

# Claims total \$100,000 in alleged police brutality

Whelan Insurance, the insurance firm for the Village of Massena, has received two notices of claim totaling \$100,000 that were filed by two Potsdam brothers against the village.

The two, Brian and Duane Kirkey, Rt. 4, Potsdam, claim they were mistreated by village police in a May 2 incident that resulted in their arrests.

They each filed separate \$50,000 complaints which were served to Assistant Mayor Robert Dougherty Saturday.

David Demarest, of the Potsdam firm of Manning and Demarest, is representing the brothers. Demarest said Wednesday that the notices are not lawsuits, but he admitted that the claims are the legal precursors of a lawsuit.

Demarest explained that a claim must be filed within 90 days when a lawsuit is to be brought against a municipality. He said the claims were filed to protect his clients' rights pending the outcome of criminal charges against them.

According to Demarest, the brothers have not yet been brought to trial on the charges.

Brian Kirkey, 18, and Duane Kirkey, 24, both of Rt. 4, Potsdam, claim that they were arrested at 2 a.m. May 2 at the Massena Memorial Hospital by Patrolmen Patrick Martin and Joseph Mayfield after being transported there by members of the Rescue Squad. They were charged on disorderly conduct and resisting arrest.

According to the deposition served on the Village Board by Demarest, Duane had suffered an epileptic seizure at Jack's Hideaway, 2 Willow St., at approximately 1:30 a.m. of May 2 and Officers Martin and Mayfield, along with Patrolmen Warren O'Shaughnessy, Ward Taylor and Sgt. F.J. McCarthy, "forcibly and violently seized, assaulted, and laid hold" upon Duane "with force and arms," and carried him to the Rescue Squad vehicle for transporting to Massena Memorial Hospital.

Brian Kirkey, according to the attorney's statement, tried to help his brother but was "reputed by police," and, the statement adds, was beaten, struck, and kicked by the arresting officers.

During the passage from the tavern to the rescue vehicle, the statement reads, Duane was "violently and intentionally restrained" and was dropped to the pavement from a distance of several feet "causing him to strike his head and body" and to "become sore and lame."

The Kirkey brothers reportedly sought medical assistance at the Pot-

sdam Hospital several days following the incident.

According to the Kirkey brothers, Officers Martin and Mayfield arrested them at the hospital and "publicly, wickedly, and maliciously accused" them of the crimes of disorderly conduct and resisting arrest. Brian was also accused of obstructing the administration of government.

The Kirkeys reportedly denied the charges in the presence of others. The claimants further state that because of the events of May 2 they were subjected to humiliation and disgrace "as though they were common criminals" and were locked up for a period of several hours in the Village lockup. They were later arraigned by Acting Village Justice Milton Glickman and were later released on bail.

According to the charges, the Kirkey brothers "suffered great embarrassment, mortification, mental anguish, and physical discomfort...and were greatly injured in (their) credit and circumstances."

Village Chief of Police Dale Wright expressed skepticism over the Kirkey brothers' charges.

"I do not believe," he said, "that my officers would do anything like this."

Chief Wright also added that the policemen involved also deny brutality charges, and that it was the first time since Wright became chief of police that such charges had been leveled at the police department. Wright has been department chief since 1969.

All five police officers are veterans in the department. O'Shaughnessy has been on the force seven years; Taylor, eight years; Martin, 12 years; Mayfield, 14 years; and McCarthy, 29 years.

At a meeting Tuesday, the Village Board denied the Kirkey claim and referred the matter to Whelan Insurance Agency for disposition.

A STICKEY WICKET isn't cricket in croquet, but Jason Shearer (back to camera), and Kurt Breisch consider a follow-through move in a friendly backyard game at Kurt's home in Norwood. Staff photographer Victoria Levitt caught the pre-schoolers at play.

## Middle school registration

All new students who will be entering the A. A. Kingston Middle School for the first time this fall, and who have not already registered, should report to the middle school office on Monday, August 16, at 9 a.m.

New entrants will need a copy of their birth certificate, report card or transfer papers from their former school. Students who are transferring from the Lawrence Avenue School to the middle school need not attend as they were registered last spring.

Any student unable to register on August 11 should plan to register on Monday, August 30, at 9 a.m. Please notify the school if you are planning to register on this alternate date by phoning 265-2000, Ext. 33.

ASSOCIATION MEETING  
There will be a meeting of the St. Lawrence County Hotel and Restaurant Association on Monday, August 16, at the St. Lawrence Inn, Canton at 8:30 p.m.

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| <b>Lean Boneless Beef Roast</b> Lb. <b>\$1.39</b><br><b>Lean Boneless Stew Beef</b> Lb. <b>\$1.19</b><br><b>Red &amp; White Meat Wieners</b> h.pk. <b>79¢</b><br><b>Oscar Mayer Link Sausage</b> Lb. <b>\$1.59</b><br><b>Beef Liver</b> Lb. <b>39¢</b><br><b>Lean PORK Steaks</b> Lb. <b>99¢</b><br><b>Quarter Cut (Leg w/Back) (Breast w/Wing) Chicken Parts</b> Lb. <b>55¢</b><br><b>Italian Style Sausage</b> (Hot or Sweet) Lb. <b>\$1.39</b>  | <b>First Cut CHUCK STEAKS</b> Lb. <b>55¢</b><br><b>Boneless CHUCK ROAST</b> Lb. <b>79¢</b>   | <b>Pepperoni By The Stick</b> <b>\$1.99</b> Lb.<br><b>"Love That" SUPER DUPER</b>   | <b>Super Duper</b><br><b>Filbert's Margarine</b> 1 Lb. <b>19¢</b> Qtrs.<br><b>Banquet Dinners</b> Asst. Fvrs. <b>3\$1</b> 11 Oz.<br><b>Waldorf Bath Tissue</b> 1 Ply <b>39¢</b> 4 Roll<br><b>Post 40% Bran Flakes</b> 1 Lb. <b>59¢</b><br><b>Funny Face Drinks</b> 1 Lb. <b>89¢</b> 7 Oz.<br><b>Nature Valley Granola</b> 1 Lb. <b>78¢</b><br><b>Hunt Club Burgerbits</b> 25 Lb. <b>\$4.99</b><br><b>Sani-Flush Bowl Cleaner</b> 2 Lb. <b>59¢</b> 2 Oz.<br><b>Frito's Corn Chips</b> 12 Oz. <b>59¢</b> |   |  |   |
| <b>Lean Ground BEEF</b> Lb. <b>67¢</b><br><b>Sunny Morn COLD CUPS</b> 7 Oz. 100 Ct. <b>89¢</b><br><b>Dry Bleach</b> 1 Lb. 8 Oz. <b>59¢</b><br><b>CLOROX II</b> <b>59¢</b><br><b>3 Pk. Bath Soap IRISH SPRING</b> <b>79¢</b><br><b>Faygo Diet Flavors</b> 1 Pt. Asst. <b>7\$1</b><br><b>SODAS</b> <b>29¢</b><br><b>SALT</b> <b>29¢</b><br><b>Sunshine Hydrox Cookies</b> 15oz. <b>69¢</b><br><b>Dolly Madison SWEET ROLLS</b> 10 1/4 Oz. <b>79¢</b><br><b>Red &amp; White-Cider-White VINEGAR</b> <b>\$1.29</b> 99¢ Gal.<br><b>Gloria Stuffed Manzanilla Bucket OLIVES</b> 5 1/2 Oz. <b>69¢</b><br><b>Pfeffer Italian DRESSING</b> 8 Oz. <b>39¢</b> | <b>Del Monte Pear Halves</b> or Yellow Cling Sliced or Halved PEACHES or Fruit Cocktail 1 Lb. 13 Oz. Cans <b>59¢</b><br><b>ROYAL Gelatin</b> Assorted Flavors 3 Oz. Pkgs. <b>7\$1</b><br><b>Waldorf BATH Tissue</b> 4 Roll 1 Ply <b>39¢</b><br><b>Fireside FIG BARS</b> 2 Lb. <b>79¢</b> | <b>WARSAW FALCON WHOLE POLISH DILLS</b> 1 Qt. <b>58¢</b><br><b>PEPSI COLA</b> 2 Qt. N.R. Btls. <b>69¢</b><br><b>MILLBROOK Bread</b> 2 Loaves For <b>89¢</b><br><b>Ice Cream Novelties Fudgesicles or Dreamsicles</b> 12 Pack <b>79¢</b> | <b>DAIRY</b><br><b>FILBERT'S MARGARINE</b> 1 Lb. <b>19¢</b> Qtrs.<br><b>Super Duper MILK</b> 1/2 Gal. <b>59¢</b><br><b>Sealtest Cottage Cheese</b> Large or Small Curd 1 1/2 Lb. <b>89¢</b>  | <b>PRODUCE</b><br><b>CALIFORNIA CANTALOUPES</b> LARGE SIZE EA. <b>59¢</b><br><b>Mushrooms</b> 1 Lb. <b>98¢</b><br><b>Green Peppers</b> 4 For <b>\$1.00</b> Lbs.<br><b>U.S. No. 1 Lg. SPANISH ONIONS</b> slicing <b>2.29¢</b><br><b>U.S. No. 1 Size B SALT POTATOES</b> 5 Lb. Bag <b>69¢</b> | <b>FROZEN</b><br><b>CORONA I.Q.F. SHRIMP</b> ALL PURPOSE 1 Lb. <b>1.99</b><br><b>Orchard Hill Fruit Pies</b> 3 \$1 9 Oz.<br><b>Seneca Grape Juice</b> 4 \$1 6 Oz.<br><b>Downy Flake Jumbo</b> 12 Oz. <b>39¢</b><br><b>Waffles</b> <b>39¢</b> | <b>Banquet Dinners</b> ASSORTED FLAVORS<br><b>3\$1</b> 11 Oz. For |

### IRS exam dates

September 27 and 28 have been selected as the test dates for the 1976 Special Enrollment Examination, the Internal Revenue Service announced today.

The examination, given each year to qualify persons who are neither CPA's nor attorneys to represent clients before the IRS, will start at 8:30 a.m. at the IRS District Headquarters in Albany for Northeastern New York applicants.

To qualify for the examination, applicants must submit Form 2587, Application for the 1976 Special Enrollment Examination, to the Director, Audit Division, Internal Revenue Service, Washington, D.C. no later than August 15. No extensions to file will be granted beyond that date, the IRS said.

The application must be accompanied by a recent photo of the applicant, which will be used for identification purposes only, and a check for the \$25 examination fee, made payable to the Internal Revenue Service. The fee is not refundable, but a \$25 credit may be granted to apply on the next year's application fee, as provided in the instructions on the back of Form 2587.

Anyone needing an application Form 2587 or more information about the examination should contact Sal DeBelo, Internal Revenue Service, Clinton Avenue and North Pearl Street, Albany.

LACE-MAKING DEMONSTRATIONS  
Radmila Zuman of Potsdam will demonstrate traditional and contemporary bobbin lace techniques at the Crafts Barn from 12 to 4 p.m. August 17-21. Her work is also on sale at the Barn.

BACK HOME SUNDAY  
The fifty-sixth annual Back Home Sunday of the Scotch Presbyterian Church, Madrid, will be observed on August 22. The worship service will be held at 11 a.m. with the Reverend Thomas Fisher as guest speaker.

In observance of the national bicentennial, appropriate attire will be welcomed.

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