Tells Approval By Weinberger

Brimley Testifies About Circulars in Mail Abuse Case

Newark News 10/9/31

A government witness testified yesterday that Harry H. Weinberger personally approved the issuance of the circular which is the basis of the indictment against Weinberger charging abuse of the mails in connection with the sales of stock of the New Jersey Bankers Securities Company of which Weinberger was president.

The same witness also testified that securities company stock issued in Weinberger's name was transferred in turn to two others and then sold to the company which was dealing in its own stock.

The witness is John J. Brimley, an employee of the Guaranty Trust Company of New York, which provided a score of clerks to handle the stock transactions of the securities company. He was called by the government counsel, who are trying to convince United States Commissioner Friedmann that Weinberger should be ordered to New York for trial.

Tells of Bils for Mailing.

Before calling Brimley Assistant District Attorney Palmieri of New York called Joseph W. Roberts, who was assistant treasurer of the former Service Trust Company of Passaic when Weinberger was president of the bank, and Arnold Markel, certified accountant, whose concern had charge of the securities company's books. Roberts testified about the bill the securities company paid the bank for mailing the questioned circulars. Markel's testimony was similar to what he gave in the varied litigation that has marked the company's history, especially as to his refusal to certify at the request of Weinberger and William Harris, Newark lawyer, to a condensed statement the government contends was misleading. Harris aided Weinberger in the promotion of the company.

Weinberger vigorously cross-examined Markel about the testimony familiar to him and with which he apparently was not impressed. His principal question of Roberts was whether Walter Lewis, Justice Department accountant, or William A. Cueman, post-office inspector, had tried to refresh his memory. Roberts said they had not.

Brimley's testimony brought Weinberger and his brother, Joseph J., to their feet and evoked from the defendant numerous objections and charges that Palmieri's methods were "vicious, highly improper, unfair and wicked." The objections usually were overruled, and Palmieri said nothing in answer to Weinberger.

Alleges Leading Questions.

Brimley testified from a sheet he said had been prepared at the request of Harris, who wished to show Weinberger was selling stock to the company. Weinberger was particularly worked up over what he termed leading questions by Palmieri. "You can get testimony from a clown with your questioning," Weinberger declared.

"You'll have an opportunity to cross-examine," said Palmieri.

"Yes, and I'll entertain this man for a day," retorted Weinberger, "and prove your case out the window. I demand now every check and record the government has."

Palmieri said quietly, "You may see every record the government has."

Refers to Quarrel.

What little entertainment was provided by Brimley's cross-examination today had nothing to do with his direct testimony. This diversion was as to a quarrel between Frank C. Campbell, who is indicted with Weinberger, and Chester B. Cook, manager of the Allied Bankshares Company. Brimley started to tell how Cook, "three sheets in the wind," resented Campbell's looking at the books, but the commissioner wasn't interested.

Brimley's recital of the mechanics of stock transfers was more educational than entertaining, and throughout his testimony Weinberger was the embodiment of calm.

The defendant's calmness disappeared when Albert W. Shaw, former vice president of the Service Trust Company of Passaic, testified the treasurer's check for $200,000 was given to Campbell in connection with the 2,000-share purchase of Hobart Trust stock because it was desirable not to affect the cash position of the bank. Weinberger emphatically said this was not true. He repeated his charges that "bankers in Newark were then going to crush the securities company."

OIL FIRM FINED AFTER POLLUTION

Trenton Times 10/10/31

Standard Company Is Assessed $5,000 in Federal Court Here

The Standard Oil Company of New Jersey was fined $5,000 yesterday in Federal Court by Judge Bourquin on two charges of discharging oil into the harbor of New York.

The court took the opportunity of administering a mild rebuke to counsel for the corporation, declaring that although the penalty calls for a jail sentence and fine, he would let them off lightly with a fine of $2,500 on each count.

"Civilized man is responsible for two great crimes today," Judge Bourquin said in an impromptu lecture.

"The first is the wasteful destruction of the forests, and the second is the pollution of the beauty of our waters. In this case the waters have been marred by pollution.

"The agent in the case said there was a willful knowledge of the crime. There was a statute passed way back in 1888 which fixed a penalty for this violation. Of course we have a corporation here and we can't imprison a corporation. You'll get off light with a fine of $2,500 for the first violation, and a like fine of $2,500 for the second violation."

The discharge of oil occurred from the Bayonne plant, it was stated, and the fluid is supposed to have entered into the water at Constable Hook, near the Port of Newark.

The inspector, who conducted the investigation, said th t an average of 60 barrels a day were discharged into the waters, and that the violations had occurred for two months, beginning March 9, last.

Counsel for the corporation, in pleading guilty to the charge, said that the nuisance had been abated by the installation of equipment designed to prevent any leak...

DECISION RESERVED IN U. S. TRUCK RIFT

Trenton Times 10/13/31

Decision on whether the Government must turn over to purchasers 14 trucks sold at a public auction for $2,252.50 when their estimated value was $9,600 has been reserved by Federal Judge John Boyd Avis. The trucks were seized by Federal prohibition agents.

After the sale, the trucks were held by James J. Donnelly, of Newark, Deputy United States Marshal, pending investigation of the bidding. Government agents testified persons in the crowd cried out falsely that parts of the machines were defective. Agents also asserted some bidders displayd a menacing attitude and discouraged others.

The hearing yesterday before Judge Avis followed an order obtained by counsel for James Wolfe, of Brooklyn, for the Government to show cause why the marshal should not be compelled to turn the trucks over to the purchasers. Wolfe purchased five. All the trucks were seized in Hoboken.

SHOCKED VETERAN FINED FOR LIQUOR

Trenton Times 10/14/31

Admits Bootlegging While U. S. Paid Him—Trenton Men Are Accused

... Jersey ... for ...

...nes) ... Federal ... Jersey ...ing 125 ...eraging ...ons for ...ade up ...les, ac...lic to...odcock, ... cases were disposed of and the 627 cases that were left on the docket were carried over into September.

Seizure of beer and liquor fell off sharply, the former from 89,956 to 76,357 gallons, and the latter from 39,469 to 15,888 gallons.

During the month of September arrests were made in 108 instances and 56 persons were held for trial following preliminary hearings before United States commissioners. Of the 110 prosecuted, 101 pleaded guilty, the remaining nine electing jury trials. Twelve were freed on prosecutors' nolles.

The prosecuting authorities were active in the civil courts also, having had padlock proceedings instituted in 48 cases.

Seizures included 70 automobiles found to be in use in the transportation of liquor.

The report for the nation shows

...6-YEAR PERIOD, EXTORTION CASE

10/14/32

...mately $21,000 over a six-year period from a special account of unreported sales, according to testimony in Federal Court today by Sid... internal revenue agent...

The special ag... sales which h... for the p... tax p... ...the tax ...books which had ...the special account ...the paper to support ...tion. When he began to ...questions put to him by Assistant United States Attorney John Grimshaw, Jr., defense counsel strenuously objected. Judge Avis ruled that the figures could be given.

Prior to the testimony of Dodge, three special internal revenue agents, who had overheard the conversation regarding the alleged attempt of extortion, gave their versions of the affair.

The agents are Edwin Baldwin, Joseph Harvey and Leo Keyes. Hassan, Rust and William P. Greenway, of Clifton, were arrested at that time. Greenway will be tried under a separate indictment.

Earlier in the trial, brother testified against brother. Slowly, patiently and without emotion, Kenneth Hassan, now president of the iron works, related how George Hassan had come to him with a demand for money.

The demand for "hush money" it was revealed through testimony hinged on the revelation of "a secret book" in which unreported sales amounting to $86,000 had been entered over a six-year period.

Kenneth said that he first learned ...the unreported sales in December ...1929, when George came to him ...told him that he had found a ...showing the items.

...said he wasn't getting a fair ...," Kenneth testified, "and wanted more money."

A short time later Rust came to see William Hassan, the witness testified. Rust stated at that time that George had been to see him and it was alleged that the attorney had said: "If I were in this mess, I'd pay anything to get out of it."

A few minutes later, as Kenneth accompanied Rust to the elevator, Rust is alleged to have said: "I guess you don't realize how serious this matter is of defrauding the Government."

Earlier in the trial today, John F. Evans, attorney for the iron works, was subjected to a cross-examination by Harry H. Weinberger, defense counsel.

It was at his office that Rust and Hassan were arrested by Federal agents after they had been paid an initial sum of $5,000 of the demanded $50,000.

Yesterday, John Van Wyk, bookkeeper for the firm, testified that the secret book had been kept with the express purpose of reducing the incme tax payable.

COA... With Silk Crepe L...

4 FOUND GUILT... IN KIDNAP T...

...WASHIN... ...t $170... ...ect...

...ay Granted ... Plea of ... Motive

10/16/31

...respondent) ...6.—Judge John ...in the Federal ...anted indefinite ...he income tax ...gainst Theodore ... labor czar and ... He accepted ...tion that the ...been poisoned ...attacks made ...Baird, Jr., Re...for Governor. ...General Robert ...blican, who is ...Hudson County ...harged by infer...rnment's efforts ...trial just before ...e fraught with ... He declared ...tes District At...n, of Trenton, a ...made a speech ...candidacy. For...ence by with the ...r's reference to ...nal and did not ...that newspaper ...l assaults made ...eism" have poi...persons "in the

(... Page Ten)

...RIAL ...EFERRED

(... Page One)

...from whom the ...of the case will ...prominence and ...of the Republi...overnor direct a ...st a man, the ...take effect upon ...McCarter asserted. ...respect for Mr. ...ope to be able to ...elp but conclude ...Mr. Brandle is re...gers of his cam...ign stuff. There ...y mind that it ...randle at a trial at this time.

Forman Opposed Delay

Forman, opposing McCarter's motion, asserted that any newspaper articles attacking Brandle's activities in labor or political circles, were extraneous to the case...

SEIZURE OF BEER BLOCKED

Agents Declared Cowed by Officials As Booze Is Removed

FEDERAL ACTION CONTEMPLATED

Trenton Eve. Times

NEWARK, N. J., Oct. 16 (AP).—Lewis J. Tutt, Deputy Prohibition Administrator, said today the Enforcement Department's legal staff was considering possible action against certain Hoboken policemen, whom Federal agents charge with releasing eight alleged beer-running trucks after the agents had seized the loaded vehicles in a Hoboken garage today.

Tutt said five dry agents from Commander John D. Pennington's administration office in Philadelphia had entered the suspected garage on Willow Street, Hoboken. Tutt quoted Albert Steckman, leader of the raiding squad, to the effect that a man, the only occupant of the garage, fled to the street on the agents' entry.

Steckman's report said eight trucks, believed loaded with approximately 1,500 barrels of beer, were found in the garage. The report said that while arrangements for removing the supply were being made, including a telephone call to Tutt's office in Newark, a uniformed patrolman entered the garage and informed the dry agents they were under arrest.

Tutt quoted one of the agents, whose name was not revealed, as saying he tried to move one of the trucks into the front of the garage in an efofrt to block the door, but that he could not start the truck.

The report declared the patrolman opened the front door and a group of about 20 men, believed the owners of the trucks, entered and drove away in the trucks. After the trucks had been driven away, the statement continues, the policeman also left the garage...

...500 FOR ...OPERATION

Times 10/16/31

...natara, of Trenton, who ...ore than two years ago ... Farm, Trenton Junc...ged with unlawful op...till, was fined $500 by ...n in Federal Court to...

...old case, a very old ...nted the court. "An ...n has a right to a ...I've been doing the best ...But time mitigates all ...fine."

...nocenci, also of Trenton, ...ested at the same time, ...r to plead. State Police ... a 500-gallon still was ...her with 30,000 gallons

...id that he had been em... man from Trenton" to ...n the property. He had ...g there two days when ...explained.

...rants were issued for An... and Steven Innocenzi, of ...o failed to appear to an... of liquor law violations ...

THIS IS THE END!

Trenton Times 10/16/31

The final murmur, the last lingering echo of the famed Sprague and Howey case, in which Judge William Clark ruled that the 18th Amendment was illegal, was heard in Federal Court today by Judge Bourquin.

The automobile, in which the beer was transported by William H. Sprague and William J. Howey, was ordered forfeited to the government. "An ignominious end," murmured Frederick M. P. Pearse, counsel for the two men, as he walked away.

...Cases Are Disposed of ...Bourquin in 4 Minutes

10/19/31

...ana jurist, ...Jersey Fed... the booze ...ion, today ...endants in ...ing all de... guilty and ...ial all who ...n, the vis... the cus... individual ...

hundred and twenty-five dollars fine and imprisonment until paid. And let a bench warrant issue for the man higher up."

James A. Miller, of Jersey City, who operated a bar in a restaurant, got in a brief plea through his attorney.

"He is out of the business, your honor," said the lawyer.

"R-m-m-ph;" snorted the judge. "Stayed in until caught, then quit. Might as well have committed his first burglary. Another reformation ... custody of the at... 150 fine." Judg... the word ...

Store Hours: 8:30 to 6:00 ... TATE ST. ...

...IX SENTENCED IN THEFT CASES

(Continued from Page One)

...udge Bourquin looked up and said ...rsely:

"Have that disorder removed. Call ...e bailiff."

The woman, a relative of one of the defendants, was led from the room by court attaches.

An eloquent plea by defense coun...

In the other, William Slagada, of 43 Hiram Street, New Brunswick, was cleared of a possession and nuisance charge after being defended by C. R. Lyons, also of New Brunswick.

Judge Bourquin's rebukes to both panels were of the same tenor. He seemed to be more severe with the Slagada jury, to whom he said: I'm going to say this—that the United States is going to get a fair trial as well as the defendants or there will be a change in the jury panel."

The members of both panels took the rebuke in silence, except to answer questions that were put to them by the court.

When the Slagada jury had made ...