NO LENIENCY IS SHOWN BY AVIS IN BOOZE CASES

Trenton Times 11/27/31

Continues Bourquin's Policy of Heavy Sentences. Trentonians Go to Jail

Judge Bourquin's policy of imposing severe sentences on dry law violators, while he was here for ten weeks, was continued today by Judge John Boyd Avis in the Federal Court.

More than a score of violators, including Trenton men, felt the lash of the court. Only one person, a widow, escaped. She was placed on probation for one year.

Thomas H. Whalen, Sr., of 92 Jackson Street, charged with being the proprietor of a speakeasy on Factory Street, and Fred Lanning, of 220 Mercer Street, his alleged bartender, were each given heavy sentences. Whalen was sentenced to four months in jail and fined $350, while Lanning was ordered to spend 30 days in jail and pay a $150 fine.

Mrs. Anna Mosque, of Newark, escaped a jail term after her counsel had pleaded for her. She was placed on probation for one year.

Other Trenton men, too, felt the severity of Judge Avis' sentences after they had pleaded guilty to liquor law violations.

Joseph Stallone, of Trenton, implicated with four other men in a charge of possessing equipment designed for the manufacture of liquor, received a term of six months in jail and was fined $500.

His companions each were fined $50. They are: Barto Massano and Samuel Dipaza, of Trenton; George Fazakas, of Burlington County, and Joseph Cutana, of New York.

Joseph Maruca, of Trenton, was

(Continued on Page Nine)

sentenced to serve 45 days in the County Jail on a charge of manufacturing liquor.

Andrzy Dizaalo, of Hamilton Township, and Michael Piglione, of Trenton, were each sentenced to serve 15 days for manufacture of liquor. Marziglio Luosito, also of Trenton, was fined $50 in the same case.

Tony Tasso and John Giovanti, of Trenton, and Steve Morith, of Vineland, were each sentenced to serve 15 days in jail for manufacture of liquor. They were jointly charged in the same indictment.

Judge Avis made it clear that he was in court to do his duty, despite the pleadings of counsel for leniency or the testimony of friends of defendants who were present as character witnesses. He emphasized this point when an attorney for Harry Doyle, of Phillipsburg, appeared to beg leniency.

"This defendant was hard-pressed for money," said T. Vincent Griffith, of Philadelphia, counsel for Doyle, "and, if I were as much a victim of hard times as this man was, I believe I would take a chance myself and try and make some money in this business."

"And if you did," retorted Avis, "and were caught, I would have to sentence you in the same manner. It is the law and, as long as I sit on this bench, I'm going to enforce it. I can't make an exception of Doyle. I can't overlook the fact that he has violated the dry law.

"Neighbors of Doyle who vouch for his good reputation in the community do not think it is any offense to violate the liquor laws. If I am lenient in these cases, word will get about that Judge Avis down in Trenton will let the violators off lightly. I can't make any exceptions."

Even the fact that counsel pointed out that Doyle had two children, one in high school, failed to swerve the court from imposing a jail term of 10 days and a fine of $250 on the defendant.

"I can't make any exception," repeated the judge.

Frank Louis, of Hoboken, said to have been the proprietor of a saloon in that city, was sentenced to serve four months in jail and to pay a fine of $300. Two employes, James Duffy and John Hoffman, also of Hoboken, were sentenced to serve two months each and to pay a fine of $200 each.

Steve Kravecz, of Phillipsburg, was given 30 days in jail and a fine of $200 for dry law violations.

Allen Jorgenson, of Irvington, was sentenced to serve 20 days in jail and to pay a fine of $200, while Charles Lake and James Christie, both of Atlantic City, were each fined $400 for possession of liquor. The latter charge does not carry with it a jail sentence.

Albert Ianelli, of Hasbrouck Heights, was given three months in jail and a fine of $350 for a similar dry law violation and Arthur Sconfienza, of Teaneck, was sentenced to 20 days and a fine of $100.

Charles Teti, of Long Branch, was fined $200 and sentenced to serve two months in jail on liquor charges. Nicholas Napolean, employed as a bartender, was given 15 days in jail and a fine of $50.

Peter Marks, of Hoboken, was sentenced to serve three months in jail and given a fine of $300 for dry law violations. Alex Wilson, of North Arlington, was given a term of two months and a fine of $200 for liquor law violations, while Thomas Fletcher, of Belleville, was sentenced to serve 20 days and fined $100.

William P. McCrory, of Atlantic City, was given 30 days and a fine of $300, while Clarenec Baker, also of Atlantic City, was given 15 days and a fine of $100 for liquor law violations.

U. S. Grand Jury, Ending Labors, Is Highly Praised

Trenton Times 11/27/31

The record-breaking Federal Grand Jury, which has been in session since September, finished its work today and was warmly praised by United States Attorney Phillip Forman and Judge John Boyd Avis in the United States Court.

The panel, headed by Newton A. K. Bugbee, accomplished more work than any previous grand jury, according to Mr. Forman in his brief address to the court. The panel returned as high as 99 indictments in one week, a record never equaled before in the history of the court.

The jury, Mr. Forman said, spent two days a week in deliberation instead of the customary one day a week.

"The Court commends you for your industry," said Judge Avis as he dismissed the panel.

JUSTICE AS SERIOUS WORK

11/28/31

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 ... of industry.

...s the panel caught the spirit ... exemplified by Judge George M. ..., who has lately returned to his ..."bailiwick" of Butte, Mont., by ...vis and by Mr. Forman himself. ...atter of fact, the handling of ... cases in Trenton has come to ...acterized by unusual vigor and ...se on the part of bench and ...ent counsel.

...et result of the energetic action ...own in the Federal building is ... realization that court business ... be impeded if everyone partic... in it is determined to do a full ...ork and to treat the job as one ... close attention. It is gratify... ...ind a Grand Jury cooperating ...so exemplary a conception of legal administration.

...G, GIVES ...ANCE FOR ...UOR CASE

11/27/31

...rage of ... in which ...nited States Attorney ...rederick M. P. Pearse, ...iquor law violator, all ...part.

...eorge Wright bears no ...Pearse." The indict... ...harles Wright." ... to be wrong," mur...

...g," declared Forman,

...wrong," maintained ... show of anger. "My ...been indicted." ...said Forman, "We'll ...ictment in which we'll ...ght is right." ... but he seems to be ...he Court smiling.

"We have a right to prove that he's Wright," continued Forman. "I'll get the indictment tomorrow. I'll get it right away. That's easy."

"Everything was alright until you got here and then it became all wrong," said the Court to Pearse.

"But he's never been called," answered Pearse. "He's never been indicted. We have a right . . ."

The Court raised his hand to prevent a further outbreak, saying:

"That's right!"

The case was laid over until an investigation separates the wrong Wright from the right Wright.

...LIKELY ...N POST ...JUDGE

NOVEMBER 1...

...estion Is ... After ...eath.

...31

...(AP).—Creation ... in the United ... in New Jersey ...der discussion ...th of Federal

Judge Runyon, senior member of the New Jersey district bench, died yesterday after a protracted illness. His position, created by special act of Congress shortly after enactment of the prohibition laws, passed out of existence with his death.

CALENDAR CONGESTED

Noting the congestion of the federal calendar during the last eighteen months, members of the legal profession in the State express the opinion that not only Judge Runyon's position should be recreated but an additional judgeship should be provided as well. At present there are three permanent judges.

Although speculation on a successor has been subjugated to the need for congressional action, precedent has brought forward the name of Philip Forman, United States district attorney. Forman was appointed in 1928 after serving five years as an assistant.

OTHERS MENTIONED

Names of other members of the legal profession arising in discussion of a successor included William E. Knight of Camden, formerly speaker of the Assembly; Senator Albert R. McAllister of Bridgeton, Judge Walter L. Hetfield Jr. of Plainfield, member of the New Jersey Court of Errors and Appeals, and former Judge Robert Carey, Republican leader of Jersey City.

The position carries a salary of $10,000 a year and the term is for life.

Raiders of Hensler Plant

News 11/24/31

...ects Them to Show ...ey Should Not Be Restrained

...er John D. Pennington, ... administrator; Lewis J. ... administrator, and United ...rict Attorney Phillip For... directed today by Federal ... to show cause Monday why ... not be restrained from in... the plant of the Superior ...ng Company, 71-73 Wilson ... ...he plant is the old Hensler ...hich was raided recently by ... agents.

...Simandl, counsel for the ...obtained the order. A suit ...n connection with the raid ...f Harry E. Weber, president; ... Golden, vice president, and ...rieman, secretary-treasurer ...pany. In this action it is ...at Pennington, Tutt and ... Simon made an unlawful ... sledge hammers and othere ... tore up the place, but saw... ...n of the law.

...arged there was no search ...o probable cause and tha... ... and Fifth amendments ha... ...ted. Since the raid, it wa... ...e government has refused t... ...e men in the place. ...ked a temporary injunction ...nterfering, removing or de... ...nything at the plant. They ...ested that all evidence ob... ... suppressed.

Pad... Hen...

New... 12/...

Action ... to B...

Federal ... padlock ... which th... the beer ... No dissen... man, def... applicatio... an appea... Court.

At the ... tempted ... Philadelp... he was ... ruled th... reveal hi...

In su... jection ... said he ... hibition ... raid was ... to the ... Septem... raiding ... ery in ... that a ... thrown ...

On ... Parks, ... witness ... Parks ... delphia ... address ... an obj... Attorn... Cohen, ...

"If ... agent, ... now."

"At ... compe... Grossm... addres... invest...

The ... Holdi... was ... Prohib... to loc... the p... beer ... prohib... tured ... barrel...

For U.S. Judge

12/22/31 Paterson News.

PHILIP FORMAN

Federal attorney recommended for new post urged by tri-state bar group.

Boost Forman For Proposed U.S. Judgeship

Legal Group Hears Vitriolic Attack on Bar "Parasites"

BY PRESIDENT

Immediate need for an additional federal judge, for the congested courts in New Jersey, was stressed in a resolution adopted by the Federal Bar Association of New York, New Jersey and Connecticut and the support of the association was pledged to United States Attorney Philip Forman if the judgeship post is created.

Annual Supper

The resolution was adopted at the annual "Yuletide supper" of the association held in New York and presided over by Henry Ward Beer, president of the association.

Representatives of the legal division of everey branch of the department of justice in the three states attended the supper.

President Beer was the princi-

(Continued on Page 18-A, Col. 2.)

the ... of the word 'attorney' renders legal opinions for pay on all questions of contracts and torts that may bother an inventor."

Mr. Beer declared that the use of the word lawyer, or lawyers, should be prohibited when used in connection with any corporate title such as "Lawyers' Title Company.

Mr. Beer paid his respects to "lawyers in Congress and in the State Legislatures" who have been the "mouthpieces of schemes to further destroy the people's rights to have only lawyers practice law."

"The last thing a bar association does is to protect the legal rights of its members," Mr. Beer said.