

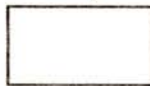
Total Length



Goodell Hearing

Slug: Dec. 1/87

Story #



Writer

(BITE) MOTHER SAYS SHE HAPPY

OPER: LIN BARTLETT-TAYLOR
(MINDY BEALS MOTHER)

OPER: GENESEE CO.
COURTHOUSE/BATAVIA

IT WAS DAY NUMBER 2 FOR THE HEARING ..AND IT DIDN*T
TAKE LONG FOR GENESEE COUNTY COURT JUDGE GLEN
MORTON TO DECIDE THAT GOODELL WAS INDEED COMPETANT
TO STAND TRIAL..

GOODELL IS CHARGED WITH DRIVING THE CAR THAT SLAMMED
INTO ANOTHER VEHICLE CONTAINING ERIC HAMM-JOHNSON..
MINDY BEALS..RHONDA REEVES ..ALL 17 ..AND THEIR 55 YI
OLD DRIVING INSTRUCTOR..PATRICK COLLINS.. ALL 4 DIED

AN OVERFLOW CROWD HAD TO BE MOVED TO A LARGER
COURTROOM WHE THE HEARING BEGAN.. THE DEFENCE ARGUED
GOODELL SUFFERS FROM RETRO GRADE AMNESIA..DUE TO
ALCOHOL ABUSE...HE DOES NOT REMEMBER MUCH ABOUT THE
ACCIDENT .. THUS HE IS NOT COMPETANT TO STAND TRIAL
ON THE MANSLUGHTER CHARGES... THE PROSECUTION ADMITS
GOODELL IS SUFFERING FROM A PARTIAL LOSS OF MEMORY
BUT HE IS NOT INCAPACITATED IN ANY WAY AND COULD
ASSSIST IN HIS OWN DEFENCE..THE JUDGE AGREED..

OPER: JUNE 10, 1987

OPER: RONALD L. FANCHER
DIST. ATTORNEY?GENESEE CO.

BITE D.A.
RADFORD BRIDGE

OPER: (RADFORD REPORTING)

BITE MOTHER AGAIN ABOUT BIRTHDAY
NO DATE HAS YET BEEN SET FOR THE TRIAL..NUMEROUS OTHE
LEGAL HEARINGS MUST FIRST TAKE PLACE...IT COULD BE
WELL INTO NEXT YEAR BEFORE THE CASE ACTUALLY GOES TO
COURT....IN BATAVIA K.R. CHANNEL 7 EYEWITNESS NEWS

GOODELL HEARING

DEC. 1/87 KCR

5PM

~~with # # # # #~~
① V Keith

A DECISION TODAY IN THE
COMPETANCY HEARING OF LYNDON
GOODELL...

****TAKE VOENG HERE*****

SUPER: GENESEE COUNTY
COURTHOUSE # BATAVIA

THE 23 YEAR OLD BATAVIA MAN WILL
STAND TRIAL FOR MANSLAUGHTER..
THE CHARGES STEM FROM LAST SUMMERS
HEAD_ON CRASH THAT KILLED THREE
PEMBROKE # CENTRAL HIGH SCHOOL
STUDENTS AND THEIR DRIVING INSTRUCTOR
GENESSEE COUNTY COURT JUDGE GLEN
R. MORTON AGREED WITH THE
PROSECUTION.. THAT ~~EVEN~~ EVEN THOUGH GOODELL
IS SUFFERING FROM A PARTIAL LOSS OF
MEMORY.. HE IS NOT INCAPACITATED IN
ANY WAY ...AND COULD ASSIST IN HIS
OWN DEFENCE...

(SOT)

eng/sot at: 20

SUPER: LIN BARTLETT-TAYLOR
(MOTHER OF MINDY BEALS)

OUTCUE: _____

ENG RUNS... ~~vo~~ at _____

****LIVE ANCHOR TAG****

NO TRIAL DATE HAS YET BEEN SET SINCE
THERE WILL BE FURTHER HEARINGS
REGARDING SUPPRESSION OF EVIDENCE
AND OTHER LEGAL MATTERS... IT COULD
BE WELL INTO NEXT YR. BEFORE THE
CASE ACTUALLY GOES TO COURT....

5

4

ograms. The
in special
side the home.

Goodell Labeled Competent


Lyndon Goodell is competent to stand trial on manslaughter charges in the deaths of three Pembroke Central High School students and their teacher, according to two experts who testified during a Genesee County Court hearing Monday.

Goodell, 23, of Batavia is charged with driving the car that struck a car containing the three students and their driver education teacher on June 10.

Teacher Patrick E. Collins, 55, of Elma and students Eric Hamm-Johnson, Kathlena Beals and Rhonda L. Reeves, all 17, and all from Corfu, were killed in the head-on collision on Route 5 in the Town of Batavia.

The hearing to determine his competency to stand trial is scheduled to continue today at 11:30 a.m.

District Attorney Ronald L. Fancher Monday called as witnesses Dr. Hedy Tasbas, a psychiatrist with the Genesee County Mental Health Unit, and Dr. Joseph Langen, a psychologist at a Rochester clinic. Both performed court-ordered exams of Goodell.



Bob and Ma
Bobby, 6.

6-20-87

Deaths Prompt Action on Erratic Car

When Jim Miles and his friends spotted a motorist swerving back and forth across the double-yellow line in Greece late Wednesday night, they couldn't help but think of the three Pembroke students and their teacher who were killed last week in an accident linked to drunken driving.

So they forced the motorist to the side of the road and flagged down police.

"I hope someone else would do it too, and not just drive by," said Miles, 20, of Penfield. "He could have hit someone."

"The guy definitely was going to kill himself," added Nick Sacchitella, 20, of Greece, Miles' passenger. "He wouldn't have made it home alive. We knew that, and we had to stop him."

After spotting the car swerving at least 10 times back and forth over the yellow line, Miles

used his vehicle to force the car to the side of the road.

Then the group flagged down police, who charged Hanh Do, 37, of Gates, with driving while intoxicated and failure to keep right.

Just seven days earlier, a car driven by Lyndon D. Goodell reportedly had traveled erratically for about 20 miles before slamming into a Pembroke driver-education car, killing three 17-year-old students and their driver-education teacher.

In that case, at least three witnesses said they had spotted the Goodell vehicle moving erratically. Police responding to citizen complaints reached the accident scene less than a minute after the deadly crash.

The tragedy spawned a great deal of public

awareness about the perils of drunken driving, especially after the public learned that one of the dead students had been a leader in the group Students Against Driving Drunk.

Pembroke school officials and Genesee County law-enforcement officials used the accident's wide media attention to remind the public about the deadly consequences of drunken driving.

Deputy Glenn Greibus, who logged the Do arrest, said it is common to field telephone complaints about suspected drunken drivers, but rare for a citizen to take direct action.

But Sacchitella, after the Pembroke tragedy, felt his civic duty was clear.

"To make the community better, people have to care about each other," Sacchitella said. "People have got to get involved."

THE BUFFALO NEWS

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EDWARD H. BUTLER, Founder 1880-1914

JAMES H. RIGHTER, Publisher 1956-1971

EDWARD H. BUTLER, Jr., Publisher 1914-1956

MRS. EDWARD H. BUTLER, Publisher 1971-1974

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FOSTER L. SPENCER
Managing Editor

Friday, June 12, 1987

Page C-2

Ruling Puts Fair Limit On Required Drug Tests

IN A RULING AGAINST massive drug testing for teachers, New York State's highest court has wisely upheld the individual's right of privacy. There are situations where drug testing of public employees is so firmly in the public interest that the right of privacy properly takes second place. But this is not one of them.

The unanimous ruling ends a mandatory drug-testing program for probationary teachers in the Patchogue-Medford school district on Long Island. In effect, it will also prevent such programs from being instituted at other public schools in the state. And it will have implications for all drug-testing programs affecting public employees except those directly responsible for public safety.

The Court of Appeals ruled that the school's testing program violated provisions in the state and federal constitutions against "unreasonable searches and seizures." The distinction here seems a valid one. Asking an individual to give up urine for a drug test is as much a search as going through one's pockets or desk. And a search is unreasonable if it is conducted at random, without substantial reason.

Quite rightly, the ruling will not apply to situations where a teacher or other employee has exhibited suspicious behavior so that a drug test is warranted. In the case of a "reasonable suspicion" of drug use, the court says, the constitutional prohibition does not apply, because the search becomes a reasonable one.

Thus schools or other public employers will still have the option, as they

should, of requiring drug tests when there is reason to think an individual is a drug user.

No one advocates hiring drug addicts to be teachers. Teacher hiring should involve close scrutiny of a candidate's credentials and character. And school administrators should be well enough acquainted with how their teachers are doing so that they would spot signs of possible drug abuse. Requiring a test should be allowable if such evidence is found. But there should be no need for testing of all teachers.

The ruling is not expected to affect drug-test policies of police and fire departments, drug enforcement units and other agencies involved directly with public safety. This is a valid exception. There is good reason to sanction mandatory testing where an employee's drug use could present a clear public danger.

Also unaffected by the decision are private employers, many of whom now have routine drug testing programs, especially for new employees. They are not covered by the Constitution's rules on what the state may do and have wider latitude to set testing as a condition of employment.

With drug use a rampant problem in American society, a balance has to be found between prohibiting all testing by public employers and allowing tests to become too intrusive. We agree with the Court of Appeals that the mandatory teacher tests went too far, and with its decision outlawing them, the court has added usefully to the definition of reasonable standards.



Athe

The Buffalo-based organization, Council for Secular Humanism, of prayer in open the House and Sen

They feel atheists right to open these ethical statement. ing "non-theists," Constitution's se

state. This argument Court in 1983 ruled do not violate se state.

The secular h their attorney, fe remarks to praye "people who are have the right to h Senate or House, do."

If atheists wen gress, it would be tentions of our Fo tion's first congres well as each sessi with an invocatio our public body laws.

If atheists feel society, this does change a 200-year knowledge our h Creator.

Settle Seating Issue

Alcohol Woes, Criminal Record Dogged Goodell

Friday, June 12, 1987

By GENE WARNER

A nearly-empty bottle of whiskey pulled from the twisted wreckage of an automobile has emerged as key evidence against a Batavia man with a long history of alcohol-related crimes, according to police probing the head-on collision that took the lives of three Pembroke Central High School students and their driver-education teacher.

Lyndon D. Goodell, the unlicensed driver of the car that slammed into the driver-education car on a Route 5 curve in the Town of Batavia Wednesday, has a



Lyndon D. Goodell: whiskey bottle in car.

Specialists help Pembroke "family" cope with tragedy. PAGE C-1

lengthy courtroom history of alcohol-related crimes and apparently had been drinking with a friend before the crash, investigators said.

Goodell and Carol L. Rokicki, the owner of the car involved in the crash, had shared much of a fifth of Jack Daniels whiskey in the parking lot of the Eastern Hills campus of Bryant & Stratton Business Institute in Clarence before deciding to cut classes and drive to Goodell's home in Batavia, authorities charged late Wednesday. Both attend the school.

Both Goodell and Ms. Rokicki were seriously injured in the head-on collision that took the lives of teacher Patrick E. Collins, 55, of Elma, and students Eric Hamm-Johnson, Kathlena "Mindy" Beals and Rhonda L. Reeves, all 17-year-old Corfu residents.

Police revealed, however, that they have a "preliminary statement" given by Ms. Rokicki.

Genesee County Sheriff W. Douglas Call said Goodell and Ms. Rokicki "acquired a bottle of Jack Dan-

iels whiskey ... and consumed the alcohol in the car. Then after a period of time of an hour, hour and a half, they decided to drive to Batavia."

Ms. Rokicki's red 1976 Grand Prix, with Goodell at the wheel and a sign reading "I Brake for Hallucinations" in the window, was seen driving erratically at high speeds along Route 5 near Eastern Hills and in Pembroke, and a Sheriff's Department patrol car racing to intercept it reached the intersection nearest the accident only about "20 or 30 seconds" too late, police said.

The eastbound Grand Prix, witnesses and police estimated, was doing 60 to 65 mph when it rounded a slight curve shortly before 1 p.m. Wednesday, veered into the westbound lane and hit the driver-education car head-on. Student driver Rhonda Reeves, the sheriff said, would have had only an instant to see the oncoming car and had "no

See Goodell
Page A-2, Column 4

... report mentioned an incident in which Goodell "may have had a gun pointed at his head by his own father."

"His family situation is not the most ideal," his attorney told Judge Morton in May 1984. "I would submit to the court that such an up-

ng doesn't lend itself to (being) the normal citizen that we would like to be."

Goodell also admitted to his profligacy as an officer that any money he got was strictly for the purchase of alcohol, court records show.

After sentencing him to a prison term of 1½ to four years on the charge in May 1984, Judge Kelly said Goodell had some "serious problems" and needed counseling.

One month later, on June 18, 1984, Goodell lowered himself from an office ceiling and fled to the basement of the Genesee County Jail. Caught at MacArthur in Batavia three days later, Goodell told deputies he had been in the brush and was looking for a place to "make booze" in the jail.

In October 1984, Goodell was sentenced to a repeat felony offender, a prison term of 1½ to two years at Elmira Correctional Institution. The sentences were to be served consecutively.

Genesee County authorities said Goodell was paroled in 1985, after about two years in prison. They explained that Goodell received credit for time served for "good time." Goodell had no record of employment since he was released.

Goodell enrolled in the Business Campus of Bryant & Stratton Business Institute, where he was studying business management to Mrs. Vahue.

Goodell told college officials he had attended junior college in Albion College. But there was nothing in his file to indicate he had a record, Mrs. Vahue said. She learned about his past record from deputies.

Goodell said Goodell was a business-management major and that there is no record of contact with him, and he was engaged in student activities.

Goodell said he got into the car to be a known student and to be a known student.

... for a memorial service for the four victims are expected to be completed today. Tentative plans call for the service to be held at 2 p.m. Sunday at the junior-senior high school, Superintendent Richard F. Kelly said.

"It will be a total school community memorial," Kelly said.

... center on whether Ms. Rokicki knew Goodell was unlicensed when she let him drive her car, police indicated. Once Goodell's blood test results are returned, a grand jury could consider charges of vehicular man-

Goodell

Continued from Page 1

ance at all" to avoid the collision.

The morning of the crash, investigators said, the 23-year-old Goodell and Ms. Rokicki, 19, agreed to meet outside the business school campus.

Ms. Rokicki, a North Tonawanda resident, was scheduled to graduate Monday as an administrative secretary. She attended her class in job preparation from 8:55 to 9:45 a.m. Wednesday, then picked up her cap and gown in the school bookstore, according to Lora Vahue, school manager.

She was seen walking out of the building with Goodell at about 10:45 a.m.

Ms. Rokicki had another class scheduled from 11:40 a.m. to 1:25 p.m., but she never came back. Goodell also had a full day of classes scheduled, but didn't show up for any, according to Mrs. Vahue.

Instead, police say, they went out to Ms. Rokicki's car and drank. And then, after about an hour and a half, they decided to drive to Goodell's home at 205 W. Main St., Batavia.

"We did find the bottle in the car," said Sheriff Call. "We had three people who reported the erratic driving characteristics of this car. So we think that we've got not only probable cause to believe that the person was intoxicated at this point without a blood test, but very compelling evidence to that effect."

Goodell and Ms. Rokicki both were listed in serious condition late Thursday, Goodell in Erie County Medical Center and Ms. Rokicki in DeGraff Memorial Hospital, North Tonawanda. Testing of a court-approved blood sample taken from Goodell after the accident is expected to be completed in about a week.

Goodell was not charged immediately because he was comatose after the accident, Call said. Charges of driving while intoxicated, failure to keep right, operating without a license and a seat-belt violation are pending against him, the sheriff said.

Both Call and Undersheriff Ronald W. Hallman said they have found no record from the Department of Motor Vehicles that Goodell ever had a driver's license. Part of the crash probe will center on whether Ms. Rokicki knew Goodell was unlicensed when she let him drive her car, police indicated.

Once Goodell's blood test results are returned, a grand jury could consider charges of vehicular man-

slaughter or criminally negligent homicide, said Genesee County District Attorney Ronald L. Fancher. If Goodell were convicted of a felony, he would be sentenced as a persistent felon because of his prior record, law-enforcement sources said.

That record, emerging as the investigation continues, shows that Goodell's 23-year-life also includes a difficult family background, a Navy discharge related to a prior arrest, a confessed desire to make alcohol in jail and a jail escape that lasted three days. In one incident, court records show, his own father may have pointed a gun at his head.

Goodell has a history of alcohol abuse that dates back to at least 1983, when he was 19 years old, according to records in the Genesee County clerk's office.

At a May 1984 sentencing on a third-degree burglary charge, Goodell's lawyer told County Judge Glenn R. Morton that Goodell had been drinking heavily at the time of the burglary.

The attorney, an assistant public defender, also pointed to Goodell's previous record of petty thefts and a felony grand larceny conviction.

"In each and every incident there was the use of alcohol or some form of drug," he told the judge.

Goodell had a spotty employment record and was unable to keep a steady job.

"I think that problem is due to the alcohol abuse," his attorney said in Genesee County Court.

Goodell also was discharged from the Navy because of a prior arrest, according to a court transcript.

His criminal record shows convictions or guilty pleas in four cases, for unlicensed operation of a vehicle, third-degree burglary, attempted possession of stolen property and attempted escape.

His previous status as a youthful offender prevented authorities Thursday from releasing details on other earlier cases, including the theft from a church and at least one disorderly-conduct conviction.

Court records also paint a picture of a difficult upbringing.

One presentencing report mentioned an incident in which Goodell "may have had a gun pointed at his head by his own father."

"His family situation is not the most ideal," his attorney told Judge Morton in May 1984. "I would submit to the court that such an up-

bringing doesn't lend itself to (becoming) the normal citizen that we all try to be."

Goodell also admitted to his probation officer that any money he got went strictly for the purchase of alcohol, court records show.

Before sentencing him to a prison term of 1½ to four years on the burglary charge in May 1984, Judge Morton said Goodell had some "very serious problems" and needed extensive counseling.

One month later, on June 18, 1984, Goodell lowered himself through an office ceiling and fled through the basement of the Genesee County Jail. Caught at MacArthur Park in Batavia three days later, Goodell told deputies he had been living in the brush and was looking for a place to "make booze" while in jail.

In October 1984, Goodell was sentenced, as a repeat felony offender, to another prison term of 1½ to three years at Elmira Correctional Facility. The sentences were to be served consecutively.

Genesee County authorities Thursday said Goodell was paroled late last year, after about two years in prison. They explained that Goodell probably received credit for time served and for "good time."

Authorities had no record of Goodell holding a job since he was paroled.

In April, Goodell enrolled in the Eastern Hills Campus of Bryant & Stratton Business Institute, where he was studying business management, according to Mrs. Vahue.

Goodell had told college officials he attended a junior college in Albany and Daemen College. But there was nothing in his file to indicate he had a criminal record, Mrs. Vahue said. She learned about his past from sheriff's deputies.

Mrs. Vahue said Goodell was a first-term business-management student. She said there is no record of any trouble with him, and he was not involved in student activities.

"I don't think he got into the school enough to be a known student," Mrs. Vahue said.

Plans for a memorial service for the four victims are expected to be completed today. Tentative plans call for the service to be held at 2 p.m. Sunday at the junior-senior high school, Superintendent Richard F. Kelly said.

"It will be a total school community memorial," Kelly said.

8% SALES TAX (86-87) 2 YRS 7 to 8

- BACK DOWN TO 7% OVER 5 YRS....

- IN REP. CO. EXER. BUDGET - $\frac{1}{8}$ 1% REDUCTION

- DEMO'S SAID NO - DROP TO 7 EVENTUALLY

- DEMO'S NOW IN OFFICE

- WANT TO KEEP IT AT 8%

- JAN. 1st - JUST WON BEG. OF NOV.

- BIRTHDAY TODAY MINDY BEELEY

GEN. R. MORTON

GENESSE
COUNTY
COURT HOUSE BATAVIA

① - ~~LIN~~ BARTLETT - MINDY'S MOTHER....
- TAYLOR BEALS

BITE BIRTHDAY..

BITES - SOME FAMILY MEMBERS THINK THIS WHOLE
CASE SHOULD BE GOING FASTER

22,000 PEOPLE YR. KILLED BY DRUNK DRIVERS
IN UNITED STATES...

BITES - FAMILIES HERE TO KEEP THE MEMORIES ALIVE
- THIS IS A TOUGH TIME, WITH THE HOLIDAYS
COMING....

② DONALD HANN - JOHNSON
ERIC'S FATHER

- PROSECUTION DID IT'S THING YESTERDAY

- DEFENCE TURN TODAY

- PROS. HAS NOT COME UP WITH BURDEN OF TRUTH...

- TOO MANY SHOWED UP FOR SMALL SURROGATE COURTROOM, SO THE PROCEEDINGS HAD TO BE MOVED NEXT DOOR

- DEFENCE WANTED TO CALL GOODER'S MOTHER TODAY BUT DECIDED NO ^{RETRO-GRADE} AMNESIA EXPERT, SO IT WAS POINTLESS.

- BURDEN OF PROOF ^{FOR COMPETENCY} IS ON THE "PEOPLE" NOT DEFENDENT, & JUDGE AGREED

- WANTED A DOCTOR TO CALL TODAY FROM ECHC BUT COULDN'T GET ONE HERE.

- FACT-FINDING STAGE NOW COMPLETE

- "INABILITY TO RECALL THE EVENTS" DEFENCE SAYS ABOUT MR. GOODER

- NOTHING'S BEEN DONE FOR MORE THAN 2 MONTHS BY DOCTOR'S ABOUT GOODER

- SHE SAYS DOCTORS YESTERDAY SAID GOODER HAS A MENTAL DEFECT

- DEFENCE SAYS CLIENT DOESN'T UNDERSTAND HIS COURT PROCEDURE, DOESN'T EVEN UNDERSTAND THE CHARGES AGAINST HIM. CAN'T EVEN ADD or SUBTRACT NUMBERS....

- RECORDS & DOCTORS SHOW THERE IS LACK OF MEM. ON WHAT HAPPENED

- PROSECUTION SAY DEFENDANT IS NOT INCAPACITATED IN ANY WAY & CAN ASSIST IN HIS DEFENSE...
- SAYS DEFENSE HAD PLENTY OF TIME TO CALL EXPERT WITNESSES, BUT DID NOT
- PROSECUTION ADMITS DEFENDANT HAS SOME "PARTIAL" LOSS OF MEMORY BUT NOT RETRO-GRADE AMNESIA...
- WANTS "CRIMINAL ACTION" TO PROCEED IMMEDIATELY

I'M K.R. IN BATAVIA, A DECISION COMES DOWN IN LYNDON GOODERL'S COMPETENCY HEARING, ~~THAT STORY~~ WE'LL HAVE THE STORY.....

I'M K.R. AT THE GENESSE CO. COURTHOUSE WILL THERE BE A TRIAL, OVER LAST SUMMER'S TERRIBLE CRASH THAT KILLED 3 PEMBROKE CENTRAL HIGH STUDENTS & THEIR TEACHER... WE'LL HAVE THE ~~DECISION~~ DECISION.....

~~AND~~ GOODALL IS SUFFERING FROM A

"PARTIAL" LOSS OF MEMORY, BUT HE

DOES NOT HAVE RETRO-GRADE AMNESIA

② IS ~~THE~~ NOT INCAPACITATED IN ANY

WAY, & ~~CAN~~ ^{COULD} ASSIST IN HIS OWN DEFENSE
- THE JUDGE ~~APPROXIMATELY~~ AGREED". BITE ATTORNEY

~~FRIENDS & FAMILY MEMBERS ON HAND~~

~~FOR THE MOTHER OF MINDY BEARS,~~
^{STAND} THIS DAY WAS NOT SUPPOSED TO HAVE BEEN
SPENT IN A COURTROOM, IT SHOULD HAVE
BEEN A DAY OF CELEBRATION —

BITE

33-1/2 hr

GEDESSE of 77

GOING N. ON 77

"EVERGREEN HILL CEMETARY...."

TAG:

- NO TRIAL DATE HAS YET BEEN SET, SINCE
THERE WILL BE FURTHER HEARINGS REGARDING
SUPPRESSION OF EVIDENCE & OTHER ^{LEGAL} MATTERS...
IT COULD BE WELL INTO NEXT YR. BEFORE THE
CASE ACTUALLY GOES TO COURT....

A DECISION TODAY IN THE COMPETENCY HEARING OF LYNDON GOODSELL.

INTRO

THE 23 YR OLD BATAVIA MAN, WILL STAND TRIAL ~~FOR~~ ^{FOR} MANSLAUGHTER ~~CHARGES~~...

THE CHARGES STEMMING FROM LAST SUMMER'S HEAD-ON CRASH THAT KILLED 3 PEMBROKE CENTRAL H.S. STUDENTS & THEIR TEACHER.

~~NOT~~ CHANNEL 7'S KEITH RADFORD HAS MORE FROM BATAVIA...

SOES

NATS

BITE - FAMILY GLAD

IT WAS DAY #2 FOR THE ~~COMPETENCY~~ HEARING & IT DIDN'T TAKE LONG FOR GENESSEE CO. COURT JUDGE GLEN R. MORTON TO DECIDE ^{THAT} ~~GOODSELL~~ ^{GOODSELL} WAS COMPETENT TO STAND TRIAL.

GOODSELL ^{IS CHARGED WITH} ~~THE~~ DRIVING THE CAR THAT SLAMMED INTO ANOTHER VEHICLE CONTAINING ERIC HAHN JOHNSON, MINDY BEALS, RHONDA REEVES, ALL 17 & THEIR DRIVING INSTRUCTOR, 55 YR. OLD PATRICK COLLINS. ALL FOUR DIED...

- LAW CALLS FOR 2 PSYCHIATRISTS
1 PSYCHOLOGIST

- LEGAL CRITERIA
- HE CAN CONSULT WITH HIS COUNSEL
 - HE HAS A RATIONAL UNDERSTANDING
 - DOES NOT LACK CAPACITY TO UNDERSTAND CRIME & CAUSE
 - AMNESIA ALONE IS NOT ENOUGH OF AN EXCUSE
 - BUT MAY EFFECT "A FAIR TRIAL"
 - BURDEN OF PROOF ON BOTH SIDES
 - SAYS HE DID SUFFER RETRO-GRADE AMNESIA, BUT THAT DOESN'T MATTER AT ONE TIME