30,000-GALLON STILL STIRS JUDGE TO GASP

Trenton Times 11/5/31

Federal Judge Bourquin handed out stiff sentences today in the United States District Court here to two men who were charged with liquor law violations.

"A 30,000-gallon still?" gasped the Court when informed of the seizure of a distilling plant by agents in Belleville. "Why that's the largest I ever heard of since I've been here. My, my, a 30,000-gallon still."

Then he sentenced Sam Condono, of Belleville, and Niolo Caputo, of Newark, each to serve 12 months and a day at hard labor in jail and to pay a $1,000 fine each.

Defense counsel explained that Condono had only pleaded guilty to possession of liquor, and therefore could not be sentenced to jail.

"Only possession?" asked the Court. "Very well, the fine can stand for him."

Then he demanded an explanation from Assistant United States Attorney Griggs why the prisoner had only entered a plea of guilty to the possession charge.

Griggs explained that Condono was in another section of the premises when the raid occurred.

Eng Kim, of Astoria, Long Island, and Chin Lung Toy, of Newark, were each ordered to pay a fine of $150 for narcotic law violations.

"Smoking opium is little worse than drinking moonshine," said Judge Bourquin. "It's all in the same category. The United States does not intend to punish smoking. It only places a restriction on its entry into the country."

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the appeal to the United States Circuit Court, denied contempt, asserted that if any contempt were committed it was criminal in nature, and contended judgment was entered without giving him opportunity to be heard.

Judge Bourquin held Pearse in contempt October 27 and in his opinion asserted the attorney filed an untrue answer and attempted to obstruct justice. Pearse was defense attorney in padlock proceedings brought by the government against "The Little Hof-Brau," 556 Broad Street, Newark. Persons named were Gus Gschrey, William Loughlin, Peter Brunmenaier and Louise McCormick.

Heat as you want it, and at a big saving

NOT always can you get better heat while saving a lot of coal money, but you positively do get it if you use the Electric Furnace-Man.

Accept No Substitutes

The Trenton Unico Club held a smoker last night at which many new prospective members were present. Talks were given by Dr. Joseph Pantaleone, Attorney George Pellettiere and Peter T. Tummillo. Dr. Anthony J. Lettiere, president, presided. Benjamin Zazzo had charge of the program.

Special entertainment was furnished by A. Brackett and Anthony Dileo. Daniel Dileo rendered some vocal solos and Rolando B. Formidoni gave several violin solos. Paulie Walker and other boxers gave exhibitions.

A welfare committee has been appointed by the Unico Club to cooperate with the various relief agencies in the city.

The committee in charge of last night's smoker consisted of Rudolph Vannozzi, chairman; Benjamin Zazzo, Dr. Joseph Pantaleone, Angelo Falzone and Fred Mascianton.

At a recent

Judge Clark Says He'd Kick Dry Trespassers Off His Land

Federal Judge William Clark has his own remedy for dealing with prohibition agents who trespass. It was prescribed yesterday afternoon while a motion was being made to quash a search warrant.

"I know what I would do if prohibition agents came on my property," said Judge Clark, as Lewis J. Tutt, deputy prohibition administrator, and three of the department's counsel, sat in the court room. "I would kick them off so fast you couldn't see them for the dust. If I needed any assistance I would call in the chief of police at Princeton and he would help me kick them off." Judge Clark lives in Princeton.

William Harris, counsel for George Paglie, 67 Alyea street, whose property is adjacent to a garage raided ten days ago as a beer drop, said he did not want to tackle the agents in the manner suggested by the court and he felt sure the police would not assist him because the agents were armed with the search warrant.

"But you say that the warrant is illegal," said Judge Clark. "Go to the police and have the agents kicked off."

At first Judge Clark refused to hear the motion on the ground that United States Commissioner Friedmann had issued the search warrant and should pass on its legality. Harris explained to the court that Friedmann was ill.

After examining the search warrant Judge Clark said it had been drawn carelessly, "as is the case of many such warrants presented by the prohibition department."

H. Horton Smith of counsel for the prohibition department, objected to any hearing unless Paglie was in court to be questioned. Judge Clark agreed with Smith and adjourned the matter until tomorrow morning, when Harris assured the court Paglie would be present.

"I will do nothing in this matter today," said Judge Clark. "If the warrant is held illegal it should be just too bad for the agents. Then you can sue the agents and perhaps send them to the hoosegow."

Smith told the court the agents had not been on Paglie's property since Monday, when Judge Clark advised them to confine their efforts to the street in trying to determine if the pipe line runs into the old Hensler Brewery, across the street from the garage.

Newark Ev. News 11/5/31

WEDNESDAY, NOVEMBER 11, 1931

ALCOHOL CLEANING PLANT IS RAIDED

NORTH BERGEN, N. J., Nov. 11 (AP).—The raided alcohol cleaning plant in the old Peerless Rubber Company building on Fisher Avenue has yielded clues which Federal agents believe may result in the uncovering of a nation-wide alcohol chain. Many gallons of alleged alcohol were seized.

Authorities base their hope on seized address stencils for St. Louis, Chicago, Los Angeles, Pittsburgh and Philadelphia destinations, and on permit numbers for government-issued pure grain alcohol.

The men arrested when the raiders swooped down on the plant gave their names as Leo Drago, Pasquale Lubiano, Carl Capozzi and Joseph Zabulionis, all of Cliffside Park; Mike Drillo, of West New York, and Arnold Ainsworth, of North Bergen.

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HOBOKE

United States Commissioner Stanton today dismissed Federal charges against Sergeant George Braden and Patrolman August Rossi of the Hoboken police.

Two hours after the time set for the hearing, J. D. Zurcher, legal assistant to Deputy Prohibition Administrator Lewis J. Tutt, of Newark, appeared for the Government.

Zurcher said that, inasmuch as the policemen had been indicted by a Federal grand jury for their alleged i ... said in Ho- b

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getic 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 "bailiwick" of Butte, Mont., by Judge Avis and by Mr. Forman himself. As a matter of fact, the handling of Federal cases in Trenton has come to be characterized by unusual vigor and enterprise on the part of bench and government counsel.

The net result of the energetic action being shown in the Federal building is a general realization that court business need not be impeded if everyone participating in it is determined to do a full day's work and to treat the job as one requiring close attention. It is gratifying to find a Grand Jury cooperating toward so exemplary a conception of legal administration.