

SQUABBLE OVER ATTORNEY DELAYS MURDER HEARING

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Defense **attorney** W. Otis Culpepper was granted a **delay** Thursday in the pre-trial examination of Cary Vincent Goins, accused of murdering one Detroit policeman and wounding another. The examination was postponed so Culpepper could answer a prosecutor's motion to remove him from the case for a conflict of interests.

Assistant Wayne County Prosecutor Timothy Kenny argued that Culpepper should be removed from the Goins case because he is defending an eyewitness, Ernest Files, in another **murder** case scheduled to begin Monday in Recorder's Court.

A situation where Culpepper would have to cross-examine Files in the Goins case and then defend Files against a first- degree **murder** charge would "prevent the people from getting a fair **hearing** in this case," Kenny said.

"The legal question is of such monument that it should not be flipped about so lightly," Culpepper countered, seeking a **delay** on Kenny's motion.

Judge John R. Perry of the 36th (Detroit) District Court postponed the **hearing** on Kenny's motion until Monday afternoon.

IF CULPEPPER is allowed to remain on the case, the pre- trial examination will be held then. Should Perry rule against Culpepper, another postponement would be granted to allow Goins' new **attorney** to become familiar with the case.

Goins, 17, is charged with first-degree **murder** , assault with intent to **murder** and using a firearm while committing a felony in the March 29 shooting of Detroit police officers William Green and Eric Byers. Green, 29, died after being shot in the head. Byers, 36, was released from the hospital Wednesday after treatment of a shoulder wound.

If convicted, Goins, who is being held without bond in the Wayne County Jail, faces a mandatory life prison sentence with no parole.

Files, 21, was among a group of people at the corner of Woodward and Leicester when the two plainclothes officers were shot.

At the time, Files was free on \$100,000 bond on a first- degree **murder** charge stemming from the shooting last year of Wilson Curtis III. Files allegedly shot Curtis in an argument **over** a woman.

If convicted, Files also faces life imprisonment.

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