don't want to go home, see about the children, you got two here and three in Philadelphia. If not for my sake, for your childrens sake come home. She jumped off sofa and grapped the coffee table and started hitting it and started screaming. She picked up a chair, then I took the gun and I started shooting. I didn't have time to show her the gun and say here is gun I want you to come home. When I pulled t e gun she was running and I kept shooting and then when I realized what I am doing I shoot myself and I fell down and that I am still moving and shoot myself again and clips is empty. Then I walked through door and brother in doorway said stop, police are coming. I threw gun away and said I killed her and he said no she's not dead. I said you call ambulance and he said I call ambulance and state police and shore patrol going to come.

After police come they said where is gun and I told them. I told them it was same gun I had.

Q. This was the same gun that you used to fire bullets into your wife?

A. That is the one.

Then I took money out, two ten dollar bills to brother-in-law and said take my children to my brothers house. The ~~3/4/75/100/160/~~ Shore Patrol took my wife away and they wanted to take me and my brother-in-law said I was civilian and that state police are coming.

Q. Why did you do this?

A. I don't know.

Q. Were you jealous of your wife because of her good looks?

A. No, because I know I living with her so many years and we had children.

Q. Was she running around with anyone?

A. No she was not. If she was running around countryman lives with us and he would tell me. In evening she want out and took either children or dog with her.

Q. Are you a naturalized citizen?

A. No.

Q. Are you registered?

A. Yes.

Q. When did you come to this country and from where?

A. 1951 - Germany

Q. Where was your home country?

A. Yugoslavia

Q. What are you?

A. Mongolian

Q. What was your trade in Germany?

A. Electrician.

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January 6, 1964

- Q. How did you come to America?  
A. Immigration quota.
- Q. You met your wife here?  
A. Yes-Philadelphia.
- Q. (By TFC Fields) When you took cab to Manor Heights, you got out at Perryville, why did you get out of the cab this far from Manor Heights?  
A. I had to go to the toilet.
- Q. Were you there long? (By TFC Fields)  
A. Maybe 5 or 10 minutes.
- Q. (By 1st Sgt. Kosirovsky again) Were you so tense you maybe felt you had to urinate?  
A. I was calm, I had no intention to kill-not like person have something on mind.
- Q. (By TFC Fields) How did you know your wife was in bottom apartment and not upstairs?  
A. My daughter told me. She was in the hallway.
- Q. (By 1st Sgt. Kosirovsky) What did you say to your daughter?  
A. I petted her face and asked her where mommie was.
- Q. (By 1st Sgt. Kosirovsky) Did you ever hear of anyone or relatives using pointed gun and say I am going to scare you?  
A. Yes in Russia. They said pointing gun and as long as they can settle between us it is over and forgotten.
- Q. In Russia are they allowed to carry a gun concealed? (Questioning now continued by 1st Sgt. Kosirovsky)  
A. Yes.
- Q. You said that the first time you came which was last week, she (your wife) patted you down to see if you had a gun?  
A. That's right.
- Q. This time, Sunday evening, yesterday, she said "Do you have a gun"?  
A. At first she said what you got in pocket - you got a gun. I said no. Then she picked up chair and I pulled out gun and shoot her.
- Q. Is there anything else you wish to say about this matter?  
A. I don't know what else to say, I don't understand now she is dead and never will I know why she left me.
- Q. Do you have anything to say about why you shot her?  
A. I can't say nothing. I don't know.
- Q. Have you been treated all right by State Police or anyone else involved with your custody, while you have been in custody?  
A. Yes.
- Q. Has anyone threatened you?  
A. No. Everybody is nice and kind.
- pl*      *W.C.F.*      *1/6/64*

Q. Have you been offered any reward, promise of leniency or favor in order to get you to make this statement?

A. No.

Q. Have you made this statement freely, voluntarily, and of your own free will?

A. Yes.

Q. After reading your statement consisting of five pages and seeing the statement true and correct and just as you have told it, are you will to sign your name?

A. Yes.

Q. Can you read English?

A. Yes.

WITNESSES:

Walter E. Fields  
Gene Rogan

Lidge Schowgurow  
Defendant's signature

The above statement, consisting of five pages, has been given to me to read. It is true and correct to the best of my knowledge and belief.

Lidge Schowgurow  
Defendant's signature

WALKER, COE & BASTIAN  
ATTORNEYS AT LAW  
8400 WISCONSIN AVENUE  
BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

January 8, 1965

*file case  
in*

Mr. Lidge Schowgurow  
954 Forest Street  
Baltimore 2, Maryland

Dear Mr. Schowgurow:

The Clerk of the Circuit Court at Elkton has forwarded to me a copy of a letter written by you and addressed to Judge Rollins under date of December 29, 1964. Since I have received no communication from you, I assume that you have addressed your letters to Mr. Scarborough. Unfortunately, Mr. Scarborough has been ill for some weeks which accounts for the fact that you have not heard from him.

However, I have been working diligently on your appeal and your interests are being protected. If you have any questions you may address them to me or to Mr. Scarborough, who has now returned to his office. You may rest assured that we will keep you informed of developments.

Very truly yours,

J. Grahame Walker

JGW:sdm

cc: Hon. Edward D. E. Rollins ✓  
J. Gifford Scarborough, Esq.

C  
O  
P  
Y



IN THE CIRCUIT COURT FOR CECIL COUNTY, MARYLAND

STATE OF MARYLAND :  
Plaintiff :  
VS : CRIMINAL NO. 1040  
LIDSCHA SCHOWGURON :  
Defendant :

PETITION

Now comes the Accused, Lidscha Schowgurow, by his attorney, J. Gifford Scarborough and respectfully represents:

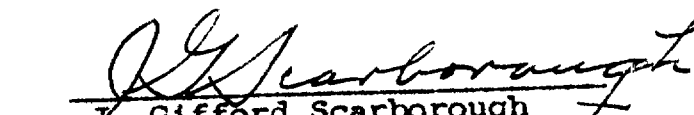
That your Petitioner has filed a Pauper's Oath, duly certified to by a deputy clerk of the Court for Cecil County; that it was necessary for your Petitioner to employ the services of a psychiatrist to testify on his behalf in the trial; that it was also necessary to obtain a transcript of the testimony of two state troopers provided by the Official Court Reporter; that attached hereto are the following bills for services rendered:

1. Harry S. Howard, M.D.F.A.P.A., for conferences with attorney on September 15, 1964, and examination, report and testimony in the Circuit Court on September 17, 1964 . . . . . \$250.00
  2. Harry L. White, Official Court Reporter, immediate delivery, transcript of testimony of First Sergeant Peter C. Kosirowsky and Trooper Wiley E. Fields . . . . . 96.25
- Total . . . . . \$346.25

Your Petitioner respectfully requests that this Honorable Court direct and order the above amount to be paid by the State of Maryland as outlined above.

AND, AS IN DUTY BOUND, ETC.

J. GIFFORD SCARBOROUGH  
ATTORNEY AT LAW  
ELKTON, MARYLAND

  
J. Gifford Scarborough  
Attorney for Accused

ORDER

The foregoing Petition having been read and considered, it is this 6th day of November, 1964, by the Circuit Court for Cecil County, ORDERED that the County Commissioners for Cecil County pay unto Harry S. Howard the sum of \$<sup>175.00</sup>~~250.00~~ for medical services rendered this Court; and

It is further ORDERED that the said County Commissioners pay unto Harry L. White, the sum of \$96.25 for stenographic services rendered this Court.

15/ EDWARD D. E. ROLLINS  
\_\_\_\_\_  
Edward D. E. Rollins  
Associate Judge

W. Andrew Sells, Clerk

Lidge Schougurou, Petitioner  
Vs.  
Franklin K. Brough, Warden

In the Cecil County Circuit Court  
at  
Elkton Maryland



Petition, To the Chief Judge and associate judges for the Cecil County Circuit Court, requesting that a Writ of Habeas Corpus be issued, granting your Petitioners prompt release from further illegal confinement.

Your Petitioner prays that this Honorable Court will promptly hear this petition for Writ of Habeas Corpus, and, will order your Petitioner promptly released from any further illegal detention. And as grounds for this petition and request your Petitioner (Lidge Schougurou) points out the following:

The Maryland Court of Appeals, in case number 368, September Term 1964, rendered an opinion on October 11, 1965, in which the Court voided all previous proceedings in this case including the indictment, trial, conviction and sentence. And, the Court of Appeals returned your Petitioners case to the Cecil County Circuit Court for further proceedings without stating what those proceedings was to be, or, the nature of the proceedings.

The Court of Appeals did state that the indictment and conviction was unconstitutional, Therefore, your Petitioner believes that the state must release him due to the fact that he has once been indicted, tried, convicted and punished, and the mere fact that the state did everything illegal was no fault of your Petitioners and it does not give the state the right to again place him in jeopardy because of the states own illegal procedures.

Your Petitioner also points out to this Court, that the crime in this case was committed on Federal (Navy) property, and in a Federal Government owned house on the said property. And your Petitioner was arrested in the Federal owned house at the scene of the crime on the Federal property. Therefore this is another reason why the state of Maryland cannot continue to restrain your Petitioner, and the state cannot attempt to re-indict or re-try your Petitioner since the state of Maryland has never had any legal jurisdiction in this case.

In support of your Petitioners belief that he is entitled to a prompt release, and that the state has no right and cannot attempt to re-indict and re-prosecute your Petitioner, He points out to this Honorable Court the following:

"The validity of the judgement as assaid on the ground that the acts, of, under which the post sentence was found are unconstitutional it effects the foundation of the whole proceeding. an unconstitutional law is void, and is no law. an offense created by it is not a crime, a conviction under it is not merely erroneous but is illegal and void, and cannot be a legal cause of imprisonment. see, Howell V. State, 156, 124 Eng. Reg. at 1016-19 to the same effect we read page 15."

"An accused is in legal jeopardy when a trial is begun before a court of competent jurisdiction upon an indictment or information which is sufficient to sustain a conviction, and, when jeopardy attaches, the discontinuance of the trial without the consent of the accused or an absolute necessity, is a bar to another prosecution for the same offense a second time". see, "State V. Brick Co., 117 Kan. 192, Quoted by Dawson, C.J. in Ex Parte Rockwood, 69 Pac. 2d. 703, 146 Kan. 386, 1937."

"It is well settled that the impaneling of the jury is part of a trial: The legal jeopardy of the defendant has attached when a jury has been charged with his deliverance, and the jury stands thus charged when its members have been impaneled and sworn. see People V. Hawkins 127 Cal. 372, Quoted by Carter J. in Jackson V. Superior Court, 74 Pac. 2d. 243, 10 Cal. 2d. 350. 1937" Also, see, State V. Elder, 1879, 65 Ind. 282; Kekeness V. State, 13 N.E. 2d. 525, 213 Inds 476, 1938; Ex Parte Garcia, 90 Tex. Cr. R. 287, and; Ex Part Seymour, 128, S.W. 2d. 46, 137 Tex. Cr. App. 103, 1939; Grafton V. United States, 206 U.S. 333, 27 S. Ct. 749, 51 L. Ed. 1084; Green V. United States, 355, U.S. 184, 187, 78 S. Ct. 221, 223, 2 L. Ed. 2d. 199, and; Ex Parte Lange, 18 Wall. 163, 169, 21 L. Ed. 872.

It has been almonst Two (2) months since the Court of Appeals of Maryland reversed your Petitioners conviction and sent the case back to the Circuit Court of Cecil County, and since that time the state has made no attempt to bring your Petitioner back to Court and allow him a hearing (or proceeding)

in compliance with the opinion of the Maryland court of appeals. Therefore you Petitioner request that this Honorable Court issue the writ of Habeas Corpus, and order that your Petitioner (Lidge Schougurou) be promptly released from any further confinement in regards to voided indictment and conviction, but, for which his detention to this time has continued.

Lidge Schougurou  
.....  
PETITIONER

A F F I D A V I T

I hereby certify that on this 2nd day of December 1965, before me the subscriber, a <sup>Justice of the Peace</sup> ~~Notary Public~~ of the State of Maryland, in and for the City of Baltimore, personally appeared Lidge Schougurou, who affirmed, according to his ~~belief~~ belief that the matters and facts stated in the foregoing petition are to the best of his knowledge true.

Charles P. J. [unclear]  
.....  
~~Notary Public~~ Justice of the Peace

My Commission expires the 3 day of May 1967

RECEIVED FOR RECORD  
& RECORDED

DEC 3 11 16 AM '65

ONE OF THE RECORDS  
CECIL COUNTY, MD. & EXAM  
PER W. ANDREW SETH

AFFIDAVIT IN FORMA PAUPERIS

STATE OF MARYLAND)

<sup>SS</sup>  
CITY OF BALTIMORE)

*Justice of the Peace*

Before me, a ~~Notary Public~~ of the State of Maryland, personally appeared *Lidge Schaugerow*, who made oath in due form of law that executed the foregoing motions, that he knows the contents thereof, and that the claims alleged therein are true and correct to the best of his information, knowledge and belief. He further deposes and says that he is a citizen of the United States of America, and that he is unable to pay the costs of said actions, or give security for same. Wherefore prays Forma Pauperis proceedings.

*Lidge Schaugerow*

Subscribed and sworn to )  
before me this 2 )  
day of December, 1965

*Charles P. Z...*  
~~Notary Public~~  
*Justice of the Peace*  
My commission expires:

5-3-67

RECEIVED FOR RECORD  
& RECORDED

DEC 3 11 15 AM '65

ONE OF THE \_\_\_\_\_ RECORDS  
CECIL COUNTY, MD. & EXAM.  
PER W. ANDREW SETH  
CLERK



## The Second Judicial Circuit of Maryland

CAROLINE COUNTY  
CECIL COUNTY  
KENT COUNTY  
QUEEN ANNE'S COUNTY  
TALBOT COUNTY

HON. J. DEWEESE CARTER  
CHIEF JUDGE  
DENTON, MD.  
HON. EDWARD D. E. ROLLINS  
ASSOCIATE JUDGE  
ELKTON, MD.  
HON. THOMAS J. KEATING, JR.  
ASSOCIATE JUDGE  
CENTREVILLE, MD.  
HON. GEORGE B. RASIN, JR.  
ASSOCIATE JUDGE  
CHESTERTOWN, MD.

December 3, 1965

J. Grahame Walker, Esq.  
8400 Wisconsin Avenue  
Bethesda, Maryland 20014

Re: Lidscha Schowgurow

Dear Mr. Walker:

The Clerk of the Court called my attention to a petition for the Writ of Habeas Corpus filed by Lidge Schowgurow. Inasmuch as you were originally employed by the petitioner and later on appointed with J. Gifford Scarborough, Esq. to continue representing this defendant on appeal, I feel that it is proper for me to send you a photostatic copy of the petition. Inasmuch as Chief Judge, J. DeWeese Carter and Judge Thomas J. Keating, Jr. and I sat on the case, we feel that we are disqualified to consider any further proceedings in the case. I have discussed this matter with the Chief Judge and he will assign the Honorable George B. Rasin, Jr. of Chestertown, Maryland to handle any post conviction proceedings.

I would call your attention to the fact that the Grand Jury for Cecil County will be constituted on Monday, December 20th; at which time, I understand the State's Attorney will present the petitioner's case for consideration and indictment.

I have no comments, of course, on the contents of the petition or the possible action to be taken thereon. If the petitioner should desire transfer from the penitentiary to the Cecil County Jail pending reindictment, of course, that would be proper.

I would appreciate your prompt advice after discussing the matter fully with your client, whether he desires to press the habeas corpus to conclusion or to await reindictment, etc. I shall instruct the Clerk to file the petition in the proper case and shall await your reply to this letter.

Sincerely yours,

Edward D. E. Rollins  
Associate Judge

IN THE CIRCUIT COURT FOR CECIL COUNTY, MARYLAND

STATE OF MARYLAND )  
vs. ) No. 1040 Criminal  
LIDGE SCHOWGUROW )

MOTION

Now comes J. Grahame Walker, attorney for Lidge Schowgurow, and moves the Court to award him a reasonable attorney's fee for professional services rendered Appellant in this cause, and as reason therefor states:

That heretofore movant was appointed by this Honorable Court to prosecute the appeal of the defendant to the Court of Appeals of Maryland from the judgment of this Court.

That pursuant to said appointment, he made a careful and thorough study of the entire record, including the pleadings, memoranda, Order of Court and the transcript of the testimony and the proceedings during the trial.

That he then spent many hours making an exhaustive study of the applicable law and the questions to be presented to the Court of Appeals.

That he designated, together with the office of the Attorney General, the extracts from the record to be printed in the Appendix to the Brief.

That he prepared, and caused to be printed, Appellant's Brief, including a Statement of the case, Questions Presented, Statement of Facts and Argument.

That he traveled to Annapolis and presented Appellant's contentions to the Court of Appeals of Maryland on June 1, 1965, and appeared again and re-argued on September 15, 1965.

That he estimates that he devoted in excess of 40 hours of his

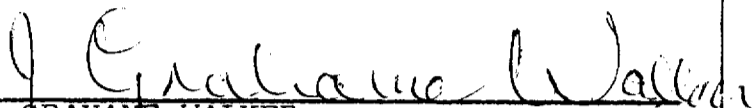
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ONE OF THE RECORDS  
CECIL COUNTY, MD. EXAM  
PER M. ANDREW SETH

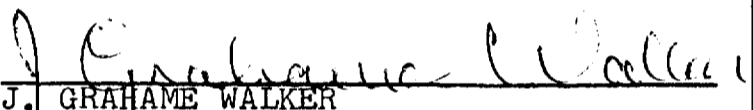


professional time to the appeal of this case.

  
\_\_\_\_\_  
J. GRAHAME WALKER  
Attorney for Lidge Schowgurow

CERTIFICATE OF SERVICE

The foregoing Motion was served upon the State of Maryland by mailing a copy thereof to Walter M. Baker, Esquire, State's Attorney for Cecil County, at Elkton, Maryland, this 2<sup>d</sup> day of December, 1965.

  
\_\_\_\_\_  
J. GRAHAME WALKER  
8400 Wisconsin Avenue  
Bethesda, Maryland  
Phone: 656-1600

WALKER, COE & BASTIAN

ATTORNEYS AT LAW

8400 WISCONSIN AVENUE

BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

December 2, 1965

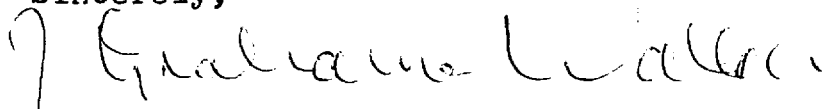
Clerk of the Circuit Court  
for Cecil County  
Court House Building  
Elkton, Maryland

Re: State of Maryland vs. Lidge Schowgurow

Dear Sir:

Enclosed is a Motion in the above entitled matter. I will be greatly obliged if you will file it and present it to Judge Rollins.

Sincerely,

  
J. GRAHAME WALKER

JGW:ss

Enclosure

WALKER, COE & BASTIAN

ATTORNEYS AT LAW

8400 WISCONSIN AVENUE  
BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

December 13, 1965

Honorable Edward D.E. Rollins  
Associate Judge  
Circuit Court  
Elkton, Maryland

Re: Lidscha Schowgurow

Dear Judge Rollins:

I have been laid up for the past ten days with some type of influenza and for that reason have been unable to turn my attention to your letter addressed to me under date of December 3rd and the copy of the Petition for the Writ of Habeas Corpus enclosed with your letter. However, I shall try to go over to Baltimore on Thursday and discuss the matter with Schowgurow and will then communicate with you promptly.

With kindest regards, I am

Sincerely,

  
J. GRAHAME WALKER

JGW:ss

Enclosures (3)

WALKER, COE & BASTIAN  
ATTORNEYS AT LAW  
8400 WISCONSIN AVENUE  
BETHESDA, MARYLAND 20014

J. GRAHAME WALKER  
LOWRY N. COE  
DAVID C. BASTIAN

TELEPHONE  
AREA CODE 301  
656-1600

December 16, 1965

*File in  
Habeas Corpus  
Case  
C1 1040*

Honorable Edward D.E. Rollins  
Associate Judge  
Circuit Court  
Elkton, Maryland

Re: Lidge Schowgurow

Dear Judge Rollins:

I had a talk with Schowgurow today and it has been determined not to proceed with the Habeas Corpus Petition at this time, but to await the action of the Grand Jury, if any.

Sincerely,

*J. Grahame Walker*  
J. GRAHAME WALKER

JGW:ss

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& RECORDED

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ONE OF TWO RECORDS  
CECIL COUNTY NO. 8 EXAM  
PER ANDREW SETH  
CLERK

STATE OF MARYLAND  
vs.  
LIDGE SCHOWGRUOR

\*  
\*  
\*

IN THE CIRCUIT COURT  
FOR CECIL COUNTY  
CRIMINAL NO. 1040

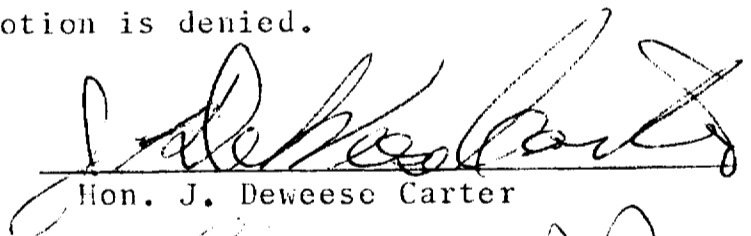
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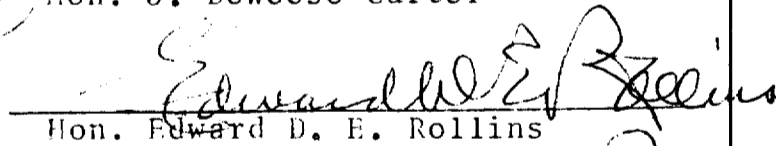
O R D E R

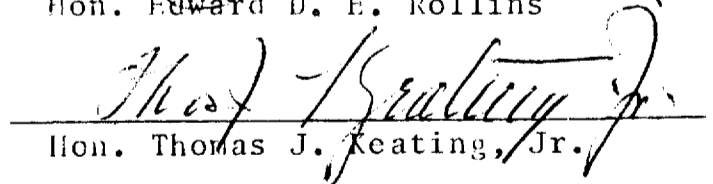
It appearing from the face of the motion for allowance of a fee filed herein on December 4, 1965 that the order requested for the allowance of a fee for legal services rendered in connection with the prosecution of the appeal herein to the Court of Appeals of Maryland is beyond the jurisdiction of this Court and should be presented to the Court of Appeals for appropriate relief in accordance with the provisions of Article 5, Section 15A of the Maryland Code, (1957 Edition, 1965 Supplement),

Accordingly, the motion is denied.

*Memo. 20, 1965.*

  
Hon. J. Dewese Carter

  
Hon. Edward D. E. Rollins

  
Hon. Thomas J. Keating, Jr.