

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

AIR TEL

10/31/55

FBI WASH FIELD

DIRECTOR (100-72390)

DEFERRED

CLAUDIA VERA SCHOLNICK, WAS., IS-C; SMITH ACT OF 1940  
OO New York.

Remy airtel 10/28/55.

MR. JOHN P. RYAN, Central Office, INS, on this date advised SA [redacted] that subject's hearing scheduled for Monday 10/31/55 postponed to 10 AM Wednesday, 11/2/55, USDC, WDC, by reason of unavailability of one of subject's two attorneys. RYAN stated DAVID REIN of Washington, D. C., is to be one of the attorneys for subject and the other attorney is unknown.

WFO will advise Bureau and New York of developments re subject's hearing.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 12-15-53 BY SP8 BTJ/TJB

LAUGHLIN

RECEIVED  
NOV 1 1955

100-111459

cc New York (100-18676) (RM)

WFO

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EXCEPT WHERE SHOWN  
OTHERWISE

Mr. Belmont

NOV 31 5 12 PM '55

RECORDED

EX-118

100-72390-180

NOV 8 1955

NOV 15 1955

REC'D - FBI

- Mr. Tolson \_\_\_\_\_
- Mr. Boardman \_\_\_\_\_
- Mr. Nichols \_\_\_\_\_
- Mr. Belmont \_\_\_\_\_
- Mr. Harbo \_\_\_\_\_
- Mr. Mohr \_\_\_\_\_
- Mr. Parsons \_\_\_\_\_
- Mr. Rosen \_\_\_\_\_
- Mr. Tamm \_\_\_\_\_
- Mr. Sizoo \_\_\_\_\_
- Mr. Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Mr. Holloman \_\_\_\_\_
- Miss Gandy \_\_\_\_\_

# Claudia Jones Given Only One Week's Stay

WASHINGTON, Nov. 2. — Federal Judge Luther Youngdahl ruled today that Claudia Jones, Communist Party leader, can remain free from deportation for only one week provided she remains in the Mt. Sinai hospital where she is now confined.

Miss Jones was released Sunday a week ago from the Federal Women's Reformatory at Alderson, W. Va., where she had served nine months as a Smith Act prisoner. On arriving in New York she was greeted by 200 friends at Pennsylvania.

She suffered a sudden attack of "heart pains" last Wednesday and was taken immediately to Mt. Sinai Hospital.

Although she suffered from a serious heart condition while in prison she was threatened with deportation to Trinidad, British West Indies, by Department of Justice officials on her release. She was then released temporarily on her own recognizance.

Miss Jones was represented before Judge Youngdahl by Blanche Freedman and David Rein, attorneys.

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OTHERWISE

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HEREIN IS UNCLASSIFIED

DATE 12-15-83 BY SP8 BT/MS

- Wash. Post and Times Herald \_\_\_\_\_
- Wash. News \_\_\_\_\_
- Wash. Star \_\_\_\_\_
- N. Y. Herald Tribune \_\_\_\_\_
- N. Y. Mirror \_\_\_\_\_
- Daily Worker P 1
- The Worker \_\_\_\_\_
- New Leader \_\_\_\_\_

Date 11-3-55

*Letter to AAG Tompkins  
2 cc's - INS  
11/3/55  
JTH* ENCLOSURE

180

Assistant Attorney General  
William F. Tompkins

November 3, 1955

Director, FBI

7-3100-180  
CLAUDIA VERA SCHOLNICK, with aliases  
INTERNAL SECURITY - C  
SMITH ACT OF 1940  
FBI File 100-72390

G.I.R. - 24

(9-1  
5-1

RECORDED - 6  
EX-118

ALL INFORMATION CONTAINED  
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DATE 12-15-83 BY SP8 BTJ/hes

Reference is made to my memoranda of October 21 and October 25, 1955, which furnished information reflecting that captioned subject, better known as Claudia Jones, was released from the Federal Reformatory for Women, Alderson, West Virginia, on October 23, 1955.

For your additional information our New York Office advised that in the case United States versus Trachtenberg, et al, an order to show cause why order should not be granted restraining District Director, Immigration and Naturalization Service from deporting Claudia Jones was signed by United States District Judge Sidney Sugarman, Southern District of New York, on October 31, 1955. This order was returnable United States District Court, Southern District of New York, on November 2, 1955. The order to show cause is an order restraining the deportation of Claudia Jones for such period as would make it possible for Alexander Trachtenberg and George Blake Charney to consult with Claudia Jones to determine if she is to be a witness for Trachtenberg and Charney in their trial.

The November 3, 1955, issue of the "Daily Worker," however, carries an article on the first page reflecting that Claudia Jones on November 2, 1955, won a stay of deportation for one week provided she remains in the Mt. Sinai Hospital where she is now confined.

If additional pertinent information is received concerning the captioned subject, it will be furnished you promptly.

FBI

Doc - Commissioner  
Immigration and Naturalization Service

- Tolson \_\_\_\_\_
- Boardman \_\_\_\_\_
- Nichols \_\_\_\_\_
- Belmont \_\_\_\_\_
- Harbo \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Sizoo \_\_\_\_\_
- Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holloman \_\_\_\_\_
- Gandy \_\_\_\_\_

63 NOV 15 1955  
(10) file 1034

MAILED 3  
NOV 3 1955  
COMM-FBI

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OTHERWISE

Handwritten signatures and initials, including "H.P.H." and "Hob."

**CONFIDENTIAL**

**FEDERAL BUREAU OF INVESTIGATION**

Form No. 1  
THIS CASE ORIGINATED AT **NEW YORK**

REPORT MADE AT <b>PITTSBURGH</b>	DATE WHEN MADE <b>11/8/55</b>	PERIOD FOR WHICH MADE <b>10/4, 14, 17, 23, 24, 26; 11/3/55</b>	REPORT MADE BY <b>[REDACTED]</b>
TITLE <b>CLAUDIA VERA SCHOLNICK, was.</b>		CHARACTER OF CASE <b>INTERNAL SECURITY - C SMITH ACT OF 1940</b>	
ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE			
SYNOPSIS OF FACTS Subject scheduled for release from Federal Reformatory for Women, Alderson, W.Va., on October 23, 1955. A detainer in form of deportation warrant was filed against subject with Federal Reformatory for Women by INS on 2/18/55. INS contemplated taking subject into custody at time of her release from Federal Reformatory for Women on 10/23/55, to effect her immediate deportation to Trinidad, British West Indies. However, INS detainer was removed on 10/21/55, as result of restraining order, which was issued in behalf of subject by U.S.D.C., Washington, D.C., being served on U.S. Washington, D.C., on 10/20/55. Subject was released from Federal Reformatory for Women, Alderson, W.Va., on 10/23/55, and proceeded to New York City via C and O Railroad. British authorities reportedly will permit subject to return to British West Indies. [REDACTED] at FRW, Alderson, cancelled.			
RECLASSIFIED BY <b>[REDACTED]</b> DATE <b>12-15-83</b>			
<p>APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY ROUTING SLIP(S)</p> <p>CLASSIFIED BY <b>[REDACTED]</b> DATE <b>11-16-93</b> BY <b>[REDACTED]</b></p> <p>RUC - Classified <b>[REDACTED]</b> Exempt From <b>[REDACTED]</b> Category <b>[REDACTED]</b> Date of Declassification - Indefinite</p>			
<p>October 4, 1955, [REDACTED] Federal Reformatory for Women, Alderson, W.Va., advised SA [REDACTED] that the subject was scheduled to be released from the reformatory on October 23, 1955, but that her fine of \$2000 had not been paid and the subject would be held until November 23, 1955, if the fine was not paid. [REDACTED] advised that the Communist Party was endeavoring to raise money to pay the fine and</p> <p><b>60, b7c per People Comm.</b></p>			
<p>APPROVED AND FORWARDED: <b>[REDACTED]</b> SPECIAL AGENT IN CHARGE</p> <p>COPIES DESTROYED 11/21/58</p> <p>100-72390-181</p> <p>4 - Bureau (100-72390) REGISTERED</p> <p>1 - New York (100-18676) REGISTERED</p> <p>1 - Pittsburgh (100-9070) RECEIVED</p> <p><b>CONFIDENTIAL</b></p> <p>NOV 17 1955</p> <p>NOV 10 1955</p>			

~~CONFIDENTIAL~~

PG 100-9070

*Parole Commission*  
to post a bond in connection with the subject's request that she be given a six month stay of deportation. She added that Immigration and Naturalization Service had filed a deportation warrant as a detainer and that the subject would be released to INS.

*b6  
b7c  
per  
Parole  
Comm.*  
On October 14, 1955, [redacted] advised SA [redacted] that the subject's fine had been paid; that the subject's request for a six month stay of deportation had been denied; and that the subject would be released to INS on October 23, 1955, for immediate deportation. [redacted] stated that INS officials had advised her that the subject would be deported promptly and expeditiously to Trinidad, British West Indies. *b7c (FBI)*

Mr. JOSEPH SKOSNIK, Deportation and Parole Officer, INS, 707 *b7c*  
New Federal Building, Pittsburgh, Pa., advised SA [redacted] on October 17, 1955, that INS, New York, N.Y., had filed a detainer in the form of a deportation warrant with the Federal Reformatory for Women, Alderson, W.Va., against the subject on February 18, 1955, and requested that INS be notified when the subject was to be released from said institution so that INS would be in a position to immediately take the subject into custody at the time of her release for immediate deportation to Trinidad, British West Indies.

Mr. SKOSNIK advised that the subject had paid her \$2000 fine to the U. S. D. C., Southern District, New York City, N.Y., which was a part of the sentence imposed by the court in connection with her conviction under the Smith Act of 1940, and that she was scheduled to be released from the Federal Reformatory for Women, Alderson, W.Va., on October 23, 1955.

Mr. SKOSNIK continued that the subject had requested, through the District Director of INS, Philadelphia, Pa., on September 13, 1955, that an administrative stay of deportation be granted by INS for a period of six months subsequent to her release from the Federal Reformatory for Women; but, this request was denied by INS on October 11, 1955.

Mr. SKOSNIK concluded that the tentative plans of INS were to proceed with the immediate deportation of the subject on October 23, 1955; that she would be taken immediately from Alderson, W.Va., to New York City by INS for probable deportation from New York City on October 24, 1955; and that the subject would be flown to Trinidad, British West Indies, via Pan-American Airways on or about October 24, 1955.

~~CONFIDENTIAL~~

**CONFIDENTIAL**

Records Clerk, Federal Reformatory for Women, Alderson, W. Va., advised SA [redacted] on October 23, 1955, that INS had withdrawn their deportation warrant against the subject on October 22, 1955; that the subject was released from the Federal Reformatory for Women at 7:00 AM on October 23, 1955; that the subject, accompanied by her attorney, MARY KAUFMAN, departed Alderson, W. Va., at 7:00 AM on the same date via Chesapeake and Ohio Railroad, train number 46, enroute to New York City; and that said train was scheduled to arrive in New York City at 6:35 PM on October 23, 1955.

Mr. SKOSNIK subsequently advised SA [redacted] on October 24, 1955, that INS, Pittsburgh, had received a telephone call from the Central Office of INS, Washington, D. C., on Thursday, October 20, 1955, at which time the Central Office of INS advised them that a Restraining Order which was issued by the U. S. District Court, Washington, D. C., had been served upon the Central Office of INS on October 20, 1955, in connection with the subject's immediate deportation from the United States; that the Central Office of INS had instructed that their tentative plans for the immediate deportation of the subject had been cancelled in view of the above-mentioned Restraining Order; that the detainer, which was placed against the subject at the Federal Reformatory for Women, Alderson, W. Va., should be removed; and that the subject's INS file should be sent to the New York Office of INS. Mr. SKOSNIK advised that their detainer against the subject at the Federal Reformatory for Women was removed by telephone on October 21, 1955, and confirmed by letter to the Federal Reformatory on the same date. He further advised that the subject's INS file had been sent from Pittsburgh to their New York Office.

*Refer to*  
*to*  
*Paris*  
*one*  
On November 3, 1955, T-1, who has furnished reliable information in the past, advised that as of August 1, 1955, subject had been told that British authorities would permit the subject to return to the British West Indies upon her release from the Reformatory.

*b7c, b6 per parole*

On November 3, 1955, [redacted], previously mentioned, advised SA [redacted] that the [redacted] at the Federal Women's Reformatory on March 3, 1955, by SA [redacted] had been cancelled.

*Page 3*  
*Outstanding per*  
*check mail*  
*4/24/55*  
*9/15/55*

- RUC -

**CONFIDENTIAL**

Parole

~~CONFIDENTIAL~~

PG 100-9070

ADMINISTRATIVE PAGE

INFORMANT

<u>Identity of Source</u>	<u>Date of Activity And/or Description of Information</u>	<u>Date Received</u>	<u>Agent to whom Furnished</u>	<u>File Number where Located</u>
T-1 is [redacted] Parole officer, Federal Reformatory for Women, Alderson, W.Va. (Concealed due to manner in which information was received by her - overheard conversation of subject and [redacted] of British Consulate, Baltimore, Md.)	8/1/55	11/3/55	SA [redacted] (oral)	This report b7c(FBI)

All b6 b7c per Parole Comm.

Careful consideration has been given to the concealment of the above source and a T symbol has been utilized because the identity of the source must be concealed.

With regard to the information attributed to T-1, it is noted that on November 3, 1955, Miss [redacted] advised SA [redacted] that on August 1, 1955, [redacted] of the British Consulate, 611-612 Keyser Building, Baltimore 2, Md., visited EUNICE M. BRILLHART, Inmate 11, 543-B, a British subject who is serving a life sentence for murder. During the course of his visit to the Reformatory, [redacted] also spoke to the subject for a few minutes inasmuch as a passport clearance had been requested for subject. Miss [redacted] confidentially advised that she had overheard the conversation between [redacted] and subject; that [redacted] had informed subject she would be permitted to return to the West Indies but that the British Government did not welcome her return. Miss [redacted] added that [redacted] had given the subject a good "dressing down" because of her past activity.

LEADS

THE NEW YORK DIVISION

AT NEW YORK, N.Y.

Will follow and report activities of subject.

~~CONFIDENTIAL~~

Page 2 and back of  
document find per  
Parole memo 8/1/55

~~CONFIDENTIAL~~

PG 100-9070

LEADS (Cont'd)

One extra copy of this report is being furnished New York in the event New York desires dissemination to INS, New York.

It is noted that there is a discrepancy of one day in the date furnished by INS, Pittsburgh, and the date furnished by the Federal Reformatory for Women, Alderson, W.Va., with respect to the date that the INS detainer was removed. Mr. SKOSNIK pointed out that the Reformatory was apparently using the date when they received INS's letter removing the detainer instead of the date of their telephone call.

REFERENCES: Pittsburgh letter to Bureau, 9/23/55  
Pittsburgh airtel to Bureau, 10/17/55  
Pittsburgh teletype to Bureau and New York, 10/23/55  
Pittsburgh airtel to Bureau, 11/7/55

ADMINISTRATIVE PAGE

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

FD-36  
Mr. Tolson  
Mr. Boardman  
Mr. Nichols  
Mr. Belmont  
Mr. Harbo  
Mr. Mohr  
Mr. Parsons  
Mr. Rosen  
Mr. Tamm  
Mr. Sizoo  
Mr. Winterrowd  
Tele. Room  
Mr. Holloman  
Miss Gandy

AIRTEL ~~CONFIDENTIAL~~

Transmit the following Teletype message to:  
FBI PITTSBURGH 11/7/55 2:40 PM EST

DIRECTOR

CLAUDIA VERA SCHOLNICK, was., IS-C, SA of 1940  
Reairtel, New York to Bureau, 10/27/55.

On 11/3/55 [redacted] Federal Reformatory for Women, Alderson, W. Va. (whose identity should be concealed and who has furnished reliable information in the past), advised SA [redacted] that on 8/1/55 [redacted] of the British Consulate, 611-612 Keyser Building, Baltimore 2, Md., visited EUNICE M. BRILLHART, Inmate 11,543-W, a British subject who is serving a life sentence for murder. During the course of his visit to the Reformatory [redacted] also spoke to the subject for a few minutes inasmuch as a passport clearance had been requested for subject. [redacted] confidentially advised that she had overheard the conversation between [redacted] and subject; that [redacted] had informed subject she would be permitted to return to the West Indies but that the British Government did not welcome her return. [redacted] added that [redacted] had given the subject a good "dressing down" because of her past activities.

Report follows.

Classified by [redacted]  
Exempt from GDS Category 2, 3  
Date of Declassification - Indefinite

Para 2 declass. for  
Parole Commission  
trans 4/15/55 [redacted]

SHANKLIN [redacted]

END  
100-9070  
(6)

~~CONFIDENTIAL~~

Classified by SP8 BTG/HPD  
DATE 12-15-83

3 - Bureau (100-72390) (REGISTERED MAIL)  
2 - New York [redacted] (REGISTERED MAIL)

Mr. Belmont

All b7c  
b6 per Parole  
Comm.

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100-72390-183  
NOV 8 1955

Approved: [Signature]  
Special Agent in Charge

Sent [redacted] M Per [redacted]  
SUBV. CONTROL

2

b7c (FBI)

b7c (FBI)

b7c (FBI)

10/5/78  
b7c (FBI)

b1 (FBI)

APPROVED AND FORWARDED: [redacted]

DATE [redacted]

1-D

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

FD-36
Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Sizoo
Mr. Winterrowd
Tele. Room
Mr. Holloman
Miss Gandy

AIRTEL ~~CONFIDENTIAL~~

Transmit the following Teletype message to:  
FBI PITTSBURGH 11/7/55 2:40 PM EST

DIRECTOR

CLAUDIA VERA SCHOLNICK, was., IS-C, SA of 1940

Reairtel, New York to Bureau, 10/27/55.

Parole Commission

On 11/3/55 Miss OLIVE SIVIA, Parole Officer, Federal Reformatory for Women, Alderson, W. Va. (whose identity should be concealed and who has furnished reliable information in the past), advised SA GEORGE A. PATTERSON that on 8/1/55 BURT ANDREWS of the British Consulate, 611-612 Keyser Building, Baltimore 2, Md., visited EUNICE M. BRILLHART, Inmate 11,543-W, a British subject who is serving a life sentence for murder. During the course of his visit to the Reformatory ANDREWS also spoke to the subject for a few minutes inasmuch as a passport clearance had been requested for subject. Miss SIVIA confidentially advised that she had overheard the conversation between ANDREWS and subject; that ANDREWS had informed subject she would be permitted to return to the West Indies but that the British Government did not welcome her return. Miss SIVIA added that ANDREWS had given the subject a good "dressing down" because of her past activities.

Report follows.

Classified by [signature]  
Exempt from GDS Category 2, 3  
Date of Declassification - Indefinite

SHANKLIN

*Bayliff*

END  
JTM/jep  
100-9070  
(6)

10/5/78

~~CONFIDENTIAL~~

Classified by SP8 BTG/hed  
EXEMPT FROM GDS 12-1583

3 - Bureau (100-72390) (REGISTERED MAIL)  
2 - New York [redacted] (REGISTERED MAIL)

Mr. Belmont

RECORDED - 81

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NOV 8 1955

100-72390-153

SUBV CONTROL

Approved: [signature] Special Agent in Charge

Sent M Per

1-D

279

TAD C

# Office Memorandum • UNITED STATES GOVERNMENT

*JJK*  
TO : Director, FBI (100-72390)

DATE: 11/10/55

FROM : SAC, New York (100-18676)

SUBJECT: CLAUDIA VERA SCHOLNICK, was  
IS-C; SA-40

Card U.T.D.  
11-22-53ra

It is recommended that a Security Index Card be prepared on the above-captioned individual.

x The Security Index Card on the captioned individual should be changed as follows: (Specify change only)

NAME \_\_\_\_\_

ALIASES \_\_\_\_\_

NATIVE BORN \_\_\_\_\_ NATURALIZED \_\_\_\_\_ ALIEN \_\_\_\_\_

COMMUNIST \_\_\_\_\_ SOCIALIST WORKERS PARTY \_\_\_\_\_ INDEPENDENT SOCIALIST LEAGUE \_\_\_\_\_

MISCELLANEOUS (Specify)  REMOVE FROM "UNAVAILABLE SECTION" \_\_\_\_\_

TAB FOR DETCOM \_\_\_\_\_ TAB FOR COMSAB \_\_\_\_\_ RACE \_\_\_\_\_ SEX \_\_\_\_\_

DATE OF BIRTH \_\_\_\_\_ PLACE OF BIRTH \_\_\_\_\_

BUSINESS ADDRESS (Show name of employing concern and address) \_\_\_\_\_

ALL INFORMATION CONTAINED

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DATE 12-15-83 BY SP3C/TW

KEY FACILITY DATA:  
GEOGRAPHICAL REFERENCE NUMBER \_\_\_\_\_

INTERESTED AGENCIES \_\_\_\_\_

RESIDENCE ADDRESS  504 W. 143rd Street, New York, New York 10032

NOT RECORDED

RM [redacted] NC: 28-7955

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NOV 15 1955  
*[Handwritten signatures and initials]*

XXXXXX  
XXXXXX  
XXXXXX

### FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

  1   Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s)   b1   with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Document(s) originating with the following government agency(ies) \_\_\_\_\_, was/were forwarded to them for direct response to you.

       Page(s) referred for consultation to the following government agency(ies); \_\_\_\_\_ as the information originated with them. You will be advised of availability upon return of the material to the FBI.

       Page(s) withheld for the following reason(s):  
\_\_\_\_\_  
\_\_\_\_\_

For your information: \_\_\_\_\_  
\_\_\_\_\_

The following number is to be used for reference regarding these pages:  
  100 - 72390 - 183  

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X NO DUPLICATION FEE X  
X FOR THIS PAGE X  
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**AIRTEL**

**FEDERAL BUREAU OF INVESTIGATION**

**UNITED STATES DEPARTMENT OF JUSTICE**

11/9/55 - NY

Transmit the following Teletype message to: **BUREAU**

COMPROS, NY  
IS-C

CLAUDIA VERA SCHOLNICK, was  
IS-C  
SMITH ACT OF 1940

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY SP8BCT/bs 5

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

ReNYairtels of 11/1/55 and 11/2/55.

US District Judge EDWARD WEINFELD, SDNY, this date denied order to show cause why order should not be granted restraining District Director INS from deporting CLAUDIA JONES. Judge granted time for defense to take deposition from subject, CLAUDIA JONES. Stay will continue on a day to day basis starting Monday, 11/14/55, until deposition is complete. Right to take deposition granted pursuant to Rule 15, Federal Rules of Criminal Procedure. The defendants GEORGE BLAKE CHARNEY and ALEXANDER TRACHTENBERG, were represented by Attorney MARY KAUFMAN. The government was represented by AUSA THOMAS A. BOLAN, SDNY.

KELLY

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EXCEPT WHERE SHOWN  
OTHERWISE

RECORDED 13

100-72390-124

EX-126

NOV 10 1955

Mr. Belmont

- ④ - BUREAU (100-3-74-34) (RM) (1-100-72390)
- 1 - WASHINGTON FIELD (100-11459) (CLAUDIA SCHOLNICK) (RM)
- 1 - NY 100-18676 (CLAUDIA SCHOLNICK) (#7-5)
- 1 - NY [redacted] (#7-5)
- 1 - NY [redacted] (#7-5)

Approved \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_  
Special Agent in Charge

(#7-5)

752 sub 23

NOV 28 1955

WTH... Mr. M. P. ...

100-72390.

AIR-TEL

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 1-10-84 BY SP8 BTJ/DAV

COMPROS - NEW YORK; IS - C

CLAUDIA VERA SCHOLNICK; IS - C, SMITH ACT of 1940

Reference my airtel 11/9/55.

AUSA THOMAS A. BOLAN on 11/17/55 made available a copy of order signed by USDJ EDWARD WEINFELD on 11/14/55 which denied order to show cause of defendants TRACHTENBERG and CHARNEY staying deportation of CLAUDIA JONES, to enable them to consult with her and possibly use her as a witness. Order further stated if JONES did not submit to taking of deposition on 11/14/55, deportation would be effected forthwith, unless there was some other order outstanding, staying her deportation.

Defendant's attorney, MARY KAUFMAN, has advised AUSA BOLAN that no deposition would be taken from JONES.

A copy of the above order is being made an exhibit in NY 100-18676-1B\_\_\_\_\_.

KELLY

REGISTERED  
5-BUREAU (100-3-74-24) (REGULAR MAIL)  
(2) Bufile 100-72390  
1-NY 100-18676 (CLAUDIA VERA SCHOLNICK) (7-5)  
1-NY [REDACTED] (7-5)  
1-NY [REDACTED] (7-5)  
[REDACTED] (7-5)  
NY 100-81752 sub 23 (7-5)

b7c

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COPIES DESTROYED

23  
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RECEIVED  
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100-72390-  
NOT RECORDED  
195 NOV 25 1955

NOV 13 2 03 PM '55  
FBI - POLICE  
REC'D REFORMA

ORIGINAL COPY FILED IN

- Mr. Tolson \_\_\_\_\_
- Mr. Boardman \_\_\_\_\_
- Mr. Nichols \_\_\_\_\_
- Mr. Belmont
- Mr. Harbo \_\_\_\_\_
- Mr. Mohr \_\_\_\_\_
- Mr. Parsons \_\_\_\_\_
- Mr. Rosen \_\_\_\_\_
- Mr. Tamm \_\_\_\_\_
- Mr. Sizoo \_\_\_\_\_
- Mr. Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Mr. Holloman \_\_\_\_\_
- Miss Gandy \_\_\_\_\_

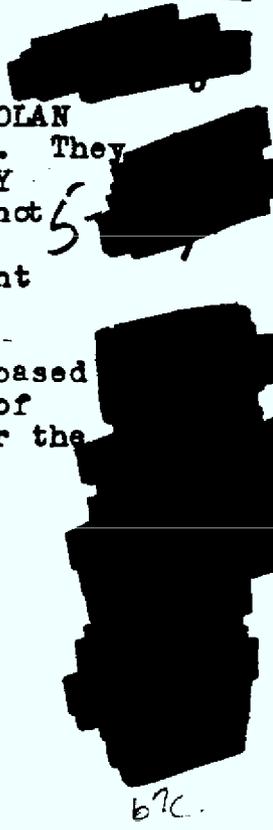
AIRTEL  
**FEDERAL BUREAU OF INVESTIGATION**  
 UNITED STATES DEPARTMENT OF JUSTICE  
 NEW YORK, NY

11/9/55  
 Transmit the following Teletype message to: BUREAU

CLAUDIA VERA SCHOLNICK, was. IS - C, SA - 1940.

*g*

Pursuant to info furnished by AUSA T. A. BOLAN on 11/9/55, the records of USDC, SDNY were checked. They reflected that on 11/7/55, USDJ JOHN F. X. Mc GOHEY issued an order to show cause why an order should not be issued restraining District Director INS from deporting subject pending disposition of a complaint filed same date by subject alleging that order and warrant of deportation are now void and illegal in that the statutory provisions upon which they are based are a denial to subject of substantive due process of law in violation of her rights and privileges under the 5th Amendment. Hearing on order to show cause is scheduled for 10:00 a.m., 11/10/55. Info.



**ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 12-15-83 BY SP8 BTJ/rb**

KELLY

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 EXCEPT WHERE SHOWN  
 OTHERWISE

Mr. Belmont

*J* - Bureau (100-72390) (RM)

NY 100-18676  
 [redacted] (#7-5) b7c

RECORDED - 38

EX-116

100-72390-185

NOV 10 1955

*id*

*[Handwritten signature]*

Approved *J. K. [unclear]* Sent \_\_\_\_\_ M Per \_\_\_\_\_  
 Special Agent in Charge

NOV 30 1955

100-72390-

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

11/9/55

FBI WASH FIELD

DIRECTOR (100-72390)

DEFERRED

CLAUDIA VERA SCHOLNICK, was., IS-G. SMITH ACT OF 1940  
OO New York

Remy-airtel 11/2/55

*of*

*b7c*

On 11/9/55 MR. GEORGE S. GERMAN, Central Office, INS, advised that on this date Judge EDWARD A. TAMM, USDC, WDC, revoked the restraining order preventing INS action re deportation of subject and that at 10:35 A.M. on the same date subject was released as a patient from Mt. Sinai Hospital, New York City.

MR. GERMAN stated subject's attorneys on 11/8/55 filed two actions at USDC, SDNY, Foley Square, New York City, which actions GERMAN described as "Delaying tactics" to prevent subject's immediate deportation. He stated a hearing in connection with one such action filed by subject's attorneys will be held at USDC, SDNY, Foley Square, New York City, on 11/10/55. RUC.

[Large black redaction block]

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY [signature]

LAUGHLIN

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
EXCEPT WHERE SHOWN  
OTHERWISE

(6)  
100-11459  
cc - (2) New York (100-18676) (RM)

Mr. Belmont

66 DEC 2 1955

16 NOV 28 1955

FBI

*er Baumgardner*

100-72390-

RECORDED  
INDEXED  
NOV 28 1955  
100-72390-116

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

AIR TEL

--- NY, NY ---  
11/10/55

Transmit the following Teletype message to: BUREAU

CLAUDIA VERA SCHOLNICK, was; IS-C; SMITH ACT OF 1940

Remyairtel, 11/9/55.

AUSA HAROLD RABY, SDNY, advised this date that subject's hearing on order to show cause, signed by USDJ JOHN F. X. MC GOHEY on 11/7/55, was adjourned this date until 11/17/55, by mutual agreement.

KELLY

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

① - Bureau (100-72390) (Registered Mail)

b7c  
[Redacted] (#7-5)  
100-18676

Mr. Belmont

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OTHERWISE

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HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY SP8 BTJ/STB

RECORDED - 36

100-72390-187

EX-116

NOV 28 1955

cc Baumgardner

100-72390-

Approved \_\_\_\_\_ Sent \_\_\_\_\_ M. Per \_\_\_\_\_  
Special Agent in Charge

NOV 30 1955

WYM

FD-55
Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Sizoo
Mr. Winterrowd
Tele. Room
Mr. Holloman
Miss Gandy

AIR-TEL  
 FEDERAL BUREAU OF INVESTIGATION  
 UNITED STATES DEPARTMENT OF JUSTICE  
 New York . . . . . 11/17/55

Transmit the following Teletype message to: BUREAU

CLAUDIA VERA SCHOLNICK, was; IS - C, SMITH ACT of 1948

Reference my airtel of 11/10/55 *sp 9-1*

AUSA HAROLD RABY, SDNY, advised this date that further action on complaint charging deportation unconstitutional and order to show cause signed by USDJ MCGOHEY on 11/7/55, was to be discontinued under stipulation that subject would voluntarily accept deportation to the United Kingdom on or prior to 12/9/55. It was further stipulated in agreement that subject would initiate no further litigation to stay or halt her deportation.

INS agreed to refrain from further deportation efforts until 12/9/55. An order to this effect was submitted this date to USDJ MCGOHEY, SDNY, for his signature.

KELLY

*b7c* 3-BUREAU (100-72390) (REGISTERED REGULAR MAIL)  
 (7-5)  
 NY 100-18676

Mr. Belmont

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 OTHERWISE  
 DATE 12-15-83 BY *sp8 BT/ks*

ALL INFORMATION CONTAINED  
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 EXCEPT WHERE SHOWN  
 OTHERWISE

RECORDED-32

EX-126

100-72390-188

Approved *J. K. [Signature]*  
 Special Agent in Charge

Sent 2 NOV 1955

*JM 75*

*cc Baumgardner*

*INT SER*



Assistant Attorney General  
William F. Tompkins

November 22, 1955

Director, FBI

CLAUDIA VERA SCHOLNICK, with aliases  
INTERNAL SECURITY - C  
SMITH ACT OF 1940  
FBI File 100-72390 - 188

*gh* 5-1

RECORDED-32

EX-126

Reference is made to my memorandum of October 21, October 25 and November 3, 1955, which furnished information concerning the captioned subject better known as Claudia Jones who was released from the Federal Reformatory for Women, Alderson, West Virginia, on October 23, 1955.

For your additional information according to the "Daily Worker" of November 10, 1955, Claudia Jones on November 9, 1955, was given a stay of deportation for the purpose of taking a deposition which could be used as evidence in the trial of George Blake Charney and Alexander Trachtenberg on Smith Act charges.

The hearing scheduled for Claudia Jones on November 17, 1955, which was to challenge her deportation order was cancelled. On November 17, 1955, Assistant United States Attorney Harold Raby, Southern District of New York, advised our New York Office that further action on the complaint charging that the deportation of Claudia Jones was unconstitutional and the order to show cause signed by United States District Judge McGohey on November 7, 1955, was to be discontinued under stipulation that Claudia Jones would voluntarily accept deportation to the United Kingdom on or prior to December 9, 1955. It was further stipulated in agreement that Claudia Jones would initiate no further litigation to stay or halt her deportation. The Immigration and Naturalization Service agreed to refrain from further deportation efforts until December 9, 1955, according to Assistant United States Attorney Raby. An order to this effect was submitted on November 17, 1955, to United States District Judge McGohey, Southern District of New York; for his signature.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY SP8B/128  
EXCEPT WHERE SHOWN  
OTHERWISE

- Tolson \_\_\_\_\_
- Boardman \_\_\_\_\_
- Nichols \_\_\_\_\_
- Belmont \_\_\_\_\_
- Harbo \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Sizoo \_\_\_\_\_
- Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holloman \_\_\_\_\_
- Gandy \_\_\_\_\_

DEC 7 1955

NOV 22 1955  
COMM - FBI  
MAILED 25

*gh*  
*ADP*  
*SP8*  
*HAB*

Letter to Assistant Attorney General  
William F. Tompkins

According to the "Daily Worker" of November 21, 1955, Claudia Jones is scheduled to leave the United States on December 9, 1955, thus voluntarily deporting herself. According to the "Daily Worker" the National Committee to Defend Negro Leadership had announced that Claudia Jones had been forced by ill health to drop her current challenge of the deportation order. She is scheduled to leave on the "Queen Elizabeth."

If any additional pertinent information is received concerning the deportation of Claudia Jones, it will be furnished to you promptly.

2cc - Commissioner  
Immigration and Naturalization Service

[REDACTED] b7c  
(6)

~~SECRET~~

FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE

AIR-TEL

~~CONFIDENTIAL~~

NY 11/21/55

Transmit the following Teletype message to: **BUREAU**  
**CLAUDIA VERA SCHOLNICK, was; IS - G; SMITH ACT-1940.**

- Mr. Tolson \_\_\_\_\_
- Mr. Boardman \_\_\_\_\_
- Mr. Nichols \_\_\_\_\_
- Mr. Belmont \_\_\_\_\_
- Mr. Harbo \_\_\_\_\_
- Mr. Mohr \_\_\_\_\_
- Mr. Parsons \_\_\_\_\_
- Mr. Rosen \_\_\_\_\_
- Mr. Tamm \_\_\_\_\_
- Mr. Sizoo \_\_\_\_\_
- Mr. Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Mr. Holloman \_\_\_\_\_
- Miss Gandy \_\_\_\_\_

[REDACTED]

On 11/21/55 Mr. H. DERNETZ, INS, advised subject will voluntarily depart US under warrant of deportation for London, England, on 12/9/55. He further advised INS exercising least possible supervision of subject so as not to hinder departure.

Cunard Line advised this date Queen Elizabeth sails from NYC on 12/9/55.

[REDACTED]

The "Daily Worker" this date, page 1, confirms much of the above information.

Mr. Belmont

KELLY

APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY SLIP(S) OF DATE 1/3/79 JSP/K

Classified by SP-8 BJS/AB  
Declassify on: OADR 12-15-83

3 Bureau (100-72390)(RM)  
1 [REDACTED]

NY 100-18676

RECORDED

~~CONFIDENTIAL~~

100-72390-189

NOV 22 1955

Approved: [Signature] Special Agent in Charge Sent M Per

Classified by 1259 JSP/K  
Exempt From GDS Category 2  
Date of Declassification Indefinite

~~SECRET~~

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

cc to London  
WTM

JPM  
7-5

b7c

RECORDED-74

100-42376-189

SECRET

November 20, 1955

RE: CLAUDIA VERA SCHALNICK, with aliases

Claudia Vera Schalnick, a Negro, known as Claudia Jones in the Communist Party, USA, and who was born Claudia Vera Gumberbakh, is a member of the alternate National Committee of the Communist Party, USA. She has been in the Communist Party since about 1938. Claudia Jones claims to have been born on February 21, 1915, in Trinidad, British West Indies, and is still a British subject. Claudia Jones was arrested by the Immigration and Naturalization Service on October 23, 1950, in New York City as an alien Communist. She was afforded a deportation hearing on December 21, 1950, and was ordered deported to Trinidad. Her deportation was held in abeyance inasmuch as she was tried along with other top Communist Party leaders for violation of the Smith Act. She was convicted on January 21, 1953, and began serving her prison sentence of one year and one day on January 11, 1955. She was released from the Federal Reformatory for Women, Alderson, West Virginia, on October 23, 1955. The Government proceeded with action to effect Claudia Jones' deportation upon her release from prison. She contested this deportation.

On November 21, 1955, information was obtained from the Immigration and Naturalization Service reflecting that Claudia Jones will voluntarily depart United States under warrant of deportation for London, England, on December 9, 1955. According to the "Daily Worker" of November 21, 1955, Claudia Jones is scheduled to leave the United States on the "Queen Elizabeth".

It is quite possible that Claudia Jones will be closely associated with other Communists in England upon her arrival, particularly with John Williamson, member of the National Committee of the Communist Party, USA, who was deported to England on May 4, 1955.

2cc - London

SECRET AIR COURIER

cc - Foreign Liaison Unit  
Bufile - 100-72390

SECRET

(12)

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IED  
WIN

Classified by SP8 BTJ/ra  
Declassify on: OADR 12-15-83

- Tolson \_\_\_\_\_
- Boardman \_\_\_\_\_
- Nichols \_\_\_\_\_
- Belmont \_\_\_\_\_
- Harbo \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Sizoo \_\_\_\_\_
- Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holloman \_\_\_\_\_
- Gandy \_\_\_\_\_

2 DEC 7 1955

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19

NOV 21 1955

Handwritten initials and signatures

FOR IMMEDIATE RELEASE  
FRIDAY, DECEMBER 9, 1955

DEPARTMENT OF JUSTICE

Mr. Tolson	✓
Mr. Nichols	✓
Mr. Boardman	✓
Mr. Belmont	✓
Mr. Mason	✓
Mr. Mohr	✓
Mr. Parsons	✓
Mr. Rosen	✓
Mr. Tamm	✓
Mr. Nease	✓
Mr. Winterrowd	✓
Tele. Room	✓
Mr. Holloman	✓
Miss Gandy	✓

*Handwritten:* 9-1  
5-1  
file

Immigration Commissioner Joseph M. Swing announced the deportation today of Claudia Scholnick, alias Claudia Jones, a British subject, a warrant charging that she was active in Communist Party affairs at her entry into the United States.

Mrs. Scholnick departed for England today aboard the "Queen Elizabeth" from New York.

Mrs. Scholnick was born in Trinidad, British West Indies, February 21, 1915. She last entered the United States at New York, February 9, 1924, as an immigrant.

A warrant was issued for her arrest on October 27, 1947 under applicable immigration laws making membership in the Communist Party a ground for deportation.

The Board of Immigration Appeals dismissed Mrs. Scholnick's appeal from the Service decision finding her deportable, and the order of deportation became final on October 27, 1952. Meantime, Mrs. Scholnick was convicted of conspiracy to violate the Smith Act January 21, 1953 by a New York Federal jury. She served a sentence of one year and a day in prison and was fined \$2,000.

In connection with the deportation, Commissioner Swing said:

"This is another example of the concentrated effort being exerted by the Immigration and Naturalization Service to rid the country of all aliens who accepted our hospitality and then became a part of the Communist conspiracy against the free world."

ALL INFORMATION CONTAINED  
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DATE 12-15-83 BY SP-8 BTJ/ab

*Handwritten:* 100-72390-100

100-72390-  
NOT RECORDED  
DEC 14 1955

100-72390-

FOR IMMEDIATE RELEASE  
FRIDAY, DECEMBER 9, 1955

*Handwritten initials and a large black redaction mark.*

DEPARTMENT OF JUSTICE

Immigration Commissioner Joseph M. Swing announced the deportation today of Claudia Scholnick, alias Claudia Jones, a British subject, on a warrant charging that she was active in Communist Party affairs after her entry into the United States.

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NOT RECORDED  
16 DEC 14 1955

*Vertical stamp:*  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY SP8BJT/tes

6 8 DEC 16 1955

DEPARTMENT OF JUSTICE

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In connection with the deportation, Commissioner Swing said:

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ALL INFORMATION CONTAINED  
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DATE 12-15-83 BY SP8 BTJ/mo

(3) AIRTEL

FEDERAL BUREAU OF INVESTIGATION  
~~SECRET~~  
UNITED STATES DEPARTMENT OF JUSTICE

Mr. Tolson	_____
Mr. Nichols	_____
Mr. Boardman	_____
Mr. Belmont	_____
Mr. Mason	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Nease	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

NY, 12/9/55

Transmit the following Teletype message to: BUREAU

CLAUDIA VERA SCHOLNICK, was.; IS-C; SA-40.

Subject, under name CLAUDIA JONES, departed US this date at 2:00 p.m. voluntarily, under warrant of deportation. Subject occupied Cabin B140 aboard QUEEN ELIZABETH; her destination was Great Britain. Numerous friends on hand to bid bon voyage. Subject occupied cabin with ~~Mrs. EDELMAN~~, who is traveling on a US passport and apparently a friend of subject. Subject traveling on emergency travel permit issued by British Consul on 11/29/55. World Travel Agency, NYC, booked passage for both subject and Mrs. EDELMAN. Subject last seen alone in her cabin with Mrs. EDELMAN at 1:20 p.m. and was not observed to leave ship after this time.

KELLY

Classified by SP8 BTJ/rub  
Declassify on: OADR

Mr. Belmont

[Redacted] (5)  
[Redacted] b1

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
EXCEPT WHERE SHOWN  
OTHERWISE

3-BUREAU (100-72390)(RM)  
1-NY 100- [Redacted] (7-5)

[Redacted] b7c  
100-18676  
(6)

RECORDED - 4

1955

INDEXED - 4

7-118

100-72390-190

Approved: JJ Kurn

Special Agent in Charge

~~SECRET~~

Sent

M

Per

937  
9-5

2 yellows

cc - Mr. Boardman  
Mr. Belmont

RECORDED - 4

81-13

100-72390-190

[REDACTED] (S)

~~SECRET~~

December 18, 1955

R.S.

RE: CLAUDIA VERA SCHOLNICK, With Aliases

SECRET

11775

Reference is made to the memorandum dated November 28, 1955, which furnished information concerning Claudia Vera Scholnick, better known as Claudia Jones, who was scheduled to be deported to London, England, on December 9, 1955.

For your further information in this connection, Claudia Jones voluntarily departed the United States at 2:00 P.M. on December 9, 1955, under warrant of deportation. She occupied Cabin B140 aboard the "Queen Elizabeth." Her destination was Great Britain. There were numerous friends on hand to bid her bon voyage.

Claudia Jones occupied a cabin with Mildred Edelman who is traveling on a U. S. passport and is apparently a friend of the subject. Claudia Jones is traveling on an emergency travel permit issued by the British Consul on November 29, 1955. The World Travel Agency, New York City, booked passage for both Claudia Jones and Mrs. Edelman.

Claudia Jones was observed in her cabin with Mrs. Edelman at 1:20 P.M. on December 9, 1955, and was not observed to leave the ship after this time.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
EXCEPT WHERE SHOWN  
OTHERWISE

100-72390

2cc - London

SECRET AIR COURIER

cc - Foreign Liaison Unit

[REDACTED]

(11)

~~SECRET~~

Classified by SP8BJS/tzB  
Declassify on: OADR 12-15-83

~~SECRET~~

- Tolson \_\_\_\_\_
- Boardman \_\_\_\_\_
- Nichols \_\_\_\_\_
- Belmont \_\_\_\_\_
- Harbo \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Sizoo \_\_\_\_\_
- Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holloman \_\_\_\_\_
- Gandy \_\_\_\_\_

MAILED FROM DIVISION FIVE

DEC 17 1955

8291  
DEC 10 1955

All 61, 67c

DEC 15 11 22 AM '55

U.S. DEPT. OF JUSTICE

Handwritten signatures and initials, including "SP8BJS/tzB" and "JTB".

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### FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

2 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s) b1 with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Document(s) originating with the following government agency(ies) \_\_\_\_\_, was/were forwarded to them for direct response to you.

\_\_\_\_\_ Page(s) referred for consultation to the following government agency(ies); \_\_\_\_\_ as the information originated with them. You will be advised of availability upon return of the material to the FBI.

\_\_\_\_\_ Page(s) withheld for the following reason(s):  
\_\_\_\_\_  
\_\_\_\_\_

For your information: \_\_\_\_\_  
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FEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET

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- Deleted under exemption(s) b1, b7c with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Document(s) originating with the following government agency(ies) \_\_\_\_\_, was/were forwarded to them for direct response to you.

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\_\_\_\_\_ Page(s) withheld for the following reason(s):  
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For your information: \_\_\_\_\_  
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AIRTEL

FEDERAL BUREAU OF INVESTIGATION

UNITED STATES DEPARTMENT OF JUSTICE

Classified by *1259*  
Exempt From GDS Category *23*  
Date of Declassification - Indefinite

NY, 12/21/55

~~CONFIDENTIAL~~

- Mr. Tolson \_\_\_\_\_
- Mr. Nichols \_\_\_\_\_
- Mr. Boardman \_\_\_\_\_
- Mr. Belmont
- Mr. Mason \_\_\_\_\_
- Mr. Mohr \_\_\_\_\_
- Mr. Parsons \_\_\_\_\_
- Mr. Rosen \_\_\_\_\_
- Mr. Tamm \_\_\_\_\_
- Mr. Nease \_\_\_\_\_
- Mr. Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Mr. Holloman \_\_\_\_\_
- Miss Gandy \_\_\_\_\_

Transmit the following Teletype message to: BUREAU

CLAUDIA JONES; IS-C; SA-40.

Classified by *SP8BTS/HP*  
Declassify on: OADR 12-15-83

Re Chicago let to Director, 12/13/55 (u)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

The "Daily Worker", 10/31/55, page 5, column 5, contained an article captioned "Claudia Jones Needs Uninterrupted Rest". This article stated, "The National Committee to Defend Negro Leadership urges that during Miss CLAUDIE JONES' hospitalization in Mt. Sinai there be no visitors in order that Miss JONES will have an undisturbed period for maximum rest and quiet required to ease her heart condition." (u)

On 11/14/55 subject's deportation was stayed on a day-to-day basis, providing she submitted to having a deposition taken in regard to the defendants in the US vs. TRACHTENBERG case. Subject never submitted to having deposition taken and right after this her attorneys stated she would agree to voluntarily accept deportation to the United Kingdom on or prior to 12/9/55 on the stipulation INS would refrain from further deportation efforts. (u)

RECORDED-53 100-72390-192

100-18676

Approved: (9) *[Signature]*

Special Agent in Charge *[Signature]*

Sent \_\_\_\_\_ M

CONFIDENTIAL

All b1, b7c

FEDERAL BUREAU OF INVESTIGATION  
~~CONFIDENTIAL~~  
UNITED STATES DEPARTMENT OF JUSTICE

NY 100-18676

-2-

Transmit the following Teletype message to:

~~CONFIDENTIAL~~

[REDACTED] (C)

On 11/14/55 subject was burning some of her papers in her apt. when the Fire Dept. was called. When firemen arrived she refused to let them in. Entrance was gained by the firemen through a window. According to Patrolman [REDACTED] NYC PD, who also responded to the fire alarm, subject was burning papers in her stove, fireplace, and in the bathroom. Firemen took all material subject was burning and put it in two trash cans which were later examined by agents. The material was all charred to such extent that identification of individual articles among this material was impossible. (u)

b7c

[REDACTED] (C)

~~CONFIDENTIAL~~

All b1

~~CONFIDENTIAL~~

Approved: \_\_\_\_\_  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

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**FEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET**

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       Page(s) withheld for the following reason(s):  
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For your information: \_\_\_\_\_  
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The following number is to be used for reference regarding these pages:  
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FEDERAL BUREAU OF INVESTIGATION  
FOIPA DELETED PAGE INFORMATION SHEET

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For your information: \_\_\_\_\_  
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Office Memorandum • UNITED STATES GOVERNMENT

*mg*

*JK*  
*JM*

*mb*

TO : DIRECTOR, FBI (100-72390)  
FROM : SAC, NEW YORK (100-18676)  
SUBJECT: CLAUDIA VERA SCHOLNICK, was  
IS - C  
SMITH ACT OF 1940

DATE: 12/29/55  
Security Index card cancelled

*Planned out*

Subject voluntarily departed U.S. under warrant of deportation aboard "HMS Queen Elizabeth" on 12/9/55.

It is therefore recommended that subject should be deleted from the Security Index of the NYO and the Bureau.

**CANCELLED**

JAN 9 1956

- ③ - Bureau (100-72390)(RM)
- 1 - NY 100-18676

*cc to New York  
1-6-56 - JWS*

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
EXCEPT WHERE SHOWN  
OTHERWISE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-15-83 BY SP8 BTJ/hjs



MAILED 2 JAN 10 1956  
RECEIVED

**EXP. PROC.**

SUB CONTROL  
100-72390-193

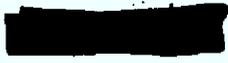
25 JAN 8 1956

RECORDED-42

EX-111-13

JAN 13 1956

All b7c



(4)

*Handwritten signature and initials*

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-72390)
FROM : SAC, Pittsburgh (100-9070)
SUBJECT: CLAUDIA JONES
IS - C; SMITH ACT OF 1940

CONFIDENTIAL

DATE: 1/13/56

Jess
Jan

CONFIDENTIAL

Classified by SP8BJT/KB
Declassify on: OADR 12-15-83

Parole

Re New York airtel, 12/21/55.

On January 4, 1956, [redacted] Federal Reformatory for Women, Alderson, W. Va., advised SA [redacted] that no psychiatric examination was given the subject while she was confined at the reformatory, although she received a number of extensive medical examinations. [redacted] made available the medical reports concerning subject and stated that she was quite certain that all medical examinations, complaints by subject, and medical treatment while incarcerated were filed therein. A review of same by SA [redacted] revealed no information was contained therein regarding subject's mental status except for the statement that she was considered to have average intelligence and there was nothing in the file which would indicate that subject's mental stability had been questioned. [redacted] stated that almost without exception she is advised if the mental stability of any inmate becomes questionable, and she cannot recall anything which would reflect on subject's mental stability. RUC.

- 2 - Bureau (100-72390) (RM)
2 - [redacted]
1 - (1 - 100-21442, CLAUDIA JONES) (RM)
1 - New York (100-18676, CLAUDIA JONES)
1 - PG 100-9070

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

(6)
[Handwritten notes and signatures]

CONFIDENTIAL

RECORDED - 17

100-72390-195

JAN 1 1956

EX-107

Classified by [signature]
Exempt From GDS Category 3
Date of Declassification - Indefinite
10/21/78

CONFIDENTIAL

INTER-OFFICE
[Handwritten notes]

TAB B

Legal Attache, London

January 19, 1956

RECORDED - 17/62-72390-195  
Director, FBI (100-72390)  
CLAUDIA JONES, With Aliases  
INTERNAL SECURITY - C

~~CONFIDENTIAL~~

EX-107 Reference is made to Bureau memorandum dated January 4, 1956, enclosing a copy of an airtel received from the New York Office dated December 21, 1955, concerning the captioned individual.

For your additional information in this connection there is attached herewith a copy of a memorandum received from the Pittsburgh Office dated January 13, 1956, which relates to the question of subject's mental stability while she was incarcerated at the Federal Reformatory for Women at Alderson, West Virginia.

Enclosure (1)

2cc - New York (For Information)

cc - Foreign Liaison Unit (route through for review)

[redacted] b7c  
(7)

DECLASSIFIED BY SPFBTS/hrb  
ON 12-18-83

Classified by 4889  
Exempt From GDS Category 3  
Date of Declassification - Indefinite

- Tolson \_\_\_\_\_
- Boardman \_\_\_\_\_
- Nichols \_\_\_\_\_
- Belmont \_\_\_\_\_
- Harbo \_\_\_\_\_
- Mohr \_\_\_\_\_
- Parsons \_\_\_\_\_
- Rosen \_\_\_\_\_
- Tamm \_\_\_\_\_
- Sizoo \_\_\_\_\_
- Winterrowd \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holloman \_\_\_\_\_
- Gandy \_\_\_\_\_

LEGAT  
2 JAN 20  
COMM-FBI

~~CONFIDENTIAL~~

395  
71 JAN 20 1956

[redacted] b7c

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~~CONFIDENTIAL~~

# FEDERAL BUREAU OF INVESTIGATION

Reporting Office <b>NEW YORK</b>	Office of Origin <b>NEW YORK</b>	Date <b>FEB 3 1956</b>	Investigative Period <b>1/5,6,9-13,19,20/56</b>
TITLE OF CASE <b>CLAUDIA VERA SCHOLNICK, was</b>		Report made by <b>[REDACTED]</b>	Typed <b>1bj</b>
		CHARACTER OF CASE <b>INTERNAL SECURITY - C SMITH ACT 1940</b>	

Synopsis:

[REDACTED SYNOPSIS]

Classified by SP8 BTJ/TB (C)  
Declassify on: OADR - 0 -  
12-15-83

AGENCY Rel  
REQ. REC'D  
DATE FORW. 2-1-56  
HOW FORW. AS-0-6  
BY ggg-211

Classified by 125729  
Exempt From GDS Category 2  
Date of Declassification - Indefinite  
10/2/78

Approved <i>ggg</i>	Special Agent in Charge	Do not write in spaces below	
Copies made: 4-Bureau (100-72390) (RM) 1-INS, NYC (RM) 1-USA, SDNY (RM) 3-New York (100-18676)		100-72390-197 INDEXED	[REDACTED]
COPIES DESTROYED 1/15/58		FEB 9 1956	RECORDED - 7

2-13-56  
33

CLASSIFICATION  
1/3/79  
[REDACTED]

SECRET

All b1, b7c

EX-126

~~SECRET~~

NY 100-18676

**DETAILS:**

Residence

b7c On October 27, 1955, [REDACTED] United States Probation Officer, Southern District of New York, advised that records reflect subject stated that upon her release from the Federal Reformatory for Women, Alderson, West Virginia, on October 23, 1955, she would return to the home of her father (CHARLES C. CUMBERBATCH), 504 West 143rd Street, New York City, until such time as she could secure her own place of residence.

Information received that Mt. Sinai Hospital, 100th Street and 5th Avenue, New York City, reflects subject occupied private room 369 at this hospital from October 26, 1955 to November 9, 1955.

SAS of the FBI observed the subject aboard the QUEEN ELIZABETH prior to its departure for Great Britain on December 9, 1955. Subject occupied Cabin B140 along with Mrs. MILDRED EDELMAN, who was traveling on a United States passport. Subject was traveling on an emergency travel permit issued by the British Consul on November 29, 1955.

MILDRED EDELMAN, prior to her marriage in 1954, was known as MILDRED McADORY.

In an article entitled, "Mildred McAdory's Son Stephen, Dies" which appeared in the "Daily Worker" issue of May 6, 1951, section 1, page 8, column 3, MILDRED McADORY was described as a "well known Communist leader in Harlem."

The "Daily Worker" is an East Coast Communist daily newspaper.

The "Daily Worker" of December 23, 1955, page 2, column 1, contains an article captioned, "Britains Welcome Claudia Jones." This article reads in part as follows:

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NY 100-18676

"Southampton, England - Claudia Jones, famous woman leader of the CP of the USA, stepped ashore here last week, just one more great fighter deported from the United States under the Walter-McCarran Act. But she stepped into the arms of friends -- Johnny and May Williamson, deported under the same act earlier this year -- and a group of Southampton women with a huge bouquet...

"Of her plans for the future Claudia said: 'Well, I am a champion weaver and am a journalist...but first of all I mean to have a good holiday and rest.'"

#### Judicial Action

Assistant United States Attorney ROBERT K. RUSKIN, Southern District of New York, advised he received a stipulation on September 13, 1955, signed by MARY M. KAUFMAN, Attorney of Record for the 11 FLYNN Case appellants (which includes subject), withdrawing appeal from United States District Judge EDWARD J. DIMOCK'S denial of motion for new trial and motion for reargument of the motion for new trial; stipulation filed September 13, 1955, United States District Court, Southern District of New York.

The "Daily Worker" of October 17, 1955, page 2, column 1, published an article entitled, "\$2000 Needed For Release of Claudia Jones." This article was an appeal for funds to pay subject's fine imposed upon her by conviction for violation of the Smith Act of 1940.

Immigration and Naturalization Service (INS), Pittsburgh, Pennsylvania, advised on October 17, 1955, that subject had paid her \$2000 fine in connection with her conviction under the Smith Act of 1940.

The "Daily Worker" of October 21, 1955, page 1, column 1, carried an article entitled, "Stay of Deportation Won For Claudia Jones."

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NY 100-18676

This article read in part as follows:

"Claudia Jones yesterday won a stay of deportation pending determination of the status of her health. The action came as a United States District Court Judge in Washington signed a temporary restraining order which prevents the Justice Department from carrying out Miss Jones' scheduled deportation Sunday, when she will be released from Alderson Prison. Miss Jones will as a result be free Sunday on \$100 bond. She will arrive Monday morning in New York."

[REDACTED] Records Clerk, Federal Reformatory for Women, Alderson, West Virginia, advised on October 23, 1955, that INS withdrew deportation warrant on subject and she was released from prison at 7 A.M. that date.

67c  
On November 2, 1955, Mr. GEORGE S. GERMAN, Central Office, INS, advised SA [REDACTED] that subject's hearing was held this date at United States District Court, Washington, D.C., Judge EDWARD A. TAMM presiding; subject was represented by two attorneys, DAVID REIN of Washington, D.C., and BLANCHE FRIEDMAN of New York City. Subject's medical doctor, SAMUEL K. ELSTER, testified at hearing that subject was then a patient at Mt. Sinai Hospital, New York City, at his direction, and stated subject's present heart condition would allow her to travel. D.C. N.Y.

Mr. GERMAN added that INS doctors who have examined subject concurred with Dr. ELSTER'S opinion in regard to subject's present heart condition allowing her to travel; and that doctors also agreed there is a question of proper treatment for subject's heart condition which should be decided upon before the subject is deported. Mr. GERMAN stated Judge TAMM agreed that the court restraining order prohibiting INS from taking action to deport subject to be extended to no later than November 9, 1955, with the provision that subject remain at Mt. Sinai Hospital for examination to determine proper treatment.

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NY 100-18676

The "Daily Worker" of November 4, 1955, page 3, column 1, contained an article, "Ask Stay For Claudia Jones to Testify at Smith Act Trial." This article reflects that a petition was filed in Federal District Court, Southern District of New York, on behalf of GEORGE BLAKE CHARNEY and ALEXANDER TRACHTENBERG by Attorney MARY KAUFMAN seeking a deportation stay for subject so that she might testify as an expert witness in their Smith Act trial.

CHARNEY and TRACHTENBERG are defendants in the pending Smith Act trial before the United States District Court, Southern District of New York, entitled US vs ALEXANDER TRACHTENBERG, ET AL.

Records of the United States District Court, Southern District of New York, as checked by SA [REDACTED] on November 9, 1955, reflected that on November 7, 1955, United States District Judge JOHN F. X. MCGOHEY issued an order to show cause why an order should not be issued restraining District Director of INS from deporting subject pending disposition of a complaint filed same date by subject alleging that order and warrant of deportation are now void and illegal in that the statutory provisions upon which they are based are a denial to the subject of substantive due process of law in violation of her rights and privileges under the 5th Amendment. Hearing on this order to show cause was scheduled for November 10, 1955.

On November 9, 1955, Mr. GERMAN, Central Office, INS, advised SA [REDACTED] that on this date Judge EDWARD A. TAMM, United States District Court, Washington, D.C., revoked the restraining order preventing INS action to deport subject, and that at 10:35 A.M. on that same date subject was released as a patient from Mt. Sinai Hospital, New York City.

United States District Judge EDWARD WEINFELD, Southern District of New York, on November 9, 1955, denied petition of GEORGE BLAKE CHARNEY and ALEXANDER TRACHTENBERG to stay subject's deportation. He granted stay of deportation on a day to day basis starting November 14, 1955,

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NY 100-18676

for purposes of having deposition taken from subject. Stay was to last until deposition was completed.

Assistant United States Attorney HAROLD BABY, Southern District of New York, advised on November 17, 1955, that further action from complaint charging deportation unconstitutional and ordered to show cause signed by United States District Judge MCGOHEY on November 7, 1955, was to be discontinued under stipulation that subject would voluntarily accept deportation to the United Kingdom on or prior to December 9, 1955. It was further stipulated in agreement that subject would initiate no further litigation to stay or halt her deportation. INS agreed to refrain from further deportation efforts until December 9, 1955.

EDWARD J. SHAUGHNESSY, District Director, INS, 70 Columbus Avenue, New York City, advised by letter dated December 12, 1955, that subject departed voluntarily under warrant of deportation on board the SS QUEEN ELIZABETH, which sailed from the Port of New York on December 9, 1955, destined for England.

Communist Party (CP) Activity

[REDACTED]

NEW YORK  
NY

The YCL has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

[REDACTED]

~~SECRET~~

All b1, b7d

~~SECRET~~

NY 100-18676

The JSSS has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

CP Associates

[REDACTED]

[REDACTED]

The CRC has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

[REDACTED] (C)

[REDACTED] (C)

Activities on Behalf of Subject

[REDACTED] (C)

All b1, b7d

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NY 100-18676

 (c)  
The ACPFB has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

 (c)

 (c)

 (c)

The Michigan edition of "The Worker," November 20, 1955, page 16, column 4, contains an article captioned, "Scots Aid Democratic Rights in US; Ask Passport to Robeson." This article reflects that a conference of unionists and members of the Labor Party gathered in Glasgow, Scotland, to defend democratic rights in the United States. This conference sent greetings to CLAUDIA JONES.

"The Worker" is the Sunday edition of the "Daily Worker."

All b1, b7d

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NY 100-18676

The newspaper "For A Lasting Peace, For A Peoples Democracy!" which is published in Bucharest, Hungary, and describes itself as "organ of the Information Bureau of the Communist and Workers Parties," in its December 2, 1955, issue, page 4, contained an article captioned, "In Defence of Claudia Jones: Statement of the National Committee CP of the USA." The article read as follows:

"A month ago Claudia Jones, member of the National Committee of the CP USA was released from jail, after serving a sentence on a trumped up charge of 'advocating the overthrow of the government by force and violence.' Broad sections of the progressive American public know Claudia Jones as a fighter for peace, as a true daughter of the Negro people, and a champion of their rights, as a fighter of social progress and against racism and all reactions. Despite the fact that her health has been ruined by imprisonment and persecution, and that she is now in the hospital, the Government of the USA has decided to deport her. This news angered all honest Americans."

The article continues:

"The National Committee of the CP USA has published the statement calling for action in defence of Claudia Jones, signed Comrade William Z. Foster, Chairman of the National Committee."

The article continues by setting out FOSTER'S statements.

[REDACTED]

b1, b7d

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~~SECRET~~

NY 100-18676

[REDACTED]

[REDACTED]

[REDACTED]

Health Status

[REDACTED]

The "Daily Worker" of October 27, 1955, page 1, column 3, carried an article which reflected subject "suffered a sudden attack yesterday afternoon and was taken immediately to Mt. Sinai Hospital, 100th Street and 5th Avenue, New York City. Miss Jones was described as suffering an attack of 'heart pains.'" The article further states the subject had been scheduled to enter the hospital for a full medical checkup on Friday (October 28, 1955).

The "Daily Worker" of October 31, 1955, page 5, column 5, contained an article captioned, "Claudia Jones Needs Uninterrupted Rest." This article states:

All b1, b7d

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NY 100-18676

"The National Committee to Defend Negro Leadership urges that during the period of Miss Claudie Jones's hospitalization in Mt. Sinai, there be no visitors, in order that Miss Jones will have an undisturbed period for maximum rest and quiet required to ease her heart condition."

[REDACTED]

[REDACTED]

"The Worker" of April 3, 1955, page 13, column 2, reflects the NCDNL continues in existence and is located at 1660 Fulton Street, Brooklyn, New York.

[REDACTED]

All b1, b7d

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NY 100-18676

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(FBI)

[REDACTED]

(e)

The "Daily Worker" of November 21, 1955, page 1, column 3, contained an article captioned, "Claudia Jones Will Go To London; Too Ill To Fight Deportation Order."

Referred to Parole Commission

[REDACTED]

b7c, b6 per Parole Comm.

Federal Reformatory For Women, Alderson, West Virginia, advised SA [REDACTED] on January 4, 1956, that subject was given a number of extensive medical examinations, but no psychiatric examinations. Records contained no information in regards to subject's mental status, except for a statement she was considered of average intelligence.

Miscellaneous

b7c  
b7d  
(FBI)

[REDACTED] 50th Precinct, New York City Police Department, advised SAS [REDACTED] and [REDACTED] on November 14, 1955, that on that morning Patrolmen [REDACTED] and [REDACTED] responded to a fire at 504 West 143rd Street, New York City. According to [REDACTED] when the officers arrived they learned that the subject, who was burning papers in her apartment, refused to allow firemen to enter her apartment. Firemen entered through a window and put out the fire subject had in the fireplace, stove, and according to Patrolman [REDACTED] in the bathroom. Firemen put out these fires and put the material the subject was burning into trash cans and placed them on the street. The material which the subject was burning consisted of pamphlets, outlines, some photographs, and greeting cards, all of which were charred to the extent as to make identification of them impossible.

Referred to Parole Commission

[REDACTED]

b7c, b6 per Parole

New York Probation Officer, Southern District of New York, advised on October 27, 1955, that the following people are listed in subject's records as relatives:

100-72390-197

~~SECRET~~

C D  
**SECRET**

NY 100-18676

Parole  
Commission

~~CHARLES C. CUMBERBATCH, father~~  
Age 71, widower  
504 West 143rd Street  
New York, New York  
Receives old age assistance

~~SYLVIA CUMBERBATCH, sister~~  
141 West 120th Street  
New York, New York  
Domestic worker  
Age 41

~~YVONNE CUMBERBATCH, sister~~  
Age 37  
501 West 143rd Street  
New York, New York  
Teacher

~~LINDSAY CUMBERBATCH, sister~~  
Age 35  
352 West 173rd Street  
New York, New York  
Factory worker

Subject's record also reflects that while in prison she took courses in shorthand and Spanish.

- C -

100-72390-197

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### FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

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For your information: \_\_\_\_\_  
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NY 100-18676

ADMINISTRATIVE

By letter to the Bureau dated 12/29/55, the NYO recommended that the subject be deleted from the SI of the NYO and the Bureau.

Subject was observed aboard the SS QUEEN ELIZABETH on 12/9/55 by SAS [redacted] and [redacted]

b7c

On 9/12/55 [redacted]

b7c + b6  
per  
Parole  
Comm.

Referred  
to  
Parole  
Commission

[redacted] Federal Reformatory For Women, Alderson, West Virginia, made available an additional list of unauthorized persons who had corresponded with the subject. This correspondence was in the form of birthday greetings. The fact that an individual corresponded with the subject has been noted and this fact has been disseminated to the appropriate files of the individual correspondent.

Reference is made to lead set out in referenced NY report dated 9/30/55, to review correlation memo prepared in the NYO. This memo was reviewed and it was determined that the majority of references concerned activities of subject prior to her indictment under Smith Act of 1940. The remaining references were not deemed pertinent inasmuch as subject has been deported; therefore, they will not be included in a report. Index cards on references have been destroyed.

[redacted]

(c)

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NY 100-18676

ADMINISTRATIVE (CONT'D)

b1  
[REDACTED]

S

Extreme care should be used in reporting the above information in the event it is disseminated outside the Bureau. It should be noted that some of this information, by its nature, tends to identify the informant as the source thereof.

REFERENCE

Report of SA [REDACTED]  
Report of SA [REDACTED]

9/30/55, New York.  
11/8/55, Pittsburgh.

b7c

ADMINISTRATIVE PAGE (CONT'D)

~~SECRET~~

# Office Memorandum • UNITED STATES GOVERNMENT

*Handwritten initials and marks on the left margin.*

TO : DIRECTOR, FBI (100-72390)

FROM : SAC, NEW YORK (100-18676)

SUBJECT: CLAUDIA VERA SCHOLNICK, was  
IS-C  
(OO:NY)

DATE: 2/16/55

Re WFO let to Director, 5/5/51, and WFO r/s to NY, 1/26/56.

Relet reflects that Central Office INS was requested by letter to advise WFO in advance, when deportation order relative to subject is to be made effective.

In compliance with ref. r/s this [redacted] should be removed, as subject was deported 12/9/55.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 7-2-83 BY SP8BJH/STB

ALL INFORMATION CONTAINED  
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OTHERWISE

RECORDED - 96

- 2- Bureau (100-72390) (RM)
- 2- Washington Field (CLAUDIA JONES) (RM)
- 1- New York (100-18676) (7-5)

100-72390-198

23 FEB 17 1955

[redacted] b7c

EX. - 108

SUBV. CONTROL

284  
FEB 27 1955

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. F. J. Baumgardner *BJC*

DATE: June 21, 1956

FROM : Mr. [REDACTED]

SUBJECT: CLAUDIA JONES  
INTERNAL SECURITY - C

Tolson	_____
Nichols	_____
Boardman	_____
Belmont	_____
Mason	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Nease	_____
Winterrowd	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

There are attached herewith the negative and one up-to-date photograph of Claudia Jones which were taken from a photograph appearing in the January, 1956, issue of "Political Affairs."

RECOMMENDATION:

It is recommended that this negative and photograph be placed in the captioned file for future reference purposes.

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OTHERWISE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 12-15-83 BY SP8 BTJ/HZ

RECORDED - 54

100-72390-199

INDEXED - 54

7 JUN 22 1956

2 ENCLOSURE

Enclosures

100-72390

cc - Mr. Baumgardner  
Mr. [REDACTED]

(3)

53 JUN 27 1956

All b7c

*Fraternal salutations and best wishes, Comrade Claudia!*



**COMRADE CLAUDIA JONES**  
Alternate Member, National Committee, C.P.U.S.A.  
Recently released Smith Act prisoner. McCarran-Walter Act Deporter

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- Document(s) originating with the following government agency(ies) \_\_\_\_\_, was/were forwarded to them for direct response to you.

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# Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-72390)

FROM : Legal Attache, London (100-1201)

SUBJECT: CLAUDIA JONES, with aliases  
INTERNAL SECURITY - C

DATE: July 11, 1956

~~SECRET~~

13949

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

UACB this matter is being carried pending inactive.

[REDACTED]

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200-15-15  
 14/16/56  
 7/20/56  
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 Exempt from GDS Category 1, 3  
 Date of Declassification - Indefinite

Classified by SP2 BTJ/...  
 Declassify on: OADR  
 12-15-83

RECORDED-20  
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INDEXED - 20 18 JUL 17 1956

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~~SECRET CONTROL~~

66 JUL 20 1956  
 FEDERAL BUREAU OF INVESTIGATION  
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All b1, b7c

[REDACTED]

[REDACTED]

[REDACTED]

# FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE <b>NEW YORK</b>	OFFICE OF ORIGIN <b>NEW YORK</b>	DATE <b>8/27/56</b>	INVESTIGATIVE PERIOD <b>2/27/53-8/3/56</b>
TITLE OF CASE <b>COMPROS - NEW YORK: ELIZABETH GURLEY FLYNN, wa; ET AL</b>		REPORT MADE BY <b>[REDACTED] b7c</b>	TYPED BY <b>ehr</b>
<p><b>ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED</b></p> <p><b>DATE 11-7-80 BY SP1GSK/mac/</b></p>		CHARACTER OF CASE <b>INTERNAL SECURITY - C; SMITH ACT OF 1940</b>	

**SYNOPSIS:** **US vs. FLYNN; ET AL:** After several postponements, defense filed appellate brief 11/18/53. Government's appeal brief filed 2/11/54. Argument on appeal held 5/10-11/54. Appellant's reply brief filed 5/14/54. Conviction affirmed unanimously by US Court of Appeals, 2nd Circuit, 10/14/54. Defendants continued on bail pending appeal to US Supreme Court. Appellant's petitioned US Supreme Court for writ of certiorari 11/13/54; petition denied 1/10/55, and order issued 1/17/55. Defendants ALEXANDER BITTELMAN, GEORGE BLAKE CHARNEY, ELIZABETH GURLEY FLYNN, BETTY GANNETT, VICTOR JEREMY JEROME, ARNOLD SAMUEL JOHNSON, CLAUDIA JONES, ALBERT FRANCIS LANNON, JACOB MINDEL, PETTIS PERRY, ALEXANDER TRACHTENBERG, and WILLIAM WOLF WEINSTONE remanded to custody USM, SDNY, 1/11/55. Defendant LOUIS WEINSTOCK, taken into custody by USM, Washington, D.C. 2/2/55. Appellant's petition for rehearing filed in US Supreme Court 2/4/55, and denied 2/28/55. Motions for suspension and/or reduction of sentences of defendants MINDEL and JONES denied. Hearings in supplemental proceedings re payment of committed fines conducted 1953. Defendants JONES and TRACHTENBERG paid fines in full, other

*Classification upheld (1259) 10/27/78*

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(New York cont'd)

1- [REDACTED]  
1- [REDACTED]

1- 100-13676 (JONES)

1- [REDACTED]  
1- [REDACTED]

All b7c

NY 100-81752

Synopsis (Cont'd):

defendants, with exception of JOHNSON, have paid small amounts on account. Defense moved for new trial 1/31/55, on the basis of affidavit of government witness HARVEY M. MATUSOW, who alleged certain of his testimony was either false or not entirely true. Hearing held on motion 2/10/55, through 3/21/55, and on 4/22/55, USDJ EDWARD J. DIMOCK denied motion as to all defendants except CHARNEY and TRACHTENBERG, who were granted new trials. Defense application for renewal of CHARNEY and TRACHTENBERG motions for judgments of acquittal denied 5/26/56. Defense application for reargument of motion for new trial based on MATUSOW's affidavit denied 5/26/55. On 6/30/55, US Court of Appeals, 2nd Circuit dismissed appeals of defendants CHARNEY and TRACHTENBERG from denial of motions for judgments of acquittal. Defense withdrew appeals from denials for motion of new trial and motion for reargument of motion for new trial on 9/13/55. Defendant CHARNEY's payment on fine refunded 9/17/55; TRACHTENBERG's fine refunded 10/13/55. Details of bail bond and travel extensions set forth. Defendant ISRAEL AMTER, whose case was severed 1/11/52, died 11/24/54; nolle prosequi entered USDC, SDNY, 12/23/54. US vs. TRACHTENBERG, ET AL: Defendants CHARNEY and TRACHTENBERG ordered released from Federal Prison 4/22/55. Defendant SIDNEY STEIN entered plea of not guilty 6/3/55. On 6/6/55, trials of defendants BACHRACH, whose case was severed during trial in 1952, CHARNEY TRACHTENBERG, and STEIN were consolidated and placed on trial calendar. Fugitives FRED MORRIS FINE, JAMES EDWARD JACKSON, JR., AND WILLIAM NORMAN MARRON, surrendered November and December, 1955, all entered pleas of not guilty and cases set for trial with those of BACHRACH, CHARNEY, TRACHTENBERG, and STEIN. Details of

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Synopsis (Cont'd):

bail bond, travel extensions, and pre-trial motions set forth. After numerous postponements trial began 4/9/56, USDJ ALEXANDER BICKS presiding. Jury impanelled 4/23/56. Opening statements made 4/30-5/1/56. Government's case conducted from 5/1/56, until 6/6/56, and utilized 28 witnesses. On 6/14/56, defense moved for directed verdict of acquittal for all defendants. Motion granted 6/18/56, as to BACHRACH on ground evidence insufficient to sustain conviction. Defense conducted its case 6/19-7/19/56, utilizing 7 witnesses including defendant CHARNEY. Defense renewed motions for directed verdicts of acquittal; motions denied 7/19/56. USDJ BICKS ruled 7/25/56 he had found clear and present danger existed at time indictment returned. Defense and Government summations heard 7/25-26/56. Judge charged jury 7/30/56, and jury retired to deliberate 12:50 p.m. At 3:00 p.m., 7/31/56, jury forelady announced verdict, all defendants guilty as charged. 9/17/56, set as date for sentencing, Defense motion granted to defer additional motions until sentencing date. Defendants continued on bail pending sentencing.

- P\* -

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DETAILS:

This is a joint report of SAS [REDACTED] and [REDACTED]

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All information contained herein appears in the record of Criminal Docket C136-7, United States District Court, Southern District of New York, or in the records of the United States Court of Appeals, Second Circuit.

#### INTRODUCTION

For clarity, this report has two sections: Section One sets forth legal proceedings in United States vs. ELIZABETH GURLEY FLYNN, ET AL; Section Two sets forth legal proceedings in United States vs. ALEXANDER TRACHTENBERG, ET AL.

The FLYNN and TRACHTENBERG cases were based on the same indictment which was returned by a Federal Grand Jury, Southern District of New York, on June 20, 1951, and charged defendants with violation of Section Three of the Smith Act, Stat. 671, 18 U.S.C. (1946 ed. ) Section 11, and 18 U.S.C. (1948 ed. ) Section 371.

Twenty-one defendants were indicted at that time. Seventeen were apprehended, SIDNEY STEIN, FRED MORRIS FINE, JAMES EDWARD JACKSON, JR., and WILLIAM NORMAN MARRON being fugitives. Sixteen defendants went to trial on March 31, 1952, in the FLYNN case, the case of ISRAEL AMTER (now deceased) having been severed because of bad health. The case of MARION BACHRACH was severed during trial because she suffered from cancer. Judgments of acquittal were entered on September 23, 1952, as to defendants SIMON GERSON and ISIDORE EEGUN.

The thirteen defendants convicted by a jury in the United States District Court, Southern District of New York, on January 21, 1953, in the FLYNN case were, ALEXANDER BITTELMAN, GEORGE BLAKE CHARNEY, ELIZABETH GURLEY FLYNN, BETTY GANNETT, VICTOR JEREMY JEROME, ARNOLD SAMUEL JOHNSON, CLAUDIA JONES, ALBERT FRANCIS LANNON, JACOB MINDEL, PETTIS PERRY, ALEXANDER TRACHTENBERG, LOUIS WEINSTOCK, and WILLIAM WOLF WEINSTONE.

Two of those convicted, ALEXANDER TRACHTENBERG and GEORGE BLAKE CHARNEY, were granted new

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trials on April 22, 1955, as a result of a defense motion based on Government Witness HARVEY M. MATUSOW's affidavit recanting his testimony.

Fugitive SIDNEY STEIN was apprehended in August, 1953 at Twain Harte, California; fugitives FINE, JACKSON, and MARRON surrendered in November and December, 1955.

The defendants in the United States vs. ALEXANDER TRACHTENBERG, ET AL case were, MARION BACHRACH, GEORGE BLAKE CHARNEY, FRED MORRIS FINE, JAMES EDWARD JACKSON, JR., WILLIAM NORMAN MARRON, SIDNEY STEIN, and ALEXANDER TRACHTENBERG.

I. UNITED STATES VS. ELIZABETH GURLEY FLYNN, ET AL

A. Appellate Proceedings and Remanding to Custody

On February 3, 1953, notices of appeal from their conviction of January 21, 1953, in the United States District Court, Southern District of New York, were filed by the defendants in the United States Court of Appeals, Second Circuit. A stipulation was filed on March 9, 1953, extending the time the defendants had until April 15, 1953, to file the record on appeal. On April 15, 1953, a stipulation was filed extending the time to May 15, 1953, and on May 14, 1953, another stipulation was filed extending the time to May 25, 1953. A stipulation was filed on May 25, 1953, extending the time given defendants to docket the appeal and file the record on appeal to May 28, 1953.

On May 27, 1953, Defense Attorney MARY M. KAUFMAN filed a motion to extend the time to October 15, 1953, for the filing of the printed record and the docketing of the appeal before the United States Court of Appeals, Second Circuit. This motion was returnable June 1, 1953, and in an attached affidavit Attorney KAUFMAN stated that additional time was required since she had been the only defense attorney able to work on the case since the end of the trial.

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The United States Court of Appeals, Second Circuit on June 1, 1953, granted an extension of time to the defense to October 1, 1953, and ruled that the Government would have sixty days thereafter to file its brief on appeal. On October 5, 1953, the Court of Appeals, Second Circuit granted further extension to November 16, 1953.

On November 12, 1953, Defense Attorney KAUFMAN applied for and received permission to file a 350 page brief and was granted an extension to November 18, 1953, in which to file this brief. The brief was filed on November 18, 1953, by KAUFMAN and reflected that Attorney HARRY SACHER had assisted in its preparation.

The Government brief on appeal was filed on February 11, 1954, with the United States Court of Appeals for the Second Circuit. The argument on appeal was set for April 6, 1954.

A defense motion was filed on March 19, 1954, for continuance of the date set for the argument on appeal until July 12, 1954, based on two affidavits attesting that DELBERT E. METZGER, former District Judge Hawaii, and A. L. WIRIN, Los Angeles attorney, were assisting defense counsel on appeal and required additional time to prepare the arguments on appeal.

Justices JEROME N. FRANK and THOMAS SWAN, United States Court of Appeals, Second Circuit, ruled on March 20, 1954, that if the appellants could within one week represent to the court that METZGER and WIRIN would appear for the argument on appeal on May 10, 1954, a continuance would be granted to that date.

Attorney ROYAL W. FRANCE on March 26, 1954, filed a notice of motion in the United States Court of Appeals, Second Circuit for permission to file a brief amicus curiae, which application was denied on April 5, 1954.

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Justice THOMAS SWAN, United States Court of Appeals, Second Circuit, on March 29, 1954, set the date for argument on appeal as May 11, 1954, but on April 5, 1954, because of a court calendar adjustment, the date for argument was set as May 10, 1954.

The argument on appeal was held in the United States Court of Appeals, Second Circuit, on May 10 and 11, 1954, before Justices HARRIE CHASE, CARROLL C. HINCKS, and JOHN HARLAN. Special Assistant to the United States Attorney, Southern District of New York, JAMES B. KILSHEIMER and Assistant United States Attorney, Southern District of New York LEONARD B. SAND argued for the Government. Attorneys MARY KAUFMAN, HARRY SACHER, DELBERT E. METZGER, and A. L. WIRIN argued for appellants.

Appellant's reply brief was filed on May 14, 1954, in the United States Court of Appeals, Second Circuit.

On October 14, 1954, the conviction was affirmed unanimously by the United States Court of Appeals, Second Circuit. The Government on October 15, 1954, filed a notice of motion in the Court of Appeals seeking the issuance of a mandate forthwith so that bail could be revoked and the defendants directed to surrender. A hearing was held on October 15, 1954, and Justice HARLAN ordered the issuance of the mandate forthwith. At 4:00 p.m., October 15, 1954, the Government presented the mandate of the United States Court of Appeals, Second Circuit to United States District Judge EDWARD J. DIMOCK and moved for immediate revocation of bail and the surrender of the defendants by 10:00 a.m., October 16, 1954.

Judge DIMOCK changed the wording of the mandate calling for surrender of the defendants to make it read that the defendants were to appear before him on October 16, 1954, at 10:00 a.m.

In the hearing held before Judge DIMOCK, United States District Court, Southern District of New

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York on October 16, 1954, the Judge ruled that the testimony of government witness JOHN LAUTNER about his expulsion from the Communist Party remained a substantial question of law for the United States Supreme Court. The Government moved for a surrender date for the following week in order to give defendants an opportunity to petition the United States Supreme Court for certiorari. Judge DIMOCK ordered defendants continued on bail pending appeal and granted the defendants thirty days in which to file their appeal with the United States Supreme Court.

On October 25, 1954, the Government moved in the United States Court of Appeals, Second Circuit for recall of the mandate on appeal which had been issued on October 15, 1954, and for re-issuance of that mandate forthwith, with the clarification that the Court of Appeals found that the case involved no substantial question which should be determined by the Supreme Court and which would justify the admission of appellants to bail pending the application for certiorari. The Government also moved for revocation of appellants bail and immediate remanding of appellants.

On November 9, 1954, the Government's application was denied.

Appellants filed a petition for certiorari in the United States Supreme Court on November 13, 1954, and the petition was denied on January 10, 1955.

On January 10, 1955, United States District Judge IRVING R. KAUFMAN ordered revocation of bail and ordered warrants issued for all defendants except LOUIS WEINSTOCK, who was then on trial in a separate perjury proceeding in the United States District Court, Washington, D.C. After Attorney HARRY SACHER had argued before United States District Judge KAUFMAN that it was not within the power of Judge KAUFMAN to order defendants remanded since no order had as yet been entered by the

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United States Supreme Court on its denial of certiorari, the hearing was transferred to the trial judge, United States District Judge EDWARD J. DIMOCK. Attorney SACHER stated that on January 11, 1955, he had filed a motion to stay the entry of the Supreme Court's order denying certiorari pending the appellant's timely application for a rehearing.

Judge DIMOCK denied continuance of bail and defendants ALEXANDER BITTELMAN, GEORGE BLAKE CHARNEY, ELIZABETH GURLEY FLYNN, BETTY GANNETT, VICTOR JEREMY JEROME, ARNOLD SAMUEL JOHNSON, CLAUDIA JONES, ALBERT FRANCIS LANNON, JACOB MINDEL, PETTIS PERRY, ALEXANDER TRACHTENBERG, and WILLIAM WOLF WEINSTONE remanded to custody of United States Marshal, Southern District of New York. Attorney HARRY SACHER on January 13, 1955, made application before United States District Judge DIMOCK to vacate the order revoking bail, stating that Justice FELIX FRANKFURTER, United States Supreme Court, had granted a stay until January 17, 1955, for the issuance of the Supreme Court order denying appellant's petition for certiorari. This application was denied.

The order of the United States Supreme Court denying appellant's petition for writ of certiorari was issued at noon on January 17, 1955.

United States District Judge DIMOCK on February 2, 1955, executed an order revoking bail and issued a bench warrant for LOUIS WEINSTOCK. WEINSTOCK was taken into custody by the United States Marshal, Washington, D.C. on February 2, 1955, at the conclusion of his perjury trial in the United States District Court, Washington, D.C.

Appellants filed a petition with the United States Supreme Court on February 4, 1955, for a rehearing. This application was denied on February 28, 1955.

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B. Motions, United States District Court,  
Southern District of New York

A motion was filed on January 25, 1955, returnable on January 31, 1955, on behalf of defendants MINDEL and JONES asking for reduction and/or suspensions of their sentences on the grounds of MINDEL's age and health and on the ground of JONES' health. Incorporated in the motion papers was a statement that defendant JONES was willing to depart the United States (JONES subsequently departed for England voluntarily on December 9, 1955, under an Immigration and Naturalization Service deportation warrant).

On April 1, 1955, United States District Judge DIMOCK denied the applications of MINDEL and JONES and recommended that MINDEL be transferred to the Federal Medical Center for Prisoners, Springfield, Missouri. Judge DIMOCK's decision stated that the motion for reduction of JONES' sentence would be granted unless the Government filed a formal statement that a special diet, required by JONES, was available at the Federal Reformatory for Women, Alderson, West Virginia, and that such a diet would be furnished to JONES during service of her sentence.

The Government filed such a statement on April 12, 1955. On April 5, 1955, the defense applied for deletion from Judge DIMOCK's decision of April 1, 1955, the recommendation that MINDEL be transferred to the Federal Medical Center for Prisoners, Springfield, Missouri, and the deletion was granted on April 11, 1955.

The defense applied on January 31, 1955, for an order to show cause why a new trial should not be granted based on the affidavit of government witness HARVEY M. MATUSOW, who alleged that certain matters to which

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he testified were either false or not entirely true. The hearing on this motion was set for March 10, 1955, by United States District Judge DIMOCK and on February 8, 1955, at a hearing before Judge DIMOCK on a motion to quash a Federal Grand Jury subpoena served on MATUSOW, the date of the hearing was reset for February 10, 1955. The hearing began on February 10, 1955, and concluded on March 21, 1955. On April 22, 1955, United States District Judge DIMOCK filed an opinion denying the defense motion as to all defendants except CHARNEY and TRACHTENBERG who were granted new trials.

Defense Attorney KAUFMAN on May 6, 1955, filed a petition and notice of motion for reargument of the motion for new trial on behalf of those defendants whose motions had been denied. This application was denied by Judge DIMOCK on May 26, 1955.

On May 10, 1955, a notice of motion was filed for an order permitting the defendants TRACHTENBERG and CHARNEY to renew their motions for judgments of acquittal and to set aside the verdict of guilty and to enter judgments of acquittal. This motion was denied on May 26, 1956, by Judge DIMOCK.

The United States Court of Appeals, Second Circuit on June 30, 1955, entered its judgment dismissing the appeals of defendants TRACHTENBERG and CHARNEY from the denial of their motions for judgments of acquittal. This order was entered on July 11, 1955, in the United States District Court by United States District Judge ALEXANDER BICKS making the judgment of the Court of Appeals the judgment of the United States District Court.

A stipulation was filed by Defense Attorney KAUFMAN in the United States District Court on September 13, 1955, withdrawing the appeal from Judge DIMOCK's denial of the Defense motion for new trial based on MATUSOW's affidavit and the motion for reargument of that motion for new trial.

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C. Fines

An order was entered by United States District Judge DIMOCK on February 20, 1953, staying execution of defendants' committed fines pending appeal of their conviction on the condition that each defendant submit to an examination by the Government to determine the assets of each defendant and that each defendant agree to post a bond to cover such assets as were discovered except for those necessary for ordinary living expenses.

After several postponements, supplemental proceedings in connection with the collection of fines began on August 19, 1953. The following hearings were held:

August 19, 1953	Defendants FLYNN and CHARNEY were examined in the presence of their attorney, JULIUS COHEN
August 27, 1953	Defendants BITTELMAN and WEINSTOCK were examined in the presence of their attorney JULIUS COHEN
September 24, 1953	Defendants GANNETT and JEROME were examined in the presence of their attorney JULIUS COHEN
September 28, 1953	Defendant PERRY was examined in the presence of his attorney JULIUS COHEN
October 6, 1953	Defendants MINDEL and WEINSTONE were examined in the presence of their attorney MORTON FRIEDMAN
October 15, 1953	Defendants JOHNSON and LANNON were examined in the presence of their attorney MORTON FRIEDMAN

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November 9, 1953 Defendant JONES was examined in the presence of her attorney MORTON FRIEDMAN

No examination of defendant TRACHTENBERG was conducted as he agreed to make full payment of his fine.

Attorney JULIUS COHEN agreed on October 23, 1953, that his defendants would pay approximately ten per cent of their salary per month toward their committed fines in lieu of the issuance of garnishee orders against them.

The following amounts of their committed fines have been paid to date by the defendants:

<u>Defendant</u>	<u>Fine</u>	<u>Amount Paid</u>	<u>Balance Due</u>
BITTELMAN	\$6,000.00	\$ 336.00	\$5,664.00
CHARNEY	4,000.00	338.00	(refunded on September 15, 1955)
FLYNN	6,000.00	252.00	5,748.00
GANNETT	4,000.00	204.00	3,796.00
JEROME	6,000.00	319.00	5,681.00
JOHNSON	6,000.00	none	6,000.00
JONES	2,000.00	2000.00	(paid in full on October 10, 1955)
LANNON	4,000.00	156.00	3,844.00
MINDEL	4,000.00	200.00	3,800.00
PERRY	6,000.00	288.00	5,712.00
TRACHTENBERG	6,000.00	6000.00	(refunded on October 13, 1955)
WEINSTOCK	6,000.00	338.00	5,662.00
WEINSTONE	4,000.00	231.00	3,769.00

On August 31, 1955, United States Attorney, Southern District of New York was served with a notice of settlement and order for return of amounts paid on

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their fines by CHARNEY and TRACHTENBERG. This proceeding was based on the order of United States District Judge DIMOCK granting these defendants new trials. On September 17, 1955, the \$338.00 paid by CHARNEY was returned to him by the Cashier, United States District Court, Southern District of New York. On October 13, 1955, the six \$1,000 United States Treasury Bonds deposited by TRACHTENBERG on February 16, 1954, to be held in escrow pending appeal, were returned to him.

D. Bail

1. Revisions

The terms of defendant CHARNEY's bail bond were rewritten on March 18, 1953, to show that \$5,000 would continue to be posted by HATTIE CHARNEY, his wife, \$1,000 by JACOB L. CHARNEY, his father, and that the balance would be covered by a property bond of \$19,000 on the property of JACOB L. CHARNEY at 1401-05 Wilkins Avenue and 859 Jennings Avenue, both Bronx, New York. JACOB L. CHARNEY also furnished the United States Attorney, Southern District of New York a confession of judgment for \$19,000 against the above property.

On January 8, 1954, \$5,000 of defendant GANNETT's bail which had been posted by GERTRUDE YARIS, her sister-in-law, was withdrawn and BERNARD LEWIT, who previously posted \$5,000, posted an additional \$5,000. GANNETT's bail also consisted of \$2,000 posted by her mother, SARAH LEWIT, 943 Sherman Avenue, Bronx, New York; \$1,000 posted by her sister-in-law, MOLLY STRONGWATER, 2735 Barker Avenue, Bronx, New York, and \$2,000 posted by her sister-in-law, GERTRUDE YARIS.

Judge DIMOCK filed an order on January 12, 1954, reducing the bail of defendant BACHRACH to \$6,500.

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2. Extensions

United States District Judge IRVING R. KAUFMAN executed an order on February 17, 1953, extending defendant WEINSTONE's bail limits to include the Eastern District of New York.

On March 2, 1953, United States District Judge GREGORY NOONAN denied a motion by all defendants, except WEINSTONE who resided in the Eastern District of New York, for enlargement of bail limits to include the Eastern District of New York for the purpose of raising funds to defray expenses of their appeal and to pay debts contracted for their legal defense.

United States District Judge THOMAS F. MURPHY on May 19, 1953, executed an order permitting defendant TRACHTENBERG to leave the Southern District of New York from May 22, 1953, to May 29, 1953, for business purposes.

United States District Judge MURPHY executed an order on May 25, 1953, permitting defendant WEINSTOCK to travel to the Eastern District of New York from May 25, 1953, to June 7, 1953, in connection with his employment.

United States District Judge SYLVESTER J. RYAN executed an order on June 1, 1953, granting permission to defendant BACHRACH to travel to and from the Southern District of New York and Kent, Connecticut from June 1, 1953, through October 15, 1953, and to and from the Southern District of New York and East Blue Hill, Maine between July 10, 1953, and August 20, 1953.

On June 15, 1953, United States District Judge RYAN denied an application for an order granting

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defendant GAINETT permission to travel to the Eastern District of the Northern Division of the State of Washington between June 25, 1953, and August 8, 1953, in order to assist the defendants in the Seattle Smith Act trial, United States vs. HUFF, ET AL. United States District Judge RYAN also denied a motion for an order permitting defendants CHARNEY, PERRY, JOHNSON, LANNON, and FLYNN to travel to and from any point within the continental limits of the United States for the purpose of raising funds.

United States District Judge RYAN on June 17, 1953, denied an application by defendants FLYNN, PERRY, JOHNSON, BITTELMAN, TRACHTENBERG, JEROME, LANNON, WEINSTOCK, JONES, GAINETT, MIHDEL, and CHARNEY for an order to permit them to travel to and from any point within the Southern District of New York and the Eastern District of New York for the purpose of raising funds. This motion was re-argued before United States District Judge RYAN on July 1, 1953, and once again he denied the motion.

United States District Judge RYAN on June 22, 1953, granted an unopposed application by CHARNEY for an order to permit him to travel to Albany, New York, between and including June 25, 1953, and June 26, 1953, for the purpose of appearing as of counsel in behalf of the Communist Party, USA in "The matter of the inquiry by the Board of Regents relative to subversive organizations pursuant to Chapter 360 of the Laws of 1939 (New York Feinberg Law)".

With the consent of the Government on July 28, 1953, United States District Judge EDWARD WEINFELD executed an order permitting defendant LANNON to travel to Fort Devens, Ayer, Massachusetts on July 28, 1953, and to return to the Southern District of New York by midnight on July 30, 1953.

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An order was filed on August 18, 1953, by United States District Judge DAVID N. EDELSTEIN extending permission to defendant BACHRACH to remain in East Blue Hill, Maine until September 20, 1953.

United States District Judge EDELSTEIN denied on December 23, 1953, an application by defendant JEROME for permission to spend two weeks in Rochester, New York.

An order was executed on February 10, 1954, by United States District Judge JOHN F. X. MC GOHEY extending defendant CHARNEY's bail limits to include the Northern District of New York between February 14, 1954, and February 15, 1954.

United States District Judge EDWARD H. CONGER on June 9, 1954, granted permission to defendant BACHRACH to travel to and from Kent, Connecticut on weekends only between June 11, 1954, and the Labor Day weekend of 1954.

On June 21, 1954, United States District Judge CONGER granted the application of defendant JONES for permission to reside at Arverne, Rockaway Beach, Long Island, and to perform travel to and from that location until September 30, 1954. This order was filed on June 25, 1954.

United States District Judge MC GOHEY on September 30, 1954, granted permission to defendant WEINSTOCK to travel to Washington, D.C. for the purpose of appearing at his arraignment in a perjury proceeding then pending against him in the United States District Court, Washington, D.C.

Defendant LOUIS WEINSTOCK was granted permission on January 7, 1955, by United States District

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Judge NOONAN to travel to Washington, D.C. in connection with the perjury case then pending against him there.

E. ISRAEL AMTER

Defendant ISRAEL AMTER's case had been severed on January 11, 1952, by a Government motion on the grounds of illness.

On December 8, 1954, Attorney DAVID FREEDMAN moved for discharge of the bail bond of AMTER who died on November 24, 1954. The Government consented. By order of United States District Judge NOONAN a nolle prosequi was entered as to AMTER on December 23, 1954.

II. UNITED STATES VS. ALEXANDER TRACHTENBERG, ET AL

A. Arraignment and Pleading

United States District Judge EDWARD WEINFELD on April 22, 1955, issued an order directing the release of defendants TRACHTENBERG and CHARNEY from Federal Prison based on the opinion of United States District Judge DIMOCK on April 22, 1955, granting them new trials.

On May 26, 1955, defendant SIDNEY STEIN appeared before United States District Judge VINCENT J. LEIBELL, Southern District of New York for pleading to the indictment. The pleading was adjourned until June 3, 1955. STEIN's appearance in court was by writ of habeas corpus and prosequendum issued by the United States District Court, Southern District of New York. This procedure was necessary since STEIN was then incarcerated as a result of his conviction on April 26, 1954, in the United States District Court, Northern District of California, San Francisco, California for violation of Title 18, U.S.C. 3 and U.S.C. 371. STEIN entered a plea of not guilty before Judge LEIBELL on June 3, 1955, and bail was fixed at \$50,000.

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United States District Judge LAWRENCE E. WALSH on June 6, 1955, granted a Government motion to consolidate for trial the cases of defendants BACHRACH, TRACHTENBERG, CHARNEY, and STEIN and the trial was placed on the calendar for June 14, 1955.

On June 14, 1955, the case was adjourned until June 28, 1955, due to the defendants' alleged inability to obtain trial counsel. An adjournment to June 30, 1955, was granted on June 28, 1955, and on June 30, 1955, the trial date was set for August 10, 1955. Subsequent adjournments were obtained by the defense on August 10, 1955, August 24, 1955, September 7, 1955, September 26, 1955, October 3, 1955, November 21, 1955, November 25, 1955, and February 27, 1956, at which time the trial date was set for April 9, 1956.

Fugitive FRED MORRIS FINE surrendered to the United States Attorney, Southern District of New York on November 30, 1955, and was immediately arraigned before United States District Judge EDWARD WEINFELD where he entered a plea of not guilty and bail was fixed at \$20,000. FINE's trial date was set for February 27, 1956, the trial date then set for the other defendants.

Fugitive JAMES EDWARD JACKSON, JR. surrendered to the United States Attorney, Southern District of New York on December 2, 1955, and was arraigned immediately before United States District Judge WEINFELD where bail was fixed at \$20,000 and the pleading was adjourned until December 9, 1955. JACKSON entered a plea of not guilty before United States District Judge MURPHY on December 9, 1955, and his trial date was set for February 27, 1956, the trial date then set for the other defendants.

Fugitive WILLIAM NORMAN MARRON surrendered to the United States Marshal, Newark, New Jersey, on December 5, 1955, and was arraigned that same day before

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United States District Judge MURPHY, Southern District of New York, who fixed bail at \$20,000, adjourned the pleading until December 12, 1955, and remanded MARRON to the custody of United States Marshal, Southern District of New York. MARRON entered a plea of not guilty on December 12, 1955, and on December 22, 1955, an order was filed by United States District Judge BICKS fixing MARRON's trial date as February 27, 1956, the trial date then set for the other defendants.

B. Attorneys

1. Government

From June, 1955 until February, 1956, Special Assistant to the Attorney General DAVID H. HARRIS was in charge of the case, assisted by Departmental Attorneys BERNARD V. MC CUSTY, HERBERT SCHOEPKE, and JOHN J. KEATING.

From February, 1956 to date, Chief Assistant to the United States Attorney THOMAS B. GILCHRIST, Jr. has been in charge of the case assisted by Assistant United States Attorneys MORTON S. ROBSON and WILLIAM J. ELLIS and Departmental Attorneys BERNARD V. MC CUSTY, HERBERT SCHOEPKE, and JOHN J. KEATING.

2. Defense

Trial Appearances

Defendants CHARNEY and TRACHTENBERG were represented by Attorneys MARY M. KAUFMAN and NEWMAN LEVY, New York, New York.

Defendants FINE and MARRON were represented by Attorneys JOHN MC KIM MINTON and ARNOLD SAYER, New York, New York.

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Defendant STEIN was represented by Attorney ROYAL W. FRANCE, New York, New York.

Defendant JACKSON was represented by Attorneys CHARLES T. DUNCAN and FRANK D. REEVES, Washington, D.C.

Defendant BACHRACH was represented by Attorneys VINCENT HALLINAN, Ross, California, and ROYAL W. FRANCE, New York City.

Other attorneys who represented defendants during some of the pre-trial proceedings were: ROBERT Z. LEWIS, New York City for defendant STEIN; REUBEN TERRIS, New York City for defendant STEIN; EUGENE K. JONES, New York City for defendant JACKSON; HARRY SACHER for defendants CHARNEY and TRACHTENBERG; and JOHN ABT, New York City for defendant BACHRACH.

C. Bail

1. Bond

United States District Judge WEINFELD on April 22, 1955, set bail at \$5,000 each for defendants TRACHTENBERG and CHARNEY. This \$5,000 bail for each defendant was posted on April 22, 1955, by GRACE HUTCHINS, 85 Bedford Street, New York, New York.

On August 24, 1955, a property bond of JACOB L. CHARNEY was substituted for CHARNEY's bail. The property of JACOB L. CHARNEY referred to in the bond was located at 1401-1405 Wilkins Avenue and 859 Jennings Street both Bronx, New York. Defendants TRACHTENBERG and CHARNEY appeared before the United States Commissioner, Southern District of New York on April 25, 1955, and executed their bail bonds.

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DORIS B. FINE, ESTHER C. JACKSON, and FRIEDA NORMAN, the wives respectively of defendants FINE, JACKSON, and MARRON each posted \$20,000 in United States Treasury Bonds payable to bearer on behalf of these defendants. Each defendant's wife was named as surety and the bonds were executed before United States Commissioner EARLE N. BISHOPP, Southern District of New York on December 15, 1955, at which time the defendants were released from the custody of the United States Marshal, Southern District of New York.

United States District Judge WILLIAM B. HERLANDS on September 7, 1955, denied a motion on behalf of defendant STEIN for a reduction of his Smith Act bail in this case from \$50,000 to \$1,000 and a reduction of his bail in the Northern District of California during the appeal on his conviction for harboring in that district. On October 24, 1955, a notice of appeal was filed in the United States Court of Appeals, Second Circuit on this denial of STEIN's motion to reduce his bail in this case.

The United States Court of Appeals, Second Circuit ordered STEIN's bail in this case reduced to \$30,000 on March 9, 1956. Defendant STEIN appealed this decision and the United States Attorney, Southern District of New York was served on April 6, 1956, with a copy of a petition for a writ of certiorari filed by STEIN with the United States Supreme Court.

The United States Supreme Court denied STEIN's petition on May 21, 1956.

On June 8, 1956, SOPHIE STEIN, the wife of defendant STEIN deposited United States Treasury Bonds in the amount of \$30,000 with the United States District Court Clerk, Southern District of New York as bond for STEIN. This bond was executed by STEIN and by SOPHIE STEIN as surety on June 12, 1956, and STEIN was released

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from custody at that time, bail of \$10,000 having been posted in the Northern District of California on June 11, 1956, in accordance with a decision of the Supreme Court reducing STEIN's bail in that proceeding.

As a result of the entry of a judgment of acquittal for defendant BACHRACH on June 18, 1956, BACHRACH's bail was returned to Attorney JOHN ABT for surety MILDRED S. ABT on June 22, 1956.

On August 2, 1956, the Government made application before United States District Judge BICKS for renewal of consideration of the Government's motion which had been made immediately after conviction on July 31, 1956, to increase the bail of defendants TRACHTENBERG and CHARNEY. United States District Judge BICKS ordered on August 2, 1956, that CHARNEY's bail be increased from \$5,000 to \$15,000 and that TRACHTENBERG's bail be increased from \$5,000 to \$10,000. The order required that bail for both defendants be posted by 4:00 p.m., August 6, 1956, or they would be remanded.

On August 3, 1956, \$5,000 additional bail in the form of United States Treasury Bonds was posted by defendant TRACHTENBERG as principal, and GRACE HUTCHINS, 85 Bedford Street, New York, New York, as surety.

The bail bond of CHARNEY was provided August 3, 1956, by an increase on the property bond of JACOB L. CHARNEY on the property previously described in Bronx, New York.

## 2. Extensions

United States District Judge LEIBELL denied on June 1, 1955, an application by BACHRACH for an order to permit her to travel to East Blue Hill, Maine from June 15, 1955, to October 15, 1955.

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United States District Judge EDMUND L. PALMIERI on July 21, 1955, executed an order enlarging the bail limits of defendants CHARNEY and TRACHTENBERG to include the Eastern District of New York.

On November 14, 1955, United States District Judge WEINFELD executed an order permitting defendant CHARNEY to travel to Washington, D.C. from November 15, 1955, to November 18, 1955, for attendance at the hearing in the United States Supreme Court on the Subversive Activities Control Board citation of the Communist Party, USA.

Defendants FINE, JACKSON, and MARRON were granted an enlargement of their bail limits on December 15, 1955, by United States District Judge THOMAS F. MURPHY to include the entire city of New York. In addition, defendant FINE was granted a bail extension to include the city of Chicago and to permit him to reside at 3022 Church Street, Chicago, Illinois. On January 12, 1956, United States District Judge MURPHY filed an order requiring defendant FINE to give three days' notice to the United States Attorney, Southern District of New York, of any travel between New York City and Chicago.

Upon an oral application made by defendant JACKSON to United States District Judge BICKS, United States District Judge MURPHY on December 22, 1955, granted permission to JACKSON to travel to Richmond, Virginia from December 22, 1955, to December 31, 1955.

Defendant FINE was granted permission on January 23, 1956, by United States District Judge BICKS to travel to California during February, 1956 for the purpose of visiting his parents and consulting with WILLIAM SCHNEIDERMAN, a defendant in a previous Smith Act trial at Los Angeles. This travel permission was granted for the period February 3, 1956, to February 15, 1956.

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An enlargement of defendant JACKSON's bail limits to permit him to travel to Detroit, Michigan, Richmond, Virginia, and Washington, D.C. during the period February 27, 1956, until March 12, 1956, or on such subsequent date as the trial shall have been scheduled to commence, was granted by United States District Judge BICKS on February 27, 1956.

On March 13, 1956, United States District Judge BICKS executed an order enlarging the bail limits of defendant FINE to permit him to travel to Detroit, Michigan between March 18, 1956, and March 24, 1956, and to Chicago, Illinois, Minneapolis and St. Paul, Minnesota between March 24, 1956, and April 7, 1956. This order also incorporated permission for unrestricted travel within Kings and Queens Counties, New York until revocation or termination of bail.

Defendant MARRON's bail limits were extended on March 13, 1956, by United States District Judge BICKS to permit him to travel to Richmond, Virginia from April 1, 1956, to April 8, 1956, and to travel freely within the Counties of Kings and Queens, New York until the date of revocation or termination of his bail.

United States District Judge BICKS on May 25, 1956, entered an order permitting defendant JACKSON to travel to Richmond, Virginia on May 25, 1956, and to return by 8:00 a.m., Eastern Daylight Time, May 28, 1956, for the purpose of consulting with defense witnesses.

In order to permit defendant CHARNEY to confer with his attorney, NEWMAN LEVY at LEVY's summer home, CHARNEY's bail limits were enlarged to permit him to travel to Westport, Connecticut and return on May 26-27, 1956.

An order was entered on May 28, 1956, by United States District Judge BICKS, pursuant to an oral

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motion, enlarging the bail limits of defendant BACHRACH during weekends while the case was on trial to include the towns of Kent and Westport, Connecticut and their environs.

On June 7, 1956, United States District Judge BICKS executed an order enlarging the bail limits of defendant FINE to permit him to travel to Sunken Meadows Park, Nassau, Long Island on June 10, 1956.

United States District Judge BICKS on June 15, 1956, executed an order enlarging the bail limits of defendants STEIN, FINE, and MARRON to include travel within the Eastern District of New York.

On June 27, 1956, United States District Judge BICKS executed an order enlarging the bail limits of defendant JACKSON to include the Eastern District of New York. Defendant STEIN was granted permission to travel to Worcester, Massachusetts during the period from July 14, 1956, to July 17, 1956, by an order of United States District Judge BICKS on July 13, 1956, but STEIN did not use this travel permission.

On July 20, 1956, United States District Judge BICKS signed an order permitting STEIN to travel to Worcester, Massachusetts during the period from July 21 to July 22, 1956.

D. Pre-Trial Motions

A notice of motion was filed on June 24, 1955, on behalf of defendant STEIN for the following relief:

1. An order dismissing the indictment because the Grand Jury was illegally selected.
2. An order for a Bill of Particulars.

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3. A list of all witnesses the Government expected to use in the trial.

4. Discovery and inspection under Rule 17C, Federal Rules of Criminal Procedure.

5. Dismissal of the indictment because of the Communist Control Act of 1954.

6. Dismissal of the indictment because he was not granted a speedy trial.

Oral argument on this motion was held by United States District Judge BICKS on July 11, 1955. The application for an order dismissing the indictment because the Grand Jury was illegally selected was withdrawn and on July 26, 1955, United States District Judge BICKS ruled, denying the entire application with the exception of the relief sought by STEIN for the discovery and inspection under Rule 17C of the Federal Rules of Criminal Procedure.

This latter relief was granted insofar as it pertained to all books and material used in the case, United States vs. ELIZABETH GURLEY FLYNN, ET AL and all other like material. The order stated that production was not required of any material which would disclose the identity of a government witness.

A notice of motion was filed on August 3, 1955, on behalf of defendant BACHRACH for an order dismissing the indictment as to her on the grounds that she had already been acquitted upon all charges contained in the indictment, had already been in jeopardy upon all of the charges, and that prosecution of her had previously been abandoned and discontinued by the Government.

In connection with this motion, Judge DIMOCK filed an order on August 5, 1955, unsealing the

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evidence, exhibits, transcripts, and all other material having to do with the severance of BACHRACH's case during the trial in July, 1952. On January 18, 1956, an oral argument on this motion was heard by United States District Judge BICKS and on January 27, 1956, he denied the motion.

United States District Judge BICKS heard an oral argument on December 5, 1955, on the following motions:

1. A motion by defendants CHARNEY and TRACHTENBERG for leave to inspect the Grand Jury minutes and for dismissal of the indictment on the grounds that evidence before the Grand Jury was insufficient to support an indictment. This motion was denied by Judge BICKS in an opinion filed on April 24, 1956.
2. A motion by defendants TRACHTENBERG and CHARNEY to strike portions of the indictment having to do with organizing the Communist Party or in the alternative, an order declaring defendants CHARNEY and TRACHTENBERG acquitted of this charge of the indictment and withdrawing the issues raised therein from the trial of the case. This motion was granted in effect by Judge BICKS on April 17, 1956, when he read the indictment on voire dire and omitted those portions of the indictment concerning the defendants organizing the Communist Party.
3. A motion for pre-trial production and inspection of documents under Rule 17C, Federal Rules of Criminal Procedure. Government counsel advised the court that the Government was willing to abide by the court's previous ruling on a similar motion by defendant STEIN. The formal granting of this motion was contained in Judge BICKS' opinion filed on April 24, 1956.

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4. A motion to dismiss the indictment against defendants CHARNEY and TRACHTENBERG on Constitutional grounds. This motion was submitted without oral argument and was denied on April 24, 1956.

5. A motion for severance of defendants TRACHTENBERG and CHARNEY from the trial of defendants STEIN, FINE, JACKSON, and MARRON. This motion was based on the ground that the Government would contend in the course of the trial that STEIN, FINE, JACKSON, and MARRON were fugitives from justice which would be prejudicial to defendants TRACHTENBERG and CHARNEY. This motion was denied on April 24, 1956.

6. A motion for continuance of the trial until the Supreme Court determined the issues raised in the petition for writ of certiorari in YATES, ET AL vs. United States. This motion was denied on April 24, 1956.

7. A motion by defendant STEIN for dismissal of the indictment on Constitutional grounds. This motion was submitted without oral argument and was denied on April 24, 1956.

8. A motion for severance of the case of defendant STEIN from the trial of defendants CHARNEY and TRACHTENBERG on the ground that the previous convictions of CHARNEY and TRACHTENBERG would be prejudicial to defendant STEIN. This motion was submitted without oral argument and was denied on April 24, 1956.

United States District Judge BICKS on February 2, 1956, heard argument on motions by defendant STEIN for an order striking out that portion of the indictment charging STEIN with dissolving the Communist Political Association and organizing the Communist Party, and for an order dismissing the indictment against STEIN on grounds of double jeopardy. The first motion

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was granted in effect by Judge BICKS on April 17, 1956, when he read the indictment on voire dire and omitted those portions concerning organizing the Communist Party. The second motion was denied by Judge BICKS in an opinion filed on April 24, 1956.

United States District Judge BICKS on February 24, 1956, executed an order permitting co-defendants CHARNEY, TRACHTENBERG, BACHRACH, FINE, MARRON, and JACKSON to visit defendant STEIN at the Federal House of Detention, New York City, for the purpose of preparing for trial.

On April 24, 1956, United States District Judge BICKS, after oral argument held on February 27, 1956, denied the application of defendant JACKSON for severance from the trial of the other defendants and granted his application for an order permitting him to join in the motions filed by the other defendants.

Argument was heard by United States District Judge BICKS on March 30, 1956, on a motion by all defendants for a postponement of the trial until sometime in the fall of 1956 on the ground that the publicity resulting from the United States Treasury Department's levying an attachment against the assets of the Communist Party for taxes and seizure of the premises occupied by the Communist Party on March 27, 1956, was of such an inflammatory and prejudicial nature that defendants would be unable to obtain a fair trial. This motion was denied on April 3, 1956.

Defendant BACHRACH's application for severance because of poor health was denied by United States District Judge BICKS on April 3, 1956, in view of the court-appointed physician's finding (Doctor GEORGE THOMAS PACK) that BACHRACH was physically able to stand trial.

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E. Trial

The trial began in the United States District Court, Southern District of New York, on April 9, 1956, United States District Judge ALEXANDER BICKS presiding. The defense was granted twenty-two peremptory challenges and the Government was granted six in the selection of a jury. Each side was granted two peremptory challenges in the selection of four alternate jurors.

The preliminary examination of the jury panel was conducted on April 9, 10, 13, 16, 1956, by United States District Judge BICKS for the purpose of excusing those who might suffer hardship from extended jury service in the case. On April 16, 1956, the defense applied for an increase in their peremptory challenges from twenty-two to thirty-two and Judge BICKS granted them twenty-eight.

During the voire dire on April 17, 1956, Judge BICKS, in reading the indictment omitted the paragraphs in it relating to organizing the Communist Party and this constituted the granting of the previous defense motion to strike those portions of the indictment.

The voire dire began on April 17, 1956, and continued until April 23, 1956, when twelve jurors and four alternate jurors were impanelled. The twelve jurors were as follows:

Mrs. BEATRICE LOSHAK  
334 West 87th Street  
New York, New York  
Housewife

JAMES J. MARNS  
673 Union Avenue  
Bronx, New York  
Sales, A & P Tea Company

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ALFRED O. ZIEGLER  
1427 Taylor Avenue  
New York 60, New York  
Route salesman, Borden's

WAYMAN L. COOPER  
919 Lester Avenue  
Mamaroneck, New York  
Machine operator, Arnold Bakery

Mrs. VIOLA ELIZABETH VENTURA  
1865 Bronxdale Avenue  
Bronx, New York  
"Homemaker"

JAMES VILLAFANA  
247 West 61st Street  
New York 23, New York  
Post Office Clerk, United States Post  
Office, Morgan Annex

HENRY M. B. CHAMBERLIN  
325 East 72nd Street  
New York, New York  
Salesman

THEODORE HOTALING  
396 Sawmill River Road  
Hawthorne, New York  
Route-driver, Borden-Willow Brook

GERARD LEROUX  
1504 Metropolitan Avenue  
Bronx 62, New York  
Locksmith, Parkchester Housing

Mrs. FRANCES LOEWENTHAL  
410 Central Park West  
New York, New York  
Housewife and clerk, Associated Hospital  
Service of New York

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Miss MARY E. CASEY  
326 West 14th Street  
New York, New York  
Bookkeeper, Consolidated Edison Company

MORRIS L. LEVY  
5741 Post Road  
Riverdale 71, New York  
Manufacturer of blouses, Mayfair  
Manufacturing Company

The four alternate jurors were as follows:(none served)

HAROLD TAYLOR  
3424 Gates Place  
New York 67, New York  
Serviceman, Consolidated Edison Company

Mrs. MARION JESSOP  
75 Park Terrace East  
New York, New York  
Housewife

Mrs. FLORENCE CHAMBERS  
64 West 93rd Street  
New York, New York  
Clerk-typist

ARTHUR CHARLES THOMPSON  
308 East 209th Street  
New York, New York  
Maintenance man, Consolidated Edison  
Company

Chief Assitant United States Attorney,  
Southern District of New York THOMAS B. GILCHRIST, JR.  
made the opening statement for the Government on April 30,  
1956, Opening statements by defense counsel NEWMAN LEVY  
and ROYAL W. FRANCE were made on April 30, 1956, the

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opening statement by Defense counsel FRANK D. REEVES was made on April 30, 1956, and on May 1, 1956, Defense counsel VINCENT HALLINAN and JOHN MC KIM MINTON made their opening statements.

The Government began presentation of its case on May 1, 1956, and used the following witnesses:

JOHN LAUTNER  
J. P. MATTHEWS  
ROBERT PITCOFF  
BERENIECE BALDWIN  
WILLIAM JOHN WILGUS  
AMERICO FIORE  
GARFIELD HERRON  
MILDRED BLAUVELT  
DOROTHY K. FUNN SWAN  
MARY MARKWARD  
BARBARA HARTLE  
LEONIDAS HAYNES  
ANZELM CZARNOWSKI  
RALPH CLAYTON CLONIZ, JR.  
STEPHEN J. SCHEMANSKE  
MARLANE MAC LANE KOWALL  
MONA LUMER  
HENRY CAPOZZI  
DANIEL J. WHITEHEAD  
CARRIE PATTEN  
WILLIAM TIESS  
JOHN KISSIK  
ETHEL MC CALL  
CONSUELO LLOYD  
CHARLES REGAN  
PEARL KNEPPAR (KAYE)  
RAMON RUIZ  
SA JOSEPH P. MC CANN

The Government rested its direct case on June 6, 1956.

NY 100-81752

On May 2, 1956, United States District Judge BICKS had denied an application by defendants JACKSON and CHARNEY to allow them to proceed in forma pauperis and for an order directing that they be furnished with a daily stenographic transcript. United States District Judge BICKS ruled that they were not entitled to proceed in forma pauperis and he ruled that defendant TRACHTENBERG pay one half the cost of a daily stenographic transcript, the other half to be paid by the Government.

On June 12, 1956, Defense attorney CHARLES T. DUNCAN moved on behalf of all defendants to strike certain portions of the testimony and other evidence received during the presentation of the Government's case. This motion related to three general categories of evidence:

1. Hearsay declarations of third party introduced through Government witnesses
2. Statements made by witnesses themselves regarding things that they did or views they expressed
3. Documentary exhibits introduced through various Government witnesses

Defense Attorney MARY M. KAUFMAN argued on June 13, 1956, that the Government had failed to establish that the defendants' interpretation of the principles of Marxism - Leninism was the same as the interpretation given by Government witnesses and by documents in evidence.

At that time Defense Attorney DUNCAN moved to strike the entire testimony of Government Witnesses ETHEL MC CALL and CONSUELO LLOYD on the ground

NY 100-81752

that there was no connection between the witnesses' testimony and defendant JACKSON. This motion was granted by United States District Judge BICKS.

On June 13, 1956, Defense Attorney ROYAL W. FRANCE argued that the Government had failed to show that a clear and present danger existed. Departmental Attorney BERNARD V. MC CUSTY argued that clear and present danger was shown by evidence of Communist Party teachings, aims, and objectives as well as the nature of the Communist Party, USA.

Defense attorneys moved on June 14, 1956, for a directed verdict of acquittal for all defendants on the grounds of insufficiency of evidence.

On June 15, 1956, and June 18, 1956, the Government argued in opposition to defendants' motion for a directed verdict. On June 18, 1956, Defense Attorney MINTON moved that all testimony regarding the flight of fugitives NORMAN and FINE be stricken since there was insufficient evidence to prove flight. United States District Judge BICKS granted a defense motion to strike Government exhibits 138 and 160 (warrant for the arrest of defendant JACKSON and FBI Identification Record on JACKSON, respectively).

On June 18, 1956, United States District Judge BICKS granted the motion for directed verdict of acquittal for defendant BACHRACH on the ground that the evidence was insufficient to sustain a conviction. At the same time he denied motions for directed verdicts of acquittal for the other six defendants.

On June 18, 1956, United States District Judge BICKS granted a defense motion to strike Government exhibits 120, 121, and 122 relating to defendant MARROW. These exhibits were introduced through Government witness

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CHARLES REGAN and consisted of Communist Party literature obtained by REGAN at Communist Party Headquarters, Buffalo, New York. The defense began presentation of its case on June 19, 1956, with defendant CHARNEY as the first defense witness. Other defense witnesses were as follows:

Dr. JAMES EDWARD JACKSON, SR. (father  
of defendant JACKSON)  
DOXEY ALFONSO WILKERSON  
Dr. W. E. B. DU BOIS  
HOMER DANIEL COKE  
JOHN SOMERVILLE  
SIMON W. GERSON

At the conclusion of GERSON's testimony on July 12, 1956, the court granted a defense application for adjournment until July 19, 1956.

On July 9, 1956, the Government withdrew from evidence Government exhibit number eight (testimony by defendant TRACHTENBERG before the House Un-American Activities Committee, September, 1939) citing Title 18 U.S.C., Section 3486 bearing on the use of testimony given before a committee of Congress. Chief Assistant United States Attorney GILCHRIST noted subsequent court decisions on this point left doubt as to proper admission of this testimony.

On July 18, 1956, United States Attorney, Southern District of New York was served with a subpoena duces tecum to produce in the United States District Court on July 19, 1956, all vouchers, receipts, cancelled checks, and other records showing all payments made by the Department of Justice or any of its constituent divisions and bureaus to the following Government witnesses:

JOHN LAUTNER  
BERENIECE BALDWIN

NY 100-81752

GARFIELD HERRON  
DOROTHY K. FUNN SWAN  
MARY MARKWARD  
ANZLEM CZARNOWSKI  
MARLANE MAC LANE KOWALL  
RALPH C. CLONTZ, JR.  
CHARLES REGAN  
STEPHEN J. SCHEMANSKE

Defense counsel agreed to accept in lieu of the presentation of these records a stipulation setting forth payments to these witnesses.

On July 19, 1956, the defense rested its case subject to submission of the stipulation of payments made to Government witnesses. Defense attorneys then moved for directed verdicts of acquittal for all defendants based on grounds of additional evidence that had been introduced by defense witnesses and on all grounds previously urged at the conclusion of the Government's case. These motions were denied by United States District Judge BICKS. The court granted a defense motion to strike all testimony relating to the filing of the warrants of arrest, the arraignment, and date of arraignment of defendants FINE and MARRON.

On July 19, 1956, the following additional motions were denied by Judge BICKS:

1. A motion to strike the testimony of Government witness CAPOZZI that CAPOZZI had not observed defendant STEIN at his residence.

2. A motion to strike and remove from consideration of the jury Government's exhibit 162 (photograph of cabin where defendant STEIN was apprehended).

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3. A motion to strike a portion of Government witness FIORE's testimony.

The Government agreed on July 23, 1956, to a stipulation setting forth information that various universities and libraries purchased the Marxist-Leninist classics. This stipulation was not used in evidence by the defense.

The Defense accepted on July 25, 1956, a stipulation by the Government setting forth payments by the Government to witnesses LAUTNER, BALDWIN, HERRON, SWAN, MARKWARD, CZARNOWSKI, KOWALL, CLONTZ, REGAN, and SCHEMANSKE.

United States District Judge BICKS read into the record that he had found that a clear and present danger existed at the return of the indictment in June, 1951. United States District Judge BICKS denied the Government's application for reinstatement of testimony regarding the flight of defendant JACKSON and struck from the record the entire testimony of Government witness J. B. MATTHEWS. Portions of the testimony of Government witness ROBERT PITCOFF and Government exhibit eight (testimony of defendant TRACHTENBERG before the House Un-American Activities Committee in 1939).

Defense attorneys began their summations on July 25, 1956, and completed them on July 26, 1956. The Government's summation was made by Chief Assistant United States Attorney THOMAS B. GILCHRIST, JR. on July 27, 1956. United States District Judge BICKS charged the jury on July 30, 1956, and they retired to deliberate at 12:50 p.m.

On July 31, 1956, at 3:00 p.m. Forelady BEATRICE LOSHAK announced the jury had found all defendants guilty as charged. On motion of Defense counsel the jury

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was polled as to its verdict and each juror responded that he had found all defendants guilty.

United States District Judge BICKS set September 17, 1956, as the date for sentencing and granted a defense motion to defer the filing of additional defense motions until the date of sentencing.

The defense moved to continue all defendants on their present bail pending sentencing. The Government moved to increase the bail of all defendants except defendant STEIN to \$30,000 and to increase STEIN's bail to \$50,000. The court granted the defense motions to continue defendants on their present bail pending sentencing.

On re-application of the Government on August 2, 1956, United States District Judge BICKS increased CHARNEY's bail to \$15,000 and TRACHTENBERG's bail to \$10,000.

- P\* -

NY 100-81752

LEAD

NEW YORK

At New York, New York

Will follow and report sentencing  
and appellant proceedings.

REFERENCE

Report of SA [REDACTED] 3/23/53,  
New York. b7c

ADMINISTRATIVE PAGE

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-72390)

~~SECRET~~ DATE: November 28, 1956

90c FROM : Legal Attache, London (100-1201)

911 SUBJECT: CLAUDIA JONES, with aliases  
INTERNAL SECURITY - C X

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UACB, this matter will continue being carried pending inactive. U

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Exempt From GDS Category 1, 3  
Date of Declassification - Indefinite  
12/27/98

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4/27/79  
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Classified by SP8 BTJ/h3  
Declassify on: OADR 12-1583

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CLAUDIA JONES

VOLUME 9

# Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-72390) *HOB*

DATE: May 23, 1957

FROM : Legal Attache, London (100-1201)

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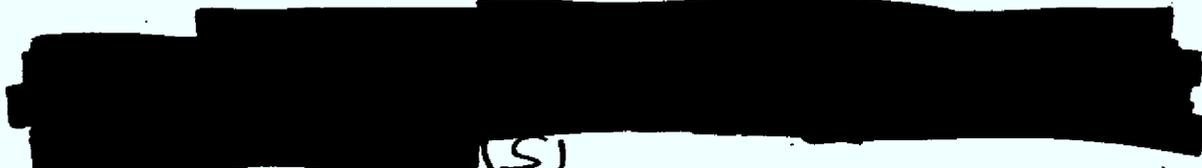
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SUBJECT: CLAUDIA JONES, with aliases  
INTERNAL SECURITY - C

APPROPRIATE AGENCIES

Remylet 11/28/56. *U*

*Classification*  
DATE *4/29/79*



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*12-30-83*

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*100-72390-212*

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Exempt From GDS Category *B*  
Date of Declassification Indefinite

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-72390)

DATE: November 27, 1957

FROM : Legal Attache, London (100-1201)

~~SECRET~~

SUBJECT: <sup>①</sup>CLAUDIA JONES, with aliases

[IS - C] 22(47)

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Exempt From GDS Category 4, 3  
Date of Declassification - Indefinite

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Declassify on: OADR 12-15-83

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FBI

Date: 8/11/61

8/15  
100-72390

Transmit the following in PLAIN TEXT  
~~CONFIDENTIAL~~ (in plain text or code)

Via AIRTEL REGISTERED MAIL  
(Priority or Method of Mailing)

TO: DIRECTOR, FBI  
FROM: SAC, BALTIMORE (100-Dead)

For (INFO)

CLAUDIA JONES  
IS - C  
OO: New York

APPROPRIATE AGENCIES  
AND FIELD OFFICES  
ADVISED BY ROUTING SLIP(S)  
DATE 12/29/78 BY SP1/RS

[REDACTED]

Enclosed for the Bureau, New York, and Legat, London, are appropriate copies of a letterhead memorandum, suitable for dissemination. (C) (U)

In the event any information in the attached letterhead memorandum is used in a report, it should be paraphrased in such a way as to completely protect informant,

[REDACTED]

[REDACTED]

- 4 - Bureau (Encls. 9) (Regis. Mail)
  - 1 - Legat, London, Encl. 1
- 1 - New York (Encl. 1) (Regis. Mail)
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100-72390-206

EX-112

REC-61

AUG 12 1961

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Exempt From GDS Category 3  
Date of Declassification Indefinite

Approved: [Signature]

Special Agent in Charge

CONFIDENTIAL

AUG 18 1961

All b1, b7c 10/27/78

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UNITED STATES GOVERNMENT

# Memorandum

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3/3

TO : Director, FBI (100-72390)

FROM : Legat, London (100-1201) (RUC)

SUBJECT: CLAUDIA JONES, was.  
IS - C  
OO: New York

DATE: 2/25/65

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~~CONFIDENTIAL~~

Remylet 2/4/63. (W)

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date 3-5-65  
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Date of Declassification - Indefinite

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100-72390-208

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Declassify on: OADR 12-15-83

EX-112

MAR 1 1965

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~~CONFIDENTIAL~~

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