

## Suspect in Wise kidnap may not face trial . . .

(Continued from Metro)

me lean in favor of him (Casner) being held to answer," Davis said.

But Smeltzer argued that the prosecution hadn't shown that Casner knew what intentions Summers had regarding the children or that he knew anything about the kidnapping.

Earlier in the hearing Tuesday, Davis denied several requests by Smeltzer, including that he be allowed to recall the store owner, Janeen Lafreniere. She returned to Grass Valley after she testified Friday.

Canty argued and Davis agreed that that was unnecessary because Smeltzer could have questioned her while she was here last week.

Smeltzer also said he wasn't aware of two photographs of children — nieces of Casner — that LaFreniere was shown. He wanted to question her about those, he said.

But Canty said he told Smeltzer about them last week.

The girls, Billie Jo, 4, and Jenny, 3, were identified by Casner's brother, Robert James Casner, Tuesday in his testimony. He said he had seen Lee with those children several times.

To save recalling Roy and Sandy Frazier from Nampa, Idaho, who testified Friday that Roy Summers was at their home last July with Brandi and Tiffani, Davis granted Smeltzer's motion to have the Fraziers' testimony before the county Grand Jury read into the preliminary hearing record.

The Fraziers were questioned by Canty in front of the grand jury last week, the day before the preliminary hearing began. He told them the jury was inquiring into the death of Beverly Wise. Their testimony at both the hearing and before the jury was pretty similar.

The couple lives in Nampa across the street from where Lee Casner's wife, Molly, lived last July while separated from her husband.

Although both recalled that Summers came to their home with the children, neither remembered why he came. After that one time, they testified, they never saw them again.

Sandy testified before the Grand Jury that Summers might have come to find the Casners and that she "probably" told him that her husband, who was at work, would probably know about the Casners.

When interviewed in Nampa, she told investigators Summers was a friend of her husband's, but told the jury she hadn't told the truth then because she was nervous during the interview and the detectives were "pushy."

She told the jury that she doesn't normally allow strangers in her house and she doesn't know why she

let Summers in. He didn't say anything, she said, and the children stayed beside him the entire time they were there.

Under questioning by Canty, she said she had never dated Summers nor been sexually involved with him. Canty told her it probably seemed strange to a lot of jury members that she would allow a stranger inside her house and suggested to her that she might not remember why she did so because the reason was embarrassing.

She said that wasn't true, adding, "I'm telling the truth the best I can," and that she would take a lie detector test.

In response to questions by jurors, she said she had no fear of being harmed by someone and that wasn't a consideration in her answers to questions.

The hearing continues today at 10 a.m.