

IN

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STATE OF NEBRASKA,  
Plaintiff,  
VS.

CHARLES STARKWEATHER,  
Defendant.

MOTION TO PRODUCE EVIDENCE  
OF CONFESSION

Come now T. CLEMENT GAUGHAN and WILLIAM F. MATSCHULLAT,  
Attorneys for defendant, and request the Court to issue an  
order to the County Attorney of Lancaster County, Nebraska,  
to produce and transmit to defendant copy or copies of an  
alleged confession made heretofore by the defendant, Charles  
Starkweather.

Dated this \_\_\_\_\_ day of March, 1958.

\_\_\_\_\_  
T. Clement Gaughan.

\_\_\_\_\_  
Wm. F. Matschullat.

Attorneys for Defendant.

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

THE STATE OF NEBRASKA,  
Plaintiff,  
vs.  
CHARLES STARKWEATHER,  
Defendant.  
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ORDER

This matter came on for hearing upon motion of defendant to have appointed medical experts for examination of defendant, and the Court being duly informed in the premises, and the State being represented in Court by its County Attorney, does sustain said motion.

IT IS, THEREFORE, CONSIDERED, ORDERED and ADJUDGED that Dr. John F. Steinman, Lincoln, Nebraska; Dr. J. Whitney Kelley, Omaha, Nebraska; and Dr. Chester H. Farrell, Omaha, Nebraska; and Dr. Donald Fitzgerald, Omaha, Nebraska, be, and they hereby are appointed to make examinations of said defendant. That the Sheriff of this County is authorized and directed to permit said medical experts access to said defendant at such reasonable times as said doctors may desire to examine said defendant.

IT IS FURTHER ORDERED that said medical experts be permitted to testify as Witnesses for defendant and that each be allowed a reasonable fee for their services rendered after claim has been presented and allowed by this Court same to be taxed as part of the costs herein.

DATED this 20<sup>th</sup> day of March, 1958.

Harry A. Spencer  
JUDGE.

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA )  
Plaintiff, )  
vs. )  
CHARLES STARKWEATHER )  
Defendant. )  
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MOTION FOR COURT TO APPOINT  
MEDICAL EXPERTS.

Comes now T. CLEMENT GAUGHAN and WM. F. MATSCHULLAT, Attorneys for defendant, and move the Court for an order appointing medical experts to make mental and neurological examinations of the defendant in above entitled cause, prior to trial. The reasons, therefor, are set forth in the hereto attached Affidavit which is for reference, marked Exhibit "A".

\_\_\_\_\_  
T. Clement Gaughan.

\_\_\_\_\_  
Wm. F. Matschullat

Attorneys for Defendant.

A F F I D A V I T

STATE OF NEBRASKA )  
COUNTY OF LANCASTER ) ss.

T. CLEMENT GAUGHAN and WM. F. MATSCHULLAT, being duly sworn upon oath depose and say:

That they are the duly appointed Attorneys for defendant in the above entitled cause. That it is necessary for the defense of the said defendant that competent medical experts be appointed and that a sociologist also be appointed for the purpose of making a report on defendant's mental condition. That because of the wide-spread publicity and the general nature of the case, the Affiants have experienced extreme difficulty in obtaining medical experts to become interested in said case on their own volition; and that it is necessary that the Court appoint qualified medical experts and a sociologist for the purpose of making mental and neurological tests and reports thereof.

The Affiants further say that Dr. John F. Steinman, Lincoln, Nebraska; Dr. J. Whitney Kelley, Omaha, Nebraska, and Dr. Chester H. Farrell, Omaha, Nebraska, are competent, well qualified, and experienced in the field of mental illness and neurology; and that Dr. Donald Fitzgerald, Omaha, Nebraska, is a competent sociologist to make tests and reports regarding the mental condition of said defendant.

Further Affiants sayeth naught.

\_\_\_\_\_  
Affiant.

\_\_\_\_\_  
Affiant.

Subscribed and sworn to before me this \_\_\_\_\_ day of March, 1958.

\_\_\_\_\_  
Notary Public.