

NOV 26 1969

# Judge Adjourns Jolls Hearing

County Judge Frank R. Bayger on Tuesday adjourned until 10 a.m. Friday a hearing on a motion to dismiss charges against Miss Chyrel Jolls, 23, accused in the kidnap-murder of a 3-year-old boy in 1961.

Before adjourning the hearing, the court heard testimony from two psychiatrists who recommended transfer of Miss Jolls to a civil hospital from Matteawan State Hospital for the criminally insane in Beacon, N.Y.

## Await Dillon Stand

Recommendations for her transfer were made by Dr. Michael Lynch of 1275 Delaware Ave. and Dr. Leon Froth, a staff psychiatrist at Matteawan.

Consent of Dist. Atty. Michael F. Dillon is required for dismissal of the charges. Asst. Dist. Atty. Joseph P. Burke told the court he would attempt to have Dillon's recommendation by Friday.

The motion for dismissal of

the charges to permit Miss Jolls' certification to a civil hospital is being made by court-assigned Attorney Robert M. Murphy.

Miss Jolls has sufficiently recovered to understand the nature of the charges and assist in her own defense, said Dr. Lynch.

## Relapse Feared

While she is no longer suffering from psychosis, another trial might trigger another psychotic episode, Dr. Lynch said, and bring about a relapse.

"Intellectually she would be ready (for another trial) but emotionally, I doubt it," said Dr. Groth. "Intellectually she has matured to a high degree."

"Before she can go into the community she needs pre-stage adjustment," said Dr. Groth. "Any further progression can only be afforded by a civil institution."

## Calm in Court

Miss Jolls, wearing a white

sweater and blue skirt, sat calmly through the proceeding. Her appearance was in marked contrast to 1964 when she went on trial before then County Judge Charles J. Gaughan, now a Supreme Court justice.

At that time, she was distraught and was aided to and from the courtroom by deputy sheriffs. Judge Gaughan, after observing her demeanor, declared a mistrial and she was returned to Matteawan State Hospital where she was originally committed in 1962.

Miss Jolls is named in two indictments. One alleges she kidnaped and murdered Andrew T. Ashley, 3, on June 23, 1961. The youngster's body was found in Delaware Park Lake several days later.

Another indictment accuses her of kidnaping Richard Edgington, 5, of 81 Saranac Ave., on June 22, 1961. He was found bound and gagged alongside railroad tracks near Amherst St.