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## What's up

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KANM STUDENT RADIO: summer disc jockeys will meet at 7 p.m. in 701 Rudder.

Items for What's Up should be submitted to The Battalion, 216 Reed McDonald, no less than three working days before desired publication date.

# Doctor says officer tried to ward off assailant's shots

SAN ANTONIO (AP) — Patrolman Stephen Smith tried to fend off his attacker before he was shot to death by another officer, a patholog-

ist testified Wednesday.
Farrell Tucker, 36, is charged with murder in the slaying of Smith, 31, his best friend, who was suspected of vigilante activities.

Tucker claims he shot Smith five times last Aug. 18 after Smith threat-ened him with a pistol, but Dr. Vin-cent DiMaio, chief medical examiner for Bexar County, testified his findings are inconsistent with Tucker's claim that Smith had a gun. DiMaio said an autopsy showed

Smith had gunshot residue on the palm of his right hand, indicating that Smith probably had placed his hand along the cylinder of a gun and tried to push it away. 'The gunshot residue in the palm

of the hand is consistent with a de-fensive move as if to ward off the gun or grab it," DiMaio testified. "The hand had to be virtually in

contact with the weapon when it was fired," DiMaio said under cross-examination. Tucker's attorney, Terry McDonald, asked DiMaio why Smith's hand

wasn't injured if Smith was holding "He probably had his hand adjacent to the cylinder," DiMaio re-

McDonald also asked if the high level of lead found on the hand

could have come from any other

'We find levels like that only

when the hand is in contact with the weapon at the time of discharge,' DiMaio said.

In a videotape re-enactment of the shooting, Tucker claimed that while he and Smith were in Smith's car Smith pulled a 9mm weapon on him. Tucker claimed Smith ordered him to hand over a .45-caliber semi-

automatic pistol he was carrying.

Tucker said after he complied,
Smith turned the .45-caliber pistol
on him and put the 9mm weapon
under the driver's seat. Tucker claims he then shot Smith five times with a second weapon he had brought to their meeting, a .357-cali-

ber Magnum service revolver.
FBI agent Robert Spalding testified earlier that Smith could not have been holding the .45-caliber pistol because it had a small amount of blood spattered on it that come of blood spattered on it that came from a different direction. Spalding said the blood stains on the .45-caliber could only have gotten there if the weapon were upside down.

DiMaio, the state's key witness used a mannequin head to indicate where Smith had been shot and displayed to the jury photographs of Smith's wounds.

Tucker claims Smith, who was on suspension on brutality charges, planned to kill then-Assistant Police Chief Frank Hoyack, Deputy Chief Robert Heuck and then-District At-torney Sam Millsap, whom he blamed for damaging his career.

Smith's slaying cost two police chiefs their jobs and sparked a federal investigation into the slaying.

## WWI vets will attend ceremonies in France

be 96 years old, but Harry Cramer plans to be on a plane bound for Paris this week to attend ceremonies honoring him and other World War I veterans.

Cramer and Elvin Sprague, 89, both of Fort Worth, are among 19 veterans who were invited to attend ceremonies commemorating the anniversary of the U.S. troops' entry into the war. Sprague also plans to attend.

It was on June 17, 1917, that Gen. John Pershing and the first of the American Expeditionary Force landed in France. To the tune of 'Over There," 2 million more American soldiers soon followed.

'We got a wonderful reception men and women crying, hugging and kissing us," Cramer said, recalling what it was like to arrive in Paris

70 years ago. The ex-doughboys and their wives arrive Saturday in Paris for a wreath-laying ceremony at the French tomb of the unknown soldier at the Arch of Triumph. Additional

Sunday and Monday, including a visit to the Belleau Wood Battlefield with French World War I veterans.

U.S. Veterans Administration officials called two weeks ago to offer the five-day, expense-paid trip, Cramer's wife, Bertha, said.

"They called us and said, 'Would you like to go?' "Mrs. Cramer said. "Well, actually, they first said, 'Are you physically able to go? Sprague and Cramer were chosen

for the commemorative trip through their activity in the Veterans of World War I of the U.S.A., a national veterans service organization. Sprague is a past national commander. Cramer is currently national junior vice commander.

Cramer was a 27-year-old civil engineer working for the Pennsylvania Railroad in Pittsburgh when he vol-unteered in 1917. He spent the war rebuilding rail lines in France.

Sprague said he actually spent all his World War I service in Texas, and he's wondering now why he agreed to go overseas at this late date. "I've just decided I'm crazy," ceremonies and tours are planned he said. "My wife thinks so, too."

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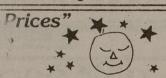
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