JUDGE BEWAILS PUBLIC APATHY

Trenton Times 10/29/31

Indifference to Liquor Law Violations Rebuked—Sentences Imposed

Judge Bourquin, in Federal Court here today, bewailed the indifference that the public holds for liquor law violations.

"I'm afraid society doesn't attach much odium to these offenses," he declared. "But still the courts must enforce the laws, and must impose penalties on guilty persons."

This impromptu comment came when he was imposing sentence upon Robert A. Snyder, of Irvington, and Frederick Brueckner, of Hillside. Snyder, charged with operating a speakeasy, was sentenced to serve 35 days in jail and to pay a fine of $150, while Brueckner was given a sentence of 25 days and a fine of $100.

Brueckner, in pleading for mercy, said that he had been employed for only two days "to help out for the circus rush."

"Take your medicine like a man," said the court in pronouncing sentence.

In another liquor case, Edna L. Johnson, of Freehold, was sentenced to serve 60 days in jail and to pay a fine of $150. Then the court relented and placed her on probation for five years.

Judge ... 1,000-gallon vats of ... lon kegs and thirty half-barrels of beer.

Trenton ...

Judge ... today declared he ... women to jail for liquor violations until "all the men are in jail."

This comment came when he had placed Anna Vitulis, of Jersey City, on probation for five years, and had ordered her to pay a fine of $150. He had originally sentenced her to serve 60 days in jail.

"I am waiting until all the men are in jail before I start sending the women," he said.

Then he turned to the woman's counsel and asked how long it would take her to pay the fine. The attorney replied that she could pay it at once.

"I ought to have made it a little more," said the Court.

Alex Zembuske, also of Jersey City, who figured in the same case, did not fare so well. He was sentenced to 30 days and to pay $100 for liquor law violations.

Joseph Cella, of 610 Ohio Avenue, Trenton, pleaded guilty to liquor law violations and was sentenced to serve 30 days in jail and to pay a fine of $150. John Vizziai, of 1217 Princeton Avenue, pleaded guilty to dry law violations.

...BUKED
...OURQUIN
10/30/31

...disciplined ... the New Jer... urt today afte... aged in an im... a bailoff ove...

exclaimed th... aware of th...

...d the bailiff, ...ler, of the firm ..., Newark, "this ... this chair that ...ers."

...emanded Judge ...ney.

... the bar," re... the judge, "you are subject to the rules of this court. You ought to know that they are seats for the prisoners. Now you take a seat in the back, do you hear? Take a seat in the back."

GIVEN 100 DAYS IN POSTAL EMBEZZLING

Trenton Times 10/30/31

Victor Frumolt, of Union City, who pleaded guilty to a charge of embezzling $536 from postal funds, was sentenced today in Federal Court by Judge Bourquin to serve 100 days in jail and to pay the amount of money he had embezzled. Frumolt, in his own defense, said he had loaned the money to a friend who needed the sum. He refused to reveal the identity of the man.

We bear each one our own destiny.
—Virgil.

SMELL IS SUFFICIENT, IS BEER RAID RULING

Trenton Times 9/29/31

The smell of beer is sufficient cause for a prohibition agent to make further investigations.

So ruled Judge John Boyd Avis in the United States District Court in denying a motion for the dismissal of four New Brunswick men who are charged with liquor law violations.

Subsequently the men went on trial which is now in progress in court here. The defendants are: Cyril Cyr, John Hickey, Isidor Gutman and Andrew Koscto.

Defense counsel argued that two dry agents, William Brady and G. W. Dwyer, were not armed with search warrants but were merely "scouting about the neighborhood" in an effort to confirm suspicions contained in an anonymous letter.

The two agents were on the witness stand and were subjected to a brief but gruelling cross-examination by defense counsel. Both stated they had smelled an odor of beer but that they could not state whether it was near-beer of highpowered stuff.

...emain in Trenton

...on Bureau, NEWARK NEWS.

...TON—The assignment of Judge ...in of Montana to the Federal ... district of New Jersey has been ...d indefinitely according to in... ...ion received here yesterday from ...partment of Justice at Washing... The plan is to prolong the present ...f the court in this city with a ...o clearing further the congested ...ars of the Federal Court.

... official advices from Washington ...rest reports that Judge Bourquin ... sit in Newark beginning with the opening of the term in that city Wednesday.

The November term of Federal Court will open Wednesday when the grand jury will be sworn in at the Newark Post-office building by Federal Judge Fake. Assistant United States District Attorney Thomas Arrowsmith will present the cases.

Federal Judge Clark will call the law and equity calendars Wednesday and sit in these cases. Judge Fake will be in his chambers in the Lefcourt building writing opinions and hearing other matters. Federal Judge Avis also will hear criminal matters in Trenton.

Oct. 30, 1931

ACQUITTAL ORDERED ON FEDERAL CHARGE

Trenton Times 10/29/31

Judge John Boyd Avis, in the United States District Court this afternoon, directed a verdict of acquittal for John J. Kraus, secretary and treasurer of the Kraus Company of Newark, who was charged with using the mails to defraud.

The trial was started yesterday and was resumed again this morning. The directed verdict was given shortly after court had convened for the afternoon session.

Kraus was accused of sending false financial statements through the mail. He was defended by J. Howard Connor, while Assistant United States Attorney Griggs appeared for the government.

MR. FORMAN QUALIFIES

Residents of Trenton will not be the only ones to welcome the suggestion that, if two new Federal judgeships are created in this district, Philip Forman, United States District Attorney, might well be honored with appointment to the bench.

Mr. Forman's record as attorney for the government has been altogether exemplary. It has been attended by marked efficiency of organization, keen understanding of the law and vigorous administration of the criminal code.

The high regard in which Mr. Forman is held throughout this community attests to his personal qualifications for judicial honors. It is a legitimate commentary upon a noteworthy legal and civic career to observe that no designation could win greater approbation in Trenton and vicinity, nor, for that matter, in the State at large.

GOOD SEASON FOR HIKING

A somewhat unusual bit of news in this day of pleasure motoring was the recent announcement of a "sealed order hike" by the girls of Hamilton High School. The girls selected an excellent starting point near the Old Barracks, with unobstructed and varied opportunities along the river front.

Whatever may be thought of Judge Bourquin on the Federal bench, he set an example worth following in his favorite pastime of pedestrianism along the Pennsylvania Canal. For anyone who cannot find quiet enough on the New Jersey bank of the Delaware, the visiting Montana jurist's route offers a safe retreat from noise and distraction. But the Pennsylvania canal-bank is not the only eligible choice for hikers. On both sides of the river and in sections remote from this noble stream, are many quiet roads and lanes to be traversed in peaceful enjoyment of nature.

It is just the time of year for long walks into the country with resultant benefit to health and refreshment of spirit.

...public yes... by Mr. Forman it was revealed ... the efficient and speedy action ... Montana jurist resulted in dispo... of an amazing number of cases.

Praise was extended to ... Bourquin and Judge John Boyd ... who is the regular presiding head of the Trenton court, for their cooperation in making the September term of court the most notable this district has recorded in history.

The court calendar has unofficially gone down as the "Battle of the Ten Weeks."

The majority of the cases by far were those dealing with prohibition violations, and these, with the exception of a few were handled entirely by Judge Bourquin.

The two judges disposed of 746 defendants by either guilty pleas, conviction or acquittal by juries. There were 440 pleas of guilty, 111 trials by jury and 39 trials without jury. There were 114 convictions, 34 acquittals and one mistrial.

A total of $181,004.87 was imposed in fines, and defendants were sentenced to serve a total of 1,731 months in jail. The jail sentences filled up the four principal county prisons, including Mercer.

The important part that liquor played in the court transactions (which astounded Judge Bourquin by its enormity of traffic) is evidenced in the great number of cases in this division. It was here that Judge Bourquin exhibited his Western style of dispensing justice.

Of the total number of 440 pleas of guilty received by the two judges, 372 were for prohibition violations, and out of the 111 trials by jury 69 were in the liquor calendar. The 39 trials without jury were entirely con-

"The Government business," said Mr. Forman in his report, "transacted at the September term of the United States Court at Trenton before Judge Avis of this district and Judge Bourquin, especially designated here by Chief Justice Hughes, was exceptionally heavy and aggregated as much,

...ES

...IMPOSED BY COURT

Judge Bourquin's Policy of Heavy Sentences Continued

...we'll

...ing to find a Grand Jury coope... ...toward so exemplary a conceptio... ...legal administration.

...requiring close attention. It is gr... ...day's work and to treat the job a... ...need not be impeded if everyone p... ...ipating in it is determined to do ... a general realization that court bu... being shown in the Federal buildi... The net result of the energetic a... government counsel.

...enterprise on the part of bench ... be characterized by unusual vigor... Federal cases in Trenton has come to ... ...matter of fact, the handling of ... Avis and by Mr. Forman himself.

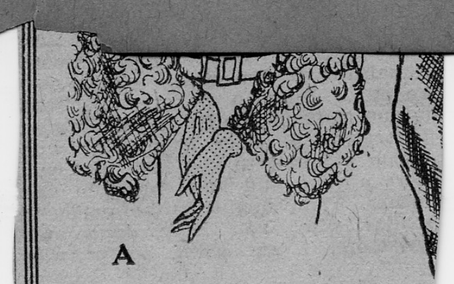
Perhaps the panel caught the spirit so well exemplified by Judge George M. Bourquin, who has lately returned to his home "ballwick" of Butte, Mont., by working two days a week instead of one, the body established a record for the Federal district, handing down no less than 99 indictments in a single week and displaying an unprecedented amount of industry.

JUSTICE AS SERIOUS WORK

Judge John Boyd Avis and United States Attorney Phillip Forman have taken occasion to commend the Federal Grand Jury which has concluded its labors after having been in session since September. And the commendation is in no wise misplaced. In point of energetic work in behalf of justice, this jury has indeed set an admirable example.

Working two days a week instead of one, the body established a record for the Federal district, handing down no less than 99 indictments in a single week and displaying an unprecedented amount of industry.

Perhaps the panel caught the spirit so well exemplified by Judge George M. Bourquin, who has lately returned to his home "ballwick" of Butte, Mont., by ...Avis and by Mr. Forman himself. ...matter of fact, the handling of Federal cases in Trenton has come to ... be characterized by unusual vigor... enterprise on the part of bench ... government counsel.

The net result of the energetic a... being shown in the Federal buildi... a general realization that court bu... need not be impeded if everyone p... ...ipating in it is determined to do ... day's work and to treat the job a... ...requiring close attention. It is gr... ...ing to find a Grand Jury coope... ...toward so exemplary a conceptio... ...legal administration.

Peggy Hopkins Joyce and Gloria Swanson, whose matrimonial performances are surpassed, to note the fact that he is two or three years older than they.