

Iwakiri hearing . . .

(Continued from Metro)

"did he realize he was lying and was it on purpose?" Foley asked.

There is another difficulty in the case, Foley said. And that is that people interviewed by police have been identifying the girls based on photos of them taken in January 1977, when Brandi was 5 years old and Tiffani was almost 2.

Children can change drastically in that amount of time, Foley said.

He also pointed to last week's testimony of Vivian Casner, of Cedar Ridge, Calif. Casner is the sister-in-law of another man charged in the case, Lee Casner, and is Juanita Iwakiri's sister.

Vivian Casner was granted immunity if she testified truthfully and was "free to tell all about the children" without fear of prosecution, Foley said. But her "overall testimony" is that she didn't see the missing girls at the Iwakiri home, Foley said.

Another neighbor of the Iwakiris, Rebecca Boyer, had told investigators in February and last month that in a photograph she saw she recognized only Brandi as

having been at the Iwakiri home, but not Tiffani, according to a police report by detective Meyer.

But Meyer, who is out of town on the case, told Deputy District Attorney Frank Vanella by telephone this week that he recalls that Boyer did say she recognized Tiffani even though it wasn't in his report.

Foley questioned Meyer's recollection, saying that the officer is a thorough investigator who wouldn't forget to include such an important portion of an interview in his report if it had occurred.

In addition, Foley said, considering other inconsistencies in Boyer's testimony here last week, he questioned whether she was really the law-abiding, religious woman she described herself as, or a "sanctimonious hypocrite" seeking praise and recognition within her community and church for her help in the case.

Foley is expected to conclude his remarks today and the prosecutor, Chief Deputy District Attorney Joseph Canty, will respond before Van Luven decides whether to bind Iwakiri over for trial.