

Lentol adjourned to Dec. 8 the murder case involving Summers, 24, of 18 Arlington Ave., Mariners Harbor, and a second indictment charging him with robbery.

Summers, a former resident of Willowbrook Developmental Center, is accused of fatally beating a 76-year-old New Dorp tailor, Nicola Infantino, in a ferryboat men's room on Oct. 12, 1976, and stealing his wallet and other items.

On the same date, he is accused in the second indictment of mugging a Sunnyside man, Antonio Preutti, in Tompkinsville, and stealing \$125 from him after knocking him to the ground.

Suspect in rape of girl, 7, gets state prison term

Saying that he "should not have been out on the streets," a judge yesterday sentenced a 19-year-old onetime resident of Willowbrook Developmental Center to a state prison term of up to six years for raping a seven-year-old girl in Silver Lake Park last April 3.

In sentencing James Rich, Supreme Court Justice Pasquale E. DiVernieri also imposed a minimum term of two years which he must serve before he can be considered for parole.

"This man seems to have known what he did, even though institutionalized..." the judge commented.

Rich admitted last Sept. 30 that he had knocked the girl from her bicycle and struck her in the face before attacking her. She had left a girl friend about 6 p. m. to ride off alone. She was found about 7:30 p. m. near the park reservoir where the attack took place.

At the time of the incident, Rich had community status at Willowbrook Developmental Center, enabling him to come and go as he pleased in the belief that he had the "intellectual ability" to live in the community. Center officials described him as a borderline, moderately retarded resident.

The girl's parents, in two civil lawsuits against the city and state, maintain that the center was negligent in permitting Rich to have "unsupervised...communitary status" in view of his "history of violence, criminal behavior and deviate sexual propensities."

The parents, Silver Lake residents, are suing for \$5 million in each of the cases.