



**CARLTON GARY**  
Faces Murder, Rape Trial

## Gary Defense Seeks Judge's Dismissal

By Ken Elkins  
Staff Writer

Muscogee Superior Court Judge John Land said Thursday he hasn't formed an opinion on accused "stocking strangler" Carlton Gary.

Gary's attorneys asked during a hearing in Muscogee Superior Court Thursday that Land be removed from hearing the case.

Gary, arriving in manacles, shouted and accused a deputy sheriff of "manhandling" him. "I'm going to get you," the defendant said. "You can count on that."

Gary, gesturing to a deputy, said, "I'm going to kill him." Gary quieted before the hearing started.

Houston Circuit Judge Willis Hunt gave Gary's attorneys 10 days to file additional briefs on the request to remove Land. Prosecutors then have five days to answer.

Gary's trial and numerous pre-trial motions await Hunt's decision.

Gary is charged with raping and murdering three women in a series of seven slayings in and around the Wynnton area of Columbus in 1977-78. Authorities haven't said what will happen to the four other cases.

John Allen, Gary's original attorney, testified Thursday that Land told him "your boy (Gary) might not be telling you the truth."

The two were talking about Columbus Police detectives' attempts to question Gary after his arrest in 1984.

Allen said detectives wanted to talk to Gary. But Land said Columbus Police Chief Jim Wetherington told him that Gary summoned detectives.

Land also denied making the "your boy" statement.

Allen has since been excused from the case for "personal reasons."

Gary's new attorney, August "Bud" Siemon, is trying to show that Land "showed a degree of bias" in the case.

Siemon called Land a "material witness" in the case.

## Gary's Attorneys Relieved of Duties

Two court-appointed attorneys for Carlton Gary were formally relieved of their duties Tuesday.

Muscogee Superior Court Judge John Land issued the order one day after a motion was filed notifying the court of Gary's selection of Atlanta attorney August F. Siemon to head his defense.

Land also directed William L. Kirby II and Stephen Hyles to make their investigative files available to Siemon.

Gary, 33, is charged in three 1977 slayings.

The judge granted a defense motion staying further consideration of any motions for 30 days. —

Phil Gast