

**DAILY
BULLETIN**

OFFICE OF SAMOAN INFORMATION

PAGO PAGOMONDAY, FEBRUARY, 27, 1967
ASO GAFUA, FEPUARI 27, 1967LA'AU FANENE SENTENCED TO 30 YEARS FOR SECOND-DEGREE MURDER

The High Court of American Samoa today found 29-year-old La'au Fanene guilty of second-degree murder in the death of Mose Iuli in Tula January 12, Fanene was sentenced to 30 years in the American Samoa prison.

Chief Justice Edward Hyden, speaking for himself and the four associate justices who weighed the testimony in the case, said the government of American Samoa had not proven that Fanene was guilty of first-degree murder -- specifically, that he had killed with malice, forethought, premeditation or deliberation. Hyden noted that the Code of American Samoa defines second-degree murder as all other types of murder than that which is defined first-degree.

About 50 spectators -- far less than had jammed the court room during the trial February 20 and 21, heard the verdict and sentence after Hyden carefully defined various legal definitions of homicide and reviewed the high points of testimony in the case.

Hyden noted that the arguments presented on behalf of Fanene rested on two bases: (1) that the 40-year-old Iuli was killed accidentally, and (2) that Fanene was drunk at the time and didn't know what was happening.

Hyden said testimony showed that Fanene, Iuli and at least two other men had started drinking four cases of beer in Tula January 12, and that the drinking continued into the evening. A bolt-action .22 caliber rifle -- registered to Fanene -- had been used to shot a beer bottle that had been placed outside the fale where the men were drinking, according to testimony.

Three young women testified for the government (prosecution) that Fanene, Iuli and two other men were in the fale and that a struggle developed over the gun when Iuli said he wanted to shoot at a beer bottle. During the struggle the gun went off, fatally wounding Iuli. He died shortly thereafter in the Hospital of American Samoa.

Hyden said he and the associate judges found no evidence that the incident was an accident. In pronouncing the sentence -- 30 years at ordinary labor -- Hyden said murder "is the most wicked of all crimes." Addressing Fanene, the chief justice said: "You have destroyed one life and adversely affected the lives of your own family and that of the victim. You have also ruined another life -- your own."

TRAVEL EDITOR OF HOLIDAY MAGAZINE DUE HERE

Caskie Stinnett, the travel editor of Holiday Magazine, is scheduled to arrive to arrive in Pago Pago tomorrow to gather information for an article about American Samoa. The article will probably appear in the July issue of Holiday, which is one of the largest travel magazines in the world.

In a letter to Tourism Director Fofō I.F. Sunia, Stinnett said he plans to stay in Samoa about one week. He will stay at the Pago Pago Intercontinental Hotel.

TELEVISION FOR TONIGHT

CHANNEL 2: (7:00) Friendly Giant (7:15) News (Samoan) (7:30) 20th Century: "Paris in the 20's (7:57) What's New (8:27) Cheyenne: "Born Bad"

CHANNEL 4: (7:00) News (English) (7:15) Friendly Giant (7:31) You Are There: "Capture of John Wilkes Booth" (7:57) Your Dollar's Worth (8:27) Garry Moore: "Brock Peters" (9:18) News (English).

GERGELY ISSUES WARNING

The government of American Samoa has taken possession of Logotala Hill -- "Flat Top"-- Attorney General Alfred J. Gergely said today.

Gergely cautioned the public against trespassing on Logotala Hill, located at the western end of the airport runway. The attorney general told of receiving complaints that there has been illegal removing of cinders from the hill.

Only the director of public works may authorize removal of the cinders, Gergely said. The attorney general warned that persons found removing cinders without permission were subject to arrest and prosecution.

ASSISTANT PERSONNEL OFFICER HONORED BY SOCIAL SECURITY ADMINISTRATION

Representatives of the U.S. Social Security Administration today presented a plaque of appreciation to Luaao Lē, assistant personnel officer of American Samoa, for his "outstanding service to the Social Security program and the people of American Samoa."

The plaque was presented by Thomas P. Hart, regional representative of the Social Security Administration, and Royden S. Ikeda, a Social Security representative from Honolulu who makes regular Social Security counseling trips to American Samoa. The presentation was made in the governor's office this morning.

Since 1961, Lē has helped local residents apply for Social Security account numbers, file claims, and other Social Security matters. He also is an interpreter when Ikeda visits here and helps locate people.

"Unofficially, we look upon Mr. Lē as an honorary resident representative in American Samoa, and I'm sure his fellow Samoans regard him similarly," Hart said.

AIRPORT ACTING MANAGER IS APPOINTED

A veteran of 22 years service in the United States Air Force, and a combat veteran of World War II and the Korean War has been appointed acting manager of Pago Pago International Airport.

The appointment of Enver W. "Tag" Painter to that position was announced by Acting Governor Owen S. Aspinall.

Painter began his flying career in 1940. He was a bomber pilot in the U.S. 8th Air Force in the European Theater during World War II.

He was honorably discharged in 1945. After a year's separation for the Air Force, during which time he attended the Boeing Flight Engineer School in Seattle, Washington, Painter rejoined the Air Force and returned to Europe.

Painter, now 46, flew as a flight engineer in B-29s during the Korean War.

A native of Pennsylvania, Painter has lived in American Samoa for five years. He is married and has two sons.

SWEDISH SHIP IN HONOLULU

HONOLULU -- The Swedish training ship Alvsnabben is in port today after a booming, hula-dancing welcome yesterday. The Swedish ship arrived in Honolulu on a round-the-world training and good-will cruise. Earlier, the ship had visited American Samoa.

Aboard the ship was Crown Prince Carl Gustaf. He is one of 97 cadets aboard. Gustaf met reporters, squelched rumors that he plans to marry, and then went sailing. The Alvsnabben will leave for California Thursday.