



PLEASE NOTE DATE

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HEADQUARTERS, THIRD U. S. ARMY, Fort McPherson, Ga. -- The Army announced today that the initial pre-trial hearing in the court-martial of Sergeant Charles E. Hutto will be held at Fort McPherson on Friday, October 2, 1970, at 9:00 a.m.

The hearing, to be conducted under the provisions of Article 39 A, Uniform Code of Military Justice (UCMJ), will be presided over by Lieutenant Colonel Kenneth A. Howard, military judge in the case. Trial counsel (prosecutor) will be Captain Franklin R. Wurtzel, assisted by Captain William G. Eckhardt. Captain James W. Lane will act as Sergeant Hutto's defense counsel, and Captain John D. Leonard as assistant defense counsel.

Sergeant Hutto has retained the services of a civilian attorney, Mr. Edward L. Magill of Miami, Florida.

It is anticipated that this initial session will be brief, and that it will be held only for the limited purpose of issuing preliminary instructions on the conduct of the trial.

Sergeant Hutto is charged with assault with intent to commit murder and false swearing, both in violation of Article 134, Uniform Code of Military Justice. These charges arose from events alleged to have occurred at Son My, Republic of Vietnam, in March 1968.