



GIANTS WIN #SMASHCANCER MATCH

Marion girls' tennis team beats Madison-Grant, 5-0.

THURSDAY, APRIL 24, 2014

Chronicle-Tribune

WWW.CHRONICLE-TRIBUNE.COM

Serving Grant County since 1867.

\$1.00

TODAY'S WEATHER

Rain

Upper 60s
Upper 40s

Scrapbook:

Wednesday's high: 58
Low: 35
Last April 24:
High: 66
Low: 35
Record since 1903:
High 91, 1915
Low 27, 1928
Precipitation:
April 23: 0 (as of 7 a.m.)

Inside:

More weather, Page A2

Eib denied judge candidacy

Judge upholds order of election commission

BY KARLA BOWSHER
kbowsher@chronicle-tribune.com

Grant County residents who have been waiting to cast their primary election vote for judge can now vote for the uncontested incumbent knowing his potential

opponent will not be added to the ballot before Primary Election Day.

Jarred Eib, the potential local judge candidate who has been fighting to make the ballot since January, has officially been denied his request for a judicial review, essentially ending his chances of being added to the ballot before May 6.

Eib declared his candidacy in January, seeking to run against incumbent Warren Hass in the Republi-

can primary race for Grant County Superior Court 3 judge. But Grant County Republican Party Chair Jerry Shull challenged Eib's party affiliation and the Indiana Election Commission sided with Shull, leading Eib to petition for a judicial review of the commission's decision.

Marion County Superior Court Judge Heather Welch denied Eib's request last week.

Though Eib's options in-

clude appealing the denial, he said he realizes it's not feasible to make a difference in the primary ballot this close to the election, which he considers a "deliberate disenfranchisement" of voters.

"I am very disappointed that the established 'good old boy' system was again able to exert its will on the voters of Grant County," he said Thursday. "Shull's challenge to my candidacy was not about my qualifica-

tions, but about protecting Warren Haas, a 'loyal party supporter,' from the voters of Grant County. By removing my name from the ballot, they have ensured that the people of Grant County are not permitted to decide for themselves who will be their next judge."

Shull challenged Eib's candidacy because records show the last time Eib voted in a Grant County primary

See JUDGE / Page A10



3-year-old left on street:

A 3-year-old boy was reportedly found on the 900 block of South Geneva Avenue by police Tuesday.

Police were dispatched at 6:38 p.m. and they found a young child wandering the coroner.

According to the police report, he knew where he lived and was brought back to his residence where his mother was questioned.

The mother reportedly said the boy was in the care of his 9-year-old brother and 13-year-old cousin. The two reportedly left the minor.

The case was forwarded to the Department of Child Services.

— Crystal Franks

Child bit by dog:

An 11-year-old girl reportedly tried to stop two dogs fighting when she was bit Tuesday.

Police reported to the 1100 block of West Fourth Street at 5:29 p.m.

According to the police report, a dog wandered into a yard and began fighting a dog that was leashed. The girl walked into the yard and attempted to stop the fight. She was bit on her finger. The injury was not severe.

The dogs did not belong to her.

— Crystal Franks

Follow us on:



www.facebook.com/chronicle.tribune



@Marion_CT

Inside

Classified, B8-10
Obituaries, A6
Comics, B6
People/Places, A4
Sports, B1-7
Crossword, B7
B1-7
Horoscope, A2
Viewpoints, A7
Local, A3
Weather, A2

Section designed by:
Chuck Fetterhoff

cfetterhoff@chronicle-tribune.com



Copyright 2009 Chronicle-Tribune
Faxon Media Group

Flying through his bucket list



JEFF MOREHEAD / jmorehead@chronicle-tribune.com

READY TO FLY — Above: Hospice patient Dave Earle, in brown jacket, pauses for a photo with friends Jenny Dailey and Dave Olsen, at left, before taking to the air with pilot and airport manager Andy Darlington, at right, on Wednesday morning at the Marion Municipal Airport. One of Earle's "bucket list" wishes was to pilot an airplane. Below: An airplane carrying hospice patient Dave Earle takes to the air. Make this image yours. Go to www.chronicle-tribune.com.

BY CRYSTAL FRANKS
cfranks@chronicle-tribune.com

A former Navy man took to the sky to fulfill his bucket list.

Dave Earle, 71, of Gas City, said he has wanted to fly a plane since the mid-60s, but he never got around to it.

"When I was in the Navy I was in a submarine underneath the North Pole," he said. "When we came up, I looked through the scope and saw a plane. Ever since then I wanted to fly one."

Earle has been diagnosed with terminal throat cancer and has been a hospice patient with Family Life Care



Hospice since February.

"In order to be a hospice patient with us you have to have six months or less to

live," Family Life Care Hospice Social Service intern Hannah Schonewill said. "He requested to fly a plane

so many times." Schonewill contacted Marion Municipal Airport and

See BUCKET / Page A10

Video shows Griffith trying to alter prints

BY MISHELE WRIGHT
mdwright@chronicle-tribune.com

A recorded interview with police showed James Griffith scraping a paperclip against his fingertips in an apparent attempt to alter his fingerprints.

The video, during which Marion Police Detective Sgt. Del Garcia interviewed Griffith at the Kentucky State Police post, was shown to jurors on Wednesday during Griffith's trial. He is facing several charges, including murder, in connection to

Duwayne Lindsey's death in late July 2012. The interview was conducted a few days following Griffith's arrest in Kentucky.

After Garcia informed Griffith that he was going to request a search warrant for the suspect's major case prints and DNA, he leaves the room after saying to Griffith, "I'm pretty confident we're going to find your DNA in the house."

The video then shows Griffith using a paper-

See PRINTS / Page A10

MCS moves ahead with stadium renovations

BY JILLIAN FELLOWS
jfellows@chronicle-tribune.com

Marion Community Schools is moving forward with renovations at the high school football stadium.

At their board meeting on Wednesday night, board members voted to accept a bid from Bowman Construction for \$138,770. The budget for this project was estimated at \$150,000. This is the second phase in a remodeling project for the stadium. The exterior of the facility was renovated last summer.

"The past couple of

months we have worked with the architects to get that design completed," said Troy Freeman, director of support services.

The interior work, set for this summer, includes installing new plumbing fixtures, putting in new paper towel, toilet paper and soap dispensers, new mirrors, shower curtain and rods, painting the walls, laying a coating of epoxy on the restroom floors, putting new doors on the restroom stalls and creating a female lock-

See STADIUM / Page A8

Man shoots at his child's mother

BY CRYSTAL FRANKS
cfranks@chronicle-tribune.com

A man was arrested after police said he shot at his child's mother and her friend.

Brett Keith Goodpaster, 23, last known address 1511 W. Nelson St., was arrested and charged with domestic battery, pointing a firearm and criminal recklessness.

Police were dispatched to the residence at 2:17 p.m. Tuesday when the woman called. She stated Goodpaster punched her in the face then shot at her and a friend that drove to the residence. According to the report, the suspect fired in their direction. He fled the scene prior to officers' arrival.

No one was injured from the firearm.

Officers located a shell case of a 380 semi-automatic handgun.

While clearing the residence officers detected the odor of marijuana. They obtained a search warrant and

See MOTHER / Page A10

Teen charged with child molestation

BY CRYSTAL FRANKS
cfranks@chronicle-tribune.com

A 14-year-old boy was arrested and charged with child molestation of a family member.

A 6-year-old girl in the Marion Community School district reported she was molested after participating in the school's child safe touch program. She also made a statement to the Children's Advocacy Center reporting the family member touched her inappropriately. Police said there were multiple incidents that occurred over an undetermined period of time.

Officers were going to interview the 14-year-old, but the boy's mother obtained a lawyer. The boy was not interviewed, but the girl's statements were enough to arrest and charge him. He is being charged as a juvenile.

Officers are investigating if an 8-year-old family member was a victim as well.

WE MAKE HOUSE CALLS!



PREMIER HOME HEALTH CARE

"Locally Owned & Operated"

504 N. Bradner Ave. • Marion
765-662-0491 | www.premier-home-health.com

Prints: Bradley's ex-boyfriend calls her violent

Continued from Page A1

clip, which he had reached across a table to retrieve earlier in the interview, to scratch his fingertips, while he sat in the interview room alone.

Garcia testified on Wednesday that it appeared Griffith would stop when he heard a noise and when police entered the room.

Griffith, who is representing himself, questioned Garcia about whether he would've scratched his palms too if he had been worried about being connected to a murder investigation. He also suggested that he tried to alter his prints because he didn't want police to know his true identity.

"I can't really say why you were doing what you were doing," Garcia said. "You would have to answer that yourself."

After being arrested, Griffith continued using his brother's name — John Scott Griffith — which was the name he provided Kentucky State Police at the time of his arrest. His identity was later confirmed through major case prints.

The video showed state police repeatedly asking Griffith what his real name was, but the suspect never told.

"I'm sick of talking to you guys," he said in the interview.

Griffith also asked Garcia if he did anything during the interview to alter his DNA, to which Garcia replied that altering DNA would be difficult to do.

Griffith's girlfriend Lacy Bradley, who testified on Wednesday that she and Griffith killed Lindsey, originally told police that she committed the crime alone.

Garcia said police continued their investigation even

after she confessed.

"Based on the evidence we gathered at that time and her statement, we knew somebody else was involved," he said.

Police knew, based on the autopsy, that two weapons had been used. They also knew that a large amount of property, including coins and firearms, were taken from Lindsey's home.

"I knew she wasn't being completely honest with me with her statement," Garcia added, referring to Bradley.

She later told police that Griffith assisted her in the crime, but Griffith denied any involvement. He requested an attorney at the end of his first interview with police, though he decided to proceed with trial pro se.

"There's no way I'd kill anybody," Griffith said during the interview with police.

The state rested on Wednesday afternoon, and Griffith began calling witnesses, including several of Lindsey's neighbors. They said there wasn't a lot of traffic around the elderly man's home, and many of them weren't familiar with Lindsey's gun or coin collections. He wasn't known in the neighborhood to be a wealthy man, they said.

Griffith questioned all of them about whether they had ever seen him at Lindsey's residence, and they said they hadn't.

The defendant also called to the stand Bradley's ex-boyfriend Cliff Chandler Jr., who described Bradley as violent, untruthful and psychologically unstable.

The trial resumes at 9 a.m. today in Grant Superior Court 1, with Griffith calling more witnesses, including several police officers who have already testified for the prosecution.

Bucket: Earle and friends flew for 40 minutes

Continued from Page A1

learned about their Discovery Flight. The flight allows a person to co-pilot and fly through Grant County.

On Wednesday, Earle flew with a pilot and two of his friends, viewing Grant County landmarks and even his home.

Marion Municipal Airport pilot Andy Darlington said Earle and friends were in the air for 40 minutes. Usually the Discovery Flight cost \$65 for 20 minutes, but this case was special.

"We waived the fee because it seemed like the right thing to do," Darlington said. "I'm glad that this was able to work out. It's my job to try and spread aviation. We want them to leave with a smile on their faces."

Since the fee was waived, Earle donated the \$65 to Family Life Care Hospice's "Because We Care Fund," which helps make hospice patients' final wishes a reality.

"I just wanted to pay it forward," he said. "Somebody would want or need something that they can't afford."

Schonewill said she was happy to help Earle make his wish reality.

"It's an opportunity of a lifetime," she said. "It was his last wish. Even though our patients have terminal illnesses, they still deserve to be listened to."

Dave's wife, Martha, said she was nervous for her husband of 13 years to fly a plane and did not go on the plane ride.

"I about had a heart attack, but as long as he has a good attitude everything will be OK," she said.

Earle's friend David Ol-



JEFF MOREHEAD / jmorehead@chronicle-tribune.com

sen said he was happy to share the experience with his friend. "I loved it," he said. "I will share this with my kids and grandkids. I just appreciate him asking me to come along."

Martha said Family Life Care Hospice has been a pleasure to work with.

"Hospice is the greatest thing that ever been invented," she said. "They show nothing but love and support — not just for the patient but the family too."

After the flight, Earle said he was complete.

"Flying felt like I completed a full circle of 50 years," he said. "The bucket list is complete. I can get along with the rest of my life."

Visit us online: www.chronicle-tribune.com

Mother: Officers called for fight two hours later

Continued from Page A1

discovered four pipes with marijuana residue, two pill bottles without labels containing marijuana, a box for a 380 caliber handgun and a white Styrofoam ammo case.

Two hours later, officers were dispatched to the 1700 block of West Spencer Avenue because of reports of a fight. There they found Goodpaster covered in blood and he reported three of the

woman's relatives punched and kicked him, using a blunt object as well. He received medical attention at Marion General Hospital. He did not give descriptions of the people that battered him and the suspects were gone prior to police arrival.

Once released from Marion General Hospital, Goodpaster was arrested. He was being held in Grant County Jail Wednesday without bond.

Judge: State law offers two ways to get on ballot

Continued from Page A1

election, he voted Democratic. Under state law, potential candidates can only establish their party affiliation based on how they voted in the previous primary or based on the county party chair's confirmation of their affiliation.

"As long as I've been chairman I've been consistent about not signing off on someone who did not vote Republican," Shull said. "I always check their last (voting) records of a primary."

Eib said he voted Republican in the 2008 primary and believes records show otherwise due to unintentional human error on the part of the county clerk's office. But Grant County Clerk Mark Florence has said — and testified to the Election Commission in February — that his office has no reason to doubt its records, especially as the same single employee has been dedicated to working voter registration full-time since 2004.

After the Election Commission hearing in February, Eib sought a judicial review.

Eib's petition argued, for

example, that the commission should have dismissed Shull's challenge because Shull, who said he was out of state at the time, did not personally attend the hearing. Welch's order states, however, that "there is no requirement that the challenger personally appear before the commission."

Eib also argued that the state law dictating two ways for potential candidates to establish their party affiliation is unconstitutional because it restricts their First and Fourteenth Amendment rights to freedom of association.

Welch again disagreed.

"The elections clause of the United State Constitution ... gives states authority 'to enact the numerous requirements as to procedure and safeguards which experience show are necessary in order to enforce the fundamental right involved,'" the judge's order states. "Here, if the candidate did not last vote in the party's primary, the statute provides an alternative method of obtaining access to the ballot (the county chair certification); thus, the statute enjoys a strong presumption of constitutionality."

We Make House Calls!

Our mobile care-givers deliver quality care in the comfort of your home.

Our staff is qualified to provide:

Rehabilitation • Therapy • Education
Medication Set-Up • Skilled Nursing Care
Catheter Care • Wound Care
Injections • IV Infusions

504 N. Bradner Ave. • Marion
765-662-0491 | www.premier-home-health.com

SUBMIT YOUR NEWS:

- Mail: P.O. Box 309, Marion, IN 46952
- E-mail: ctreport@att.net
- Log on at: www.chronicle-tribune.com