



A.P. photo

Theodore Bundy reacts with laughter when Dr. Ray LaScola, the state's expert on hypnotism, said it would take three days to teach hypnotism to a doctor but four days to teach a lawyer, "for obvious reasons."

## Bundy directed-verdict plea fails

by RICHARD W. LARSEN  
Times staff writer

ORLANDO, Fla. — In a 40-minute argument in court here today, Theodore Bundy, speaking in his own defense, failed to win a directed verdict of not guilty in his trial for the murder of a North Florida schoolgirl.

After reviewing elements of the complex case against him, Bundy told Judge Wallace Jopling, "They just have simply failed to overcome the presumption that I am innocent."

In his argument, Bundy referred to the prosecution's contention that he abducted the girl in a white van and later killed her. "Your honor," he told the judge, "they have presented no substantial evidence to place me in the van in which they contend that Kimberly Leach was kidnaped, even if you believe... she was in there."

Bundy's argument was made with the jury absent from the courtroom. The jury was to return later today to hear closing arguments and then begin deliberations.

Two and a half weeks of testimony concluded last evening.

Last July, a jury in Miami required less than six hours to find the former Seattle man guilty of the murders of two Florida State University women students in January, 1978.

BUNDY, 33, one-time law student and former staff man for the Seattle Crime Prevention Advisory Commission, was transported from death row at the Florida state prison to Orlando in early January to face the charges that he kidnaped and murdered the 12-year-old Lake City schoolgirl a little more than three weeks after the Chi Omega killings.

Final testimony yesterday was punctuated by some sharp exchanges between lawyers. Dr. Raymond LaScola of Los Angeles, a medical doctor and investigative hypnotist, testified that "standard and acceptable procedures" were used when the state's key eyewitness was hypnotized to enhance his memory.

The witness, C.L. Anderson of Lake City, has testified he saw a man who "closely resembles" Bundy leading a schoolgirl away from the junior-high building and putting her in a white van the morning Kimberly vanished.

Bundy's lawyer, Vic Africano, tried at length yesterday to get LaScola to concede there were errors in the techniques used by the original hypnotists who interviewed Anderson nearly six months after the girl's disappearance.

IF THE FIRST hypnotic session was valid, asked Africano, why did Anderson think he saw the man and girl in April, when — in

the later session — Anderson remembered the exact date as February 9? Bundy's lawyer suggested the witness had been "coached" to remember the exact date.

Repeatedly, Africano tried to get LaScola to acknowledge that the hypnotists used methods on Anderson which LaScola's professional colleagues have criticized. But LaScola, who acknowledged almost all his work has been with police and prosecutors, steadfastly endorsed the procedures used by the hypnotists.

Africano won a victory for the defense during testimony about a possible alibi for Bundy in one element of the circumstantial case.

During its presentation, the defense had offered a scattering of witnesses who testified about the stolen white van, owned by Florida State University. It had been abandoned on a street corner in a Tallahassee neighborhood on February 11, 1978. Chris Cochrane, F.S.U. employe, said he noticed it parked there that afternoon but didn't recall seeing it there when he drove along that street sometime after 7:30 that morning.

WITH A SERIES of witnesses, Bundy's defense revealed that, around 9 a.m. that day, Bundy was in Crestview Fla., more than 67 miles west of Tallahassee, using a stolen credit card at a Holiday Inn.

The desk clerk, Betty Jean Barnhill, testified Bundy arrived there "between 8 and 8:30" that morning. She said he tried to use a "bad credit card" to pay for a large breakfast.

The defense even called Crestview police to verify that report. It was a rarity — the defense admitting one crime as an alibi for another. The implication: Bundy couldn't have abandoned the white van sometime after 7:30 at Tallahassee and reached Crestview less than an hour later.

As one of its last witnesses, the prosecution offered testimony of Edith Williams, a woman who lived near where the van was abandoned. She testified that about 2 that morning the van passed her house and then was left at the curb. It still was there, she said, when police impounded it the following afternoon.

On cross-examination, Africano may have restored the Bundy alibi. Under his questioning, Ms. Williams recalled the van she saw had a license plate in the middle of its rear panel. He produced a photo of the actual van, which had a rear license plate at the lower left. "This is not the van you saw, is it?" he asked. "No," replied the woman.

The implication was left that the white van which police recovered had been abandoned sometime after Bundy already was in Crestview.

## Bundy's marriage license reported

by RICHARD W. LARSEN  
Times staff writer

ORLANDO — Carole Ann Boone reportedly has applied for a license here to marry Theodore Bundy, the former Seattle man who is condemned to death for two murders and who is on trial for another.

She indicated she wants to have the wedding when Bundy's trial on charges of killing a North Florida schoolgirl is over.

Orange County courthouse sources indicated she filed the marriage application at a license-bureau office after Bundy signed his name to it during a recess in his murder trial. But there is doubt

whether officials of the Orange County jail, where Bundy is being kept, or the Florida state prison, where he has a cell on Death Row, will permit a wedding.

Ms. Boone, a divorcee and mother of a teen-age son, listed her age as 32 and her residence as Olympia. Since 1976, she has become Bundy's closest associate — through his months in the Utah state penitentiary, his confinement in Colorado through 1977 (he still is charged with the Colorado murder of a young woman) and the nearly two years he has spent in jail and prison cells in Florida.

She sat in the courtroom during the weeks last summer

while he was being tried and convicted in Miami for the murders of two Florida State University women students.

Bundy is suspected by police of being responsible for numerous murders of young women in Western states. Ms. Boone insists he is innocent. She isn't talking publicly about their relationship or wedding plans. But she has frequently said, "I know Ted and I know myself very well. I know he could never hurt anybody."

When she traveled to Miami for Bundy's trial last summer, Ms. Boone lost her job as a fuel allocator at the Washington State Energy Office.

There had been speculation



TED BUNDY



CAROLE BOONE

in recent weeks Ms. Boone and Bundy might be contemplating marriage. Each showed up in the Orlando courtroom last month wearing matching gold rings on their left ring fingers. Ms. Boone's bears, in script, the initial "T." Bundy's ring is engraved, in script, with the initial "C."