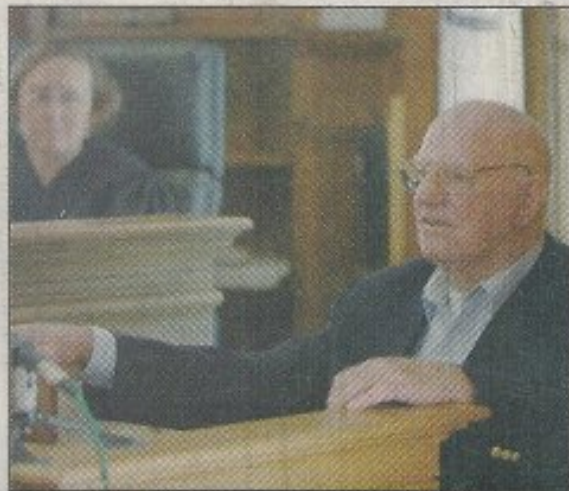


# w she was dead'



DAILY NEWS PHOTOS BY JIM E. LYN GAMBRONE

speaks in Norfolk County Superior Court yesterday. Guy is accused of William Bird Park in 1998. In the background, members of Kennedy's family of proceedings. Below right, Thomas Kennedy, the victim's husband,



## Husband describes grisly murder scene on day one of Martin Guy murder trial

By Sean Murphy  
DAILY NEWS STAFF

DEDHAM — Thomas Kennedy's wife, Irene, waved at him one last time at Francis William Bird Park in Walpole on the morning of Dec. 1, 1998.

The next time he saw her, she was lying on her back, motionless. He said he could see her intestines sticking out of her abdomen.

"She was completely silent. I knew she was dead," he said.

Thomas Kennedy was the first witness on the opening day of testimony yesterday at Norfolk County Superior Court in the murder trial of 45-year-old Martin Guy. He is accused of murdering Irene Kennedy, who was found was

beaten, strangled and stabbed 32 times.

Prosecutor Robert Nelson and defense attorney Robert Jubinville gave opening statements, and during the rest of the day's seven-hour proceeding, the court heard testimony from Kennedy, police officers, and two park employees who were working the day the 75-year-old Foxborough woman was murdered.

Judge Judith Fabricand presided as 15 jurors — 10 women and five men — took notes.

In his opening, Nelson said the Kennedys frequently enjoyed walking in the park, though health problems prevented

them from taking the same route.

On the morning of her death, Irene Kennedy waved to her husband as their paths diverged, Nelson said.

"He could see his wife, and she waved to him. He didn't know that was the last time he was going to see his wife alive," Nelson said.

When she didn't meet him at their car, Nelson said, Thomas Kennedy went looking for and found his wife dead.

**"50 years, six months, 24 days."**

Thomas Kennedy when asked how long he was married to murder victim Irene Kennedy

Nelson said police first focused on Walpole man Edmund Burke, whose brother is married to Kennedy's daughter.

Nelson said a police dog trying to track

Kennedy's killer passed Burke's house on the edge of the park, and reports of a plaster cast of a bite mark on the victim's breast appeared to match Burke's teeth, though this later proved to be "incorrect."

Nelson said DNA evidence collected from one of the bite marks found on the victim's breasts matches that of Martin Guy, who worked in Walpole at the time as a delivery man for Domino's Pizza. Nelson described Guy as "a loner" who spent his spare time reading books about serial killers.

Jubinville concentrated on Burke, though without directly accusing him of the crime.

He said police searched GUY, Page A8

## FROM THE FRONT PAGE

# Murder scene described

GUY, From A1.

Burke's house, and first reports and interviews at the time of the murder declared the bite mark cast was a match to Burke "up to an outstanding degree of medical certainty."

"The police investigation in this case zeroed in on Edmund Burke," Jubinville said.

Jubinville also said other evidence, including "a negroid hair" and a palmprint on Irene Kennedy's thigh, have yet to be connected to anyone.

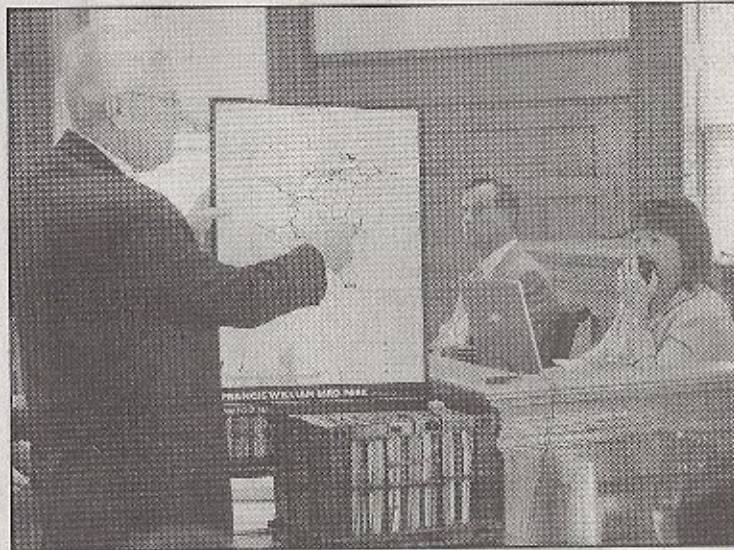
During a break in proceedings, Jubinville confirmed he plans to call Burke to the stand.

"I'm going to point out all the things he did, or didn't do," Jubinville said.

Thomas Kennedy spoke softly as he described what happened on the day of his wife's death.

When asked if he was married, the 85-year-old Kennedy said, "No, not now."

Asked how long he had been married, he said, "50 years, six months, 24 days."



DAILY NEWS PHOTO BY JAMIE LYN GIAMBRONE

**Prosecutor Robert Nelson points to a map of Bird Park while questioning Thomas Kennedy in Norfolk County Superior Court. Kennedy's wife, Irene, was murdered in the Walpole park in 1998. Yesterday was day one in the trial of Martin Guy, who is accused of slaying the 75-year-old Foxborough woman.**

As he spoke, Guy, wearing a dark suit, sat impassively.

Other witnesses testified to what happened after Irene Kennedy's body was discovered. Walpole Police Sgt. Steven Kenney said Irene

Kennedy was found with her pants removed, her shirt pulled up, and her face covered in blood.

Massachusetts State Police Trooper Karroll Setalsingh said police took a video, pho-

tographs, and plaster casts of marks around the body that might have looked like footprints at the time.

Burke is suing state police Trooper Stephen McDonald, claiming the trooper was responsible for his arrest and detention despite DNA evidence that exonerated him.

Burke was not present for yesterday's session, but his attorney Robert Sinsheimer was in the audience.

Sinsheimer said the civil case is on hold in federal court until the criminal trial is over.

"This (trial) had to be first, so we're very happy we're finally going to make some headway," he said.

Family members who were in the audience declined to comment or even to identify themselves after the proceedings, saying they'd been asked not to comment by prosecutors until after the case was over.

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