

# Smith

Continued from page A1

Each time the government prepared to play brief portions of tapes — the incriminating portions only — a defense attorney would request that the entire tape be played. Therefore, as the jury listened to hour after hour of taped conversations, their ears burned as Smith spewed out every imaginable (and unimaginable) combination of curse words known to human beings.

Tuesday under cross-examination by Womble's attorney, David Freedman, Smith was forced to admit he hadn't been a perfect gen-

seat, spat out terse answers and was reprimanded by the judge for being uncooperative during cross-examination by Freedman and James Ferguson, Hairston's attorney.

The government has shown that Womble accepted a \$1250 check made out to N.C. BEMO, Black Elected Municipal Officials, as well as a check for the same amount made payable to Womble, but Freedman attempted to show that Womble accepted the check for charity.

**Freedman:** You wrote a check



Much of the government's case has centered around taped conversations with Patrick Hairston (left) and Rodney Sumler (right).

from Mr. Sumler?

**Smith:** I wouldn't put it like that.

**Freedman:** You wanted to elicit an incriminating statement from Mr. Womble, did you not?

**Smith:** No, and may I explain? [David Freedman rephrased his

right?

After avoiding the question four times, Smith answered, "Right."

**Freedman:** It was not your idea to write the last check to Mr. Womble, was it?

**Smith:** No.

question four or five times, and Judge Steen reprimanded Smith several times before he finally admitted that the FBI coached him on how to talk to Sumler, Hairston and Womble.]

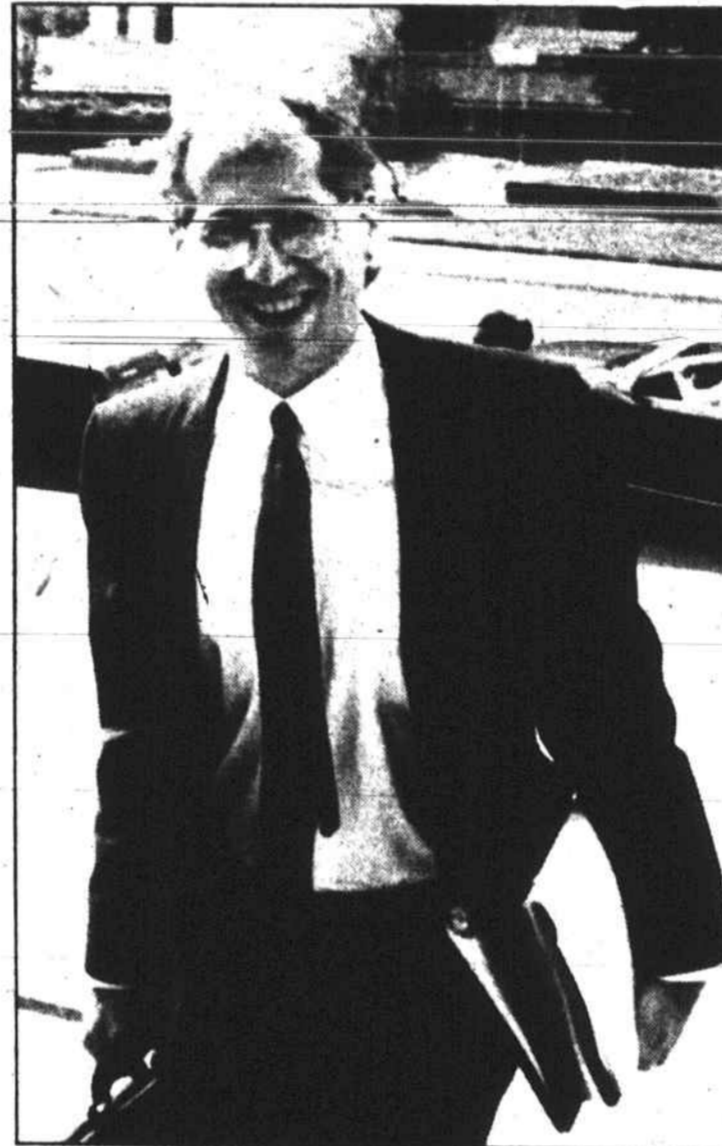
**Freedman:** Isn't it true you couldn't get Mr. Hairston to say anything incriminating on tape and you needed Mr. Womble to say it?

**Smith:** No, and may I explain?

**Freedman:** On all occasions you met with Mr. Womble, he only asked for money for N.C. BEMO, is that right?

**Smith:** Yes.

**Freedman:** Mr. Womble never requested money for himself, only for BEMO, is that



David Freedman, attorney for Alderman Larry Womble, made the government's key witness squirm on Tuesday.

## • Key Issues •

continued from Page A1

**Defense:** To reward Larco for trying to meet its minority hiring goals, but show that the city was serious about enforcing the M/WBB goals.

**Issue:** Reason behind then-alderman Hairston's 1988 vote for a 2.5 percent penalty on Larco for violating the M/WBE part of his contract.

**Government:** To punish Smith for not hiring Sumler

**Defense:** To reduce the 5 percent penalty that Virginia Newell had proposed

leman before the alderman.

**Ferguson:** Did Mr. Womble tell you that one of the reasons you were having trouble with the board of aldermen is because you were belligerent and disrespectful?

**Smith:** Yes

**Freedman:** But you assumed it was mostly the racial aspect?

**Smith:** Yes.

Smith fidgeted about in his

for \$1250 to N.C. BEMO scholarship dinner, and that is what Mr. Womble asked it for?

**Smith:** Yes.

**Freedman:** Was there any solicitation by Mr. Womble to do anything for him or for his vote?

**Smith:** No.

[Freedman shows Smith a printed program from the BEMO dinner which lists Larco as a sponsor.]

**Freedman:** What you assumed to be a bribe actually appears in this program book as a contribution to a scholarship dinner, and the next week you were invited to that dinner by Mr. Hairston and Mr. Womble, is that true?

**Smith:** I don't remember it that way.

**Freedman:** Before each of the meetings with Sumler, you would meet with the FBI?

**Smith:** Yes.

**Freedman:** They would explain to you how to get Mr. Sumler to say certain things in order to bring about certain charges, and you would attempt to elicit statements



Gregory Davis, attorney for the Rev. Lee Faye Mack, pulls evidence up the court house steps — but has had little chance to use it so far.

## 12th District

Continued from page A1

"You know the last time I went to Durham?" Ms. Lineberger asked, washing dishes and pots at the Village Restaurant in downtown McDenville.

"Must have been 10 years ago. Maybe longer. I wouldn't much think them politicians up there know what my problems are," she said.

In Durham, Nathaniel Suiter says it doesn't matter that the 12th stretches for such a distance.

"As long as a person is knowledgeable about what's going on around here, it's OK," said Suiter, assistant controller for the black-owned N.C. Mutual Life Insurance Co.

"I'm for anything that will help minorities get elected."

Pete McGraw, who lives in northern Mecklenburg near Huntersville, likes things the way they were, small and compact.

For years, whenever he tended his roses in front of his house off U.S. 21, few passed by who he didn't recognize.

Last week, he was out pruning and in four hours waded to only three cars.

"Years ago, this was a community where everybody knew everybody else," said McGraw, 65, retired from Southern Bell. "I liked that closeness. It's sad, but it's not that way anymore."

"This district gets away from that security, too. I'm just not sure someone up in Durham could represent us real well."

Farther north, MacAdams of Spencer in Rowan County said he doesn't know any politician from Durham, or that end of the district.

"This is getting further and further away from the idea of a congressman watching over and representing his electorate," said Adams, a retired foreign service counselor. "A district is supposed to have some sense of community, but this one is stretched too thin."

But Durham banker George Quick say the oddly configured district is necessary.

"When something stretches that far, it's hard to manage," said Quick, executive vice president of the black-owned Mutual Savings and Loan.

"But it's there and we've got to deal with it. We do need to have more representation."

Baffour Agyeman-Duah, a Bennett College professor who lives in the district in Greensboro, agreed.

"The African-American population should be prepared to bear the cost of getting a black elected," Agyeman-Duah said. "It is the worst form of gerrymandering. But the benefits far outweigh the costs."

# child·reach

(child-rēch) *n.* 1. Formerly Foster Parents Plan, the largest non-sectarian sponsorship organization in the world. Founded in 1937 to help needy children and their families overseas. 2. A way to reach a child and family and release them from the crushing grip of poverty. 3. A wonderful thing to do. 4. An easy thing to do.

The above definitions do not come from a dictionary. They come from the heart. Call 1-800-323-2822. Childreach. It'll do your heart good!



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## City of Winston-Salem NOTICE OF PUBLIC HEARING

The Board of Aldermen will consider requests to amend the City of Winston-Salem Zoning Ordinance by rezoning property as shown below:

DATE: April 6, 1992 TIME: 7:30 p.m.  
PLACE: Board of Aldermen Chamber, City Hall

- Petition of Hanes Baptist Church; property located on the southwest side of Ricks Drive from Upton Street to Townley Street; from R-4 to B-3. W-1756.
- Petition of Sylvia Messick Gilley; property located at the northwest corner of Old Town Drive and Briarcliffe Road; from R-5 to R-1-S (Dwellings: Multi-Family; and Nursing Home). W-1757.
- Petition of William C. and Christine R. Lanning; property located along a private drive off Country Club Road approximately 188 feet east of Gordon Drive; from R-4 to B-3-S (Churches or Temples; Dental Laboratories; Eating Establishments; Laundries; Dry Cleaning or Linen Supply; Medical Laboratories; Medical, Dental or Related Offices; Offices; Printing or Binding; Services; Stores or Shops, Retail; and Warehouses, Bulk Storage, or Wholesale Distribution Centers). W-1758.

Prior to the hearing, interested persons may obtain any additional information which is in the possession of the City/County Planning Board in that office at City Hall on weekdays, 8:00 a.m. to 5:00 p.m.

Interested citizens will be given an opportunity to be heard. All requests for appropriate and necessary auxiliary aids and services must be made, within a reasonable time prior to the hearing, to Angela I. Carmon, the City's ADA Coordinator, at 727-2056 or 1-800-735-8262 for Voice to TDD or 1-800-735-2962 for TDD to Voice.

THIS MEETING WILL BE BROADCAST LIVE ON CITY TV-33.

Marie Matthews, Secretary to the Board of Aldermen

# Downtown Architectural Tour

Sunday, April 12, 1992

2:00 - 4:30 p.m.

Advance Tickets Available at the Following Locations:

Central Winston-Salem Association

Beneath the Elms

First Federal Bank



Shaffner House



Brookstown Inn



Leinbach House



Old Railroad Building

### Sponsors

Central Winston-Salem Association  
and Winston-Salem Section/North Carolina AIA

Tours Will Be Self-Guided and Begin At City Market  
(Corner of Sixth and Cherry Streets)

Advance Tickets: \$2.50 • Day of Tour: \$3.00

Rain Date: Sunday, April 26, 1992



Downtown is alive with year-round attractions, entertainment, and exciting shops and restaurants. It's easy to enjoy all of them when you take advantage of the Park & Shop Program. Look for the Park & Shop logo at participating downtown businesses and ask for free Park & Shop stamps.

### 6 Convenient Downtown Locations!

- Cherry Marshall Deck (Behind Hyatt)
- Liberty-Main Deck (Across from RJR)
- Government Lot (In Front of City Hall)
- Central Parking (On Cherry Street)
- Convention Center Deck (6th St. at Cherry)
- One Triad Parking Garage (2nd & Liberty Sts.)