

Q. Did he wash the mouth? A. I didn't notice that.

Q. Was there any other blood spots on that bed? A. I didn't notice any.

Q. You could see, could you not? A. I didn't see any.

Q. What was the color of the bed clothing? A. Had a sheet on the bed, white sheet.

Q. Any other on the bed, anything else on the bed? A. I didn't notice any more.

Q. Was the bed disturbed? A. I didn't notice it being disturbed.

Q. Was not rumped in any way? A. No.

(Examination concluded.)

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DOCTOR JOHN F. LITZ, a witness of lawful age, called on behalf of the State, after having been duly sworn, testified as follows:

#### DIRECT EXAMINATION.

Q. (By Mr. Green): Where are you stationed now? A. Fort McHenry, Maryland.

Q. Where were you on August last, the 9th or 10th day of last August? A. University of Maryland Hospital, Greene and Lombard streets.

Q. What were you doing? A. Resident physician, doing laboratory work.

Q. How long had you been doing that work? A. Two and a half years.

Q. In what line did that work lead your investigation? A. Well, solely bacteriological work and examination of slides and smears and experiments for the hospital.

Q. Did your work lead you into post mortem work, too? A. Yes.

Q. Much of that? A. I assisted, too, at all the autopsies that occurred, that we had at the University Hospital.

Q. What are you doing now, you were then at the University of Maryland, what is your line of duty now? A. Stationed at Fort Myer, now doing general work.

Q. Did you take a special course? A. Yes, I did.

Q. Whereabouts? A. Rockefeller Institute, New York.

(Mr. Green): We think we have qualified the Doctor as an expert.

(The Court): Any objection?

(Mr. Brady): I don't know whether he has gone far enough to say he had had much experience in the examination of the subject in question here.

(The Court): He was resident pathologist there and did that work for two and a half years.

(Mr. Brady): Has he had experience in the examination of semen?

(Witness): I have.

Q. (By Mr. Green): Did Doctor Hopkins deliver to you the specimens about August 9th? A. Yes.

Q. On or thereabouts I understood. Did you examine them? A. I did.

Q. What was the result of your examination? A. Why, I found a number of spermatozo.

Q. What did that indicate? A. That indicated that there was a portion of semen on the slide.

Q. The specimen that Doctor Hopkins delivered to you, could have gotten a specimen of that kind from a discharge of

semen that had been on the body from ten o'clock on Tuesday night until twelve o'clock on Wednesday night?

(Objected to.)

(Objection overruled.)

(Question repeated.)

A. No, sir; I don't think so.

Q. Why, Doctor why do you say you don't think so? A. Well, semen would not remain in the moistened condition for that length of time and spermatazo that I have referred to would have undergone degenerated changes in that time, so it would have been beyond recognition.

#### CROSS-EXAMINATION.

Q. In what time, you said in that time, what time? A. The time he referred to.

Q. What was that? A. From about ten o'clock on Tuesday night until about eleven or twelve o'clock on the following night, Wednesday night.

Q. It was two days old, was it? A. I don't know how old it was.

Q. Did you say Wednesday night? A. That is what I understood Mr. Green to say.

Q. I thought you didn't see those specimens until the morning of the 11th? A. I didn't say when I saw them.

Q. When did you see them? A. He asked me on or about the 9th and I said on or thereabouts, I don't know what date it was.

Q. 9th of what? A. Of August.

Q. Then you saw these specimens? A. About what time?

Q. I think you are a little mistaken about that, at what time of day was it? A. I don't recall the time of day, I think it