

**FREEDOM OF INFORMATION
AND
PRIVACY ACTS**

SUBJECT: CHARLES "PRETTY BOY" FLOYD

KANSAS CITY MASSACRE

FILE: 62-28915

SECTION 78



FEDERAL BUREAU OF INVESTIGATION

NOTICE

THE BEST COPIES OBTAINABLE ARE INCLUDED IN THE REPRODUCTION OF THE FILE. PAGES INCLUDED THAT ARE BLURRED, LIGHT OR OTHERWISE DIFFICULT TO READ ARE THE RESULT OF THE CONDITION AND OR COLOR OF THE ORIGINALS PROVIDED. THESE ARE THE BEST COPIES AVAILABLE.

CHARLES "PRETTY BOY" FLOYD
FRANK NASH
VERNE MILLER
ADAM RICHETTI
KANSAS CITY MASSACRE

SUBJECT _____

FILE NUMBER 62-28915

SECTION NUMBER 78

SERIALS 3421 - 3475

TOTAL PAGES 228

PAGES RELEASED 219

PAGES WITHHELD 9

EXEMPTION(S) USED b3

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

Washington, D. C.

December 27, 1934.

Time 3:30PM.

EAT:RLM

MEMORANDUM FOR THE DIRECTOR

Mr. Tolson.....
Mr. Clegg.....
Mr. Daughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

While talking to Mr. Brantley at Oklahoma City this afternoon, Mr. Brantley stated that he received a call from Mr. Nathan advising him that the U. S. Attorney desired his presence in Kansas City on Saturday morning. Mr. Brantley stated that he is not in the best of health at the present time and that he will probably be under the care of a physician Saturday morning.

Respectfully,

E. A. Tamm.

RECORDED

JAN 4 1935

62-27915-3421
DIVISION OF INVESTIGATION
JAN 2 1935 A.M.
NATHAN
TAMM



Division of Investigation
U. S. Department of Justice
1900 Bankers Building
Chicago, Illinois
(Name and address of Contributor)

2
1-5
10

Date November 8, 1934

Mr. J. E. Hoover,
Director, U. S. Bureau of Investigation,
Department of Justice,
Washington, D. C.

RE: CHARLES ARTHUR FLOYD, with aliases,
ET AL; CONSPIRACY TO DELIVER FEDERAL
PRISONER. Chicago File - 62-1649

Dear Sir:-

Following are the dispositions of cases on which
fingerprints have been mailed to the U. S. Bureau of Investiga-
tion:

Print Number	Name and Alias	Disposition
P.D. Evanston, Ill. #25AU	11/3/34 HEBE NASH 99369	charge - disorderly conduct; fined \$200.00 and costs; in lieu of payment of fine served 6 mos. House of Correction, Chicago, Ill.

This form to be submitted to the U. S. Bureau of
Investigation to report dispositions of cases in which prints
were forwarded previously. Dispositions include such informa-
tion as advice relative to sentences imposed, fines, discharges
from custody, etc. Several cases may be listed on each sheet.

Very truly yours,

S. P. Cowley
S. P. COWLEY
Inspector
(Official Title)

RCS:LM
CC: Kansas City

62-76715-
DIVISION OF INVESTIGATION
NOV 12 1934 A.M.
U. S. DEPARTMENT OF JUSTICE
ONE
lso

2

(Name and address of Contributor)

Date November 2, 1934

What dispositions of cases on which fingerprints have been mailed to the Division of Investigation:

2

This form to be submitted to the Division of Investigation to report dispositions of cases in which prints have been forwarded previously. Dispositions include such information as advice relative to sentences imposed, fines, acquittals, dismissals, etc. Several cases may be listed on each sheet.

Where the Division file number is available it should be used.

Primary classifications, if available, should be given in reporting common names.

RECEIVED



NOV 16 1934 PM

CLASS OF SERVICE DESIRED	
DOMESTIC	FOREIGN
TELEGRAM	FULL RATE CABLE
DAY LETTER	DEFERRED CABLE
NIGHT MESSAGE	NIGHT CABLE LETTER
NIGHT LETTER	MORNING CABLE LETTER
SHIP RADIOGRAM	RADIOGRAM

Patrons should check class of service desired, otherwise message will be transmitted as a full-rate communication

Postal Telegraph

THE INTERNATIONAL SYSTEM

Commercial
Cables



All America
Cables

Mackay

Radio

RECEIVER'S NUMBER
CHECK
TIME FILED
STANDARD TIME

Send the following message, subject to the terms on back hereof,

which are hereby agreed to

Salt Lake City, Utah,
December 27, 1934.

E.J. CONNELLEY,
DIVISION OF INVESTIGATION,
U.S. DEPARTMENT OF JUSTICE,
1900 BANKERS' BUILDING,
CHICAGO, ILLINOIS.

See Serial #2573

62-28915-

SIGN OF INVESTIGATION

DEC 31 1934

U. S. DEPARTMENT OF JUSTICE

ONE

KARMO HAROLD KILLINGSWORTH AND MAXINE ELLIOTT McCOLLUM WERE AT HOTEL APACHE LASVEGAS NEVADA UNTIL DECEMBER TWENTY FIRST WHEN THEY CHECKED OUT STOP CLYDE CHUCULATE ALIAS CHUCRITET AND H.G. CRIOTENOKEN WERE REGISTERED HOTEL OVERLAND SAME TIME STOP KILLINGSWORTH HAD CHEVROLET SEDAN MOTOR NUMBER NINE FOUR SIX SEVEN TWO ARKANSAS THIS YEAR LICENSE EIGHT THREE DASH THREE NAUGHT ONE STOP ALL LEFT LASVEGAS TOGETHER IN CAR TRAVELLING DIRECTION RENO STOP KILLINGSWORTH WHILE AT LASVEGAS WAS CONSIDERED SUSPICIOUS PERSON HAD LARGE QUANTITY SILVER COINS EXCHANGING APPROXIMATELY SIX HUNDRED DOLLARS FOR CURRENCY BEFORE LEAVING STOP LITTLE ROCK OFFICE ON DECEMBER TWENTY FIRST ADVISED CAR REGISTERED TO HAROLD KILLINGSWORTH CABOT ARKANSAS BUT THAT POSTMASTER CABOT AND SHERIFF THAT COMMUNITY DID NOT KNOW HIM OR FAMILY THAT NAME STOP LITTLE ROCK OFFICE JUST ADVISED KILLINGSWORTH AND CHUCULATE REPUDIATED FORMER ASSOCIATES CHARLES ARTHUR FLOYD AND THAT THEY RESIDED TOGETHER NORTH LITTLE ROCK ARKANSAS DURING MAY JUNE THIS YEAR THAT KILLINGSWORTH IS GAMBLER AND ALLEGED ACQUAINTANCE OF MRS. JIMMIE CREIGHTON OF NOWATA OKLAHOMA WHO IS REPUTED FRIEND OF BARKER BROTHERS AND OTHER NOTORIOUS OKLAHOMA OUTLAWS STOP ADVISE IF ANY

CLASS OF SERVICE DESIRED	
DOMESTIC	FOREIGN
TELEGRAM	FULL RATE CABLE
DAY LETTER	DEFERRED CABLE
NIGHT MESSAGE	NIGHT CABLE LETTER
NIGHT LETTER	DEFERRED CABLE LETTER
SHIP RADIOGRAM	RADIOGRAM

Patrons should check class of service desired, otherwise message will be transmitted as a full-rate communication

Postal Telegraph

THE INTERNATIONAL SYSTEM

Commercial
Cables



All America
Cables

Mackay

Radio

RECEIVER'S NUMBER
CHECK
TIME FILED
STANDARD TIME

Send the following message, subject to the terms on back hereof, which are hereby agreed to

Form

E.J. CONNELLEY - CHICAGO - Contd.

OF THESE PERSONS WANTED AND IF A HARBORING CHARGE WOULD LIE AGAINST THEM BECAUSE OF ASSOCIATION WITH FLOYD SUGGEST YOU INSTRUCT LITTLEROCK ~~INVESTIGATE~~ MAKE THOROUGH INVESTIGATION STOP IF KILLINGSWORTH AND CHUCULATE LOCATED AT RENO ADVISE WHAT ACTION YOU WISH TAKEN.

DOWD.

JAD:J

cc - Division.

cc - Kansas City.

Post Office Box 812
Chicago Illinois

SPECIAL DELIVERY

December 28, 1934

PERSONAL - CONFIDENTIAL

Special Agent in Charge
Kansas City, Missouri

Dear Sir:

RE: CHARLES ARTHUR "Pretty Boy" FLOYD,
with aliases, (Deceased); ET AL
CONSPIRACY TO DELIVER FEDERAL
PRISONERS
Chicago file 62-1449

As per the instructions of Mr. A. M. Ladd, Special Agent
H. L. Scott of this Office contacted United States Attorney Dwight
H. Green in reference to former Assistant United States Attorney
Henry L. Balaban, and Mr. Green advised him that he did not have
any personal information in regard to Henry L. Balaban. He sug-
gested that Agent Scott interview Assistant United States Attorney
Edward A. Fisher, and possibly Assistant United States Attorney
Harry Connaughton, as he understood that they might have some infor-
mation in reference to Mr. Balaban.

It was ascertained at the Office of the United States At-
torney that Henry L. Balaban was appointed an Assistant United States
Attorney, at Chicago, on December 22, 1928, and that he resigned on
March 15, 1932. The date of the resignation of Mr. Balaban would,
of course, reflect that he was not an Assistant United States Attor-
ney at Chicago at the time of the Kansas City Massacre.

Assistant United States Attorney Edward A. Fisher advised
Agent Scott that while he did not have any definite information re-
flecting on Mr. Balaban, he did not fully trust him, and that he
believed he would not be above engaging in sharp practices.

At the suggestion of Mr. Fisher Agent Scott interviewed
Miss Mary Bailey, Assistant United States Attorney, who indicated
along the same lines as Mr. Fisher. She also stated that Mr. Balaban
had represented a large number of defendants in narcotic cases in the
past, but that recently did not appear to be handling so many of these.

RECEIVED

DEC 28 1934

ONE

She also indicated that she was of the opinion that Mr. Balaban secured these cases possibly through a connection with bondsmen.

Assistant United States Attorney Harry Connaughton advised Agent Scott that he did not have any definite information reflecting on Mr. Balaban, but indicated along the same lines as Mr. Fisher.

At the Chicago Bar Association Agent Scott ascertained from Miss Harriet Carlson, who is one of the secretaries to Clarence P. Denning, Executive Secretary of the Chicago Bar Association, that Mr. Balaban was admitted to the practice of law on February 15, 1924, and that he was a member of the Chicago Bar Association in good standing. She also advised that the records reflected that five complaints had been received as to Mr. Balaban, but all were dismissed as unwarranted. Miss Carlson, of course, asked that this information be treated as strictly confidential.

It was not deemed advisable to interview any other persons concerning Mr. Balaban.

Very truly yours,

HLS:LM

E. M. LADD
Special Agent in Charge

CC: Division ✓

Physical Culture
True Story
Liberty
True Romances
True Experiences
Dream World
True Detective Mysteries
The Master Detective
Movie Mirror

True Detective

TELEPHONE
ALBANY 7-

MACFADDEN BUILDING
1926 BROADWAY AT 64TH STREET
NEW YORK

Editorial Department

December 11, 1934

Mr. J. Edgar Hoover
Director, Division of Investigation
U.S. Department of Justice
Washington, D. C.

Dear Mr. Hoover:

Mr. Fulton Oursler has asked me to write to you to submit certain information which has come to our attention in connection with the capture of Charles Arthur "Pretty Boy" Floyd by members of your department under Mr. Melvin Purvis.

Submitted, herewith, is the information:

In the October 1934 issue of True Detective Mysteries, we published a photograph and description of Floyd. Two weeks after this issue of the magazine went on sale, Mr. Robert Robinson, 74-year-old farmer of R. D. #1, East Liverpool, Ohio, first saw the photograph in a copy of our magazine.

On October 22nd, 1934, at about noon, a young man came to the Robinson farmhouse. He asked for and received a sandwich and some matches. He went away, returned and was given directions to get to Youngstown, Ohio, where he said his home was. When he had finally left, Mr. Robinson, suspicious of his visitor's appearance and manners, realized that this was Floyd, whose photograph he had seen in our magazine.

Mr. Robinson did not know exactly what to do. He decided to go at once to Constable Elyde D. Birch, his next door neighbor. He was starting out when he saw Birch driving toward the Robinson home. He hailed Birch, who has been a constable for more than a score of years, and explained what had happened. He described Floyd.

Together, the constable and farmer drove to West Point, Ohio, where they knew Department of Justice men were stationed at the time. They stopped before a crowd of men and asked if any Department of Justice men were present. Two men stepped forward. The Department of Justice men, upon receiving the information from Constable Birch, rapidly organized. Floyd was shot down on the Conkle farm.

We had a one hundred dollar reward posted on Floyd. Our interest, of course, lies strictly in connection with the informant who supplied the original information. Mr. Robinson submitted a formal claim for our reward. He answered satisfactorily, a number of questions. His formal claim was a witnessed statement.

RECORDED

62-29915-37

NOV 11 1934

Physical Culture
True Story
Liberty
True Romances
True Experiences
Dream World
True Detective Mysteries
The Master Detective
Movie Mirror

True Detective

MYSTERIES

MACFADDEN BUILDING
1926 BROADWAY AT 54TH STREET
NEW YORK

TELEPHONE
BRADLEIGH 9-4500

Editorial Department

Mr. J. Edgar Hoover

December 11, 1934

We obtained official confirmation of his claim from Constable Birch. On the strength of these facts we felt entirely justified in paying our reward of \$100. We did.

It has been our practice, in the past, to give credit and mention to informants in all cases where we feel that such mention will in no way jeopardize them and where we have their full consent. In this connection, I would add that we have the consent of Mr. Robinson and Constable Birch. We are anxious, of course, to credit them with the part they played, but wish this to be in accordance with your feelings in the matter as well. It is our experience that such handling of captures acts as a decided incentive to other readers in following the Line-Up regularly.

Incidentally, it occurs to me that in the reports on the Floyd death which may have been turned into your office, there may be contained excerpts concerning the action of Mr. Robinson and Constable Birch, who turned in the original information. I do not know whether such excerpts as may be in your reports would be available for publication in connection with our story. If they are, I should appreciate having your permission to use them.

In closing, may I assure you that Mr. Robinson in writing to us did not mention any of the Department of Justice agents by name. I believe this is in deference to a policy of anonymity desired by your office. If I am wrong in this and you wish the names or individual actions of any of your men specifically acknowledged in our account, please do not hesitate to advise me and we will be glad to try to find room for anything which you feel should be contained in the story.

Trusting that all of this will meet with your approval and that I may hear from you shortly, I am, with best wishes

Sincerely yours

John Shuttleworth
John Shuttleworth
Editor

JS:Q

REN:CSH

December ²⁸ 27, 1934

RECORDED

62-28915-3422

Mr. John Shuttleworth,
Editor, True Detective Mysteries,
MacFadden Building,
1926 Broadway at 64th Street,
New York, New York.

Dear Sir:

In response to the request contained in your letter of December 11, 1934, please be advised that it appears, from the official reports submitted in connection with the location and killing of Charles Arthur "Pretty Boy" Floyd while resisting arrest by Special Agents of the Division of Investigation, with the cooperation of members of the Police Department, East Liverpool, Ohio, on October 22, 1934, near Clarkson, Ohio, that a squad of Special Agents of the Division of Investigation, while patrolling the territory north of East Liverpool, Ohio, around 1 P.M. on October 22, 1934, interviewed Robert Robison, a farmer, R. F. D. #1, East Liverpool, Ohio, whose farm is located a few miles west of Calcutta, Ohio. Robison, when shown the photograph of Floyd, immediately identified it as the likeness of a man who had been furnished food at his farmhouse at about 12:30 P.M. on the same day, October 22, 1934. He stated that the photograph was a perfect likeness of the man who had eaten at his house, and described him as wearing a navy blue suit, without a hat, and further advised that after he had finished eating he had requested to be driven to Youngstown, Ohio. Robison stated that he declined to drive this individual to Youngstown and thereupon the man departed on foot.

The information obtained from Robison was immediately communicated to the Special Agent in charge of the investigation, at the Traveller's Hotel at East Liverpool, Ohio, and thereupon several additional squads of Agents were sent into the vicinity of Robison's farm and together with a squad of members of the Police Department of East Liverpool, Ohio, they patrolled that vicinity until they located Floyd at approximately 4:10 P.M. on the farm of Mrs. Ellen Conkle, two miles south of Clarkson, Ohio. Floyd was dressed as described earlier in the day by Robison and, failing to halt at the command of the Special Agent in charge of the squad, Floyd was killed while resisting arrest.

FILED

NOV 22

★ DEC 19

COPIES DESTROYED

11 AUG 21 1964

Mr. John Shuttleworth.

- 2 -

28
12/17/34

Of course, the Division of Investigation had been previously advised of the presence of Floyd in the vicinity of East Liverpool, Ohio and, acting upon this information, squads of Special Agents were cruising about the country making numerous inquiries relative to the presence of Floyd, and in that way contacted Robert Robison, who furnished information as related above.

Trusting that this information will be of assistance to you, I am

Very truly yours,

John Edgar Hoover,
Director.

2 copies

e-2

Division of Investigation

U. S. Department of Justice
1616 Federal Reserve
Bank Building
Kansas City, Missouri

December 24, 1934

Director
Division of Investigation
U. S. Department of Justice
Pennsylvania Avenue at Ninth Street, N. W.
Washington, D. C.

Dear Sir:

Re: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases, (Deceased) ET AL
CONSPIRACY TO DELIVER FEDERAL PRISONER

I am transmitting herewith clippings from the Kansas City Journal-Post and the Kansas City Star of December 24, 1934, concerning a petition filed by Henry L. Galatas, attorney representing Galatas and his wife, to suppress evidence allegedly taken by Division Agents through third degree methods.

United States Attorney Milligen was not at his office today, and I first learned of this petition through the press reports.

Very truly yours,

R. B. Nathan

R. B. NATHAN
Special Agent in Charge

RBN:BN
62-760

cc - New Orleans
Oklahoma City
Mr. Connelley, Chicago

JAN 3rd 1935

RECORDED & INDEXED

62-2515-3423

Closing Markets, Race Entries KANSAS CITY JOURNAL

Entered as second class mail matter at Kansas City, Mo., under the act of March 3, 1879.

Kansas City, Mo., Monday, December 14, 1936.

D 3 C

AGENTS OF U. S. TORTURED HIM, GALATAS SAYS

Station Plot Suspect in Move to Suppress Car- ter Lynching

A move to suppress certain evidence against Richard T. Galatas at his trial in federal court for an alleged part in the Dixon station massacre, according to news released Monday by the federal grand jury, charges the evidence has been supplied by three Galatas nephews.

Henry L. Galatas, Chicago attorney, representing Galatas and his wife, Elizabeth Galatas, also under indictment in connection with the massacre, Monday filed a lengthy petition in federal court stating alleged abuse of his rights at the hands of agents of the Division of Investigation, Department of Justice.

Galatas and his wife were arrested September 23 in the former's place of business in New Orleans without warrant or authority, the petition charges.

Threatening a Galatas nephew, it also is charged that the agent, John V. Kennedy of the Division of Investigation, had a hand in the suppression of evidence.

67-1111-14

[The text in this block is extremely faint and illegible due to heavy noise and poor scan quality. It appears to be a single column of text.]



JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

Washington, D. C.

HN:CSH

December 26, 1934

MEMORANDUM FOR THE DIRECTOR

5:20 P.M.

I telephoned Mr. Vetterli and told him to proceed to Kansas City at the earliest possible moment for the purpose of coordinating any outstanding leads in the Kansas City prosecution, endeavoring to use the confession of Vidlathis and doing everything possible to bring about the successful termination of the prosecution in this case. I told him he was not to supplant Special Agent in Charge Nathan in this matter, but to explain to him that he was there to aid and assist him in any manner, he being able to devote his entire time to the case. I told him to communicate with the Division daily, either by telegraph or telephone, suggesting that these communications be directed to Mr. Tamm. I advised Nathan at Kansas City to this effect.

Very truly yours,

H. Nathan.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

UNRECORDED COPY FILED IN

66-1994

109
RECORDED & INDEXED

62-27115-555
JAN 27 1935

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

4301-S

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable sign above or preceding the address.

WESTERN UNION (17)

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

SIGNS

DL = Day Letter
NM = Night Message
NL = Night Letter
LC = Deferred Cable
NLT = Cable Night Letter
Ship Radiogram

The filing time as shown in the date line on full-rate telegrams and day letters, and the time of receipt at destination as shown on all messages, is STANDARD TIME.
Received at 708 14th St., N. W. Washington, D. C.

1935 JAN 1 PM 6 20

AB235 23 GOVT COLLECT-KANSASCITY MO 1 443P

MINUTES IN TRANSIT

FULL-RATE DAY LETTER

DIRECTOR DIVISION OF INVESTIGATION,

US DEPT OF JUSTICE-PENNSYLVANIA AVE AT 9 ST WASHDC=

KANMO PAPERS FROM DIVISION ARRIVED LAST NIGHT STOP NO

IMPORTANT DEVELOPMENTS MRS NASH PRESENTLY TESTIFYING ON CROSS
EXAMINATION COURT HOLDING NIGHT SESSIONS=

VETTERLI.

RECORDED

JAN 3 1935

62-28915-3425		
DIVISION OF INVESTIGATION		
JAN 3 1935 A.M.		
U.S. DEPT. OF JUSTICE		
TAMM	ONE	FILE

Mr. Nathan
Mr. Tolson
Mr. Clegg
Mr. Baughman
Chief Clerk
Mr. Coffey
Mr. Edwards
Mr. Egan
Mr. Harbo
Mr. Keith
Mr. Lester
Mr. Quinn
Mr. Schilder
Mr. Tamm
Mr. Tracy

THE QUICKEST, SUREST AND SAFEST WAY TO SEND MONEY IS BY TELEGRAPH OR CABLE

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

Washington, D. C.

December 29, 1934.

Time-1:42P.M.

EAT:RLM

MEMORANDUM FOR THE DIRECTOR

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

Mr. Nathan called from Kansas City and advised that the motion filed by Galatas' attorney to suppress evidence was overruled by Judge Otis this morning. The trial will go right ahead now.

The two witnesses are there and the U. S. Attorney is going to confer with each one of them this afternoon as to their testimony in order to have it all lined for the trial Monday.

The demurrers and indictments were also overruled by Judge Otis.

I inquired if all of the witnesses had been instructed to appear and Mr. Nathan stated that they had.

I advised Mr. Nathan that Mr. Brantley will not be present as he collapsed at the office and is now under the care of his physician.

Mr. Nathan will advised the Division Monday of the developments in the trial.

Respectfully,

E. A. Tamm.

RECORDED

JAN 3 1935

62-27415-3426
DIVISION OF INVESTIGATION
JAN 2 1935
NATHAN
ONE

UNRECORDED COPY FILED IN

P. O. Box 1583

Butte, Montana, December 29, 1934.

Special Agent in Charge,
Division of Investigation,
U. S. Department of Justice,
1616 Federal Reserve Bank Bldg.,
Kansas City, Missouri

VERNON C. MILLER with aliases
Deceased, et al. CONSPIRACY
TO DELIVER FEDERAL PRISONER.
Butte File 22-7

Dear Sir:

Referring to letter of the Kansas City Office to
the Director at Washington, D. C., dated December 15, 1934,
I would respectfully state that investigation has been made
at the proper offices for the registration of motor vehicles
in Montana and Idaho for anything in regard to a 1933 model
Chevrolet Sedan, bearing motor number 3505299, serial number
27074, the last registration known being 1933 Missouri license
number 482-389, and nothing has been found at either of these
offices. A "stop" order has been placed in both offices.

Yours very truly,

D. H. DICKASON
Special Agent in Charge.

DHD/MRA

CC Division
Chicago

62-28915-
DIVISION OF INVESTIGATION
JAN 2 - 1935
U. S. DEPARTMENT OF JUSTICE
ONE

December 31, 1934.

N Special Agent in Charge,
Oklahoma City, Oklahoma.

RECORDED

62-28915-3467

Dear Sir:

Reference is made to the letter addressed to the Division by Special Agent in Charge R. B. Nathan of the Kansas City, Missouri Division office, dated December 10, 1934, relative to the attitude of Major Wint Smith, head of the Kansas State Highway Patrol, toward the Division.

Your attention is invited to the concluding paragraph of the above letter, a copy of which was forwarded to your office, wherein you were requested to advise of any knowledge of a raid alleged to have been made by the Muskogee police in connection with one Metcalf.

The Division desires that this information be furnished immediately.

Very truly yours,

John Edgar Hoover,
Director.

CC - Kansas City

1 yellow

22

December 10, 1934

Dear Sir:

On Sunday, October 14, 1934, Major Smith called me at my residence and advised that he had some information which he believed to be good, and requested that I meet him at the Kansas City Division Office. I proceeded to the office and Major Smith met me there, at which time he was accompanied by Jim Bracewell, who is a special officer connected with a pipe line company in Oklahoma. These gentlemen advised me that they had definite information that Floyd was then in Kansas City. They stated that one Brown, who was employed by the Kansas State Highway Patrol as Special Officer, was in Kansas City, in company with one June Brashear, and a woman named Eilene Baldwin, a beauty parlor operator at Sapulpa, Oklahoma. They further advised that on the preceding evening Brown and Brashear had been at a night club known as Dante's Inferno at Kansas City, and that they had seen Floyd at which time

JAN 1995

ID -341
 H. C. [unclear]
 [unclear] [unclear] [unclear]
 [unclear] [unclear] [unclear]

he was accompanied by an Oklahoma outlaw named Dewey Hutchinson, who comes from the vicinity of Tulsa, Oklahoma. They stated that at that time Brashear made arrangements to meet Hutchinson on the following day and that the meeting was supposed to take place at a known address in Kansas City. Their information was further to the effect that Floyd and Hutchinson had recently been at Muskogee, Oklahoma, and that inquiries at the point of contact there, which was given as the residence of an individual named Metcalf, had resulted in advice that "the boys" had left Muskogee a few days previously, intending to proceed to Arkansas and then to Kansas City.

When questioned by me as to the reliability of his information, Major Smith advised me that he had entire confidence in Brown, and would as soon take his word for anything as any of his other employees, or as the word of any Agent of the Division. During the conversation, Major Smith stated that he desired that no activity be taken by this Division at Muskogee, Oklahoma, inasmuch as he feels that it would make the spot there "hot" and that such action would be most undesirable. He mentioned that there had been a raid staged recently by Agents of the Oklahoma City Office at a point near Tulsa, Oklahoma, in an effort to locate one Chapman, wanted as a bank robber, and that this raid had been prematurely steel. I advised Major Smith that we would not do anything which would spoil his contacts at Muskogee. Arrangements were made in order that the persons working for Major Smith should proceed according to their schedule and, in the event it was determined that Floyd was actually in Kansas City at the designated spot, we would cooperate with his men in an effort to take him into custody.

I subsequently communicated by telephone with Special Agent in Charge Brantley at the Oklahoma City Office, and outlined the information which had been given me by Mr. Smith. My purpose in doing so was to determine the probability of the information being correct. Mr. Brantley informed me that he, from his knowledge of the persons involved, was of the opinion that it was probably not good information. He advised that Brown was known to the Oklahoma City Office and that he had been staying at the Mayo Hotel in Tulsa for some time, all his expenses being paid by Major Smith's organization. He also advised that it was not thought probable that either June Brashear or Dewey Hutchinson would be in direct contact with Floyd, although they were of the type who would make such contacts if possible. At the time I talked first to Mr. Brantley, I suggested that Agent F. S. Smith, who was then working in and around Muskogee, Oklahoma, might have information concerning the individual called Metcalf. After Mr. Brantley had made such inquiries, he phoned this office and furnished the above information, together with information to the effect that he had contacted Chief of Police Ben Bolt and Chief of Detectives John Wooley

24

December 10, 1934

at Muskogee, but that these individuals had no information concerning Metcalf. My recollection is that during the first telephone conversation with Mr. Brantley I suggested that it would not be desirable to take any open action at Muskogee at that time, and that he coincided with that viewpoint. It would consequently seem unlikely that, if a raid was staged by the Muskogee police, as Major Smith now intimates, such raid was at the instance of anyone connected with this Division.

In accordance with the arrangements effected with Major Smith, Special Agents Andersen and Trainor, of this office, accompanied by a highway patrolman named Anderson, trailed Brown and his companion at the time they proceeded to make the supposed contact with Floyd. It was agreed that they should post themselves at such a point that they could receive a signal from Brown, indicating that Floyd was or was not at the house in question. These persons later reported that they saw Brown and his companion, but that at no time did they go to the designated house. Brown, however, reported to Major Smith that he had gone to the house, but had found that "the boys" had gone. This was called to Major Smith's attention, but he seemed to still have reliance in Brown. From further inquiries which were made, however, it was definitely determined that there was absolutely no basis of truth in Brown's information, it being determined that the residence in question was occupied by a reputable woman, with apparently no possible connection with Floyd or his associates.

At the time of this occurrence, this office was daily receiving reports concerning the alleged whereabouts of Floyd, and, in view of the fact that this inquiry had proved valueless, it was not incorporated in a report. A copy of this letter is being forwarded to the Oklahoma City Office with the request that this office be informed concerning any knowledge of a raid alleged to have been made by the Muskogee police in connection with Metcalf. I am informed that Major Smith is presently en route to Washington for the Attorney General's crime conference. It is my wish to personally contact him upon his return to Topeka, in order that any misapprehensions may be straightened out. I should appreciate the advice of the Division in this connection.

Very truly yours,

R. B. NATHAN
Special Agent in Charge

BBK:bnd
cc - Oklahoma City

15

XXXXXX
XXXXXX
XXXXXX

FEDERAL BUREAU OF INVESTIGATION

FOIPA DELETED PAGE INFORMATION SHEET

_____ 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) _____ 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: 62-28915-3428 Changed To
62-29777-5076 X

☐ The following number is to be used for reference regarding these pages:

XXXXXX
XXXXXX
XXXXXX
 XXXXXXXXXXXXXXXXXXXX
 X DELETED PAGE(S) X
 X NO DUPLICATION FEE X
 X FOR THIS PAGE X
 XXXXXXXXXXXXXXXXXXXX

CLASS OF SERVICE DESIRED	
DOMESTIC	FOREIGN
TELEGRAM	FULL RATE CABLE
DAY LETTER	DEFERRED CABLE
NIGHT MESSAGE	NIGHT CABLE LETTER
NIGHT LETTER	WEEK-END CABLE LETTER
SHIP RADIOGRAM	RADIOGRAM

Patrons should check class of service desired, otherwise message will be transmitted as a full-rate communication

Postal Telegraph

THE INTERNATIONAL SYSTEM

Commercial
Cables



All America
Cables

Mackay

Radio

RECEIVER'S NUMBER

CHECK

TIME FILED

STANDARD TIME

Form 2

Send the following message, subject to the terms on back hereof,

which are hereby agreed to

R B MATHAN
DIVISION OF INVESTIGATION
U S DEPARTMENT OF JUSTICE
1616 FEDERAL RESERVE BANK BLDG.
KANSAS CITY MISSOURI

LITTLE ROCK ARKANSAS
DECEMBER 31 1934

KANEO LIEUTENANT EARL SCROOGIN DEPARTING TODAY FOR KANSASCITY RE SUBPOENA

CORROY

LMC:B
62-2

cc Division ✓

62-28915-

DIVISION

JAN 2 - 1935

U.S. DEPT. OF JUSTICE

ONE

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

Washington, D. C.
December 31, 1934.

EAT:RLM

Time-3:15P.M.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

MEMORANDUM FOR THE DIRECTOR

Mr. Spear called from Kansas City and stated that he had been requested by Mr. Vetterli to contact the Division regarding his request for certain papers to be mailed to the Kansas City Office for use in the KANMO CASE. I advised Mr. Spear that they were mailed Saturday afternoon or evening, air-mail, special delivery.

Mr. Spear also advised that the opening arguments are going to start this afternoon; that Vivian Mathais pleaded guilty this morning.


Respectfully,


E. A. Tamm.

RECORDED
&
INDEXED

JAN 4^U 1935

COPIES DESTROYED
11 AUG 21 1964

62-89915-3427
JAN 8 1935


RECEIVED AT

EVENING STAR BLDG.

11th & Pa. Ave. N. W.

STANDARD TIME
INDICATED ON THIS MESSAGE

Postal Telegraph

THE INTERNATIONAL SYSTEM

Commercial
Cables



All America
Cables

Mackay

Radio

This is a full rate Telegram, Cablegram or Radiogram unless otherwise indicated by signal in the check or in the address.

DL	DAY LETTER
NL	NIGHT LETTER
NM	NIGHT MESSAGE
LCO	DEFERRED CABLE
NLT	NIGHT CABLE LETTER
WLT	WEEK END CABLE LETTER
	RADIOGRAM

W18 13 GOVT=CX OKLAHOMACITY OKLA 917A DEC 29 1934

DIRECTOR DIVN OF INV=

US DEPT OF JUSTICE PENN AVE AT 9 ST NORTHWEST=

AGENT F S SMITH LEFT LAST NIGHT FOR KANSASCITY ATTEND COURT

KANMO MATTER=

RECORDED

BRANTLEY..

JAN 40 1935

62-28915-3430

JAN 2 1935

Phone
CCD

CHIEF CLERK
TOLSON
FAMM

FOUR
SHEPHERD

Mr. Tolson ✓
Mr. Clegg
Mr. Baughman
Chief Clerk ✓
Mr. Coffey ✓
Mr. Edwards
Mr. Egan
Mr. Harbo
Mr. Keith
Mr. Lester
Mr. Quinn
Mr. Schilder ✓
Mr. Tamm
Mr. Tracy

Telephone Your Telegrams to Postal Telegraph

2516 Federal Reserve Bank Bldg.
Kansas City, Missouri.

December 30, 1934

AIR MAIL

Special Agent in Charge,
New York, N. Y.

RE: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases, (Deceased) et al;
Conspiracy to deliver Federal Prisoner.

With reference to your letter of December 29, 1934, concerning the probable length of time Agent L. G. Tarron will be required to remain in Kansas City, you are advised that the trial of the abovecase, which will begin December 31, 1934, will probably consume about five days, and Agent Tarron should be able to proceed to New York en route before January 6, 1935.

Very truly yours,

R. B. NATHAN
Special Agent in Charge.

cc Division ✓

62-28115

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice
Washington, D. C.

RE: WILL

January 3, 1935

MEMORANDUM FOR MR. TALLM.

This memorandum is submitted for the purpose of recording long distance 'phone calls which I made to Special Agent in Charge Nathan at Kansas City, Missouri, and Special Agent in Charge Brantley at Oklahoma City, Oklahoma, on December 27, 1934 and December 28, 1934, respectively.

I communicated with Mr. Nathan at 10:30 A. M., for the purpose of ascertaining exactly what was desired by the United States Attorney at Kansas City, Missouri in the nature of documentary evidence to be prepared by the Department and transmitted to Kansas City, Missouri for the purpose of introducing in evidence in the case against Richard Tallman, Galatas, and others. Mr. Nathan indicated that the United States Attorney desired an affidavit or statement reflecting that Special Agents of the Division of Investigation had the authority to arrest and detain Frank Nash, an Escaped Federal Prisoner. I, therefore, conferred with Mr. George P. Jones, Special Assistant to the Attorney General, Room 2425, at various times on December 27th, 28th, and 29th, and assisted in the preparation of a memorandum relative to the authority of Special Agents of the Division to make arrests and to transport Escaped Federal Prisoners back to the penitentiary from which they had escaped. This memorandum, together with certified photostatic copies of the service records of Special Agent in Charge R. H. Colvin and Special Agents F. S. Smith and F. J. Lackey, and certified photostatic copy of a memorandum dated May 22, 1933, prepared by the Director for the Attorney General, on which memorandum is noted the approval by the Attorney General, dated June 2, 1933, of the plan proposed in taking Nash into custody, were transmitted by air mail, special delivery to the Kansas City Office under date of December 29, 1934.

I ascertained at the City Post Office that mail planes left Washington, D. C. at 3:50 P. M. and 9:50 P. M. and arrived at Kansas City, Missouri the following day at 12:25 A. M. and 8:19 A. M., respectively. In accordance with this schedule, the documents should arrive in Kansas City, Missouri by Sunday morning, December 30, 1934, at 9:00 o'clock A. M. at the latest.

RECORDED & INDEXED

62-29915-5471

COPIES DESTROYED

11 AUG 21 1964

JAN 7 - 1935

JAN 4 1935
TALLM
DUE

31

Memo. for Mr. Tamm

- 2 -

1/3/35

My call to Special Agent in Charge Brantley was for the purpose of instructing him to obtain from his files the original letter from the Division, dated June 2, 1933, containing the Director's instructions to proceed with the investigation looking to the apprehension of Nash. I instructed Mr. Brantley to turn this letter over to Special Agent in Charge Colvin who was then at the Oklahoma City Office enroute to Kansas City, Missouri.

Respectfully,

R. E. Newby
R. E. Newby.

22

C
O
P
Y

Post Office Box 812,
Chicago, Illinois
December 26, 1934

Director,
Division of Investigation,
U. S. Department of Justice,
Washington, D. C.

Dear Sir:-

Reference is made to your letter of December 24, 1934, relative to the assignment of Special Agent in Charge E. J. Connelley to supervise all investigation in the Chicago area, of the DILLINGER, BREMER, KANSAS CITY MASSACRE, and STOLL KIDNAPING cases.

It is believed that the instructions contained in your letter of December 24, 1934 are fully understood by the Chicago Division Office, and this office will continue as it has in the past, in furnishing all necessary assistance to Mr. Connelley in connection with the investigation of these cases.

Very truly yours,

(s) M. H. PURVUS,
Special Agent in Charge

DML/dr

JAN 4 1935

RECORDED

ORIGINAL FILED IN

62-29915-3452

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

Washington, D. C.

December 26, 1934

Time 5:30P.M.

MEMORANDUM FOR THE DIRECTOR

I talked to Mr. Nathan at Kansas City regarding the motion filed by the attorneys of Galatas to suppress evidence. This morning demurrers were heard to the indictment and this motion was called up and put over until Saturday morning.

This motion named sixteen of our Agents, Magee, Blake, Brantley, Andersen, Suran, Rosen, Pickett, Kindell, Kingman, Reed, Temple, McKee, Allen, Winstead, and Ryan. *and "Buck"*

Mr. Nathan stated that the U. S. Attorney is of the opinion that the motion is improper, that is, it is one which should not be given any consideration by the court. The U. S. Attorney requested of Mr. Nathan that he put up to the Division that all of the above named agents be there on Saturday morning. I stated that such action would tie us up in three offices and Mr. Nathan stated that he told the U. S. Attorney this. I suggested that Mr. Nathan get one or two men from Chicago and one or two from New Orleans. Mr. Nathan stated that the U. S. Attorney is of the opinion that to have all of these agents present would be a protection to the Division. I stated that we are not looking for protection of that kind but want the case to stand on its own merits. Mr. Nathan stated that McKee, Suran, Brantley, Andersen, and Conroy will be present.

Mr. Nathan stated that the U. S. Attorney is going to talk to the Judge tomorrow and after his talk he will know just what decision the Judge will make.

I stated again that we could not possibly have all of the above named agents present on Saturday morning because a number of them are on special assignments.

I advised Mr. Nathan that I would refer the matter to you for your attention.

RECORDED

Respectfully,

E. A. Tamm.

COPIES DESTROYED

11 AUG 21 1964

JAN 4 1935

I do not intend to grant any such absurd request (the A. in C. of New Orleans & Chicago)

D. C. N.

Mr. Nathan	✓
Mr. Tolson	
Mr. Clegg	
Mr. Baughman	
Chief Clerk	
Mr. Coffey	
Mr. Edwards	
Mr. Egan	
Mr. Harbo	
Mr. Keith	
Mr. Lester	
Mr. Quinn	
Mr. Schilder	
Mr. Tamm	✓
Mr. Tracy	

62-28915-343

INDEX

55

DIVISION OF INVESTIGATION
FROM: UNIT 3 & UNIT #3

1-4-35 1934.

TO: Director
Mr. Nathan
Mr. Tolson
Mr. Edwards
Mr. Quinn
Mr. Tamm
Unit Two

Unit Four

Files Section
Personnel Files
Equipment Section
Chief Clerk's Office

Unit Five

Identification Unit
Statistical Section
Technical Laboratory

SUPERVISORS

Unit One

Mr. Listerman
Mr. Lowdon
Mr. Bryan
Mr. Newby
Mr. Richmond
Mr. Thompson

Unit Three

Mr. Joseph
Mr. Fagan
Mr. Smith

Miss Gandy
Mrs. Kelley
Washington Field Office
M
Secretary
Correct
Re-write
Re-date
See me
Send file

These prints were probably obtained
by Hollis as souvenirs of the raid
at Manford, Okla, which was supervised
by him.

Supervisor [Signature]

U. S. Department of Justice
Post Office Box 812,
Chicago, Illinois.

December 18, 1934.

Director,
Division of Investigation,
U.S. Department of Justice,
Washington, D.C.

Dear Sir:

I am transmitting herewith copies of the fingerprints of Frank Downey, Glen Roy Wright, J. W. Mcatee, Ed Brodie, and Charlie Cotner.

These fingerprints were found in the brief case of Special Agent H. E. Hollis. It is not known to what cases these prints refer or whether these prints were previously forwarded to the Division. For this reason same are being transmitted at this time.

Very truly yours,

M. H. Purvis
M. H. PURVIS, *pmf.*
Special Agent in Charge.

DAL:GVT
encls.

RECORDED & INDEXED

62-28915-3435

62-28915

JAN 5 1935

OFF
ONE

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET8

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) b3 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: TITLE 28, UNITED STATES CODE,
SECTION 534



The following number is to be used for reference regarding these pages:

62-28915-3435

XXXXXX
XXXXXX
XXXXXX
 XXXXXXXXXXXXXXXXXXXX
 X DELETED PAGE(S) X
 X NO DUPLICATION FEE X
 X FOR THIS PAGE X
 XXXXXXXXXXXXXXXXXXXX

29

LEAVE THIS SPACE BLANK















Name Frank Downey

Classification _____

Alias _____

Ref. _____

No. 29468 Color _____ Sex _____

1.—Right thumb 	2.—Index finger 	3.—R. Middle finger 	4.—R. Ring finger 	5.—R. Little finger 
6.—Left thumb 	7.—L. Index finger 	8.—L. Middle finger 	9.—L. Ring finger 	10.—L. Little finger 
Four fingers taken simultaneously Left Hand 		Amputations Left thumb  Rht. thumb 		Four fingers taken simultaneously Right Hand 

Classified by _____
Verified by _____
Searched by _____

Prisoner's Signature

Frank Downey

PLEASE DO NOT FOLD THIS CARD

62-21712-342

LEAVE THIS SPACE BLANK











Name Charlie Cotner,

Classification _____

Alias _____

Ref. _____

No. 29471 Color White. Sex _____

1.—Right Thumb	2.—R. Index Finger	3.—R. Middle Finger	4.—R. Ring Finger	5.—R. Little Finger
				
6.—Left Thumb	7.—L. Index Finger	8.—L. Middle Finger	9.—L. Ring Finger	10.—L. Little Finger
				

Four fingers taken simultaneously

Four fingers taken simultaneously

Left Hand

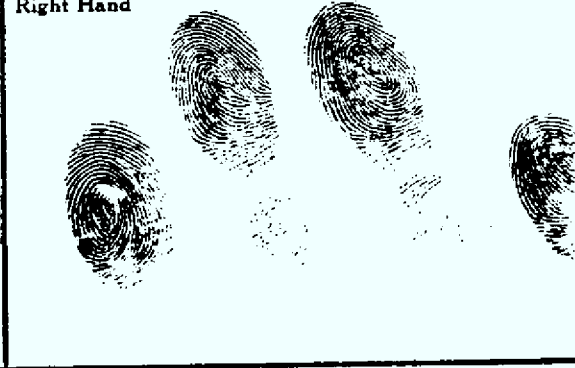
Amputations _____

Right Hand



Left Thumb

Right Thumb



Classified by _____

Verified by _____

Searched by _____

Prisoner's signature

Charlie Cotner

PLEASE DO NOT FOLD THIS CARD

LEAVE THIS SPACE BLANK

Name Charlie Cotner.

Alias _____

Classification _____

Ref. _____

No. 29471 Color white Sex _____

1.—Right Thumb

2.—R. Index Finger

3.—R. Middle Finger

4.—R. Ring Finger

5.—R. Little Finger



6.—Left Thumb

7.—L. Index Finger

8.—L. Middle Finger

9.—L. Ring Finger

10.—L. Little Finger



Four fingers taken simultaneously

Four fingers taken simultaneously

Left Hand

Amputations _____

Right Hand

Left Thumb

Right Thumb



Classified by _____

Verified by _____

Searched by _____

Prisoner's signature

Charlie Cotner

PLEASE DO NOT FOLD THIS CARD

LEAVE THIS SPACE BLANK

Name Ed Brodie

Classification 1 1 1 1

Alias _____

Ref. 2 1 1 2

No. 29469

Color White

Sex _____

1.—Right thumb



2.—Index finger



3.—R. Middle finger



4.—R. Ring finger



5.—R. Little finger



6.—Left thumb



7.—L. Index finger



8.—L. Middle finger



9.—L. Ring finger



10.—L. Little finger



Four fingers taken simultaneously

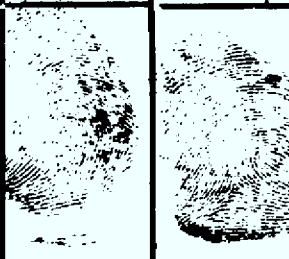
Left Hand



Amputations _____

Left thumb

Rht. thumb



Four fingers taken simultaneously

Right Hand



Classified by _____

Prisoner's Signature

Verified by _____

Ed Brodie

Searched by _____

PLEASE DO NOT FOLD THIS CARD

12-2-69 10-34-5

LEAVE THIS SPACE BLANK

Name Ed Brodie

Classification _____

Alias _____

Ref. _____

No. 29469 Color White Sex _____

1.—Right thumb



2.—Index finger



3.—R. Middle finger



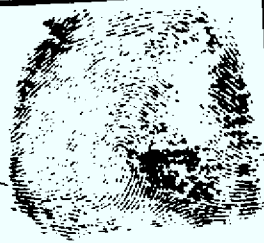
4.—R. Ring finger



5.—R. Little finger



6.—Left thumb



7.—L. Index finger



8.—L. Middle finger



9.—L. Ring finger



10.—L. Little finger



Four fingers

simultaneously

Left Hand



Amputations _____

Left thumb

Rht. thumb



Four fingers taken simultaneously

Right Hand



Classified by _____

Verified by _____

Searched by _____

Prisoner's Signature

Ed Brodie

PLEASE DO NOT FOLD THIS CARD

62-2111-3455

LEAVE THIS SPACE BLANK

Name J.W. McAtee

Classification (19) 13 Rv 11

Alias _____

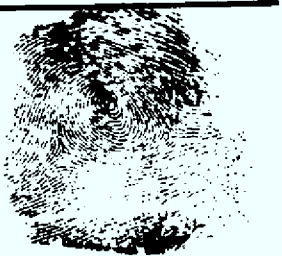
Ref. 19 W

No. 29472

Color White

Sex _____

1.—Right thumb



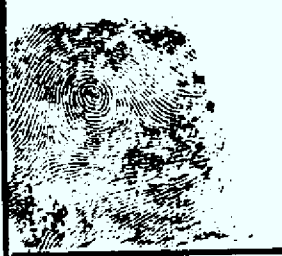
2.—Index finger



3.—R. Middle finger



4.—R. Ring finger



5.—R. Little finger



6.—Left thumb



7.—L. Index finger



8.—L. Middle finger



9.—L. Ring finger



10.—L. Little finger



Four fingers taken simultaneously

Left Hand



Amputations _____

Left thumb



Right thumb



Four fingers taken simultaneously

Right Hand



Classified by _____

Verified by _____

Searched by _____

Prisoner's Signature

J.W. McAtee

PLEASE DO NOT FOLD THIS CARD











6-29-55

LEAVE THIS SPACE BLANK

Name J. W. Mcatee
 Alias _____

Classification _____
 Ref. _____

No. 29472 Color White Sex _____

1.—Right Thumb 	2.—R. Index Finger 	3.—R. Middle Finger 	4.—R. Ring Finger 	5.—R. Little Finger 
6.—Left Thumb 	7.—L. Index Finger 	8.—L. Middle Finger 	9.—L. Ring Finger 	10.—L. Little Finger 

Four fingers taken simultaneously

Left Hand

Amputations _____

Right Hand

Left Thumb

Right Thumb

Classified by _____
 Verified by _____
 Searched by _____

Prisoner's signature

J. W. Mcatee

PLEASE DO NOT FOLD THIS CARD

LEAVE THIS SPACE BLANK

Name Glen Roy Wright

Alias _____

Classification 14 00 0

Ref. 3 W 0 14

No. 29470

Color White

Sex _____

1.—Right thumb

2.—Index finger

3.—R. Middle finger

4.—R. Ring finger

5.—R. Little finger



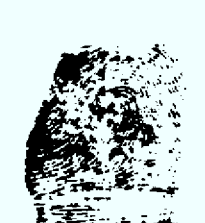
6.—Left thumb

7.—L. Index finger

8.—L. Middle finger

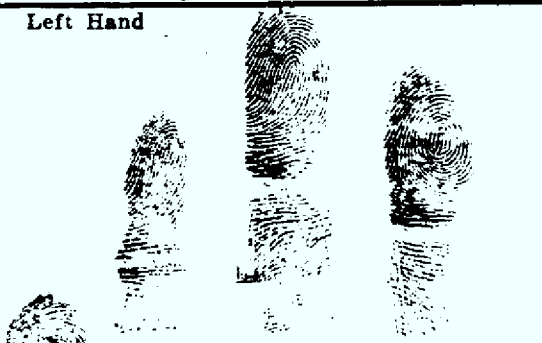
9.—L. Ring finger

10.—L. Little finger



Four fingers taken simultaneously

Left Hand



Amputations _____

Left thumb

Rht. thumb



Four fingers taken simultaneously

Right Hand



Classified by _____

Verified by _____

Searched by _____

Prisoner's Signature

Glen Roy Wright

PLEASE DO NOT FOLD THIS CARD

14-20000-3750

LEAVE THIS SPACE BLANK

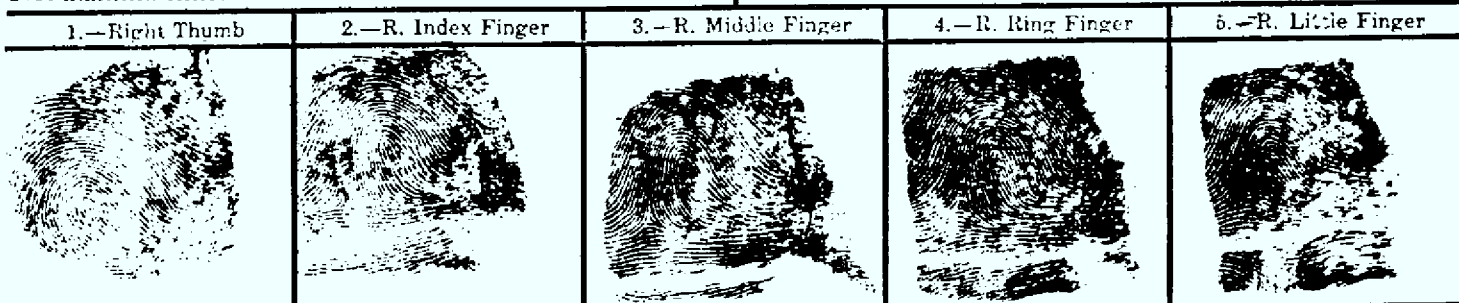
Name Glen Roy Wright.

Alias _____

Classification _____

Ref. _____

No. 29470 Color - White Sex _____



Four fingers taken simultaneously

Left Hand



Amputations _____

Left Thumb

Right Thumb



Four fingers taken simultaneously

Right Hand



Classified by _____

Verified by _____

Searched by _____

Prisoner's signature

Glen Roy Wright

PLEASE DO NOT FOLD THIS CARD

LEAVE THIS SPACE BLANK




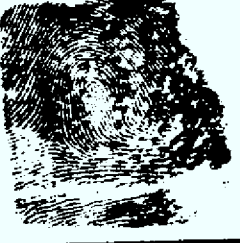






Name Glen Roy Wright

Alias _____

Classification _____

Ref. _____

No. 29470 Color White Sex _____

1.—Right Thumb 	2.—R. Index Finger 	3.—R. Middle Finger 	4.—R. Ring Finger 	5.—R. Little Finger 
6.—Left Thumb 	7.—L. Index Finger 	8.—L. Middle Finger 	9.—L. Ring Finger 	10.—L. Little Finger 

Four fingers taken simultaneously

Four fingers taken simultaneously

Left Hand

Amputations _____

Right Hand

Left Thumb

Right Thumb

Classified by _____

Verified by _____

Searched by _____

Prisoner's signature

Glen Roy Wright

PLEASE DO NOT FOLD THIS CARD

REN:RD

December 29, 1934

Special Agent in Charge,
Kansas City, Missouri.

RECORDED & INDEXED

62-27915-34

Re: ⁰VERNON C. MILLER, with aliases, (Deceased);
RICHARD TALLMAN GALATAS, with aliases, et al; 2 1933
CONSPIRACY TO DELIVER A FEDERAL PRISONER.

Dear Sir:

In accordance with the request contained in your air mail, special delivery letter dated December 21, 1934, the question concerning the authority of Special Agents of the then United States Bureau of Investigation, to transport on June 16, 1933 Frank Nash, an escaped Federal prisoner, from Hot Springs, Arkansas to the United States Penitentiary, from which he had previously escaped, at Leavenworth, Kansas was presented to the Department. The Criminal Division of the Department has prepared a memorandum supporting the contention of prosecution that Special Agents of the Division of Investigation had the authority to apprehend and transport Frank Nash from the point of his apprehension to Kansas City, Missouri, where an attempt was made to deliver him from the custody of duly authorized representatives of the Attorney General of the United States. Copies of this memorandum dated December 29, 1934, prepared in the Criminal Division are enclosed herewith. There are also enclosed herewith certified copies of the service records of Special Agent in Charge Ralph H. Galvin, Special Agents Frank S. Smith and Francis J. Lackey, reflecting the dates of their appointments as Special Agents of the then United States Bureau of Investigation, and showing that the appointments were in force on June 15, 16, and 17, 1933.

Relative to the authority vested in the then United States Bureau of Investigation to apprehend and take appropriate action looking to the apprehension and return of Frank Nash, an escaped Federal prisoner, to the United States Penitentiary from which he had escaped, the Criminal Division has instructed that the original letter from the United States Penitentiary at Leavenworth, Kansas addressed to the Kansas City Office, advising that on October 19, 1930 Frank Nash, Register No. 20769 had escaped from that institution

2 thin whites
2 yellows

C-3

50

12-29-34

tion be obtained and introduced as evidence, if deemed necessary by the United States Attorney at Kansas City, Missouri. This letter is referred to in the report of the late Special Agent R. J. Gaffrey dated at Kansas City, Missouri, October 27, 1933 in the case entitled, FRANK HASH-Fugitive - ESCAPED FEDERAL PRISONER. A copy of this report was also furnished to the Oklahoma City Office at that time, and pursuant to the investigation conducted in that District, Hash was located and apprehended.

Under date of May 22, 1933 the Special Agent in Charge of the Oklahoma City Office addressed a personal and confidential letter to the Director, advising of the offer of an informant to point out to the Bureau, Frank Hash, the informant to receive a reward of \$500.00 in the event he was successful. The contemplated action with respect to the plan for apprehending Hash was presented to the Attorney General in a memorandum signed by the Director of the then Bureau of Investigation under date of May 26, 1933. The proposed action was approved by the Attorney General on June 2, 1933 as reflected by the notation appearing in the lower left hand corner of the original memorandum. A certified photostatic copy of the original memorandum is enclosed herewith to be introduced in evidence in the event the United States Attorney at Kansas City, Missouri deems it necessary.

Based upon the authority granted by the Attorney General, a letter was addressed to the Special Agent in Charge at Oklahoma City, Oklahoma under date of June 5, 1933 making reference to his personal and confidential letter of May 22, 1933 and advising him that the Attorney General had approved the proposed action to be taken with respect to the apprehension of Hash, and instructing the Special Agent in Charge to "proceed with your negotiations to bring about the location and apprehension of this fugitive" (Frank Hash).

On the evening of December 28, 1934 Mr. Neely of the Division communicated by telephone with Special Agent in Charge Dwight Brantley of the Oklahoma City Office, instructing that the original letter of the Division dated June 5, 1933 be turned over to Mr. Ralph E. Colvin, former Special Agent in Charge of the Oklahoma City Office, to be taken by him to Kansas City, Missouri for the purpose of having it introduced in evidence in the event the United States Attorney deems it necessary.

51

SAC-Kansas City

-3-

12/29/36

The Criminal Division of the Department is of the opinion that the above will establish, without a doubt, the authority vested in the then United States Bureau of Investigation to take the action that it did in apprehending and transporting Frank Nash, an escaped Federal prisoner, from Hot Springs, Arkansas to Kansas City, Missouri on June 16 and 17, 1933, and that Nash was in the custody of duly authorized representatives of the Attorney General of the United States within the purview of the Statute (Section 753-I, Title 18, United States Code Annotated), at the time of the attempted delivery of Nash on the morning of June 17, 1933 at the Union Station Plaza, Kansas City, Missouri.

No copies of the above enclosures are being furnished to Mr. Connelley or to the Oklahoma City Office.

Very truly yours,

J. Edgar Hoover

John Edgar Hoover,
Director.

Enclosure 8X1596

cc-Mr. E. J. Connelley,
Post Office Box 629, (no enclosures forwarded)
Chicago, Illinois.

Oklahoma City

AIR MAIL
SPECIAL DELIVERY
REGISTERED

52

December 28, 1934.

MEMORANDUM FOR MR. PARRISH.

In re: United States v. Frank Nash; authority of United States Agents of the Bureau of Investigation to make arrests of escaped prisoners.

Pursuant to your request, I have made some research respecting the authority of the Agents of the United States Bureau of Investigation (now Division of Investigation) of the Department of Justice to pursue and apprehend prisoners who have escaped from Federal penal institutions, and I have the honor to submit the following observations.

Authority of the Attorney General
respecting Federal prisoners.

The Attorney General is the head of the Department of Justice, Title 18, U.S.C., Section 291.

Under the Act of March 3, 1891, (26 Stats. at Large 839) the prisons of the United States and the custody of prisoners under sentence were placed under the supervision and regulations of the Attorney General.

The Attorney General is the hand of the President in taking care

COPIES DESTROYED

11 AUG 21 1964

62-28915-3436

53

that the laws of the United States in the protection of the interests of the United States in legal proceedings and in the prosecution of offenses be faithfully executed. Penz v. Fessenden, 258 U.S. 254 (1922).

Under the Act of May 14, 1930, (46 Stat. at Large 325) a Bureau of Prisons was established:

"to be in charge of a director, who shall be . . . appointed by and serve directly under the Attorney General."

This Act further provides that:

"all of the authority, powers, and duties conferred by law or regulation upon the Superintendent of Prisons or any of his subordinates are hereby transferred to the Bureau of Prisons."

The Act further provides that:

"The control and management of any institutions established hereunder . . . shall be vested in the Attorney General."

And, further, provides that:

"In connection with such maintenance and operation the Attorney General is authorized to establish and conduct industries, farms, and other activities; to classify the inmates; and provide for their proper treatment, care, rehabilitation, and reformation."

54

The Act further provided that:

"all persons convicted of an offense against the United States shall be committed, * * * to the custody of the Attorney General of the United States or his authorized representative."

The Act also provides that:

"All transportation of prisoners shall be by such agent or agents of the Department of Justice as the Attorney General or his authorized representative shall from time to time nominate."

It would appear from these statutes that the supervision and "care" of Federal prisoners is reposed in the Attorney General. It, necessarily, follows that being charged with the care of prisoners he would be authorized to follow and apprehend escaped prisoners.

Title 5, U.S.C.A., Section 316 provides that the Attorney General may send:

"The Solicitor General, or any officer of the Department of Justice, * * * to any State or district in the United States to attend to the interests of the United States in any suit pending in any of the courts of the United States, or in the courts of any State, or to attend to any other interest of the United States."

It seems clear that the apprehension of an escaped convict would

be a matter in which the United States is "interested", and that the Attorney General, having the responsibility for the care, custody and control of Federal prisoners, and as the head of the Department of Justice, would have authority to assign agents of the United States, connected with the Bureau of Investigation, to the job of apprehending and re-incarcerating an escaped Federal prisoner.

In the case under consideration, Frank Nash was convicted of the crime of assaulting a certain United States Mails Custodian, on March 1, 1924, and sentenced to imprisonment in the United States Penitentiary at Leavenworth, Kansas, for a term of twenty-five years. On the 19th day of October, 1930, the said Frank Nash escaped from said Penitentiary and until the 16th day of June, 1933, remained at large as a fugitive and an escaped prisoner.

Immediately after the escape of the said Nash, the United States Penitentiary, at Leavenworth, directed a letter to the Kansas City Office of the Bureau of Investigation advising said Bureau that Nash had escaped on October 19, 1930. Upon receipt of this information the Kansas City office of the Bureau of Investigation communicated with the Agent in Charge at Oklahoma City, Oklahoma, and also with the

56

Bureau of Investigation in Charge at Oklahoma City orally directed E. M. Smith and E. J. Lackey, Special Agents of the Bureau of Investigation to apprehend the said Iran Kash and transport him to the United States Penitentiary at Leavenworth, Kansas, for re-incarceration.

Pursuant to the instructions so received, Smith and Lackey contacted one Otto Reed, Chief of Police of the City of McAlester, Oklahoma, who accompanied them to Hot Springs, Arkansas, where the said Kash was apprehended in the pool hall of one Richard Tallman Galatis. Immediately upon the apprehension of Kash, Smith and Lackey proceeded with Kash in custody by automobile to Fort Smith, Arkansas. There they communicated with the Agent of the Bureau of Investigation in Charge at Oklahoma City, and received further instructions which were to the effect that they proceed to Kansas City by train. Thereupon, Smith, Lackey and Reed with Kash in charge, proceeded to Leavenworth, via Kansas City, by train. Arriving at Kansas City, Smith, Lackey and Reed with Kash in charge disembarked from the train and in accordance with previous arrangements were met by Special Agents E. L. Vetterli and A. J. Caffrey, accompanied by two representatives of the Police Department of Kansas City, Missouri, for the purpose of transporting Kash by automobile from Kansas City to Leavenworth. In moving from the train

57

to the location of the car intended to be used in the transportation of Nash to Leavenworth they were fired on by gunmen bent on the release of Nash. It will appear from the foregoing recital that Nash was in the actual custody of Special Agents Smith and Mackey at all times from the time of his apprehension at Hot Springs until the attempted delivery at Kansas City.

Authority of Special Agents.

The Bureau of Investigation was established in 1906 on authority of an order of the Attorney General made on March 16, 1906, pursuant to an appropriation in the Country Civil Appropriation Act, approved May 27, 1906, appropriating \$50,000 "for the Detection and Prosecution of Crimes", (35 Revised Statutes 874).

Under this organization the Bureau of Investigation continued to function until the 10th of August, 1935, when the Division of Investigation was established by Executive Order of that date.

The Bureau of Investigation functioned as a part of the Department of Justice, and its personnel were named by the Attorney General.

At the time of and immediately prior to the apprehension of Nash, as hereinbefore outlined, the Agent in Charge at Oklahoma City was Ralph H. Colvin.

Ralph H. Colvin was appointed Special Agent and entered upon his duties as such on April 1, 1919.

-4-

Frank M. Smith was appointed as Special Agent and entered upon his duties as such on March 1, 1919.

Francis J. Lasky was appointed Special Agent on December 8, 1927 and entered upon his duties as such on January 2, 1928.

These three men were all Agents of the Department of Justice.

The Attorney General had specifically authorized the pursuit and apprehension of Nash by his approval on June 2, 1933 of the request of Director Hoover, that a reward be paid for the apprehension of Nash, and the Director of the Bureau of Investigation had specifically authorized the Special Agent in Charge at Oklahoma City - Ralph H. Colvin - to "bring about the location and apprehension of this fugitive". Colvin orally directed Smith and Lasky, agents assigned to his office, to carry out the instructions of the Director and apprehend Nash.

There were no written instructions given to Smith and Lasky so far as I have been able to ascertain from the records.

It seems quite clear, under these circumstances, that Smith and Lasky were "officers of the Department of Justice" sent by the Attorney General "to attend to the interests of the United States," within the meaning of Title 5, U.S.C.A., Section 316.*

Suggestion.

I am of the opinion that certified copies of the following documents

* See excerpt from United States v. Macdaniel, 7 Peters 1, 14 set forth as appendix to this memorandum.

should be procured as documentary evidence of the facts hereinbefore outlined:

1. Appointment of Colvin, Smith and Lackey.
2. Memorandum of Director Hoover, dated May 26, 1933, with the approval of the Attorney General thereon.

The original letter of Director Hoover to the Agent in Charge at Oklahoma City is, undoubtedly, available in the files and can be produced by Colvin.

Conclusion.

I feel that, as above outlined, the authority of the Agents of the United States accomplishing the apprehension and engaged in the transportation of Nash may be established.

Respectfully,

G.D. P. JONES,
Special Assistant to the Attorney General.

60

DIV INVEST

CGO

12-11-34

9-22 PM

CLE

DIRECTOR

BREKID

MRS. HOMER WILSON LOCATED TODAY LIVING AT 5465 EVERETT AVENUE CHICAGO UNDER NAME OF MRS. JOHN WILLIAMS. DEFINITELY ESTABLISHED HOMER WILSON ALIAS "BIG HOMER" DIED AT CHICAGO, ILLINOIS NOVEMBER 29, 1934. MRS. WILSON NOW BEING INTERVIEWED AT CHICAGO OFFICE.

CLEGG

END

OOK EJC

RECORDED & INDEXED

JAN 7 1935

62-78915-3437
JAN 4 1935
TAMM ONE

memo Mr Tamm 12/13/34 PEN

Mr. Nathan...
Mr. Tolson...
Mr. Clegg...
Mr. Baughman...
Chief Clerk...
Mr. Coffey...
Mr. Cowley...
Mr. Edwards...
Mr. Egan...
Mr. Harbo...
Mr. Keith...
Mr. Lester...
Mr. Quinn...
Mr. Tamm...
Mr. Tracy...
Mr. Nease

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice
Washington, D. C.

December 13, 1934

REN:RD

MEMORANDUM FOR MR. TAMM.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

In connection with the teletype received from Inspector Clegg at Chicago, Illinois dated December 11, 1934 advising of the death of Homer Wilson alias "Big Homer" at Chicago, Illinois on November 29, 1934, please be advised that when this information was furnished Mr. Coffey of the Technical Laboratory, he suggested that fingerprints be obtained from this individual in order to definitely establish his identity.

It is to be recalled that this individual has been more or less of a suspect in connection with the Massacre case, the Hamm and Bremer kidnaping cases, and the Holland, Michigan bank case, and it is suggested that the fingerprints of Homer Wilson be compared with the latent prints in those cases.

Respectfully,

R. E. Newby
R. E. Newby.

I do not think we should have the body exhumed. It was a pity we didn't get prints before he was buried.

RECORDED & INDEXED

JAN 7 1935

JAN 4 1935

7-576

62

DIVISION OF INVESTIGATION

From Laboratory and
Single Fingerprint Unit

Date 11/17 1934.

To: ☐ Mr. Edwards
☐ Mr. Appel
☐ Mr. Burling
☐ Mr. Conrad
☐ Mr. Donaldson
☐ Mr. Hardison
☐ Mr. McSwain
☐ Mr. Parsons
☐ Mr. Pickering
☐ Mr. Renneberger
☐ Mr. Schilder
☐ Chief, Unit
☐ Chief Clerk
☐ Files
☐ Stenographer
☒ Mr. *Worby*

*His office
should try to
determine if
he has ever
been previously
fingerprinted.*

E. P. Coffey.

Post Office Box 812
Chicago Illinois

January 1, 1935

Special Agent in Charge
Kansas City, Missouri

Dear Sir:

Re: CHARLES ARTHUR (PRETTY BOY) FLOYD,
with aliases (deceased) et al;
CONSPIRACY TO DELIVER FEDERAL PRISONER

Reference is made to a telephone message from Special Agent in Charge R. E. Nathan of the Kansas City Office to Special Agent in Charge D. M. Ladd regarding the arrest in Chicago in 1923 of Richard Galatas and Betty Galatas on a confidence game charge.

At the office of the Clerk of the Criminal Court, Cook County, Chicago, Illinois, Special Agent T. E. Myers secured certified copies of the indictment of Subject Galatas together with pertinent moving papers in connection with the trial of Galatas. It is noted that on April 17 the above mentioned indictment was found charging Galatas and his wife Betty with obtaining \$550 by means of a confidence game, which offense is a felony under the statute laws of Illinois. However, a second count in the indictment charged Galatas and his wife with issuance of a fraudulent check, which offense is a misdemeanor under the statute laws of Illinois and upon which latter count the conviction of Galatas was secured.

The records further reflect that Galatas was sentenced to three months in the House of Correction and fined \$1000 without costs. His counsel moved for a continuance, during the dependency of which motion Galatas was released on \$1000 bond, which bond on December 15, 1923 was forfeited, Galatas having not appeared. Agent Myers was advised by Assistant States Attorney Lightfoot that the instant conviction of Galatas was on the misdemeanor charge only, Mr. Lightfoot stating that it is quite customary in confidence game indictments to convict only on the misdemeanor and not the felony charges.

The certified copies of papers above mentioned are being forwarded herewith to the Kansas City Office for such value as they may have.

Very truly yours,

M. H. PURVIS,
Special Agent in Charge

TEH:OG
enc.
cc-Division
62-1649

62-78715

ONE

64

COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

1201-S

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable sign above or preceding the address.

WESTERN UNION

(10)

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

SIGNS

DL - Day Letter
NM - Night Message
NL - Night Letter
LC - Deferred Cable
NLT - Cable Night Letter
Ship Radiogram

The filing time as shown in the date line on full-rate telegrams and day letters, and the time of receipt at destination as shown on all messages, is STANDARD TIME.

Received at 708 14th St., N. W. Washington, D. C.

AB598 40 COLLECT GOVT-KANSASCITY MO 3 1050P

1935 JAN 4 AM 12 10

MINUTES IN TRANSIT	
FULL-RATE	DAY LETTER

DIRECTOR DIVISION OF INVESTIGATION U S DEPARTMENT
OF JUSTICE-PENNSYLVANIA AVENUE AT NINTH ST
NORTHWEST WASHDC

KANMO CASE WENT TO JURY EIGHT TONIGHT NO VERDICT REACHED

TEN OCLOCK AND JURY EXCUSED UNTIL NINE TOMORROW MORNING

WHEN DELIBERATIONS WILL BE RESUMED STOP COUNTS TWO AND THREE

OF INDICTMENT DISMISSED ON MOTION US ATTORNEY AT
COMPLETION EVIDENCE

NATHAN.

JAN 7 1935

THE QUICKEST, SUREST AND SAFEST WAY TO SEND MONEY IS BY TELEGRAPH OR CABLE

RECORDED

62-28915-3438

JAN 5 1935

RAMM

ONE

Mr. Nathan.....
Mr. Egan.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Ladd.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

E. J. Connelley
OR

OFFICE OF DIRECTOR
DIVISION OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
January 4, 1935.

Copy of wire received from Nathan,
Kansas City, Mo. this morning:

Kanmo case went to jury eight to-
night no verdict reached ten o'clock
and jury excused until nine tomorrow
morning when deliberations will be resumed stop
Counts two and three of indictment dismissed
on motion US Attorney at completion evidence.

1935 JAN 4 AM 12 13

hwg

Original routed to Mr. Tamm.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Egan.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

62-28915-3438

420 Federal Building,
Dallas, Texas.

Mr. Paul Kern,
U.S. Commissioner,
Tyler, Texas.

Dear Mr. Kern:

I am in receipt of your letter of January
1, 1935, relative to JACK BAXLEY, and am very grateful to
you for the information contained therein.

At the present time we do not desire to
interview Baxley, and we are no longer interested in him.

Very truly yours,

F. J. BLAKE,
Special Agent in Charge.

FJB:LM

62-410-
cc-Division



RECORDED & INDEXED

JAN 8 - 1935

62-28915-37-1

JAN 5 - 1935

ONE A

67

REN:TD

January 4, 1935.

E
ms

**MEMORANDUM FOR THE ASSISTANT TO THE ATTORNEY GENERAL,
MR. WILLIAM STANLEY.**

There is attached hereto a copy of a memorandum which I have this date furnished to the Attorney General, relative to the return of a verdict of guilty by the Petit Jury in the United States District Court for the Western District of Missouri, against Richard Tallman Galatas, et al, on charges of conspiracy to deliver an escaped Federal prisoner, Frank Nash, on June 17, 1933, at Kansas City, Missouri.

Very truly yours,

John Edgar Hoover,
Director.

Enclosure No. 859052.

RECORDED

62-28915-3440
JAN 5 1935
1 yellow

FIVE SECTION MAILED
4 1935

3441

68

REN:TD

January 4, 1935.

MEMORANDUM FOR THE ATTORNEY GENERAL.

I have just been advised by the Kansas City Office of the Division that the Petit Jury has returned a verdict of guilty in the United States District Court for the Western District of Missouri, against Richard Tallman Galatas, Elizabeth Galatas, Herbert Allen Farmer, Esther Farmer, Frank B. Mulley and Louis "Doc" Staszi, on charges of conspiracy to deliver an escaped Federal prisoner, Frank Nash, which occurred June 17, 1933, at Kansas City, Missouri and resulted in the death of four peace officers, including Special Agent Raymond J. Gaffrey, of this Division. Vivian Mathis, another defendant named in the indictment, entered a plea of guilty on December 31, 1934. No action has been taken against Frances Nash, widow of Frank Nash, inasmuch as she testified for the Government during this trial. It has been indicated that sentences against the above named will be imposed tomorrow morning.

Respectfully,

John Edgar Hoover,
Director.

RECORDED & INDEXED

62-28915-3441
JAN 5 1935
1 yellow
1 thin white to Mr. Stanley
C-1

FILES SECTION

JAN 4 1935

JOHN EDGAR HOOVER
DIRECTOR

EAT:TAM

Division of Investigation

U. S. Department of Justice

Washington, D. C.

1:25 P.M.

January 2, 1935

MEMORANDUM FOR THE DIRECTOR

Re: O Kansas City Massacre Case

Mr. Vetterli called and stated they expect to complete the Government side of the case this afternoon. He stated the case was going along beautifully, much better than he expected. He stated Turrou was examined this morning, and they tried to show that he threatened Fritz Malloy and one or two others, but he came out very nicely. He advised Turrou would be needed on the rebuttal. He stated he had talked with the United States Attorney, and they may possibly be finished with one or two Agents this afternoon, but some of them will be needed on rebuttal. He advised that they tried to impeach Trainor's testimony regarding Malloy and his alleged trip to Chicago, but this did not hurt our case. He advised that the fingerprint expert, Murphy, would be able to leave this evening. I asked that he, Mr. Vetterli, call again tomorrow.

Respectfully,

E. A. Tamm

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

1 copy

COPIES DESTROYED

11 AUG 21 1964

RECORDED & INDEXED

JAN 7 1935

62-28915-3442
JAN 6 1935
TOLSON
MURPHY

DIVISION

~~XXXXXX~~
~~XXXXXX~~

503A U.S. Court House & P.O. Bldg.,
Salt Lake City, Utah.
January 2, 1935.

Mr. F.J. Connelley,
Division of Investigation,
U.S. Department of Justice,
Post Office Box 829, Chicago, Ill.

RE: CHARLES ARTHUR "PRETTY BOY" FLOYD with
aliases (Deceased) et al.
CONSPIRACY TO DELIVER FEDERAL PRISONER.
S.L. File 62-474.

Dear Sir:

On December 20, 1934, Special Agent Louis D. Wine of this office telephoned to this office from Las Vegas, Nevada, to the effect that one H. Killingsworth and one Maxine Elliott McCollom were stopping at the Apache Hotel, Las Vegas, Nevada; that Killingsworth was in possession of Chevrolet Sedan, 1934 model, Arkansas 1934 license 83-301; that he was considered suspicious because he was known to be in possession of a large amount of silver coin, which was wrapped in paper wrappers and that he was engaged in exchanging the silver for currency; it was also stated that he was associating with two other men.

Agent immediately telegraphed the Little Rock Division office, requesting that it determine the name, address and reputation of the person to whom Arkansas License 83-301 had been issued. Telegraphic information was received from the Little Rock office to the effect that the car was registered to Harold Killingsworth of Cabot, Arkansas, and that the license covered Chevrolet Sedan, Motor No. 94672; that the Postmaster at Cabot advised that he did not know any person or family of the name of Killingsworth, and that the Sheriff stated that he knew no individual or family of that name.

On December 22, confidential informant reported that E. Killingsworth checked out of the Apache Hotel, Las Vegas, Nevada, on the morning of December 21, 1934, but that he, before going, cashed in at the bank \$400.00 in silver in ten and twenty-five cent pieces, all of which was wrapped in out of town wrappers; that additional silver was cashed at different places in and about Las Vegas, and it was estimated that approximately \$600.00 in silver was exchanged for currency; that when Killingsworth departed, he was accompanied by Maxine Elliott McCollom, Clyde Chueritet and H.G. Christensen; that they left in Killingsworth automobile and departed in the direction of Reno, Nevada; that one of these men was dark complexioned and appeared to be a Filipino or an Osage Indian. Confidential informant expressed the opinion that these people were "hot" and had probably been involved in a bank robbery.

It not appearing that the automobile had been stolen, although it apparently had been transported in interstate commerce, and it not appearing that the man representing himself to be Killingsworth was not Killingsworth, the owner, and no information being available indicating that any of these persons were wanted for violation of any Federal Statute, agent immediately telegraphed the Chief of Police at Reno, Nevada, and made known to him the activities of these persons at Las Vegas, and that they were believed to be enroute to Reno. It was made clear to the Chief of Police that these persons were not wanted, as far as was known, for any Federal violation, but that the information was being submitted to him for any action he wished to take on his own responsibility.

On December 27, 1934, the following telegram was received from the Little Rock, Arkansas office:-

"HOTEL TWENTY FIRST INSTANT HOWARD KILLINGSWORTH NOWATA SUSPECT KILLINGSWORTH AND CLYDE CHUCULATE REPUTED FORMER ASSOCIATE CHARLES ARTHUR FLOYD RESIDED TOGETHER NORTH LITTLE ROCK ARKANSAS DURING MAY JUNE THIS YEAR STOP KILLINGSWORTH IS GAMBLER AND ALLEGED ACQUAINTANCE OF MRS. JIMMIE CRICHTON OF NOWATA OKLAHOMA WHO IS REPUTED FRIEND OF BARKER BROTHERS AND OTHER NOTORIOUS OKLAHOMA OUTLAWS."

Immediately upon receipt of the above wire, I wired you as follows:-

"KARMO HAROLD KILLINGSWORTH AND MAXINE ELLIOTT MCCOLLUM WERE AT HOTEL APACHE LASVEGAS NEVADA UNTIL DECEMBER TWENTY FIRST WHEN THEY CHECKED OUT STOP CLYDE CHUCULATE ALIAS CHUCRITET AND E.C. CRICHTON WERE REGISTERED HOTEL OVERLAND SAME TIME STOP KILLINGSWORTH HAD CHEVROLET SEDAN MOTOR NUMBER NINE FOUR SIX SEVEN TWO ARKANSAS THIS YEAR LICENSE EIGHT THREE DASH THREE NAUGHT ONE STOP ALL LEFT LASVEGAS TOGETHER IN CAR TRAVELLING DIRECTION RENO STOP KILLINGSWORTH WHILE AT LASVEGAS WAS CONSIDERED SUSPICIOUS PERSON HAD LARGE QUANTITY SILVER COINS EXCHANGING APPROXIMATELY SIX HUNDRED DOLLARS FOR CURRENCY BEFORE LEAVING STOP LITTLE ROCK OFFICE ON DECEMBER TWENTY FIRST ADVISED CAR REGISTERED TO HAROLD KILLINGSWORTH CABOT ARKANSAS BUT THAT POSTMASTER CABOT AND SHERIFF THAT COMMUNITY DID NOT KNOW HIM OR FAMILY THAT NAME STOP LITTLE ROCK OFFICE JUST ADVISED KILLINGSWORTH AND CHUCULATE REPUTED FORMER ASSOCIATES CHARLES ARTHUR FLOYD AND THAT THEY RESIDED TOGETHER NORTH LITTLE ROCK ARKANSAS DURING MAY JUNE THIS YEAR THAT KILLINGSWORTH IS GAMBLER AND ALLEGED ACQUAINTANCE OF MRS. JIMMIE CRICHTON OF NOWATA OKLAHOMA WHO IS REPUTED FRIEND OF BARKER BROTHERS AND OTHER NOTORIOUS OKLAHOMA OUTLAWS STOP ADVISE IF ANY OF THESE PERSONS WANTED AND IF HARBORING CRIMINAL WOULD LIKE AGAINST THEM BECAUSE OF ASSOCIATION WITH FLOYD SUGGEST YOU INSTRUCT LITTLE ROCK MAKE THOROUGH INVESTIGATION STOP IF KILLINGSWORTH AND CHUCULATE LOCATED AT RENO ADVISE WHAT ACTION YOU WILL TAKE."

On December 28, 1934, the following telegram was received from the Oklahoma City office:-

"KANAS CHICAGO REQUESTED YOU BE ADVISED WHETHER HAROLD KILLINGSWORTH AND COMPANIONS WANTED THIS DISTRICT STOP NO RECORD THESE INDIVIDUALS UNDER NAMES FURNISHED WANTED."

Some time thereafter on December 28th, the following telegram was received from the Chicago Division office:-

"KANAS RETEL HAROLD KILLINGSWORTH ETAL FILE HERE CONTAINS INSUFFICIENT INFORMATION WARRANTING HARBORING CHARGES STOP OKLAHOMA CITY OFFICE ADVISED FURNISH YOU DIRECT INFORMATION CONCERNING INDIVIDUALS IN QUESTION".

Upon receipt of the last mentioned wire, agent contacted Special Agent C.M. Weeks, of this office, then at Reno, Nevada, and instructed that he endeavor to effect the location of these persons, whereupon he informed that upon receipt of the wire from the writer to the Chief of Police at Reno, the police located and took all subjects, other than Maxine Elliott McCollom, into custody, and were told that Killingsworth had been a crap game dealer at Prescott, Arizona, and that he and Clyde Chuculate and the third man, named Christianson, entered into arrangements whereby Chuculate and Christianson would participate in the crap game which was being supervised by Killingsworth, and with the aid of crooked dice and with the knowledge of Killingsworth, they proceeded to break the game, whereupon they left Prescott, knowing that since gambling is illegal in Prescott the persons conducting the gambling game would not prosecute them.

Maxine McCollom was interviewed, and she stated that she resided at 4027 Ohio Street, San Diego, California, was brought up with Killingsworth, and that a short time ago, while returning to San Diego from the East and while passing through Prescott, Arizona, Killingsworth came to the station and met her.

Last information is to the effect that Killingsworth and his party departed from Reno, and that he left a removal address on December 26, 1934, to 502 East Washington Street, Phoenix, Arizona.

The above information is being submitted to you for any informative value it may have, and for such further attention as you deem warranted.

Very truly yours,

JAD:L

cc - Division.
cc - Chicago.
cc - Kansas City.
cc - Oklahoma City.
cc - Little Rock, Ark.

JOHN A. BOWD,
Special Agent in Charge.

JSL:456
62-456

P. O. Box 1276
Oklahoma City, Oklahoma
January 2, 1935

RECEIVED
JAN 3 1935
U.S. DEPT. OF JUSTICE

Special Delivery

Special Agent in Charge,
Kansas City, Missouri.

Dear Sir:

Re : Vernon C. Miller with aliases
(Deceased), et al.
Conspiracy to Deliver Federal
Prisoner.

This will confirm telephonic information furnished to Special Agent M. C. Spear of the Kansas City office by Special Agent John B. Little of the Oklahoma City office to the effect that certified copy of the conviction and sentence of Herb Farmer at Sapulpa, Oklahoma was forwarded direct to the Kansas City office by Special Agent G. H. Phinney by special delivery mail on the evening of January 1, 1935, in accordance with telephonic request of the Kansas City office on December 31, 1934.

I am enclosing herewith a certified copy of the prison record, commitment, fingerprints and photograph of this individual at the Oklahoma State Reformatory, Granite, Oklahoma, where he was confined from October 27, 1917 to June 14, 1919. It will be noted that this individual was transferred to the Reformatory from the State Penitentiary at McAlester, Oklahoma. A certified copy of his prison record and commitment at McAlester is being obtained and will be forwarded to the Kansas City office immediately upon receipt thereof.

Very truly yours,

DWIGHT BRANTLEY,
Special Agent in Charge.

Enc.

cc-Division ✓
Connellley (Chicago)

62-28115-

[Handwritten signature]

74

DWM/tm

326 1/2 Post Office Building,
New Orleans, Louisiana.
January 2, 1935.

Special Agent in Charge,
Kansas City, Missouri.

Dear Sir:

Re: Charles Arthur Floyd, with aliases,
(Deceased), et al;
Conspiracy to Deliver Federal Prisoner.

With reference to long distance telephone conversation had by Special Agent in Charge R. B. Nathan, of the Kansas City Office, with Special Agent M. Sorola, of the New Orleans Office, on the night of December 31, 1934, requesting information why Freda Hanson, of Cleveland, Mississippi, failed to put in her appearance at the trial at Kansas City relative the above entitled case, December 31, 1934, after having been served with a subpoena by the United States Marshal on December 18, 1934, kindly be advised that the writer endeavored to converse with Freda Hanson, of Cleveland, Miss., the night of December 31, 1934, but ascertained that there was no telephone listed in her name or that of her husband, whom the Cleveland, Mississippi, operator believed to be Quinta Hanson and who is reported by the operator to be employed at a filling station styled The Cleveland Service Station, Cleveland, Miss., telephone 131. The filling station was closed at time of attempted telephonic inquiry.

Arrangements could not be made with the Cleveland, Miss., telephone company to send a messenger to Freda Hanson that evening and the writer subsequently conversed with Special Agent in Charge J. H. Hanson, of the Birmingham office, the night of December 31, 1934, inasmuch as Cleveland, Miss., is in that investigative jurisdiction, who advised that he would secure the information and inform the Kansas City Division Office of the information desired.

The above information was transmitted telephonically to the Kansas City Division office.

Very truly yours,

62-28915-
R. W. Magee,
Special Agent in Charge.

cc-
Division ✓
Birmingham

JBL:MMB
62-456

P. O. Box 1276
Oklahoma City, Oklahoma
January 3, 1935

Special Agent in Charge,
Kansas City, Missouri.

Dear Sir:

Re: Vernon C. Miller with aliases
(Deceased), et al.
Conspiracy to Deliver Federal Prisoner.

Referring to my letter of yesterday there is enclosed herewith a copy of the prison record from the Oklahoma State Penitentiary, McAlester, Oklahoma, relative to Herb Farmer, No. 7258, from which it will be noted that he was received at this institution on November 2, 1916 and transferred on October 26, 1917 to the Oklahoma State Reformatory at Granite, Oklahoma.

The Secretary of State for the State of Oklahoma is unable to certify to the signature of Deputy Warden J. F. Dunn or to the signature of A. C. Sewell, Justice of the Peace, occurring upon this record. However, inasmuch as this record is only supplemental to that forwarded yesterday from the Granite Reformatory, it is believed that it will be satisfactory in its present form; if not, please advise and a proper certification will be obtained from Warden Brown.

Very truly yours,

SPECIAL AGENT IN CHARGE.
Enc.

DWIGHT BRANTLEY,
Special Agent in Charge.

cc-Division ✓
Connelley (Chicago)

62-456

ONE

CLASS OF SERVICE DESIRED	
DOMESTIC	CABLE
TELEGRAM	FULL RATE
DAY LETTER	DEFERRED
NIGHT MESSAGE	NIGHT LETTER
NIGHT LETTER	SHIP RADIOGRAM

Patrons should check class of service desired; otherwise message will be transmitted as a full-rate communication.

WESTERN UNION

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

1206-A

CHECK
ACCT'G INFMN. <i>h</i>
TIME FILED

Send the following message, subject to the terms on back hereof, which are hereby agreed to

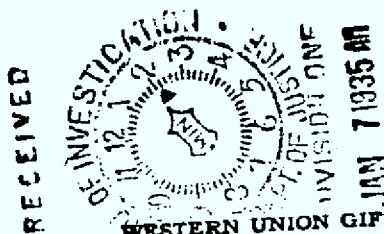
Kansas City, Missouri, January 4, 1935

E. J. Connelly
Division of Investigation
U. S. Department of Justice
1900 Bankers Building
Chicago, Illinois

○ KANMO ALL DEFENDANTS FOUND GUILTY SENTENCES TO BE IMPOSED TOMORROW

MATHAN

REN:os
cc - Division



62-28915-

DIVISION OF INVESTIGATION

JAN 7 - 1935

U. S. DEPARTMENT OF JUSTICE

ONE *RS* FILE

WESTERN UNION GIFT ORDERS ARE APPROPRIATE GIFTS FOR ALL OCCASIONS

CLASS OF SERVICE DESIRED	
DOMESTIC	CABLE
TELEGRAM <input checked="" type="checkbox"/>	FULL RATE <input type="checkbox"/>
DAY LETTER <input type="checkbox"/>	DEFERRED <input type="checkbox"/>
NIGHT MESSAGE <input type="checkbox"/>	NIGHT LETTER <input type="checkbox"/>
NIGHT LETTER <input type="checkbox"/>	SHIP RADIOGRAM <input type="checkbox"/>

Patrons should check class of service desired; otherwise message will be transmitted as a full-rate communication.

WESTERN UNION

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

1206-A

CHECK
ACCT'G INFMN. <input checked="" type="checkbox"/>
TIME FILED

Send the following message, subject to the terms on back hereof, which are hereby agreed to

Kansas City, Missouri, January 4, 1935

Dwight Brantley
Division of Investigation
U. S. Department of Justice
224 Federal Building
Oklahoma City, Oklahoma

○ KANMO ALL DEFENDANTS FOUND GUILTY SENTENCES TO BE IMPOSED TOMORROW
NATHAN

REN:os
cc - Division

62-28915-

DIVISION OF INVESTIGATION

JAN 7 - 1935

U. S. DEPARTMENT OF JUSTICE

ONE *A*



WESTERN UNION GIFT ORDERS ARE APPROPRIATE GIFTS FOR ALL OCCASIONS

18

U. S. Department of Justice
DIVISION OF INVESTIGATION
~~Bureau of Investigation~~

P. O. Box 1276,
Oklahoma City, Oklahoma,
January 4, 1935.

BLD:JCR
26-4426

Director,
Division of Investigation,
U. S. Department of Justice,
Pennsylvania Avenue at 9th Street, N. W.,
Washington, D. C.

Re: CHARLES ARTHUR FLOYD, w.a. (Deceased);
ADAM RICHETTI - N. M. V. T. A.

Dear Sir:

Reference is made to the report of Special Agent in Charge Dwight Brantley, Oklahoma City, Oklahoma, dated November 30, 1934 in the above styled matter.

This is to advise that the gun mentioned in the referred to report is now in the possession of Undersheriff Ben Doyle, Wewoka, Oklahoma. Upon examination of the same by Special Agent R. N. Butterworth of the Oklahoma City Division Office, it was found that the same was a colt automatic pistol, forty-five caliber, 1911 model, bearing serial No. 431585, and stamped the property of the United States Army. Undersheriff Doyle stated that he had been unable to trace this gun.

Agent Butterworth fired this pistol, and secured four exploded shells and three bullets, which are being forwarded under separate cover to the Division for appropriate examination in the laboratory.

It is requested that copies of the laboratory report be forwarded to the Kansas City Office and to Mr. Connelley at the Chicago Office.

Very truly yours,

Dwight Brantley
DWIGHT BRANTLEY,
Special Agent in Charge.

cc Kansas City
Chicago (Mr. Connelley)

RECORDED

62-23915-244E

JAN 9 - 1935

JAN 8 1935

JHH:EM
62-226

Post Office Box 314,
Birmingham, Alabama,
January 5, 1935.

Special Agent in Charge,
Kansas City, Mo.

RE: Charles Arthur Floyd, with aliases (Deceased), et al.
Conspiracy to Deliver Federal Prisoner.

Dear Sir:

This is to confirm telephonic conversation with the night clerk in your office on the night of December 31, 1934, at which time he was advised that in accordance with the request of Special Agent in Charge D. W. Magee of the New Orleans Office, inquiry was made by Special Agent W. A. Temple of this office, of the Sheriff at Cleveland, Mississippi, and that it was learned by Agent Temple that the witness Freda Hanson at Cleveland, Mississippi, had given birth to a baby about three weeks ago, the child having died, and Freda Hanson still being confined to her bed, for which reason she was unable to appear as a witness in Kansas City in this case, on December 31st.

Agent Temple also learned from the Sheriff that Freda Hanson's husband had, through the assistance of his employer, secured a Doctor's affidavit and had forwarded it to Kansas City, the person to whom it was forwarded not being secured.

In the absence of further request from your office, no further inquiry was made.

Very truly yours,

J. H. HANSON,
Special Agent in Charge.

CC: Division ✓

CC: New Orleans



62-28112-
DIVISION OF INVESTIGATION
JAN - 1935
U. S. DEPARTMENT OF JUSTICE
ONE

Division of Investigation

U. S. Department of Justice

P. O. BOX 1156,
OMAHA, NEBRASKA

January 4, 1935

Director,
Division of Investigation,
U. S. Department of Justice,
Pennsylvania Avenue at 9th St., N.W.,
Washington, D. C.

Dear Sir:-

CH-18
Upon information received through the Alcohol Tax Unit on December 17, 1934, I have obtained from the State Sheriff at Lincoln, Nebraska, the original of a letter which was found in Room 406 of the Lincoln Hotel, Scottsbluff, Nebraska last July. This letter is addressed to "Mr. L. C. Ellerman, Ontario, Canada". It is dated at Scottsbluff, Nebraska, July 1, 1934 and reads as follows:-

"Dear Pop:

"We have already crossed the border and are down here this far. Will leave tomorrow morn for K.C. Don't think we will make a job here, not enough in it. Banks have most of money loaned out. Am supposed to meet Floyd in K.C. the 20th. If we're lucky in gathering the dough without a row, I'll send you part of my share. Saw Floyd's wife and child in Rushville, a little berg northeast of here. Didn't know me, sure was glad as she might have spilled the beans. Will write again in K.C. Am O.K. "

The original letter is furnished the Division for the purpose of determining, if possible, the identity of the writer.

It is suggested that the Buffalo, N.Y., Office endeavor to ascertain the identity of the writer, as well as the addressee, at Ontario, Canada.

Very truly yours,

RECORDED & INDEXED

Werner Hanni,

Special Agent in Charge

WH/TAM

CC - Connelley,
CC - Buffalo (2)
CC - Kansas City
Encl.
62-996

JAN 14 1935

62-28915-3444

JAN 7 1935

appel

RECORDED
JAN 10 1935

91

DIVISION OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

2341

Laboratory Report

Case: Kanmo

Number: 62-23915-3444

Specimens: One original letter written in ink on one side of one sheet of paper and beginning, "Dear Pop We have already crossed the border****".
One envelope in which the above letter was enclosed bearing the following address: "Mr. L. C. Ellerman Ontario, Ontario Canada."

Examination requested by: Omaha Division Office.

Date received: Jan 8, 1935.

Examination requested: Handwriting

Result of examination:

Examination by: Appel

1/14
Gues. n o y g g d the
Albert P. Pegram) n o y { Thomas P. ...
(Labatt case) n + other ...
V.S. John D. Labatt Victim n Labatt Case
Kidnaping. th t

f f p p r r r B 2 S S
f f p r B 22 S

altho there are differences it would
be possible for Pegram to have written.

not Robinson Jr: d d n n
f f g h e h M d l h p e
r s s d

could be ~~that~~ Robinson Jr: n o o s s k

RECEIVED AT
14th & F Sts. N. W.
Phone Nat. 6412 Br. 14

STANDARD TIME
INDICATED ON THIS MESSAGE

Postal Telegram

THE INTERNATIONAL SYSTEM

Commercial
Cables



All America
Cables

Mackay

Radio

This is a full rate Telegram, Cablegram or Radiogram unless otherwise indicated by signal in the check or in the address.

DL	DAY LETTER
NL	NIGHT LETTER
NM	NIGHT MESSAGE
LOC	DEFERRED CABLE
NLT	NIGHT CABLE LETTER
WLT	WEEK END CABLE LETTER
	RADIOGRAM

1935 JAN 5 PM 7 27

NA730 16 GOVT COLLECT

RG KANSASCITY MO 3 610P

DIRECTOR DIVN OF INV US DEPT OF JUSTICE

PENNSYLVANIA AVE AT 9 ST NORTHWEST WASHN DC

AGENTS COLVIN SMITH SURAN MCKEE WELLES AND LACKEY PROCEEDING

HEADQUARTERS TONIGHT AGENT TURROU PROCEEDING JACKSONVILLE

NATHAN.

RECORDED

JAN 8 1935

62-28911-3445
DIVISION 4 1935
JAN 8 1935
TOLSON
TAMM
FOUR
3445/7D2

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

Ad C.C.

RECORDED

REN:MC

62-28915-3446

January 28, 1935.

Mr. R. E. Vetterli,
Division of Investigation,
U. S. Department of Justice,
Post Office Box 1457,
St. Louis, Missouri.

Re: ADAM NICHETTI with aliases, ET AL.
Conspiracy to Deliver Federal Prisoner.

Dear Sir:

Mr. Sherman Burns of the Burns Detective Agency in New York City communicated with the New York Division Office and advised that, following the Union Station Massacre in Kansas City, Missouri, the Kansas City Police Department employed the Burns Agency to conduct certain investigative work in connection with that case and, as a result of the investigation conducted by two of the Burns operatives, those operatives have been subpoenaed to appear as defense witnesses in connection with the pending trial of Eugene C. Reppart, former Director of Police, and Thomas J. Higgins. Mr. Burns expressed the opinion that the defense probably desired to develop, through the Burns operatives, that the police department was active in its efforts to identify and apprehend the perpetrators of the massacre.

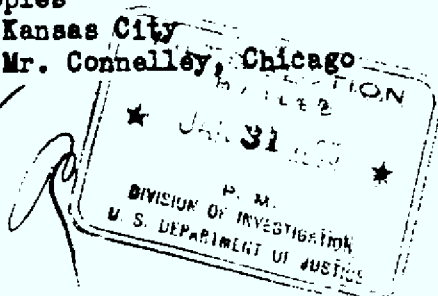
I desire that you immediately furnish the Division and the Kansas City Division Office all the information in your possession relative to the activities of the Burns Detective Agency in this case and, particularly, any information which will, in any way, discredit the testimony of the operatives.

I desire that contacts with this agency be restricted as far as it is possible to do so.

Very truly yours,

John Edgar Hoover,
Director.

3 copies
c-1 Kansas City
c-2 Mr. Connelley, Chicago
c-3✓



Division of Investigation

U. S. Department of Justice

Room 1403
370 Lexington Ave.
New York City

RW:rd

January 5, 1935

RECORDED & INDEXED

Mr. J. Edgar Hoover, Director
Division of Investigation
U. S. Department of Justice
Pennsylvania Avenue at 9th St., N.W.
Washington, D. C.

Dear Mr. Hoover,

Mr. Sherman Burns of the Burns Detective Agency, New York City, communicated with me by telephone today and stated that following the Union Station massacre in Kansas City during 1933, the Kansas City Police employed the Burns Agency to conduct certain investigative work in connection with the massacre; that he has received information from his Kansas City office that two of the Burns operatives who conducted the investigation for the police Department have been subpoenaed as defense witnesses in connection with the pending trial of certain present or former police officials in Kansas City who are alleged to have been implicated in the crime and that it is his, Burns', opinion that the defense probably wants to establish through the two Burns operatives that the police department was active in its efforts to identify and apprehend the perpetrators of the massacre.

Mr. Burns stated that inasmuch as the two operatives subpoenaed did perform investigative work for the police, they will, naturally, have to testify concerning their investigation when placed on the witness stand and he does not want the Division to misunderstand their connection in any way with this case or to think that the Burns Agency or any of its operatives are working against the Division in this matter.

Mr. Burns requested that I convey the above information to you and assure you for him that the interests of that Agency are in no way contrary to those of the Division.

Sincerely Yours,

R. Whitley
RHEA WHITLEY,
Assistant Special Agent in Charge

This is interesting. It proves more that we will have to be most circumspect in any dealings with Burns agency. When they ally themselves with such crooks as K.C. Police they become just as rotten. J. E. H.

Mr. Nathan
Mr. Tolson
Mr. Clegg
Mr. Egan
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Miss Gandy

Advise K.C. if anything we can do to disprove this investigation should be procured. He is the Burns man and he is with the

This is a joke. Their interests are those of the crooked murderers. We are not.

1/28/35

RECEIVED AT

EVENING STAR BLDG.
11th & Pa. Ave., N. W.

STANDARD TIME
INDICATED ON THIS MESSAGE

Postal Telegraph

THE INTERNATIONAL SYSTEM

Commercial
Cables



Mackay

All America
Cables

Radio

This is a full rate Telegram, Cablegram or Radiogram unless otherwise indicated by signal in the check or in the address.

DL	DAY LETTER
NL	NIGHT LETTER
NM	NIGHT MESSAGE
LOC	DEFERRED CABLE
NLT	NIGHT CABLE LETTER
WLT	WEEK END CABLE LETTER
	RADIOGRAM

Form 16
RXW29 15 GOVT COLLECT= CX OKLAHOMACITY OKLA 1155A JAN 4 1935
DIRECTOR, DIVN OF INV=
US DEPT OF JUSTICE PENN AVE AT 9 ST NORTHWEST=

AGENT F S SMITH RETURNED HEADQUARTERS THIS MORNING FROM
KANSASCITY ATTENDING COURT KANMO MATTER=
BRANTLEY JBL.

127P RECORDED

Phoned call
by
JAN 14 1935

62-28915-3447
DIVISION OF INVESTIGATION
JAN 7 1935 A.M.
U. S. DEPARTMENT OF JUSTICE
FILE

Mr. Nathan
Mr. Tolson
Mr. Clegg
Mr. Baugh
Chief Clerk
Mr. Coffey
Mr. Edwards
Mr. Egan
Mr. Harbo
Mr. Keith
Mr. Lester
Mr. Quinn
Mr. Schuyler
Mr. Tamm
Mr. Tracy

Telephone Your Telegrams to **Postal Telegraph**

UNITED STATES BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **KANSAS CITY, MISSOURI**

FILE NO. **62-1**

REPORT MADE AT: DENVER, COLORADO	DATE WHEN MADE: 1/4/35	PERIOD FOR WHICH MADE: 12/17-24/34	REPORT MADE BY: JAY C. GURMAN
TITLE: VERNON C. MILLER, with aliases. (Deceased) ET AL		CHARACTER OF CASE: CONSPIRACY TO DELIVER FEDERAL PRISONER	
<p>SYNOPSIS OF FACTS:</p> <p style="margin-left: 40px;">Chevrolet sedan, motor #3505199, registered in the State of Missouri in 1933 under the name of Vivian Page, not registered in the states of Colorado and Wyoming to date. Stop order placed.</p> <p style="text-align: center;">E.U.C.</p> <p>REFERENCE: Letter addressed by Kansas City office to Division, 12-15-34.</p> <p>DETAILS:</p> <p>Through correspondence with the Motor Vehicle Divisions of the states of Colorado and Wyoming, it has been determined that 1933 Chevrolet sedan, motor #3505199, serial #17074, which car was registered in the State of Missouri in 1933 under the name of Vivian Page, has not been registered in Colorado or Wyoming to date.</p> <p>DETAILS:</p> <p>Stop orders have been placed in the Motor Vehicle Divisions of the states of Colorado and Wyoming, and this office will be notified in the event efforts are made to register this car during the year 1935.</p> <p style="text-align: center;">REFERRED UPON COMPLETION TO OFFICE OF ORIGIN</p>			
<p>COPIES DESTROYED</p> <p>11 AUG 21 1964</p>			
APPROVED AND FORWARDED: <i>Jay C. Gorman</i>		<p>DO NOT WRITE IN THESE SPACES</p> <p style="text-align: center;">62-28915-344</p> <p style="text-align: center;">JAN 8 1935 A.M.</p>	
COPIES OF THIS REPORT FURNISHED TO:		RECORDED AND INDEXED:	
<p>3 - Division ✓</p> <p>2 - Kansas City</p> <p>2 - SAC E. J. Connelley, Chicago</p> <p>2 - Denver</p>		<p>JAN 8 1935</p> <p>JAN 17 1935</p> <p>JACKETED:</p>	
		<p>BUREAU OF INVESTIGATION</p> <p>ROUTED TO: FILE</p> <p>ONE ST. SECT.</p>	

REN:LL
62-28915-3449

January 18, 1935

Special Agent in Charge,
Salt Lake City, Utah.

Re: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases (Deceased); ET AL -
Conspiracy to Deliver Federal Prisoner.

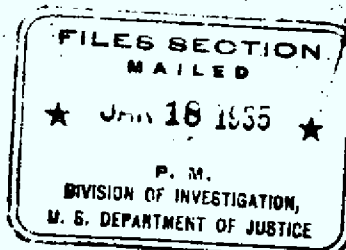
Dear Sir:

This is to acknowledge receipt of your letter dated January 4, 1935, relative to the possibility of bringing charges of harboring against William J. Graham, because of his relations with and help given to Richard Tallman Galatas, as reflected in the statement of Galatas contained in the report of Special Agent R. C. Suran, dated at Chicago, Illinois, October 6, 1934.

It is suggested that you take this matter up with the United States Attorney at Reno, Nevada, and obtain his opinion in the premises. It is not believed that the facts will support an indictment on charges of harboring, inasmuch as the transaction between Galatas and Graham occurred prior to the return of the conspiracy indictment at Kansas City, Missouri, on September 1, 1933.

Very truly yours,

John Edgar Hoover,
Director.



1 yellow

DIVISION
U. S. Bureau of Investigation

Department of Justice

503-A U.S. Court House & P.O. Bldg.
Salt Lake City, Utah
January 4, 1935

Director
Division of Investigation
U.S. Department of Justice
Pennsylvania Avenue at 9th St., N.W.
Washington, D.C.

Dear Sir:

For some time the U.S. Attorney at Reno, Nevada, has been considering the alleged relations of William J. Graham with Lester M. Gillis and associates of the latter, for the purpose of determining whether or not charges of harboring a fugitive or fugitives, could be instituted against William J. Graham.

My study of the report of Agent R.C. Surran, Chicago, Illinois, dated 10-6-34, entitled "Vernon C. Miller--Conspiracy to Deliver Federal Prisoner," leads me to believe that possibly a harboring charge could be developed against William J. Graham, because of his relations with and help given to Richard Tallman Galatas if Richard Tallman Galatas was a Federal Fugitive at the time of their contact and at the time help was given Galatas by Graham.

In that report it is to be noted that Galatas stated that on or about the night of the day of the massacre at Kansas City, Mo., he and his wife left Hot Springs, Arkansas and drove to St. Louis, Mo., where they got rid of the Cadillac car, whereupon his wife purchased a Chevrolet Coupe with money furnished her by Richard Tallman Galatas and that they thereafter drove to California and upon arrival at Lake Tahoe, California, Richard Tallman Galatas contacted William J. Graham, whom he knew, and sold William J. Graham the Chevrolet Coupe because he, Galatas, feared to take the car into California. Galatas stated that he secured the Certificate of Registration for the car in St. Louis. It is believed that the car can be traced to William J. Graham and I have asked Special Agent in Charge E.J. Connelley, Chicago, Illinois, to advise me if and when Richard Tallman Galatas became a Federal Fugitive. I have explained to Special Agent in Charge Connelley that no investigation would be instituted along this line until the opinion of the Division had been secured.

RECORDED & INDEXED

Will the Division give consideration to this and advise me if I may proceed with an investigation for the purpose of determining if evidence can be developed sufficient to justify the institution of prosecution of William J. Graham for harboring or aiding Richard Tallman Galatas.

The reason why I am not instituting any investigation until I hear from you, is because the report of Agent R.C. Surran, above referred to,

ACK. 1/15/35.
REN

62-28915-5419
TAMM
ONE

makes clear that information contained therein shall be considered as strictly confidential. However, in view of the fact that the subjects in that case are now on trial and that the trial will probably terminate in the very near future, it may be that such an investigation may now proceed.

If you authorize such an investigation, I believe it advisable to have Mr. and Mrs. Richard Tallman Galatas again interviewed more thoroughly, with the object in view of learning fully what conversation took place between William J. Graham and Richard Tallman Galatas on the occasion of their meeting when Galatas sold Graham the Chevrolet Coupe and if at that time or any time prior thereto, Galatas made known to Graham that he, Galatas, was being sought as a Federal Fugitive and was in need of funds or other kind of assistance.

Very truly yours,



JOHN A. DOWD
Special Agent in Charge

JAD:PS

OVER

Division of Investigation

U. S. Department of Justice

Washington, D. C.

December 26, 1934.

Time-10:45PM.

MEMORANDUM FOR THE DIRECTOR

I called Special Agent in Charge Conroy at Little Rock with reference to his testifying at Kansas City. He stated that his main testimony would be relative to conversations with Doc Stacy. I advised him to figure on going to Kansas City and to arrange things at home so that he could come on to Washington unless he hears to the contrary.

Respectfully,



H. Nathan

Mr. Nathan
Mr. Tolson
Mr. Clegg
Mr. Egan
Chief Clerk
Mr. Coffey
Mr. Edwards
Mr. Egan
Mr. Harbo
Mr. Keith
Mr. Lester
Mr. Quinn
Mr. Schilder
Mr. Tamm
Mr. Tracy

NOT RECORDED

COPY FILED IN

RECORDED
&
INDEXED

62-28915-345

JAN 8 1935

JAN 14 1935

Handwritten initials and date
JAN 14 1935

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

AH:GC

December 27, 1934.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman..
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

MEMORANDUM FOR MR. HOOVER

Re: Vernon C. Miller
(Endeavor to deliver Federal
Prisoner Frank Nash).

Referring to the conference had with Mr.
Newby relative to the above case, I suggest that the
X authority of the Agents be proven in the following
manner:

1. Introduce in evidence certified cop-
ies of the certificates of appointment
of the Agents. The certificates certi-
fying the copies should recite that the
certificates of appointment were in
force on June 17, 1933.
2. Introduce in evidence reports routed
to the Kansas City office of the Divis-
ion of Investigation relative to the
pending investigation, for the purpose
of showing that it was official busi-
ness.
3. The then Agent in charge of the Kan-
sas City office could testify orally
that he received the above mentioned re-
ports requesting an investigation, and
that he thereupon assigned the Agents to
the the investigation in question.

This would show that at the time the Agents
apprehended Nash and had him in custody, they were act-
ing pursuant to instructions of their superior officers
and were engaged in the performance of their official
duties.

RECORDED & INDEXED

JAN 15 1935

Alexander Holtzoff.

U. S. DEPARTMENT OF JUSTICE

COPIES DESTROYED
11 AUG 21 1964

62-28415-37-7
DIVISION OF INVESTIGATION
JAN 15 1935
Alexander Holtzoff.
U. S. DEPARTMENT OF JUSTICE
TAMM
FILE

92

JOHN EDGAR HOOVER
DIRECTOR

ENT:TAM

Division of Investigation

U. S. Department of Justice

Washington, D. C.

January 4, 1935

10:40 A.M.

Mr. Nathan	.....
Mr. Tolson	.....
Mr. Clegg	.....
Mr. Baughman	.....
Chief Clerk	.....
Mr. Coffey	.....
Mr. Edwards	.....
Mr. Egan	.....
Mr. Harbo	.....
Mr. Keith	.....
Mr. Lester	.....
Mr. Quinn	.....
Mr. Schilder	.....
Mr. Tamm	.....
Mr. Tracy	.....

MEMORANDUM FOR THE DIRECTOR

Mr. Vetterli called to advise that the Jury has just returned a verdict of guilty against all six of the defendants who stood trial for conspiracy to deliver a Federal Prisoner in the Kansas City Massacre case. The persons convicted were Mr. and Mrs. Galatas, Mr. and Mrs. Herbert Farmer, "Doc" Stacci and Fritz Molloy. Sentence will be imposed tomorrow morning. Mr. Vetterli will remain in Kansas City until tomorrow. All other Agents who are there on special assignment have returned to their headquarters.

Respectfully,

E. A. Tamm

Memorandums for the Attorney General and Mr. Stanley are being prepared to send to them immediately.

JAN 9 1935

1 copy

RECORDED

62-28915-3452	
JAN 8 1935	
TOLSON	BAUGHMAN

REN:TD

January 7, 1936.

Special Agent in Charge,
Detroit, Michigan.

Re: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases (deceased) ET AL;
Conspiracy to Deliver Federal Prisoner.

Dear Sir:

Under date of December 4, 1935, you transmitted to the Division a copy of the coroner's report relative to the death of subject Floyd, near Clarkson, Ohio, on October 22, 1935. You indicated that a transcript of the testimony presented to the coroner would be submitted at an early date. The Division desires that you give immediate attention to this matter.

It is also desired that a report be obtained showing what old wounds were apparent on the body of Floyd at the time his body was prepared for burial. It is particularly desired to ascertain whether an old wound was apparent in the left shoulder of Floyd.

These matters should receive immediate and preferred attention.

Very truly yours,

John Edgar Hoover,
Director.

cc-Chicago
Kansas City

RECORDED

65-17915-3433
JAN 10 1936
2 yellow
C-1

505-A U.S. Court House & F.O. Bldg.
Salt Lake City, Ut.
January 4, 1935

E.J. Connelley
Division of Investigation
U.S. Department of Justice
P.O. Box 829
Chicago, Illinois

S.L. File No. 62-619

Dear Sir:

For some time the U.S. Attorney at Reno, Nevada, has been giving consideration to the possible prosecution of William J. Graham, a gambler of Reno, Nevada, on harboring charges if evidence to justify the institution of such a prosecution were available. In this connection he has considered the alleged relations of William J. Graham with Lester K. Billis and certain of his associates.

Consideration of report of Special Agent R.C. Surran, Chicago, Illinois, dated 10-6-34, entitled "Vernon C. Miller, et al.--Conspiracy to Deliver Federal Prisoner," leads me to believe that possibly evidence showing that William J. Graham harbored Richard Tallman Galatas, might be developed.

In that report it is to be noted from the statement made by Richard Tallman Galatas that on or about the night of the day that the massacre occurred at Kansas City, Missouri, he and his wife departed from Hot Springs, Arkansas and proceeded to St. Louis, Mo., in which city his wife purchased a new 1933 Chevrolet Coupe for cash, under the name of Mary Smith and that after he, Galatas, secured the registration certificate for the Chevrolet Coupe, he and his wife proceeded to California and stopped at Lake Tahoe, California and while there he got in touch with William J. Graham and sold him the Chevrolet Coupe for \$450.00, because he, Galatas, was afraid of going into California with that car.

In the same report, it appears in the statement of Mrs. Elizabeth Galatas, wife of Richard Tallman Galatas, that she purchased the Chevrolet Coupe from a Chevrolet dealer in St. Louis, which she believed did business under the name of "Down Town Chevrolet Dealers."

It is believed that if an investigation is authorized that this car can possibly be traced into the possession of William J. Graham and I will be pleased if you will inform me if and when Richard Tallman Galatas was considered as being a Federal Fugitive.

Of course, no investigation will be instituted intended to de-

RECORDED

INDEXED

JAN 14 1935

62-619-3454

velop a harboring charge against William J. Graham until the opinion of the Division has been secured, in view of the fact that the information contained in report of Special Agent R.C. Surran, above referred to, is to be considered strictly confidential.

Very truly yours,

JAD:MBE

CC:Division
CC:Kansas City

JOHN A. DOWD
Special Agent in Charge

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation
U. S. Department of Justice
Washington, D. C.

REN:RD

January 7, 1935

MEMORANDUM FOR THE DIRECTOR

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....

The developments during the past week in the Kansas City Massacre case have been the trial and conviction on January 4, 1935 and sentences imposed on January 5, 1935 against the following defendants: Richard Tallman, Galatas, Herbert A. Farmer, Frank B. Mulloy, Louis "Doc" Stacci, two years and fined \$10,000.00 each; Elizabeth Galatas and Esther Farmer each sentenced one year and one day, sentences suspended, placed on probation three years and fined \$500.00 to be paid on or before September 1, 1935. Vivian Mathis entered a plea of guilty to the indictment and received a sentence similar to the one imposed on Mrs. Galatas and Mrs. Farmer.

Respectfully,

R. E. Newby
R. E. Newby.

RECORDED
&
INDEXED

62-249115-3455
JAN 8 1935
TAMM

JAN 9 1935

COPIES DESTROYED
11 AUG 21 1964

JOHN EDGAR HOOVER
DIRECTOR

Division of Investigation

U. S. Department of Justice

12:20 P.M.

Washington, D. C.

January 5, 1935

EAT:TAM

MEMORANDUM FOR THE DIRECTOR

Mr. Vetterli called from Kansas City and stated that Galatas, Farmer, Mulloy and "Doc" Stacci were sentenced to two years each, which is the maximum, and to a \$10,000 fine each. The three women, Vivian Mathis, Esther Farmer and Mrs. Galatas were sentenced to serve one year and one day in the Alderson Prison; this latter sentence was suspended and they were placed on probation for three years, and each of the women were fined \$500 which must be paid by September 1, 1935. The payment of the fines is one of the conditions of probation. Mr. Vetterli stated he was leaving for St. Louis tonight and would arrive there in the morning.

Respectfully,

E. A. Tamm

1 copy

JAN 9 1935

RECORDED & INDEXED

62-24915-346
JAN 8 1935
U. S. DEPT. OF JUSTICE

UNRECORDED COPY FILED IN

POST OFFICE BOX 829,
CHICAGO, ILLINOIS.

~~PERSONAL AND CONFIDENTIAL~~

January 7, 1935.

Director,
Division of Investigation,
U. S. Department of Justice,
Washington, D. C.

Dear Sir:

In re: ALVIN KARPIS with aliases, I.O. 2218;
ARTHUR R. BARKER with aliases, I.O. 1218;
RUSSELL GIBSON with aliases, I.O. 1213;
DR. JOSEPH P. MORAN with aliases, I.O. 1232;
et al - EDWARD GEORGE BREMER, Victim
KIDNAPING - CHICAGO FILE NO. 9-82

This is to advise that on the afternoon of January 3, 1935, Special Agent S. E. McKee interviewed Vivian Mathis at the Jackson County Jail, Kansas City, Missouri, at which time she informed that during the latter part of November, 1934, while at liberty under bond in the KANMO case, she made a trip to Chicago, Illinois, at the request of Louis "Doc" Stacey, and that while in Chicago she made contacts with several persons, the identities of whom she declined to disclose at the time of interview, from whom she learned that Verne Miller had been wounded in the legs during his escape from the Sherone Apartment Hotel in the Fall of 1933; that he had gone to the hotel where he had been living and was there killed by "friends" and his body taken to Detroit, Michigan, where it was later found. This woman informed that she had learned the identity of the individual who "fingered" Miller and also the identities of the persons who killed him and took his body to Detroit. She stated further that Miller had been killed as the result of orders received from New York City. She intimated that the person who sent out this order was Louis Buckhalter and she stated at the time that Buckhalter, Miller and associates had connections in New York City, Chicago, Illinois, Kansas City, Missouri, and St. Paul, Minnesota. She informed that Miller had left the East on instructions from Buckhalter during the month of August, 1933, and that the reason for her coming to Chicago, Illinois, in August, 1933, was because of instructions from Buckhalter. She stated that Buckhalter gave her \$1,200 in cash at the time of her departure from New York.

It being thought that the "friends" who had killed Miller might be members of the Barker-Karpis gang, this woman was questioned in that connection and admitted that the killers were members of that gang, but would not furnish their identities. She did state, however, that Harry Sawyer was the individual who had "fingered" Miller. Vivian Mathis was pressed for information concerning the identities of the persons who had killed Miller, but she declined to furnish any information at this time, stating that she would furnish full information as

Serial
100-100000

APR 12 1935

RECORDED
&
INDEXED

DIVISION OF INVESTIGATION

COPIES 14355

100

soon as she was released from prison on the sentence she expected to receive in the KAHNED case. She advised that when released she would come to Chicago, Illinois, and get in touch with Agent McKee, at which time she would guarantee that the Government would get information concerning the locations of the persons who had killed Miller, and possibly others. She advised that if it was the last thing she did, she intended to see the assassins of Miller killed; that she was confident the Government would kill them if information could be obtained concerning their whereabouts; that she intended to turn them in as she wanted to see them dead and did not want to take a chance on going to the electric chair by killing them herself.

This woman also said that Lillian Holden, wife of Thomas Holden, Leavenworth penitentiary prisoner, had doublecrossed her and that as soon as she was able to come to Chicago she intended to take her for a ride and give her the worst beating she had ever seen. Vivian would not elaborate on this matter. She did remark, in connection with the Holden woman, that she believed members of the Barker-Karpis gang are intimate with her.

Vivian Mathis requested Agent McKee not to relay this information to Washington, D. C., because of the data she had supplied concerning a "leak" in Washington. The data supplied by her as to the alleged "leak" has been communicated to you under personal and confidential cover. Agent McKee, of course, told this woman that this matter would be treated in the strictest of confidence.

This data is submitted for your information.

Very truly yours,

E. J. CONNELLEY,
Special Agent in Charge.

SPECIAL ASSIGNMENT

SEN:ND

JEH:HW

January 7, 1935.

Time-10:30 A.M.

MEMORANDUM FOR MR. Tamm

Mr. Connor of the Chicago Daily News telephoned and made inquiry concerning additional information which he understood had been collected in regard to the Louis Piquette case. I stated that the information could not be divulged at the present time, but that it was relative to a different charge other than the one brought against him formerly.

Very truly yours,

John Edgar Hoover,
Director.

1 copy

2/13

RECORDED & INDEXED

62-28915-3457

JAN 9 1935

R

102

Division of Investigation

U. S. Department of Justice
1616 Federal Reserve
Bank Building
Kansas City, Missouri

January 7, 1935

Director
Division of Investigation
U. S. Department of Justice
Pennsylvania Avenue at Ninth Street, N. W.
Washington, D. C.

Dear Sir:

I am transmitting herewith an editorial appearing in the Kansas City Times of Saturday, January 5, 1935, concerning the recent conviction of the defendants in the Kansas City massacre case.

The editor of the Kansas City Times is Mr. Henry Haskell.

Very truly yours,



R. B. NATHAN
Special Agent in Charge

RBN:BN

1.
E
114

RECORDED & INDEXED

JAN 15 1935

62-28915-345

✓

RECEIVED

RECORDED

INDEXED

harter

THE KANSAS CITY TIMES, SATURDAY, JANUARY 5, 1935.

Justice, Swift and Sure.

The administration of justice in the federal court trial of the men and women charged with conspiracy in connection with the union station massacre has been of such a character as to strengthen faith in the law and to discourage crime. The trial proceeded with dispatch, the government's case against the accused was thorough and the verdict of guilty against all six defendants was the natural and expected outcome. A premonition of the result was the plea of guilty by one of the accused before the taking of testimony had begun.

At the outset, Judge Merrill E. Otis, presiding in the case, issued the statement that the trial must be ended within a week. It was ended within a little more than four days. The procedure was deliberate, but marked by dispatch. Night sessions were held, including New Year's eve. The entire conduct of the trial and the assembling of evidence in advance of it afforded a spectacle to hearten the law-abiding citizen and to reveal the possibility of both the swiftness and certainty of justice.

The result of the trial brings near to completion an accounting for all of those involved, directly and indirectly, in the terrible union station crime. Of the eight persons named on conspiracy charges, one has been released, one entered the plea of guilty, and six were convicted, and one other, Adam Richetti, is now in custody. Against three others there also are pending in federal court charges of perjury in connection with the grand jury's investigation of the massacre. But the two men believed to have been actual participants in the station killings, Charles (Pretty Boy) Floyd and Verne C. Miller, are dead, the former at the hands of the law, the latter probably at the hands of rival gangsters.

So justice has moved; so the penalties of crime are being exacted. It is a telling lesson for gangdom and for potential criminals.

62-28915-3456

REN:TD

January 7, 1936.

RECORDED

62-28915-3459

MEMORANDUM FOR SPECIAL ASSISTANT TO THE ATTORNEY GENERAL
Mr. Brian McMahon.

Reference is made to my memorandum dated December 27, 1934, relative to your memorandum of December 15, 1934, concerning the explanation submitted by Deputy Marshal A. T. McGown contained in his letter of November 28, 1934, addressed to Mr. Stanley. The original letter of Mr. McGown, which was attached to your memorandum, is returned herewith.

Very truly yours,

John Edgar Hoover,
Director.

Enclosure No. 659033.

1 yellow

62-28915-3475

105

December 27, 1934

RECORDED

62-28915-3459
MEMORANDUM FOR MR. McMAHON,
SPECIAL ASSISTANT TO THE ATTORNEY GENERAL.

I beg to acknowledge receipt of your memorandum of December 15, 1934, requesting an expression from me as to the explanation submitted by Deputy Marshal A. T. McGowan, contained in his letter of November 28, 1934 to Mr. Stanley.

I have perused said letter carefully. Apparently, Deputy Marshal McGowan initiates his statement by explaining his attendance at a public meeting on November 1st, and the loss of sleep in connection therewith. He narrates the incidents relative to his trip, partly by airplane and partly by train, to Kansas City, at which place he arrived early Sunday morning, November 4th. He then refers to various conferences he had with District Attorney Milligan, with the Assistant District Attorney and with the Court Bailiff, and states that he made certain arrangements in connection with the appearance of Adam Richetti at Kansas City, and that the opinion was expressed that he would not need to return the prisoner to Ohio once he was in Kansas City, and that he expected an amended court order; that he assigned two of his best deputies to take Richetti before the Grand Jury and when his testimony there was concluded the Judge decided to allow him to return to Ohio. He said this was after 6 P.M., that he and the deputies finally agreed to return Monday night and, accordingly, made train reservations, that he had had but little rest, for four days and three nights, that he laid down for a brief rest, telling his deputies he would meet them at train time, 9:15 P.M., and arranged that they should bring the prisoner and he would meet them there, that when he arrived at the station at 9:02 P.M. he was informed the train had left at 9 P.M. and he had missed it through a misunderstanding of time by two minutes. He states he took the 9:15 P.M. train on another road, but could not catch up with the deputies and the prisoner.

The thing that strikes me in the perusal of the foregoing is the extraordinary amount of conference work performed by Mr. McGowan. I can really see no reason why this case should have

FILES SECTION
MAILED

★ DEC 29 1934

★ COPIES DESTROYED

11 AUG 21 1964

DIVISION OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

Mr. McMahon.

- 2 -

12/27/34

called for this extended amount of conferring. His excuse is that due to this large amount of conference activity he lost considerable sleep and thus misunderstood or mistook the leaving time of the train, which conveyed the prisoner and his deputies, on the return trip. It would seem to me that obviously a Government officer holding his position should be able to secure accurate information concerning the leaving time of a train on which is a prisoner entrusted to his custody.

It is worthy of note that McGowan makes no reference to his being under the influence of intoxicants during the period in question. Your attention is invited to my memorandum to the Attorney General, dated November 6th, relative to this condition. In said memorandum it will be noted that the Assistant Station Master, Union Station, Kansas City, Missouri, advised that McGowan, accompanied by E. E. Fisher, a Deputy Marshal employed part-time as a Court Bailiff at Kansas City, Missouri, appeared at the station with women in a drunken condition.

Very truly yours,

J. Edgar Hoover

John Edgar Hoover,
Director.

2 copies

6-

• ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

December 15, 1934.

MEMORANDUM FOR MR. HOOVER

Based on a letter from the Marshal, we
gave Deputy A. T. McGown an opportunity to
explain his conduct.

I would appreciate it if you would look
it over and give me your reaction.

Brien McMahon

Brien McMahon
Special Assistant to the Attorney General.

COPIES DESTROYED

11 AUG 21 1964

RECORDED
&
INDEXED

JAN 15 1935

62-28915-3457

SEARCHED	INDEXED
SERIALIZED	FILED
JAN 2 1935	
U. S. DEPT. OF JUSTICE	

NATHAN
TAMM
ONE
FILE

COPY

A. T. McGOWAN
3380 East 110 St.,
Cleveland, Ohio
November 28, 1934

Hon. Wm. Stanley,
The Assistant to the Attorney General,
Washington, D. C.

Dear Sir:

United States Marshal, Mr. Keinath, showed me your letter of November 23, stating that you will be very glad to have a written statement from me explaining my actions in the removal of Richetti from Kansas City and his return. This I do herewith, hoping that you may give my case every favorable consideration possible.

STATEMENT

On Thursday night, November 1, I was up very late, due to a public meeting which I felt obliged to attend, and on Friday, November 2, was at the office at the usual time of 8:30 AM and about 10 AM Assistant District Attorney Weideman came to me with a writ of habeas corpus ad testificandum for one Adam Richetti, confined in the jail at Lisbon, Ohio, to be removed to Kansas City, Missouri for testimony before the Grand Jury. I left Cleveland with two deputies about noon, got the prisoner at 2 AM Saturday November 3, and brought him to Cleveland where I communicated with Washington, D. C. as to taking the prisoner by airplane to Kansas City.

We left Cleveland at 3:15 PM for Chicago and encountered sleet and rain and made trip from Chicago to Kansas City by train. Arrived in Kansas City at about 8:40 AM Sunday morning and was in conference with various officers until 1 PM Sunday - a period of 2½ days and 2 nights with less than 2 hours sleep, which was had on the train from Chicago to Kansas City.

Got a small amount of rest Sunday afternoon and had a conference in my hotel room with District Attorney Milligan until nearly midnight Sunday night, and with Asst. Dist. Attorney Blair and Court Bailiff until after 2 AM. Had very little sound rest Sunday night and was up and to the office of the District Attorney Monday morning early. Then to the County Jail, saw prisoner and back to the office of the District Attorney until 12:10 Monday noon. Left a deputy at the County Jail to answer any call for prisoner and went back to my room at the Hotel and sent another deputy with instructions to be on hand should Richetti be

called before the Grand Jury, which the District Attorney advised me would be late in the afternoon, as they wanted him last.

65-2715-117

109

I told the District Attorney and the Sheriff I would meet them at the Federal Building at 1:30 PM, the time they said they would be back. After getting lunch and returning to my room, I called them and asked if there were any new developments in the case and was advised there were none as yet, and told them that if I was not needed I would stay in my room and attend to some matters I felt should be attended to, and if I was wanted to please call me there - which they said was O.K.

When I left Cleveland I had a court order to take Richetti to Kansas City for Grand Jury testimony and return him to Lisbon, Ohio. He was also remanded to my custody by U.S. Commissioner Nicola of Cleveland, Ohio, under \$100,000 bond for a hearing before the Commissioner on Friday, November 9.

Everyone connected with this case expressed the opinion I would not need to return the prisoner to Ohio once he was in Kansas City, and of course I expected an amended court order to that effect, and knew that if I did get one that I still had to consider his appearance in Cleveland, Ohio on the 9th. So spent considerable time Monday afternoon in conferring with our Cleveland office to have things in such a shape that they could have the Ohio Northern District Dyer Act case dismissed by the Commissioner at Cleveland, if the Kansas City authorities held him, or if he waived.

Richetti was taken before the Grand Jury for about one hour by two of my best deputies assigned by me for this purpose, accompanied by Department of Justice Agents and deputy sheriffs, and when through, and the Judge decided to allow him to go back to Ohio, it was after 6 PM. The prisoner was taken under good escort to the County Jail and the deputies got in touch with me at the hotel and so advised, and we finally agreed upon starting back Monday night and accordingly made train reservations to do so.

I had but little rest for four days and three nights and laid down for a brief rest, telling the deputies I would meet them at the Station at train time, which I understood to be 9:15 PM, and as I knew they would be wellconvoyed to the Station, I arranged to meet them there.

113

When I got to the station at 9:02 PM I was informed that the train left at 9 PM and I had missed it through a misunderstanding of time by two minutes. I took the 9:15 PM train on another road, hoping to catch up at Chicago, but could not, and arrived in Cleveland, Ohio, 7 minutes later than they on another train.

This type of work is new to me - having taken office on July 2nd this year, and I can truthfully say I have devoted my very best efforts to my work and have at all times tried very diligently to do my duty in a manner that would be above question or reproach, and my missing the train was not due to any indifference on my part or to a disregard for the responsibility attached to my duties, and I sincerely hope it will not be classed as an unforgivable error.

I take great pride in doing my work right and my work here in Cleveland, if investigated, I think, will be so rated, and I sincerely hope I shall be given the chance to prove myself worthy of any confidence placed in me in the future.

Trusting my long hours without rest and my inexperience together with misunderstanding of train time may be sufficient grounds for justifying your favorable consideration, I am

Very truly yours,

A. T. McGOWAN

OFFICE OF DIRECTOR
DIVISION OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
December 15, 1934

Time - 4:50 P.M.

MEMORANDUM

Mr. Nathan	_____
Mr. Tolson	_____✓
Mr. Clegg	_____
Mr. Baughman	_____
Chief Clerk	_____
Mr. Coffey	_____
Mr. Edwards	_____
Mr. Egan	_____
Mr. Harbo	_____
Mr. Keith	_____
Mr. Lester	_____
Mr. Quinn	_____
Mr. Schilder	_____✓
Mr. Tamm	_____✓
Mr. Tracy	_____

Down to the
Adams

Mr. McMahon telephoned with reference to a certain notation which he had sent me relative to a Deputy United States Marshal who had been discharged at Cleveland, Ohio because he let a prisoner escape. I told him that I had not seen this particular one. Mr. McMahon stated that it had been sent through and would probably reach my desk in a very short time; that he wanted to see me in regard to it after I had read the same.

J. E. H.

1 copy

RECORDED
&
INDEXED

JAN 15 1935

COPIES DESTROYED

11 AUG 21 1964

62-28915-3460

DEC 61 1934

[Signature]

C
O
P
Y

EAT:TAM

January 3, 1935

MEMORANDUM FOR THE DIRECTOR

I called Mr. Nathan at Kansas City concerning the telegram stating that Turrou will complete his work at Kansas City on the 4th or 5th and that he is a necessary witness in the Lindbergh case. I stated I had talked with Mr. Fay concerning this matter last night and that there had been no request as yet concerning Turrou's presence in the Lindbergh case. I stated that the agreement is that when our agents are needed, we will be advised; that until we received some direct request for his presence, there was no reason why he should not proceed direct to Jacksonville, where he is a necessary witness in a bank case.

In connection with the trial of the Kansas City Massacre Case, Mr. Nathan stated that the defense has just rested, just before the recess, and the Government is going to put on about three rebuttal witnesses and then rest; that by 3 o'clock this afternoon, all the testimony will in all probability be in; that no further agents will testify. He stated all of the agent would be ready to leave tonight.

I asked when the perjury indictments were to be tried. He stated that the one that was set before Judge Otis - on George Rayen was to have come up at this session but the Judge announced this morning from the bench that he found that there might be considerable merit in a motion to quash filed by the defense; that he had not had an opportunity to pass on the matter and would not have until sometime next week. The other two indictments will not be set until after the 28th of January. He stated that both he and the United States Attorney have the idea that the indictment on Rayen is likely to be "thrown out", as being too remote from the inquiry that the Grand Jury was conducting.

Respectfully,

(s) E. A. Tamm

I would like to know how all of the publicity concerning Turrou and his possible testimony in the Lindbergh case reached the press. He hasn't yet been called and stories concerning him flying to N. J. came out of K.C.

RECORDED

62-28915-3461

JAN 10 1935

113

Division of Investigation

U. S. Department of Justice

1616 Federal Reserve Bank Building,
Kansas City, Missouri.
January 10, 1935.

Mr. Nathan.....
Mr. Tolson.....
Mr. Clegg.....
Mr. Baughman.....
Chief Clerk.....
Mr. Coffey.....
Mr. Edwards.....
Mr. Egan.....
Mr. Harbo.....
Mr. Keith.....
Mr. Lester.....
Mr. Quinn.....
Mr. Schilder.....
Mr. Tamm.....
Mr. Tracy.....
Miss Gandy.....

PERSONAL AND CONFIDENTIAL.

cc-Mr. Connelley-Chicago-Personal and Confidential.

Director,
Division of Investigation,
U. S. Department of Justice,
Pennsylvania Avenue at 9th Street, N.W.,
Washington, D.C.

Dear Sir:

RE: CHARLES ARTHUR (PRETTY BOY) FLOYD (DECEASED) ET AL,
CONSPIRACY TO DELIVER FEDERAL PRISONER.

On January 3, 1935; just prior to his departure for Chicago, Special Agent S. K. Mc Kee, who was in Kansas City during the trial of the above case, advised me that he had talked at some length with Vivian Mathis on the afternoon of January 3rd. During this conversation, Agent Mc Kee informs me that Vivian Mathis told him that she had been present in a room at the Pickwick Hotel, Kansas City, Missouri, on the afternoon of Saturday, December 29, 1934. At that time there were present in this room two of the defendants in the conspiracy case, two lawyers representing them, two members of the Kansas City, Missouri, Police Department, and two individuals known as "Fixers" in Kansas City. According to her statement to Agent Mc Kee, U. S. Attorney Maurice M. Milligan was also present and was drinking with these persons. The names of the individuals, other than Mr. Milligan and Vivian Mathis, were not disclosed. Agent Mc Kee also indicated to me that Vivian Mathis had told him other things, which he felt were of some moment, and which he did not care to disclose to me. I advised him to discuss the matter fully with Mr. Connelley, upon his return to Chicago and assume that he has done so.

With further reference to this matter, I am attaching hereto copies of a memorandum submitted to me by Special Agent N. O. Scott of this office containing information given to him by a cashier at the Pickwick Hotel, Mrs. Brown. At the time this memorandum was submitted, it was carefully considered, but seemed to have nothing in it which would warrant any inquiries being made.

RECORDED & INDEXED 62-28915-4611

In view of the action of the jury in the Conspiracy case in finding all defendants guilty, it occurs to me that the information furnished to Agent Mc Kee by Vivian Mathis is probably not correct. As near as I could determine from my conversation with Agent Mc Kee, the alleged meeting in the Pickwick occurred in the early afternoon on the date mentioned. I recall that during the afternoon of that day at about three o'clock, I was in the office of the United

COPIES DESTROYED

11 AUG 21 1964

See Serial 62-28915-3474 APR 11 1935

TOLSON

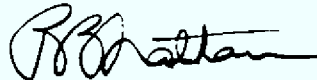
114

2.

States Attorney, at which time, Special Agent in Charge Vetterli and Special Agents Andersen and Trainor of this office were also present in conference with members of the force of the United States Attorney. Mr. Milligan was present at that time and did not appear to have been drinking. My recollection is that Mrs. Milligan and their son were in the outer office at the time we conferred in Mr. Milligan's private office, and my assumption was that they had accompanied him to his office.

While I can give no reason for Vivian Mathis furnishing Agent Mc Kee with incorrect information of this character, I am, as I have stated, not impressed with the fact that her statements concerning the United States Attorney are correct. I am forwarding this information in order that the Division may be completely advised concerning the matter.

Very truly yours,



R. B. NATHAN
Special Agent in Charge.

RBN-ebc
Encl.

Kansas City, Missouri.
December 31, 1934.

PERSONAL AND CONFIDENTIAL

MEMORANDUM FOR MR. NATHAN.

This Agent, while at lunch, and in a conversation with Mrs. Brown, who is cashier at the Pickwick Hotel in Kansas City, was informed that she had an occasion to take change for a \$500.00 bill up to a certain room in the hotel; that she was only allowed in the one room and did not see the occupants in the adjoining room.

This Agent ascertained from Mrs. Brown in a general conversation that she understood a bribe had been offered to some person not in authority by the Subjects in the Kansas City Massacre Case, and, furthermore, that she understood that if the Subjects in the Kansas City Massacre Case were convicted "there was going to be hell raised in Kansas City." She further stated that she understood the party who received this bribe was not in authority in anyway and, therefore, she did not believe that this would have any bearing on the Kansas City Massacre Case.

This Agent further was informed that the following Subjects were registered at the Pickwick Hotel at the present time:

DOMINGO BAGGIMO (Spelling not certain)
MR. AND MRS. RICHARD GALATAS
MR. AND MRS. HUBERT FAPLER
LOUIS (DOC) STACCI and his ATTORNEY from Chicago.

This information was obtained by this Agent in a very confidential way and under no circumstances should the name of Mrs. Brown be brought out if this information later on appears to be of any value.

Respectfully submitted,

M. O. SCOTT
Special Agent.

MOS-alc
62-760-

COPIES DESTROYED

11 AUG 21 1964

2 47 / X

116

DEPT. OF INV.

East Liverpool, Ohio

Feb. 4, 1935

Atty General Cumminge,
Washington,
D.C.

Dear Sir:-

Am writing to know
if the U.S. Government offered a
reward for information lead
ing up to the capture of Charles
A. "Pretty Boy" Floyd dead or alive.

If so I am the person who
notified the officer/Constable
Clyde A. Birch, which led to the
capture on Oct. 22-1934 the day
he was killed. 6-22-15-3462

RECORDED

&

INDEXED

FEB 14 1935

Robert Robinson

East Liverpool

R.D. 1, Ohio

RECORDED

REM:CS

62-28915

-3462

February 13, 1935.

Mr. Robert Robinson,
Rural Delivery #1,
East Liverpool, Ohio.

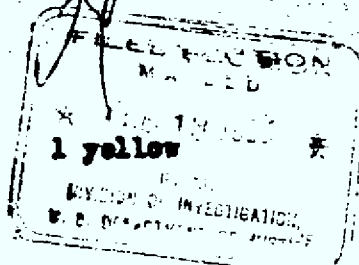
Dear Sir:

This is to acknowledge receipt of your letter dated February 4, 1935, addressed to the Attorney General of the United States, requesting advice as to whether the United States Government offered a reward for information leading up to the capture of Charles Arthur "Pretty Boy" Floyd.

Please be advised that the Federal Government made no offer of a reward for information resulting in the location and apprehension of Floyd.

Very truly yours,

John Edgar Hoover,
Director.



P. O. Box 1276,
Oklahoma City, Oklahoma,
January 7, 1935.

JHL:JCR

Mr. John E. Gibson,
United States Secret Service,
Federal Building,
Oklahoma City, Oklahoma.

Dear Sir:

Transmitted herewith is a copy of a memorandum prepared by Special Agent E. W. Bitterworth of this office dated November 7, 1934 relative to information submitted by one Ben F. Fain, at that time inmate of the United States Southwestern Reformatory, in Nowata, Oklahoma, concerning stolen bonds.

There is also transmitted herewith a miscellaneous assortment of correspondence that has since been received at this office regarding the possible location of said bonds.

Inasmuch as this appears to pertain to matters of interest to your office rather than the violation of any federal law within the jurisdiction of this Division, this matter is being referred to you for such attention as you may deem appropriate.

Very truly yours,

DWIGHT BRANTLEY,
Special Agent in Charge.

Encls.
cc Division

RECORDED

INDEXED

JAN 14 1935

62-12115-3463
DIVISION OF INVESTIGATION

JAN 10 1935

U. S. DEPARTMENT OF JUSTICE

ONE

119

UNITED STATES BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

Kansas City

S.A. FILE NO. 62-896-

REPORT MADE AT: San Antonio, Tex.	DATE WHEN MADE: Jan. 7, 1935	PERIOD FOR WHICH MADE: Jan. 7, 1935	REPORT MADE BY: One T. Jones
TITLE: VERNON C. MILLER, with aliases (Deceased) ET AL			CHARACTER OF CASE: Conspiracy to Deliver Federal Prisoner

SYNOPSIS OF FACTS:

Due to conviction of six principals in this case at Kansas City, Mo., on Jan. 4, 1935, no further investigative action necessary in San Antonio District. B.U.C.

Reference: Letter from Kansas City office dated Dec. 13, 1934.

DETAILS:

In view of the conviction of Richard T. Galatas, Louis Stacci, Herbert Farmer, Frank B. Mulloy, Mrs. Esther Farmer, and Mrs. Richard T. Galatas, and plea of guilty as to Vivian Mathias, and the dismissal of the case against Mrs. Frank Nash, at Kansas City, Mo., on January 4, 1935, there is no further investigative action pending in the San Antonio District.

Referred upon completion.

DETAILS:

APPROVED AND FORWARDED:

SPECIAL AGENT IN CHARGE

COPIES OF THIS REPORT FURNISHED TO:

Division-3
K.C.-2
E.J. Connelley, Chic-2
S.A.-2

COPIES DESTROYED

DO NOT WRITE IN THESE SPACES

<p>62-28915-3464</p> <p>JAN 10 1935 A.M.</p> <p>BUREAU OF INVESTIGATION</p> <p>ROUTED TO: ONE FILE</p> <p>STAT. SECT.</p>	<p>RECORDED AND INDEXED: JAN 10 1935</p> <p>CHECKED OFF: JAN 16 1935</p> <p>JACKETED:</p>
--	---

MA1 AUG 21 1964

120

Division of Investigation

U. S. Department of Justice

1616 Federal Reserve Bank Building,
Kansas City, Missouri.
January 8, 1935.

Director,
Division of Investigation,
U. S. Department of Justice,
Pennsylvania Avenue at 9th Street, N.W.,
Washington, D.C.

Dear Sir:

RE: CHARLES ARTHUR FLOYD, with aliases (Deceased) ET AL
CONSPIRACY TO DELIVER FEDERAL PRISONER

There is being transmitted under separate cover to the Division a map of the States of Illinois, Missouri, and Arkansas, bearing thereon, the designation of long distance telephone calls, which figured in the Conspiracy to Deliver Federal Prisoner Frank Nash. A legend explaining these telephone calls is attached to the chart. This chart was prepared at the Kansas City office and is being transmitted to the Division for the completion of its file. A like chart is in possession of the United States Attorney at Kansas City, Missouri.

Very truly yours,




R. B. NATHAN
Special Agent in Charge

EFT-ebc
62-760-

RECORDED
&
INDEXED

JAN 14 1935

62-28915-3465
DIVISION OF INVESTIGATION
JAN 10 1935
U. S. DEPT. OF JUSTICE



UNITED STATES BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **KANSAS CITY**

FILE NO. **62-760**

REPORT MADE AT: KANSAS CITY, MO.	DATE WHEN MADE: 1-7-35	PERIOD FOR WHICH MADE: 12-29-34 to 1-5-35	REPORT MADE BY: W. F. TRAINER
--	----------------------------------	---	---

TITLE: Changed VERNON C. MILLER, aliases: Verne C. Miller, V. C. Moore, Vincent C. Moore, V. C. White, V. C. Mason, Deceased	CHARACTER OF CASE: CONSPIRACY TO DELIVER FEDERAL PRISONER
---	---

CHARLES ARTHUR FLOYD, aliases: Frank Mitchell,

SYNOPSIS OF FACTS:

"Pretty Boy" Smith, "Pretty Boy" Floyd, George Sanders, Deceased

ADAM RICHETTI, aliases: Adam Richette, Adam Rechard, Adam Racchetti, Adam Richardi, Edward Brennan, Ed Brennan

RICHARD TALLMAN GALATAS, aliases: Dick Galatas, Richard F. Galatas, Dick Gladis, Pritchard Sheridan, Edwin W. Lee, William Lee, V. C. Lee, W. E. Cox

HERBERT ALLEN FARMER, aliases: Herb Farmer, Herbert Black, H. A. Patton, W. H. Williams, W. H. Baker, Harry J. Garner, Harry Allen Farmer, William Hilary Baker

LOUIS STACCI, aliases: Louis Stacci, "Doc" Stacey

FRANK B. MULLOY, aliases: Fritz Mulloy, Fritz Malloy

MRS. ESTHER FARMER

MRS. ELIZABETH GALATAS, aliases: Betty McFadden, Mrs. Glenn Morris, Mrs. William Lee, Mrs. E. W. Lee

VIVIAN MATHIAS, aliases: Vivian Matthias, Vivian Page, Vivian Mathis, Vivian Matthews, Vivian Allen, Mrs. Vernon C. Miller, Clara Hayes, Clara Hays

MRS. E. B. CONNER, aliases: Mrs. Louise Conner, Lou Conner, Mary Conner

MRS. FRANCES NASH, aliases: Mrs. Frances Miller, Mrs. Frances

DETAILS:

Harrison, Mrs. George W. Miller, Frances Mikulich Miller

RECEIVED
U.S. DEPT. OF JUSTICE
DIVISION ONE
JAN 11 1935

*conviction 7
antenn 5 yrs
3 years 3 days susp
9 years probate
\$1,500 fines*

DO NOT WRITE IN THESE SPACES

COPIES DESTROYED

FORWARDED:

11 AUG 21 1964

COPIES OF THIS REPORT FURNISHED TO:
3-Division
1-U.S. Atty., K.C., Mo.
1-Chicago (E.J. Connelley)
1-St. Louis
1-Buffalo
2-Kansas City

DISPOSITION SHEET

SPECIAL AGENT
IN CHARGE

62-28915-246

RECORDED AND INDEXED:
JAN 1 1935

UNITED STATES
JAN 10 1935 A.M.

CHECKED OFF:
JAN 17 1935

BUREAU OF INVESTIGATION

ROUTED TO

FILE

ONE

STAT. SECT.

122

SYNOPSIS OF FACTS:

Subjects Richard Tallman Galatas, Louis Stacci, Herbert Allen Farmer, Frank E. Mulloy, Mrs. Esther Farmer, Mrs. Elizabeth Galatas, Vivian Mathias and Mrs. Frances Nash went to trial in Federal Court, Kansas City, Missouri, 12-31-34. Vivian Mathias changed her plea to guilty on 12-31-34 and sentence reserved that date. Indictment dismissed as to Frances Nash during course of the trial on 1-3-35. Verdict of guilty as to all other defendants on trial returned by jury 1-4-35. Sentences pronounced by the Court 1-5-35 as follows: Richard Tallman Galatas, Herbert Allen Farmer, Louis Stacci and Frank E. Mulloy each two years in the U. S. Penitentiary, plus a \$10,000.00 fine for each; Vivian Mathias, Elizabeth Galatas and Esther Farmer one year and one day in the U. S. Reformatory for Women, Alderson, West Virginia, suspended and probation for a period of three years granted, conditioned upon payment of fine of \$500.00 each to be paid on or before 9-1-35. Indictment against Mrs. E. B. Conner dismissed in Federal Court at Kansas City, Missouri, 12-29-34. Parole reports as to Richard Tallman Galatas, Herbert Allen Farmer, Frank E. Mulloy and Louis Stacci herewith submitted. Disposition sheets as to all submitted to the Division.

REFERENCE:

Reports of Special Agent W. F. Trainor, Kansas City, 10-19-34 and 11-20-34.

DETAILS:

The caption in this case is being changed to show the additional aliases of Adam Richetti and Charles Arthur Floyd. The names of Floyd and Miller are being retained in the full caption of this case in view of the fact the each of them was a central figure in the indictment in which the other Subjects were tried and convicted although those parties were not themselves on trial. Hereafter the title of this case will be again changed to reflect Adam Richetti as the only remaining Subject.

The indictment of 9-1-33 which was still pending against Mrs. E. B. Conner was dismissed by nolle prosequi in Federal Court at Kansas City, Missouri, on 12-29-34.

The trial in this matter began in the U. S. District Court at Kansas City, Missouri, on 12-31-34 at which time the following defendants, were on trial: Vivian Mathias, Mrs. Esther Farmer, Mrs. Elizabeth Galatas, Mrs. Frances Nash, Richard Tallman Galatas, Herbert Allen Farmer, Louis Stacci and Frank B. Mulloy.

Shortly after the beginning of the trial Vivian Mathias entered a plea of guilty, on 12-31-34. Judgment as to her was reserved by the Court until conclusion of the trial.

The indictment on which these Subjects were tried charged conspiracy in three counts, two of them being conspiracy to violate Title 18, Section 753I of the U.S.C., namely that they conspired to release a Federal prisoner, Frank Nash, and that they conspired to conceal a Federal prisoner after his release, and that they conspired to violate Title 18, Section 246 of the U.S.C., namely to rescue a prisoner who had been arrested on process duly issued. In the indictment it was shown that Frank Nash, escaped Federal prisoner, was on 6-16-33 and 6-17-33 in the legal custody of Agents of the Attorney General of the United States and that the defendants conspired to cause his release on those dates.

Mrs. Frank Nash testified for the government and pursuant to an agreement made with the U. S. Attorney at Kansas City, Missouri, during 1933, the indictment in this case was dismissed as to Frances Nash prior to the submission of the case to the jury at the close of the trial on 1-3-35.

The U. S. Attorney of his own motion dismissed two counts of the indictment as to all defendants at the close of this trial and immediately before the case was submitted to the jury, the two counts dismissed being those charging conspiracy to rescue, referring to Title 18, Section 246, U.S.C., and conspiracy to conceal a Federal prisoner, above cited. The dismissal of these two counts was induced by a motion on the part of the defendants' counsel to compel the Government to elect as to which counts would be submitted to the jury since it was alleged that all of the counts charged an identical offense and were therefore duplicitous. Therefore, the only count submitted to the jury was that of conspiracy to release a Federal prisoner from the custody of the Attorney General and the conviction on that count carried a maximum sentence of two years imprisonment or a fine of \$10,000.00 or both.

The jury returned a verdict of guilty as to all defendants whose case was before them on the morning of 1-4-35, those convicted being Richard Tallman Galatas, Herbert Allen Farmer, Frank B. Mulloy, Louis Stacci, Mrs. Elizabeth Galatas and Mrs. Esther Farmer. The Court reserved judgment on the

124

morning of 1-4-35 until 9:30 A.M. 1-5-35.

On 1-5-35 sentence was pronounced as follows: Richard Sullivan Galatas, Herbert Allen Farmer, Frank B. Mulloy and Louis Stacci each to serve two years in the U. S. Penitentiary and each to pay a fine of \$10,000.00; Vivian Mathias, Mrs. Elizabeth Galatas and Mrs. Esther Farmer each sentenced to serve one year and one day in the U. S. Reformatory for Women at Alderson, West Virginia, which sentence was suspended and probation for each of these Subjects was granted for a period of three years which probation was conditioned upon the payment by each of the fine of \$500.00 to be paid on or before 9-1-35.

The Probation Officer at Kansas City, Missouri, took charge of the women, who were sentenced in this case as above named, and he outlined to them the conditions of their probation.

Frances Bash was returned with an escort, namely one of the Special Agents of this Division, to her home at Aurora, Minnesota, on 1-5-35.

The four men sentenced in this case were taken to the U. S. Penitentiary at Leavenworth, Kansas, by the U. S. Marshal on 1-5-35.

Parole reports as to those four men are being submitted herewith to the Division. Disposition sheets as to all defendants tried as mentioned herein, are being submitted to the Division herewith.

PENDING

125

This case originated at **KANSAS CITY**File No. **62-760**

Report Made at: KANSAS CITY, MO.	Date When Made: 1-7-35	PAROLE REPORT	Report Made by: E. F. TRAINER
Name of Convict: LOUIS STACCI aliases: Louis Stacci "Doc" Stacey		Title of Case: VERNON C. MILLER with aliases HERBERT ALLEN FARMER with aliases MRS. ESTHER FARMER MRS. FRANCES NASH with aliases MRS. E. B. CONNER with aliases RICHARD TALLMAN GALATAS with aliases FRANK B. MULLOY with aliases LOUIS STACCI with aliases ADAM RICCHIETTI with aliases MRS. ELIZABETH GALATAS with aliases VIVIAN MATHIAS with aliases CHARLES ARTHUR FLOYD with aliases CONSPIRACY TO DELIVER FEDERAL PRISON	

Frank Nash, a desperate bandit, was sentenced on 3-1-24 in the U. S. District Court at Oklahoma City, Oklahoma, to serve a term of 25 years on a charge of mail robbery. He was received at the U. S. Penitentiary at Leavenworth, Kansas, on 3-3-24. He escaped from that institution on the evening of 10-19-30. After the escape of Frank Nash a nation-wide search was conducted for him by the Division of Investigation of the U. S. Department of Justice. Nash was found to have many and intimate contacts in the underworld throughout the United States and particularly in Chicago, Illinois; St. Paul, Minnesota; Hot Springs, Arkansas, and Kansas City, Missouri, and vicinity. He was probably one of the most important underworld characters while at liberty and it is well known that he figured in the major bank robberies which were perpetrated during that time and that he associated with other criminals of like caliber. Through appropriate investigative arrangements Frank Nash was apprehended at Hot Springs, Arkansas, on 6-16-33 at the White Front Pool Hall, a gambling establishment partially operated by Richard Tallman Galatas.

Special Agents Frank Smith and F. J. Lackey of this Division, assisted by Chief of Police Otto Reed of McAlester, Oklahoma, were the officers who apprehended Nash and due to their knowledge of the corrupt condition of law enforcement at Hot Springs, Arkansas, and that entire vicinity, they took Nash unceremoniously for purposes of

Approved and Forwarded: Special Agent in charge	62-28915-3467	Recorded and Indexed: JAN 19 1935
Copies of This Report Furnished to: 3-Division 1-Chicago (E.J. Connelley) 2-Kansas City <i>2 copies Parole Board 1-15-35</i>	Bureau of Investigation JAN 10 1935 A.M. Department of Justice Routed to ONE STAT. SECT.	Checked off JAN 19 1935 Jacketed:

safety to themselves and the custody of the prisoner, and proceeded to Fort Smith, Arkansas, by automobile immediately. While en route they were instructed telephonically by their superior, R. E. Solvia, Special Agent in Charge of the Oklahoma City office of this Division, who had secured authorization from the Director of this Division, John Edgar Hoover, pursuant to orders of the Department of Justice at Washington, D. C., that Agents Smith and Lackey, with Mr. Reed as a guard to assist them, should proceed from Fort Smith, Arkansas, to Kansas City, Missouri, by train in order that Nash might be safely conducted to the U. S. Penitentiary at Leavenworth, Kansas. Upon the arrival of the Agents and Mr. Reed with the prisoner at Kansas City, Missouri, on the morning of 6-17-33, about 7 A.M., they were met at the train by Special Agent in Charge R. E. Vetterli, assisted by Special Agent Raymond J. Caffrey and two Kansas City Police officers, Frank Hermanson and E. J. Groome. This group of officers proceeded to place the prisoner, Nash, in the personal automobile of Agent Caffrey, in front of the Union Station, immediately upon arrival of the train, preparatory to taking him to Leavenworth. At the instant when the officers were surrounding the car of Agent Caffrey, some of them having gotten into the car and when the prisoner was safely placed in the car, three men, bearing machine guns and other firearms, surprised the group and mercilessly murdered Raymond J. Caffrey, Otto Reed, Frank Hermanson and E. J. Groome. The prisoner, Frank Nash, was also slain by these assassins, who fired machine guns and other weapons at random into the group. Special Agent Lackey was seriously wounded by machine gun fire and Special Agent in Charge Vetterli was slightly wounded, barely escaping death. Special Agent Frank Smith miraculously escaped assassination and was not wounded.

Investigation developed that the assassins were Vernon C. Miller, a close friend of Frank Nash; Charles Arthur Floyd, southwestern desperado and his running mate, Adam Richetti. It was also developed by investigation that Richard Tallman Galat assisted by Mrs. Frances Nash, Mrs. Esther Farmer, Herbert Allen Farmer, Louis Stacci, Mrs. Elizabeth Galatas, Frank B. Mulloy, Vivian Mathias and Vernon C. Miller, brought about the plans through a conspiracy in which they each participated, telephonically and otherwise, which ultimately resulted in the arrival at the Union Station at Kansas City, Missouri, of Vernon C. Miller, Charles Arthur Floyd and Adam Richetti, who performed the atrocious massacre of the officers.

Louis Stacci, with his accomplices, was indicted in Federal Court at Kansas City, Missouri, on 10-24-34, charged with conspiracy to violate a law of the United States in this case. The indictment charged conspiracy to violate Title 18, Section 753I, U.S.C., namely to cause the escape of a Federal prisoner from the custody of the United States. Originally the indictment was three counts, charging two counts under Title 18, Section 753I, U.S.C., and one count charging conspiracy to violate Title 18, Section 246, U.S.C., which refers to the release of persons duly arrested. However, two counts of this indictment were dismissed at the close of the trial and only one count, namely conspiracy to release a Federal prisoner

was left. Stacci, with his accomplices, was tried in the U. S. District Court at Kansas City, Missouri, beginning on 12-31-34 and on 1-4-35 a verdict of guilty was returned by the jury. On 1-5-35 Stacci was sentenced by the Court at Kansas City to serve two years in the U. S. Penitentiary and to pay a fine of \$10,000.00, which was the maximum punishment under the one count of the indictment submitted to the jury.

Louis Stacci moved as a participant in this conspiracy by placing a long distance telephone call from Chicago, Illinois, to Kansas City, Missouri, whereby he made personal contact with Vernon C. Miller and advised Miller of the apprehension by Federal Agents of Frank Nash. His act was the direct means whereby Vernon C. Miller, one of the actual participants in the massacre, was reached and whereby Vernon C. Miller became interested in the conspiracy. To Stacci is largely attributed the character of action, namely that of armed violence, whereby the conspiracy to release Frank Nash culminated. Stacci has made his living by operating what was known as the C. P. Inn, a rendezvous of gangsters and major underworld characters at Chicago, Illinois. He owed to them by his associations and profit thereby a debt of action in their behalf when they, as did Frank Nash, became involved with the law.

Stacci is about 40 years of age, a member of the white race and an American citizen. He is married and has made his residence at Melrose Park, Illinois, adjacent to Chicago, and has been engaged in the illicit business of operating speak-easies and working as a panderer around houses of prostitution for many years. His reputation at Chicago, Illinois, is that of associate of bank robbery and harbinger of criminals. According to the fingerprint records of the Division of Investigation, U. S. Department of Justice, Washington, D. C., the only criminal record of Stacci is as follows:

As Louis Stacey arrested Wheaton, Illinois, 6-25-31;
charge - conspiracy.

As Louis Stacey, arrested Wheaton, Illinois, 7-27-31;
charge - carrying concealed weapons; convicted and
fined in local courts \$150 and costs.

This case originated at

KANSAS CITY

File No. 62-760

Report Made at: KANSAS CITY, MO.	Date When Made: 1-7-35	PAROLE REPORT	Report Made by: W. F. TRAINOR	B
Name of Convict: HERBERT ALLEN FARMER aliases: Herb Farmer Herbert Black H. A. Patton W. H. Williams W. H. Baker Harry J. Garner Harry Allen Farmer William Hilary Baker		Title of Case: VERNON C. MILLER with aliases HERBERT ALLEN FARMER with aliases MRS. ESTHER FARMER MRS. FRANCES NASH with aliases MRS. E. B. CONNER with aliases RICHARD TALLMAN GALATAS with aliases FRANK B. MULLOY with aliases LOUIS STACCI with aliases ADAM RICHETTI with aliases MRS. ELIZABETH GALATAS with aliases WIVIAN MATHIAS with aliases CHARLES ARTHUR FLOYD with aliases CONSPIRACY TO DELIVER FEDERAL PRISONER		
<p>Frank Nash, a desperate bandit, was sentenced on 3-1-24 in the U. S. District Court at Oklahoma City, Oklahoma, to serve a term of 25 years on a charge of mail robbery. He was received at the U. S. Penitentiary at Leavenworth, Kansas, on 3-3-24. He escaped from that institution on the evening of 10-19-30. After the escape of Frank Nash a nation-wide search was conducted for him by the Division of Investigation of the U. S. Department of Justice. Nash was found to have many and intimate contacts in the underworld throughout the United States and particularly in Chicago, Illinois; St. Paul, Minnesota; Hot Springs, Arkansas, and Kansas City, Missouri, and vicinity. He was probably one of the most important underworld characters while at liberty and it is well known that he figured in the major bank robberies which were perpetrated during that time and that he associated with other criminals of like caliber. Through appropriate investigative arrangements Frank Nash was apprehended at Hot Springs, Arkansas, on 6-16-33 at the White Front Pool Hall, a gambling establishment partially operated by Richard Tallman Galatas.</p> <p>Special Agents Frank Smith and F. J. Lackey of this Division, assisted by Chief of Police Otto Reed of McAlester, Oklahoma, were the officers who apprehended Nash and due to their knowledge of the corrupt condition of law enforcement at Hot Springs, Arkansas, and that entire vicinity, they took Nash unceremoniously, for purposes of</p> <p style="text-align: right;">Do not write in these spaces</p>				
Approved and Forwarded: <i>[Signature]</i> Special Agent in charge		62-28915-3468 JAN 10 1935 and Indexed:		
Copies of This Report Furnished to: 3-Division 1-Chicago (E.J. Connelley) 2-Kansas City		Bureau of Investigation JAN 10 1935 A.M. Department of Justice		Checked off: JAN 19 1935 Jacketed:
Routed to: <i>[Signature]</i> ONE <i>[Signature]</i> STAT. SECT.		File:		

safety to themselves and the custody of the prisoner, and proceeded to Fort Smith, Arkansas, by automobile immediately. While en route they were instructed telephonically by their superior, R. H. Galvin, Special Agent in Charge of the Oklahoma City office of this Division, who had secured authorization from the Director of this Division, John Edgar Hoover, pursuant to orders of the Department of Justice at Washington, D. C., that Agents Smith and Lackey, with Mr. Reed as a guard to assist them, should proceed from Fort Smith, Arkansas, to Kansas City, Missouri, by train in order that Nash might be safely conducted to the U. S. Penitentiary at Leavenworth, Kansas. Upon the arrival of the Agents and Mr. Reed with the prisoner at Kansas City, Missouri, on the morning of 6-17-33, about 7 A.M., they were met at the train by Special Agent in Charge R. E. Vetterli, assisted by Special Agent Raymond J. Caffrey and two Kansas City Police Officers, Frank Hermanson and W. J. Groome. This group of officers proceeded to place the prisoner, Nash, in the personal automobile of Agent Caffrey, in front of the Union Station, immediately upon arrival of the train, preparatory to taking him to Leavenworth. At the instant when the officers were surrounding the car of Agent Caffrey, some of them having gotten into the car and when the prisoner was safely placed in the car, three men, bearing machine guns and other firearms, surprised the group and mercilessly murdered Raymond J. Caffrey, Otto Reed, Frank Hermanson and W. J. Groome. The prisoner, Frank Nash, was also slain by these assassins, who fired machine guns and other weapons at random into the group. Special Agent Lackey was seriously wounded by machine gun fire and Special Agent in Charge Vetterli was slightly wounded, barely escaping death. Special Agent Frank Smith miraculously escaped assassination and was not wounded.

Investigation developed that the assassins were Vernon C. Miller, a close friend of Frank Nash; Charles Arthur Floyd, southwestern desperado and his running mate, Adam Richetti. It was also developed by investigation that Richard Tallman Galat assisted by Mrs. Frances Nash, Mrs. Esther Farmer, Herbert Allen Farmer, Louis Stacci, Mrs. Elizabeth Galatas, Frank B. Mulloy, Vivian Mathias and Vernon C. Miller, brought about the plans through a conspiracy in which they each participated, telephonically and otherwise, which ultimately resulted in the arrival at the Union Station at Kansas City, Missouri, of Vernon C. Miller, Charles Arthur Floyd and Adam Richetti, who performed the atrocious massacre of the officers.

Herbert Allen Farmer, with his accomplices, was indicted in Federal Court at Kansas City, Missouri, on 10-24-34, charged with conspiracy to violate a law of the United States in this case. The indictment charged conspiracy to violate Title 18, Section 753I, U.S.C., namely to cause the escape of a Federal prisoner from the custody of the United States. Originally the indictment was three counts, charging two counts under Title 18, Section 753I, U.S.C., and one count charging conspiracy to violate Title 18, Section 246, U.S.C., which refers to the release of persons duly arrested. However, two counts of this indictment

were dismissed at the close of the trial and only one count, namely conspiracy to release a Federal prisoner was left. Farmer, with his accomplices, was tried in the U. S. District Court at Kansas City, Missouri, beginning on 12-31-34 and on 1-4-35 a verdict of guilty was returned by the jury. On 1-5-35 Farmer was sentenced by the Court at Kansas City to serve two years in the U. S. Penitentiary and to pay a fine of \$10,000.00, which was the maximum punishment under the one count of the indictment submitted to the jury.

Herbert Allen Farmer performed a part in the conspiracy in this case which was somewhat passive. His acts were those of counsel and advice. Richard Tallman Galatas in order to further the conspiracy, which was ultimately consummated, came to Joplin, Missouri, by airplane on the afternoon of 6-16-33 with Mrs. Frances Nash. Arrangements were made telephonically with Mrs. Esther Farmer by Galatas and Mrs. Nash whereby Herbert Allen Farmer met Galatas and Mrs. Nash at Joplin in Herbert Farmer's automobile and they were taken by Herbert Farmer to the Farmer residence. From the Farmer residence most of the plans, which resulted in the massacre, were perfected telephonically. Farmer himself is practically totally deaf, however, he was fully aware of the plans which were being perpetrated and to the best of his ability he aided. Farmer has been for many years a confidence man and has associated intimately with Richard Tallman Galatas, deceased Frank Nash and others of this type. He has operated a "criminal hide-out" near Joplin, Missouri, at his home to which place there have been welcomed numerous desperate characters, including Frank Nash. He has given aid and counsel by such acts, as he did in this case, to others who ostensibly were of more desperate nature than himself. His acts in this conspiracy made possible the desperate taking of life which ultimately resulted.

Farmer is about 42 years of age, a member of the white race and is the husband of Esther Farmer, one of his co-defendants. His occupation has been that of confidence man and gambler, as well as having been a close contact and protector of thieves and other criminals of the major type. While he possesses a calm and apparently innocent appearance, he is somewhat desperate in his character and during the summer of 1934 he seriously wounded a Deputy Sheriff near Neosho, Missouri, by firing several pistol shots in his body, in an altercation which occurred at a night club at that place. He is now wanted on a charge of assault with intent to murder at Neosho. According to the fingerprint records of the Division of Investigation at Washington, D. C., Farmer has the following criminal record:

As Herbert Black, #172, arrested P.D., Tulsa, Oklahoma, 2-25-14; charge - assault; \$100 fine and 90 days.

As Herb Farmer, #2014, received State Reformatory, Granite, Oklahoma, 10-27-17 from Creek; crime - assault and attempt; sentence 5 years.

121

As H. A. Patton, #3242, arrested P.D., Memphis, Tennessee, 9-11-19; charge - larceny of auto. Returned to Holly Springs, Mississippi. Plead guilty. Fined \$125 and costs.

As W. H. Williams, #35330-782, arrested P.D., Wichita, Kansas, 12-22-20; charge - vagrancy, con.; notation #782, Wichita, Kansas, fined \$100 and 6 months."

As W. H. Baker, #25414, arrested P.D., Colorado Springs, Colorado, 8-10-21; charge investigation, bunk; fined \$200 and costs, suspended and given hours.

As Herbert Allen Farmer, #4475, arrested P.D., St. Joseph, Missouri, 11-16-21; charge - investigation; released.

As H. A. Farmer, #1539, arrested P.D., Salt Lake City, Utah, 7-7-22; charge - larceny from person; plead guilty, fined \$50.

As H. A. Farmer, #33625, arrested P.D., San Francisco, California, 3-10-23; charge - vagrancy; disposition not given.

As Harry J. Garner, #12790, arrested P.D., Kansas City, Missouri, 2-12-24; charge - con man; fined \$100.

As Harry Allen Farmer, #2933, arrested P.D., San Antonio, Texas, 1-26-25; charge - investigation, pickpocket; released same day; given hours.

As William Hilary Baker, #35634, arrested P.D., Colorado Springs, Colorado, 7-29-28; charge - con man; fugitive 7-26-28; released.

Additional Notations:

As Herb Farmer #7258, received Oklahoma State Penitentiary, 11-5-16; assault to kill; 5 years.

As Henry Allen Farmer #2933, San Antonio, Texas, 1-26-25; investigation con man; released.

This case originated at **KANSAS CITY**File No. **62-760**

Report Made at: KANSAS CITY, MO.	Date When Made: 1-7-35	PAROLE REPORT	Report Made by: H. F. TRAUBER
Name of Convict: RICHARD TALLMAN GALATAS aliases: Dick Galatas Richard F. Galatas Dick Gladis Pritchard Sheridan Edwin W. Lee William Lee E. C. Lee M. E. Cox		Title of Case: VERNON C. MILLER with aliases HERBERT ALLEN FARMER with aliases MRS. ETHEL FARMER MRS. FRANCES NASH with aliases MRS. E. B. CONNER with aliases FRANK B. MULLOY with aliases LOUIS STACCI with aliases ADAM RICCHETTI with aliases MRS. ELIZABETH GALATAS with aliases VIVIAN MATHIAS with aliases CHARLES ARTHUR FLOYD with aliases CONSPIRACY TO DELIVER FEDERAL PRISONER	
<p>Frank Nash, a desperate bandit, was sentenced on 3-1-24 in the U. S. District Court at Oklahoma City, Oklahoma, to serve a term of 25 years on a charge of mail robbery. He was received at the U. S. Penitentiary at Leavenworth, Kansas, on 3-3-24. He escaped from that institution on the evening of 10-19-30. After the escape of Frank Nash a nation-wide search was conducted for him by the Division of Investigation of the U. S. Department of Justice. Nash was found to have many and intimate contacts in the underworld throughout the United States and particularly in Chicago, Illinois; St. Paul, Minnesota; Hot Springs, Arkansas, and Kansas City, Missouri, and vicinity. He was probably one of the most important underworld characters while at liberty and it is well known that he figured in the major bank robberies which were perpetrated during that time and that he associated with other criminals of like caliber. Through appropriate investigative arrangements Frank Nash was apprehended at Hot Springs, Arkansas, on 6-16-33 at the White Front Pool Hall, a gambling establishment partially operated by Richard Tallman Galatas.</p> <p>Special Agents Frank Smith and F. J. Lackey of this Division, assisted by Chief of Police Otto Reed of McAlester, Oklahoma, were the officers who apprehended Nash and due to their knowledge of the corrupt condition of law enforcement at Hot Springs, Arkansas, and that entire vicinity, they took Nash unceremoniously, for purposes of safety to themselves and the custody of the prisoner, and proceeded to Fort Smith, Arkansas.</p>			
Approved and Forwarded: <i>[Signature]</i> Special Agent in charge		Do not write in these spaces	
Copies of This Report Furnished to: 3-Division 1-Chicago (E.J. Connelley) 2-Kansas City		62-28915-3469 Bureau of Investigation JAN 10 1935 A.M. Department of Justice Routed to: <i>[initials]</i> File: <i>[initials]</i> ONE/STAT. SECT. 7-1932	

Arkansas, by automobile immediately. While en route they were instructed telephonically by their superior, R. M. Colvin, Special Agent in Charge of the Oklahoma City office of this Division, who had secured authorization from the Director of this Division, John Edgar Hoover, pursuant to orders of the Department of Justice at Washington, D. C., that Agents Smith and Lackey, with Reed as a guard to assist them, should proceed from Fort Smith, Arkansas, to Kansas City, Missouri, by train in order that Nash might be safely conducted to the U. S. Penitentiary at Leavenworth, Kansas. Upon the arrival of the Agents and Mr. Reed with the prisoner at Kansas City, Missouri, on the morning of 6-17-33, about 7 A.M., they were met at the train by Special Agent in Charge R. E. Vetterli, assisted by Special Agent Raymond J. Caffrey and two Kansas City Police Officers, Frank Hermanson and W. J. Grooms. This group of officers proceeded to place the prisoner, Nash, in the personal automobile of Agent Caffrey, in front of the Union Station, immediately upon arrival of the train, preparatory to taking him to Leavenworth. At the instant when the officers were surrounding the car of Agent Caffrey, some of them having gotten into the car and when the prisoner was safely placed in the car, three men, bearing machine guns and other firearms, surprised the group and mercilessly murdered Raymond J. Caffrey, Otto Reed, Frank Hermanson and W. J. Grooms. The prisoner, Frank Nash, was also slain by these assassins, who fired machine guns and other weapons at random into the group. Special Agent Lackey was seriously wounded by machine gun fire and Special Agent in Charge Vetterli was slightly wounded, barely escaping death. Special Agent Frank Smith miraculously escaped assassination and was not wounded.

Investigation developed that the assassins were Vernon C. Miller, a close friend of Frank Nash; Charles Arthur Floyd, southwestern desperado and his running mate Adam Richetti. It was also developed by investigation that Richard Tallman Galatas, assisted by Mrs. Frances Nash, Mrs. Esther Farmer, Herbert Allen Farmer, Louis Stecci, Mrs. Elizabeth Galatas, Frank B. Mulloy, Vivian Mathias and Verno Miller, brought about the plans through a conspiracy in which they each participated, telephonically and otherwise, which ultimately resulted in the arrival at the Union Station at Kansas City, Missouri, of Vernon C. Miller, Charles Arthur Floyd and Adam Richetti, who performed the atrocious massacre of the officers.

Richard Tallman Galatas, with his accomplices, was indicted in Federal Court at Kansas City, Missouri, on 10-24-34, charged with conspiracy to violate a law of United States in this case. The indictment charged conspiracy to violate Title Section 753I, U.S.C., namely to cause the escape of a Federal prisoner from the custody of the United States. Originally the indictment was three counts, charging two counts under Title 18, Section 753I, U.S.C., and one count charging conspiracy to violate Title 18, Section 246, U.S.C., which refers to the release of persons duly arrested. However, two counts of this indictment were dismissed at the close of the trial and only one count, namely conspiracy to release a

Federal prisoner was left. Galatas, with his accomplices, was tried in the U. S. District Court at Kansas City, Missouri, beginning on 12-31-34 and on 1-4-35 a verdict of guilty was returned by the jury. On 1-5-35 Galatas was sentenced by the Court at Kansas City to serve two years in the U. S. Penitentiary and to pay a fine of \$10,000.00, which was the maximum punishment under the one count of the indictment submitted to the jury.

The offense of conspiracy in which Galatas participated in this instance resulted in the most serious and flagrant defiance of law and order which has occurred in recent history. His acts culminated in the brutal murders of officers who were performing their duty in the return of a desperate criminal from liberty to his legal place of confinement. Investigation has shown that Galatas, a consort of underworld characters, had been designated by the corrupt political machine at Hot Springs, Arkansas, as the so-called protection man who aided criminals in their flight from the law in Hot Springs and that his acts in participating in this case resulted from that position. Galatas remained a fugitive from justice from the day that the massacre occurred on 6-17-33 until 9-22-34.

Galatas is about 44 years of age, an American citizen and a member of the white race. He is married and has a stepson, who has been in attendance at the University of Alabama prior to and including June, 1933. Galatas' occupation has been that of confidence man, gambler and consort of criminals. He possesses a suave and polished appearance. The records of the Division of Investigation of the U. S. Department of Justice at Washington, D. C., reflect the only known criminal record of Galatas which is as follows:

As Richard Galatas, #7975, arrested Toledo, Ohio, P.D., 7-3-18; charge - suspicion, con man; released.

As Richard F. Galatas, #21434, arrested P.D., Los Angeles, California, 3-14-23; charge - fugitive, bunco from Chicago. Returned Chicago, Illinois.

As Richard Tallman Galatas, arrested Chicago, Illinois, P.D., 4-4-23, con game - 3 months and \$1000 fine. Case appealed and subject released on bond. Bond forfeited.

As Pritchard Sheridan, #9091, arrested P.D., Columbus, Ohio, 4-29-26; suspicious person; forfeited \$50 bond 5-1-26.

As Dick Sheridan, #5283, arrested Flint, Michigan, 4-11-27; charge - suspicion, con man.

REN: CJ

January 9, 1935.

Mr. Gus T. Jones,
Division of Investigation,
U. S. Department of Justice,
1216 Smith-Youn: Tower Building,
San Antonio, Texas.

RE: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases (Deceased), et al -
Conspiracy to Deliver Federal Prisoner

Dear Sir:

Reference is made to my letter, addressed to you under date of November 27, 1934, a copy of which was designated for each of the below named officials, relative to a conference at St. Louis, Missouri on December 1, 1934.

The Division was advised that at this conference all those who attended were to submit memoranda of their recollection of any conversations had with members of the Kansas City, Missouri Police Department. The Division desires that copies of such memoranda, furnished to the United States Attorney at Kansas City, Missouri, also be furnished to the Division in order to complete its files.

This matter should receive your prompt attention.

Very truly yours,

John Edgar Hoover,
Director.

CC - Mr. R. E. Vetterli,
St. Louis
Mr. R. G. Harvey,
Philadelphia
Mr. A. Nathan,
Chicago

RECORDED

★
P. M.
DIVISION OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
2 yallons

Division of Investigation

U. S. Department of Justice

1616 Federal Reserve Bank Building
Kansas City, Missouri
January 9, 1935

Director
Division of Investigation
U. S. Department of Justice
Pennsylvania Avenue and 9th Street, N. W.
Washington, D. C.

Dear Sir:

RE: VERNON C. MILLER with aliases,
Deceased, et al
CONSPIRACY TO DELIVER FEDERAL PRISONER

There is transmitted herewith for the completion of the Division's file on this case a copy of the trial brief recently used during the trial of the above case. The Kansas City office secured but one copy so none is being furnished to Mr. Connelley.

Very truly yours,

R. B. Nathan

R. B. NATHAN,
Special Agent in Charge.

HEA:B

62-760

RECORDED & INDEXED

cc - E.J. Connelley, Chicago, Ill.

JAN 15 1935

62-28915-3471	
JAN 11 1935 A.M.	
G. R.	

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

United States of America,
Plaintiff,

vs

No. 12593

Richard Tallman Galatas,
alias Dick Galadis,
alias Fritchard Sheridan;
Herbert Allen Farmer
alias Herbert Black
alias H. A. Patton
alias W. H. Williams;
Esther Farmer;
Frances Nash, a
alias Frances Miller
alias Frances Harrison;
Frank B. Walloy,
alias Fritz Walloy;
Louis Stacci,
alias Doc Stacey;
Elizabeth Galatas,
alias Betty McFadden,
alias Mrs. Glenn Morris; and
Vivian Mathis,
alias Vivian Page,
alias Clara Mays.

Defendants.

TRIAL BRIEF OF FACTS
AND SUGGESTED METHOD OF PROCEDURE TO BE
FOLLOWED IN THE ABOVE ENTITLED CASE.

The indictment in this case is in three counts.
Each count charges the violation of Section 88, Title 18,
U.S.C.A. (Conspiracy.)

"Sec. 88. (Criminal Code, Section 87.)
Conspiring to commit offense against United States.
If two or more persons conspire either to commit
any offense against the United States, or to defraud
the United States in any manner or for any purpose, and
one or more of such parties do any act to effect
the object of the conspiracy, each of the parties to
such conspiracy shall be fined not more than \$10,000,
or imprisoned not more than two years, or both.
(R.S. Sec. 5440; May 17, 1879, c. 8, §1 Stat. 4;
Mar. 4, 1909, c 321, Sec. 37, 35 Stat. 1026.)"

The conspiracy alleged in the indictment and each count thereof to have been entered into by the defendants and other persons unknown and the overt acts committed are as follows:

COUNT I

At Kansas City, Jackson County, Missouri, in the Western Division of the Eastern District of Missouri, on or about the 16th day of June, 1933 and continuously thereafter, said defendants did unlawfully, wilfully, knowingly and feloniously conspire, confederate and agree among themselves and with each other in the manner and form as follows: that on or about the said 16th day of June, 1933 and continuously thereafter until the completion of the overt acts hereinafter charged, at a point in and near Kansas City, Jackson County, Missouri, in the Western Division of the Eastern District of Missouri, and within the jurisdiction of this court and at other places unknown to this grand jury, the defendants did at said times and places, unlawfully, wilfully, knowingly and feloniously conspire, confederate and agree together and with each other and among themselves to violate the laws of the United States of America, and particularly the laws of the United States of America pertaining to persons who procure

the escape of any prisoner properly committed to the custody of the Attorney General or to any penal institution pursuant to the direction of the Attorney General, that is to say, to violate Section 753 i, Title 18, U.S.C.A. in this, that they would thereafter unlawfully, wilfully, knowingly and feloniously procure the escape of one Frank Nash from the custody of the Attorney General, which said Frank Nash was then properly committed to the custody of the Attorney General, pursuant to the direction of the Attorney General, and would unlawfully, wilfully, knowingly and feloniously advise, connive at, aid and assist in the escape of the said Frank Nash from the custody of the Attorney General of the United States and the duly authorized representatives of the Attorney General, and said defendants and each of them and other persons whose names are to the grand jurors unknown and for that reason cannot be herein specifically mentioned, pursuant to said unlawful conspiracy, combination, confederation and agreement, and to effect the object and purpose of the same, did thereafter unlawfully, wilfully, knowingly and feloniously commit certain overt acts, which said overt acts are and were specifically as follows:

1.

On June 16th, 1933, at 2:24 P.M. at Hot Springs, Arkansas, the said Richard Tallman Galatas, alias Dick Galadis, alias Fritchard Sheridan placed a long distance telephone call at telephone No. 3842

3.

140

to the Police Department of the City of Little Rock, Arkansas, telephone No. 42162, and by means thereof furnished false and misleading information to the said Police Department by asserting a person had been kidnapped at Hot Springs, Arkansas, referring to the circumstances of the arrest of the said Frank Nash, and requesting that said Police Department be watchful for the appearance there of the officers who had taken said convict and prisoner into custody and intercept them upon their arrival at Little Rock, Arkansas.

3.

On June 16th, 1933, at 2:50 P.M. at Hot Springs, Arkansas, the said Frances Nash, alias Frances Miller, alias Frances Harrison placed a long distance telephone call at telephone No. 2970 to the telephone of the said Louis Stacci, alias Doc Stacey at Chicago, Illinois, telephone No. Melrose Park 645, advising a person to the grand jurors unknown that the said Frank Nash had been apprehended, and requesting that Louis Stacci, alias Doc Stacey further communicate with the said Frances Nash, alias Frances Miller, alias Frances Harrison at the home of Herbert Allen Farmer, alias Herbert Black, alias H. A. Patton, alias W. H. Williams, at Joplin, Missouri.

3.

On June 16th, 1933, at about 4:00 P.M. at Hot Springs, Arkansas, the said Richard Tullman Galatas, alias Dick Galatis, alias Pritchard Sheridan and the said Frances Nash, alias Frances Miller, alias Frances Harrison boarded a specially chartered airplane and proceeded by means thereof from Hot Springs, Arkansas to Joplin, Missouri.

4.

On June 16th, 1933, at 4:42 P.M. the said Elizabeth Galatas, alias Betty McFadden, alias Mrs. Glenn Morris, placed a long distance telephone call from telephone No. 2970 and spoke to the said Esther Farmer at Joplin, Missouri, telephone No. 1541-W2, advising the said Esther Farmer that the said Frances Nash, alias Frances

4.

141

Miller, alias Frances Harrison and the said Richard Tallman Galatas, alias Dick Galadis, alias Fritchard Sheridan were proceeding by airplane from Hot Springs, Arkansas to Joplin, Missouri, and requesting that upon their arrival at the latter place the said Frances Nash, alias Frances Miller, alias Frances Harrison and the said Richard Tallman Galatas, alias Dick Galadis, alias Fritchard Sheridan be met at the air port of said city and taken to the residence of the said Esther Farmer.

4.

On June 16th, 1933, at about 4:42 P.M. at Joplin, Missouri, the said Esther Farmer wilfully received and talked on a long distance telephone call from the said Elizabeth Galatas, alias Betty McPadden, alias Mrs. Glenn Morris, then calling from Hot Springs, Arkansas, and discussed with the said Elizabeth Galatas, alias Betty McPadden, alias Mrs. Glenn Morris, by means of a long distance telephone the fact that the said Richard Tallman Galatas, alias Dick Galadis, alias Fritchard Sheridan and the said Frances Nash, alias Frances Miller, alias Frances Harrison were to arrive by airplane at Joplin, Missouri on that day from Hot Springs, Arkansas.

5.

On June 16th, 1933, at about 4:46 P.M., at Chicago, Illinois, the said Louis Stacci, alias Doc Stacey placed a long distance telephone call from telephone No. Melrose Park 645 to the said Frank E. Mulloy, alias Fritz Mulloy, Kansas City, Missouri, telephone No. Jackson 9702, and at 5:53 P.M. on said day requested an unknown person who answered the long distance telephone at Kansas City, Missouri aforesaid to assist him to communicate with Vernon C. Miller, alias Verne Mason, alias Verne Moore at Kansas City, Missouri.

6.

On June 16th, 1933, at about 6:30 P.M., at Joplin, Missouri, the said Herbert Allen Farmer,

7.

alias Herbert Black, alias H. A. Patton, alias W. H. Williams drove his Cadillac sedan automobile from his home in the vicinity of Joplin, Missouri to the new air port at Joplin, Missouri and inquired for the arrival of the said Richard Tallman Galatas, alias Dick Galadis, alias Pritchard Sheridan and the said Frances Nash, alias Frances Miller, alias Frances Harrison, and proceeded therefrom to the Midway Drug Store at Joplin, Missouri during the same hour and met the said Richard Tallman Galatas, alias Dick Galadis, alias Pritchard Sheridan and the said Frances Nash, alias Frances Miller, alias Frances Harrison, and there after transported them to his home near Joplin, Missouri.

8.

On June 16th, 1933, at about 6:00 P.M., at Kansas City, Jackson County, Missouri, the said Vivian Mathis, alias Vivian Page, alias Clara Hays wilfully received a local telephone call and engaged in a discussion with a person to the grand jurors unknown to the effect that the said Louis Stacci, alias Doc Stacey, in Chicago, Illinois, wished to make telephonic contact with Vernon C. Miller, alias Verne Mason, alias Verne Moore at Kansas City, Missouri.

9.

On June 16th, 1933, at 9:00 P.M., at Kansas City, Jackson County, Missouri, the said Frank B. Malloy, alias Fritz Malloy, in a personal conversation with Vernon C. Miller, alias Verne Mason, alias Verne Moore, advised the said Vernon C. Miller, alias Verne Mason, alias Verne Moore that the said Louis Stacci, alias Doc Stacey, in Chicago, Illinois, had attempted to reach him by long distance telephone from Chicago, Illinois, and that the said Louis Stacci, alias Doc Stacey desired Vernon C. Miller, alias Verne Mason, alias Verne Moore to communicate with him, and the said Frank B. Malloy, alias Fritz Malloy at that time wilfully received information from Vernon C. Miller, alias Verne Mason, alias Verne Moore that the said Vernon C. Miller, alias Verne Mason, alias Verne Moore had already completed said call and received said information.

6.

143

On June 16th, 1933, at 10:17 P.M., at Joplin, Missouri, the said Esther Farmer placed a long distance telephone call from telephone No. 1641-WR, to the telephone of Vernon C. Miller, alias Verne Mason, alias Verne Moore at Kansas City, Missouri, No. Jackson 7073, and by means thereof wilfully spoke to a person to the grand jurors unknown at Kansas City, Jackson County, Missouri, and discussed the fact that said Frank Nash was on that night to be transported by train from Fort Smith, Arkansas to Kansas City, Missouri, and to arrive in Kansas City, Missouri on the following morning in custody of officers of the United States of America, and furnished this information for conveyance to Vernon C. Miller, alias Verne Mason, alias Verne Moore.

COUNT XI

Said defendants on or about the 16th day of June, 1933 at Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, within the jurisdiction of this court and divers and numerous other persons whose names are to the grand jury unknown and cannot therefore be set forth specifically, did, at said time and place unlawfully, wilfully, knowingly and feloniously conspire, confederate and agree together and with each other and among themselves to commit offenses against the laws of the United States of America and more particularly the laws of the United States of America pertaining to persons who conceal any prisoner after the escape of such prisoner from

the custody of the Attorney General at a time when such person is properly committed to and in the custody of the Attorney General and particularly the laws of the United States of America prohibiting any person from procuring the escape of any inmate or prisoner properly committed to any penal institution of the United States of America or from concealing any such inmate or prisoner after escaping from such penal institution of the United States of America, to wit, Section 753 i of the U.S.C.A., in this, that the defendants and others whose names are unknown to this grand jury as aforesaid, well knowing the said Frank Nash was an escaped prisoner and convict from the United States Penitentiary at Leavenworth, Kansas as heretofore set forth and charged, and well knowing that he had escaped from the custody of the Attorney General as aforesaid, and well knowing that he had escaped from said United States Penitentiary at Leavenworth, Kansas as aforesaid, in this, that the said defendants, well knowing these facts, would unlawfully, knowingly, wilfully and feloniously, at divers places in the State of Missouri, including divers places in the Western Division of the Western District of Missouri, and within the jurisdiction of this court and at divers

other places unknown to this grand jury, thereafter conceal the whereabouts of the said Frank Nash after the escape of the said Frank Nash from the custody of the Attorney General as aforesaid, and would, as aforesaid, aid and assist the said Frank Nash in concealing his identity and his whereabouts, as such escaped prisoner and convict and would aid and assist the said Frank Nash by preventing any officers or agents of the United States of America or officials thereof, from learning of the whereabouts of the said Frank Nash, or from apprehending and arresting the said Frank Nash or from taking the said Frank Nash into custody or into the custody of the Attorney General of the United States or his duly authorized representatives or from taking the said Frank Nash to the United States Penitentiary at Leavenworth, Kansas, for the purpose of re-incarcerating him in said Penitentiary there to complete serving his said sentence and term of imprisonment, and that said defendants and each of them and other persons whose names are to the grand jurors unknown and for that reason cannot be herein specifically mentioned, pursuant to said unlawful conspiracy, combination, confederation and agreement, and to effect the object and purpose of the same, did thereafter unlawfully, wil-

fully, knowingly and feloniously commit certain overt acts, which said overt acts are and were specifically set out in count 1, beginning on page 3 of this brief.

COUNT III

Said defendants on or about the 18th day of June, 1933, and continuously thereafter until the completion of the overt acts hereinafter charged, at a point in and near Kansas City, Jackson County, Missouri, and within the jurisdiction of this court, did unlawfully, wilfully, knowingly and feloniously conspire, confederate and agree together and with each other and among themselves to violate the laws of the United States of America, and particularly the laws of the United States of America pertaining to persons who shall rescue or attempt to rescue, from the custody of any officer or person lawfully assisting such officer, any person arrested upon a warrant or other process issued under the provisions of any law of the United States, or who shall aid, abet or assist any person so arrested to escape from the custody of such officer or other person, that is to say, to violate Section 245, Title 18, Code of Laws of the United States of America (Criminal Code, Section 141), in this, that they would thereafter unlawfully, wilfully, knowingly and feloniously rescue and attempt to rescue the said Frank Nash from the custody of F. S. Smith and

F. J. Lackey and other persons lawfully assisting them, and would thereafter unlawfully, wilfully, knowingly and feloniously aid, abet and assist the said Frank Nash to escape from the custody of the said F. B. Smith and F. J. Lackey and all other persons lawfully assisting them, notwithstanding that the said Frank Nash was then properly committed by virtue of a commitment issued under the provisions of the laws of the United States of America, to the custody of the Attorney General and his agents aforesaid, and that said defendants and each of them and other persons whose names are to the grand jurors unknown and for that reason cannot be herein specifically mentioned, pursuant to said unlawful conspiracy, combination, confederation and agreement and to effect the object and purpose of the same, did thereafter commit certain overt acts, which said overt acts are and were specifically set out in count 1, beginning on page 3 of this brief.

It is the theory and thought of the writer that in order for the government to sustain the indictment and each count thereof in the above entitled cause, it is essential and necessary that each and all of the elements which go to make up the alleged charge of conspiracy in this case be fully proven. These elements consist of:

- (1) That defendants conspired to commit an offense against the United States, and
- (2) Subsequent to the conspiracy or agreement one or more of such defendants did an act to effect the object of the conspiracy.

It is suggested that the government's procedure in the trial of this case and the order in which the testimony will be introduced to support each count of the indictment, the names of the witnesses who will testify on behalf of the government and the order in which they will be placed upon the stand to give their testimony, be as follows:

F. J. MORRISON
Deputy Warden
U.S. Penitentiary
Leavenworth, Kansas

Show by this witness the following:

- (1) On or before March 1, 1934 and subsequent thereto, he was the Deputy Warden of the United States Penitentiary, Leavenworth, Kansas, in charge of the records of the penitentiary.
- (2) That on March 3, 1934, one Frank Nash was received as a prisoner at said penitentiary and at the same time was received the original commitment together with certified copies of the indictment, conviction and sentence.
- (3) Have witness produce and identify the original commitment, certified copy of indictment, conviction and sentence thereto attached and offer same in evidence.
- (4) Have him produce prison records and identify same showing that on the 19th day of October, 1930, Frank Nash escaped from the residence of Mr. Morrison from the United States Penitentiary Reservation, Leavenworth, Kansas where said Nash was acting as a Trusty in the personal service of Mr. Morrison. Show that he never was returned to prison to serve the balance of the unexpired sentence as of the time of the escape.

P. J. LACKEY
Special Agent
Division of Investigation
U. S. Department of Justice

Show by this witness that on the 16th day of June, 1933 at Hot Springs, Arkansas, he located escaped Federal prisoner Frank Nash and apprehended him, that he together with agent Frank Smith and Police Officer Reed immediately after the apprehension of Nash, placed him in an automobile and started for Kansas City, Missouri, that they proceeded towards Fort Smith, Arkansas, via Benton and Little Rock, were stopped by a group of officers at Benton who reported that they had been telephonically advised that a man had been kidnapped in Hot Springs. The agents identified themselves and were permitted to proceed with the prisoner. They were again stopped at Little Rock, Arkansas by officers who informed them that they had received information of an alleged kidnapping in the same manner. They identified themselves and they were then escorted to the city limits by Little Rock police and inquired the road to Joplin. They proceeded to Fort Smith, Arkansas. Agent Lackey communicated with his superior, Special Agent in Charge R. E. Colvin, Oklahoma City, Oklahoma by telephone and was instructed to transport the prisoner to Kansas City, Missouri. They departed from Fort Smith, Arkansas at 8:30 P.M. June 16, 1933, bound for Kansas City, Missouri, and

arrived at Kansas City, Missouri at the Union Station on the morning of June 17, 1933 about 7:00 A.M. At the train they were joined by Special Agent in Charge R. E. Vetterli and also by Special Agent R. J. Caffrey and Police Officers W. J. Greens and Frank Hermanson of the Kansas City, Missouri Police Department. These officers met the train for the purpose of assisting in conducting the prisoner to the United States Penitentiary at Leavenworth, Kansas. Show by Agent Lackey what occurred thereafter up and including the time of the killings of the officers.

Have agent Lackey identify photograph of one of the killers.

Have agent Lackey identify photograph of Nash produced by P. J. Morrison.

FRANK SMITH
Special Agent
Division of Investigation
U.S. Department of Justice

Show similar facts by Agent Smith as testified
to by Agent Laskey.

Have Agent Smith identify photograph of one
of the killers.

Have Agent Smith identify photograph of Nash
produced by P. J. Morrison.

H. H. COLVIN
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify that he received telephonic communication from Agent Lackey, advising that he and Agent Smith had apprehended escaped federal prisoner Frank Nash and requested instructions. He immediately called his superior, J. Edgar Hoover, Director of the Bureau of Investigation at Washington, D. C., advising him of the fact that Agents Lackey and Smith had apprehended escaped federal prisoner Frank Nash and requested instructions; that Director Hoover called him back, advising that he had communicated with the Attorney General's office, that the Attorney General had authorized and directed that Agents Lackey and Smith accompanied by Officer Reed as an extra guard for the purpose of returning the prisoner Frank Nash to the United States Penitentiary at Leavenworth, Kansas, proceed to Kansas City, Missouri with the prisoner.

J. EDGAR HOOVER
(or his representative)
Division of Investigation
U.S. Department of Justice
Washington, D. C.

Show by this witness that he received telephone call from R. H. Colvin, communicated with the Attorney General's office, advising that escaped federal prisoner Nash had been apprehended by Agents Lackey and Smith and requested instructions that the Attorney General's office instruct this witness to notify agents Lackey and Smith that they, as representatives of the Attorney General would proceed with escaped federal prisoner Nash to Kansas City, Missouri for the purpose of returning the said Nash to the Federal Penitentiary. Thereupon he did notify Agent Colvin, superior officer of Agents Lackey and Smith to notify Agents Lackey and Smith of the authority and direction of the Attorney General.

REPRESENTATIVE of the office of
THE ATTORNEY GENERAL
Washington, D. C.

This witness will produce memorandum of the Attorney General authorizing Agents Frank Smith and F. J. Lackey as representatives of the Department of Justice, to arrest and convey to Leavenworth, Kansas and deliver to the Warden of the United States Penitentiary, escaped federal prisoner, Frank Nash.

HERBERT AKERS
Chief of Police
Hot Springs, Arkansas

Show by this witness that on the 16th day of June, 1933, Richard Talhman Galatas came to the Police Station and notified the Police that a man had been kidnapped and described Frank Nash; that he knew Frank Nash under the name of Doc Williams; that he was requested to notify the police of surrounding towns of the fact of the kidnapping; that he told Galatas this was not a kidnapping; that he had talked with the Little Rock Police and that the parties who had Nash in custody were government agents.

Later on in the afternoon he went to the home of Galatas and there saw Galatas and Galatas' wife and Mrs. Nash; that Richard Galatas called this witness to put Nash's car in the garage; that Galatas told him that he was taking the lady and child to the train; that witness did take Nash's car and put it in the garage as requested by Galatas; that witness was at the police headquarters when Galatas called him and asked him to come over to his, Galatas' house, approximately one mile distant; that at the time he was at Galatas' house, Galatas, Galatas' wife and Mrs. Nash knew that Federal

officers had taken Frank Nash into custody and he had not been kidnapped; that during the conversation at the Galatas home, Galatas and Mrs. Nash were talking something about that they had to get through a call to Chicago or had already got a call through to Chicago; that at that time witness knew that the person whom the Federal Agents had apprehended was Frank Nash, that Galatas had told him it was Frank Nash and when Galatas told him the person was Frank Nash he knew who Frank Nash was, that he was an escaped federal prisoner, that he recognized immediately from the name and from police records this fact; that at the time he took the car he knew it was Nash's car; that Mrs. Nash was getting ready to leave Hot Springs and that Frank Nash was an escaped convict and that he was permitting the wife to leave town; that he did so without questioning her.

MRS. FRANK NASH

Will testify that soon after noon on the 16th day of June, 1933, Richard Tallman Galatas came to the Oak Lawn Tourist Camp where she was living and said to her, "My God, they've picked up Jelly. I want you to get out of here, so pick up your things and come to my house."

Galatas told her that Frank Nash had been in the front part of the White Front, drinking beer, two men had forced him into a car and driven off.

"Galatas was telling me this en route to his house. We stopped across the street from the railroad station. Dick walked across the street. He went into the Police Department. He said he was going to find out if anyone had seen Jelly, (meaning Frank) on the road. From the Police Department we drove to Main Street in Hot Springs and stopped at the White Front. Dick Galatas got out and went into the White Front, returned to the car. We drove down Main Street. Dick stated he was going to see a friend of his. We stopped in front of a barber shop. Some man came out to the car. Dick called him Judge. I guess the conversation between Judge and Dick Galatas was as to what Judge could do for Jelly. "Dick"

Dick told her that he had called the Little Rock Police Department in an effort to have the car stopped.

"After leaving the Judge we proceeded on to the home of Dick. En Route, Dick said, 'What did they want Wash for?' Did and I proceeded to Lou Conner's home. Dick said he would get in touch with Doc Stacey at Cary 65. I recognized the number of Cary 65 as the telephone number of Louis Cernecky, Fox River Grove. Dick told me that Frank had advised him to get in touch with Doc Stacey at Cary 65 should anything ever happen to him. Dick directed me to call. I asked Dick why he should call Cary 65 and not call the O.P.I. where Doc Stacey's home. I placed the telephone call first to Doc Stacey's home in Maywood, Illinois, but there was no answer. So I had the call transferred to the O.P.I. I did not recognize the voice I talked to, believed it must have been with Jimmy the waiter or Johnny Stacey, Doc's step-son. To the individual to whom I talked I gave the message that Jelly had been picked up in Hot Springs, that it was going to Joplin to the home of Esther Farmer."

"After I placed the call to the O.P.I. I placed one to Herb Farmer's residence in Joplin and talked to Esther Farmer, telling her that Jelly had been picked up and I asked her if I could come to her

home. I told her that Jelly was being brought to Joplin. I asked Dick Galatas if someone could drive me to Joplin. At this time, Dick Galatas said, "How about going in a plane?" Dick stated to me that he had a friend who was a pilot and could fly me to Joplin. Dick continued in his efforts to convince me that this was the thing to do. After placing the telephone call, Dick and I went to the air port and made arrangements with the pilot at the air port to fly me to Joplin. We returned to Dick Galatas' home. Dick and I packed our bags at his home and Dick stated he was going with me. While at Dick Galatas' home a tall man appeared and Dick introduced him to me as the Chief of Detectives. Dick directed his wife, if she decided to get in touch with him, he would be at Herb Farmer's at Joplin."

"Frank Nash's Plymouth was at Dick Galatas' home. During the afternoon it turned the keys over to Galatas. In looking in the car for the papers I found the papers and the pistol."

"I left Hot Springs for Joplin by air plane. There was nobody to meet us at the air port. Dick Galatas called a cab. We proceeded to a drug store in down town Joplin. Dick went into the drug store and made a telephone call. He stated he had called Farmer and requested Farmer

to meet us at the drug store. Later Herb Farmer came in his Cadillac and drove up to his home. Mrs. Farmer was there. During the evening Herb Farmer and Dick Galatas went to Joplin. Upon their return a telephone call came to the house. Either Farmer may have answered the telephone but as the call was for Dick I am positive that Dick Galatas talked. After Dick finished talking he advised us, Mrs. Farmer and myself, that Betty Galatas, his wife, called and stated that Jelly was not coming to Joplin but was going on in by train from Fort Smith, Arkansas. Herb Farmer was present during the conversation. We then discussed the matter, Herb Farmer, Mrs. Farmer, Galatas and myself, as to what action we should undertake and we decided to call Verne Miller. Mrs. Farmer had Verne Miller's telephone number and we placed a call to him at Kansas City. She talked first and gave him information as to the arrest of Frank Nash. I also talked to Verne and related substantially the same information given by Mrs. Farmer. After I talked Dick Galatas talked and related the same information. Dick Galatas furnished us the information that Frank was leaving Fort Smith by train and was going to Kansas City. We all retired late.*

*My daughter and I slept in the room off the dining room, Mrs. Farmer slept in the living room and

and Herb Farmer and Dick Galatas slept in the bed room off the living room. Soon after we retired the telephone rang. Mrs. Farmer answered the phone. Mrs. Farmer talked and then I talked. It was Verne Miller talking from Kansas City. He said, 'This is Verne. I am down at the Station (detail conversation.)' Dick Galatas did not talk but was awake and asked me what I was raving about and said I could come and live with him and his wife in Hot Springs, Arkansas as long as I pleased."

Show what happened the following morning. Show by this witness where she went, namely, in a day or so to Chicago, Illinois. Show conversation with Dee Stacey in Chicago and that she was arrested at Winona and brought to Kansas City.

O. H. MARTIN
Police Officer
Little Rock, Arkansas

This witness will testify that telephone No. 42162 at Little Rock was on the 16th day of June, 1935 that of the Police Department; that at about 2:25 P.M. he recalls having received a long distance telephone call from a party who said he was Herbert A. Akers at Hot Springs and that the individual advised him that a man had been kidnapped about noon, described the man in terms to fit Frank Nash, as well as giving a description of the three persons said to be his captors, and requested that the Little Rock Police take steps to stop the captors of the kidnapped party. He will testify also that he has knowledge that at least one call similar to the foregoing had been received at the Police Department at Little Rock, advising of the similar facts. He will also testify that he informed the individual at that time, 2:25 that the matter was not a kidnapping, that federal officers had brought a federal prisoner through Little Rock a short time before and that they had stated that they were going to Joplin, travelling by automobile.

Dint MANAGER *E. M. McCall*
Southwestern Bell Telephone Co.
Little Rock, Arkansas

This witness will produce the telephone contract for telephone No. 42182, Little Rock, Arkansas, listed in the name of the Police Department on June 16, 1935.

W.H.SHEPHERD
District Manager
Southwestern Bell Telephone Co.,
Hot Springs, Arkansas

This witness will produce the original toll ticket showing long distance telephone call from the telephone of Galatas, 2842, Hot Springs to No. 42162 Little Rock, Arkansas, time 2:24 P.M. June 16, 1933.

He will also produce the original contract showing telephone No. 2842 was listed in the name of Mrs. George W. Bates, 107 Harrell Street, Hot Springs, Arkansas as of June 16, 1933.

He will produce the original toll ticket showing long distance telephone call from the telephone No. 2970, Hot Springs, to No. Malrose Park 645, Chicago, Illinois, dated June 16, 1933 at 2:50 P.M.

He will produce the original toll ticket showing long distance telephone call from the telephone No. 2970, Hot Springs, to No. 1541 W2, Joplin, Missouri, dated June 16, 1933 at 10:09 P.M.

He will produce the original toll ticket showing long distance telephone call from the telephone No. 2970, Hot Springs, to No. 1541 W2, Joplin, Missouri, dated June 16, 1933 at 4:42 P.M.

He will also produce the original contract showing telephone No. 2970 was listed in the name of Mrs. E. B. Comnera, 1101 Central Avenue, Hot Springs, Arkansas as of June 16, 1933.

MRS. BETTY BONGERS
Long-Distance Operator No. 102
Southwestern Bell Telephone Co.
Hot Springs, Arkansas

Will testify and identify original toll
ticket showing she handled the long distance telephone
call from No. 3842 Hot Springs to No. 42162, Little
Rock Arkansas at 2:24 P.M., June 16, 1933.

MISS NANNIE BELLE KENNEDY
Long Distance Operator No. 49
Southwestern Bell Telephone Co.
Hot Springs, Arkansas

Will identify original toll ticket covering
the call from telephone of Mrs. E. B. Connors, Hot Springs
No. 2070 to the telephone of the O.P. Inn, Chicago, Ill-
inois, Melrose Park 645, time 2:50 P.M. June 16, 1935.

MRS. FRED A HANSON
Long Distance Operator No. 66
Southwestern Bell Telephone Co.
Hot Springs, Arkansas

Will identify the original toll ticket covering telephone call from the home of Mrs. E. B. Connors No. 2970 Hot Springs to the telephone of Herbert Allen Farmer, 1541-W2, Joplin, Missouri, time 4:42 P.M.
June 16, 1933.

MISS EDITE RAINWATER
Long Distance Operator No. 46
Southwestern Bell Telephone Co.
Hot Springs, Arkansas

Will identify original toll ticket covering
the call from the home of Mrs. E. B. Conners, No. 2970
Hot Springs, Arkansas to telephone of Herbert Allen
Farmer, Joplin, Missouri, telephone No. 1541-W2, time
10:09 P.M. June 16, 1934.

GEORGE A. SMITH
District Manager
Southwestern Bell Telephone Co.
Joplin, Missouri

Will produce the original telephone contract showing that telephone 1541 W 2 was on June 16, 1933 listed in the name of Herbert Allen Farmer, Joplin, Missouri.

He will also produce telephone records showing that the telephone of 1541 W 2 was, on June 16, 1933, in the name of Herbert Allen Farmer, and was on a party line and will produce records showing that the other party who held a contract was E.L. (Doc.) Sloan.

He will also produce original toll ticket covering telephone call from the Midway Drug Company, Joplin, Missouri, No. 1644 to the residence of Richard Tallman Galatas, Hot Springs, No. 3842, time 9:37 P.M. June 16, 1933.

He will also produce original toll ticket covering telephone call from the residence of Herbert Allen Farmer, Joplin, No. 1541 W 2 to the residence of Verne Miller, Kansas City, Missouri, telephone No. Jackson 7073, time 10:17 P.M. June 16, 1933.

He will also produce the telephone contract showing that telephone No. 1644 was on June 16, 1933 listed in the name of the Midway Drug Company, Joplin, No.

MRS. LORETTA BROWN
Long Distance Operator No. 83
Southwestern Bell Telephone Co.
Joplin, Missouri

Will identify the original toll ticket covering long distance call from the Midway Drug Company, Joplin, No. 1644 to the residence of Richard Tallman Galatas, Hot Springs, Arkansas, No. 8842 at 9:57 P.M. June 16, 1933 and will testify that she handled the call.

MISS WILMA SWOFFORD
Long Distance Operator No. 40
Southwestern Bell Telephone Co.
Joplin, Missouri

Will identify the original toll ticket covering long distance call from the telephone of Herbert Allen Farmer, Joplin, Mo. No. 1541 W2 to the residence of Verne C. Miller, Kansas City, Missouri, Jackson 7073 time 10:17 P.M., June 16, 1933 and will testify that she handled this telephone call.

B. E. CAMPBELL
Supervisor
Illinois Bell Telephone Co.
230 W. Washington, St.
Chicago, Illinois

Will produce telephone contract showing that
on June 16, 1933 telephone Melrose Park 645, Chicago,
Illinois was assigned to Louis Stacci or the O.P. Inn
and identify the same.

He will produce the original long distance
telephone toll ticket covering call from the telephone
of the O.P. Inn, Chicago, Illinois, telephone Melrose
Park 645 to Frank B. Bulloy, Kansas City, Missouri,
reached at the Tavern, Telephone No. Jackson 9702,
time 4:46 P.M. (originally placed) completed 5:53
P.M. June 16, 1933.

Show by this witness that the time shown on
the toll ticket was Central Daylight Savings time.

MISS ELIZABETH FLEMING
Long Distance Operator No. 30
Illinois Bell Telephone Co.
Chicago, Illinois

This witness will identify long distance
telephone toll ticket covering call from the O.P. Inn
Chicago, Illinois, Melrose Park 645 to Frank B.
Mulley, Kansas City, Missouri, telephone No. Jackson
9702, call completed 8:53 P.M. June 16, 1933, daylight
savings time, Chicago.

V. E. MINTON
District Manager
Southwestern Bell Telephone Co.
Kansas City, Missouri

This witness will produce original telephone toll ticket recording long distance telephone call from telephone No. Grand 9112, in Kansas City, Missouri to telephone No. 1541 W2 in Joplin, Missouri, dated June 17, 1933 at 12:08 A.M.

He will also produce original telephone contract for telephone No. Jackson 9702 on June 16, 1933, assigned to the Tavern, located at 85th and Wernall Road, Kansas City, Missouri.

He will also produce original telephone contract for telephone No. Jackson 9515, on June 16, 1933, assigned to the Horseshoe Club, located at 7701 State Line Road, Kansas City, Missouri.

He will produce original telephone contract for telephone No. Jackson 7073, on June 16, 1933 assigned to Vincent C. Moore, 6612 Edgevale Road, Kansas City, Mo.

He will also produce original telephone contract for telephone No. Grand 9112, on June 17, 1933 located at the Union Station, Kansas City, Missouri.

MRS. VERA FELTON
Long Distance Operator No. 297
Southwestern Bell Telephone Co.
Kansas City, Missouri

Will identify original toll ticket covering
long distance call from pay station telephone No.
Grand 9112, Union Station, Kansas City, Missouri, to
residence of Herbert Allen Farmer, Joplin, Missouri,
No. 1541 W 2, 12:05 A.M. June 17, 1933, Joplin, Missouri.

a.

BILL BRANDENBERG
Former Chief of Police
Hot Springs, Arkansas

Will testify that residence known as No.
107 Marrell Street, Hot Springs, on June 16, 1933 was
the residence of Richard Tallman Galatas. He will tes-
tify that residence known as No. 1101 Central
Avenue, Hot Springs, on June 16, 1933 was the residence
of Mrs. E. E. Connors.

JOHN STOVER
Air Plane Pilot
Hot Springs, Arkansas

This witness will testify that on the afternoon of June 16, 1933 he was approached by Richard Tallman Galatas and requested to transport from Hot Springs, Arkansas to Joplin, Missouri, Mrs. Nash and said Galatas; that at approximately 4:00 P.M. on the afternoon of June 16, 1934, he did transport in his air plane from Hot Springs, Arkansas, to Joplin, Missouri, said Galatas and said Frances Nash. He will testify the distance from Hot Springs to Joplin, Missouri and the time that it took him to make the trip.

Have this witness identify air plane log showing trip from Hot Springs to Joplin, June 16, 1933. He will testify that they landed at the old air port, that he received certain instructions from Galatas. He will testify as to what he did that night, that he returned from Joplin to Hot Springs the next morning accompanied by Galatas. He will testify as to any conversation he had with Galatas concerning this case.

MAUD HILDRETH
(Niece of E.L.(Doc.) Slean)
R.F.D. Joplin, Mo.

Will testify that on the early morning of June 17, 1933 about 12:05 A.M. she listened in on a telephone conversation and heard the party at one end of the line say "Is this Esther?" and the party said, "Yes." He said, "This is Verne" and any other part of the conversation she might have heard.

FORREST JOHNSON
Keystone Taxi Company
Joplin, Missouri

Will testify that in the evening of June 16, 1933 he was called to the old air port, Joplin, Missouri, where he picked up a man, woman and child and drove them to the Midway Drug Company. He will identify them.

R. E. VETTERLI
Special Agent
Division of Investigation
U. S. Department of Justice

Show by this witness that he was directed, through the Department, to proceed to the Union Station, Kansas City, Missouri, on the morning of June 17, 1933 at about 7:00 A.M. to assist in transferring a federal prisoner. That he did meet the Missouri Pacific train arriving at 7:00 A.M. on the morning of June 17, 1933 from Fort Smith, Arkansas, that Agents Lackey and Smith accompanied by Officer Reed had in their custody a man whom he recognized as Frank Nash from his knowledge of photographs.

Have him identify photograph produced by Morrison as the person in custody.

Have him state what he, together with Smith, Lackey and Reed then did.

Tell complete story from the time he left the train until the shooting stopped.

Vetterli will identify photograph of one of the participants in the shooting.

L.G. TURROU
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify that on July 9, 1933 he, together with Harold E. Andersen, had a conversation with Esther Farmer at Kansas City, Missouri (who was in custody at that time) and at which time she made a voluntary statement which statement was typewritten and signed by her. This statement will be by this witness identified.

He will testify that she made a supplementary statement on the same date which statement was typewritten and signed by her. He will identify this supplementary statement. He will testify that on July 15, 1933 she made another statement to this witness and Agent Dwight Brantley. This statement was typewritten and signed by her. This agent will identify this statement.

N.B. Attention is invited to the fact that there are certain statements made by Mrs. Esther Farmer in these different voluntary statements which are not offered by the government as proof of the truth of the statement but the statements are offered for the purpose of showing her connection with and in the conspiracy and though

her statements be inconsistent, do disclose knowledge on her part and participation in that conspiracy.

Tarrou will also testify that Herbert Allen Farmer admitted to him and Agent Dwight Brantley that he, the said Farmer, proceeded on the afternoon of June 16, 1933 in his car to Joplin, Missouri to the new air port for the purpose of meeting Galatas and Mrs. Nash upon the arrival in Joplin of these people, that the said Farmer stated that he did not find Galatas and Mrs. Nash at the air port and called his wife at his residence, was told by his wife, Esther Farmer, that Galatas and Mrs. Nash had already arrived and phoned her that they could be located at the Midway Drug Store, Joplin. Said Farmer admitted that on the evening of June 16, 1933 he took Galatas in his car to the downtown section of Joplin and left him at the Midway Drug Store about 10:00 P.M.

He will testify that Mrs. Connors verbally admitted to him that she resided at 1101 Central Avenue, Hot Springs, Arkansas on June 16, 1933.

He will also testify that on the 7th day of July, 1933, at the residence of Frank B. Mulloy, 14 East 56th St. Terrace, Kansas City, Missouri, personal clothing of Verne C. Miller was found. There was found among this certain shirts bearing the laundry mark V.C.M. Also there was found other clothing, including leather jackets, bed linen, mattresses and two iron beds stored in Mulloy's home, that Mulloy admitted to him and Agent Trainer that he, Mulloy, personally engineered the moving of the effects of Verne C. Miller to his, Mulloy's, home.

HAROLD E. ANDERSEN
Special Agent
Division of Investigation
U.S. Department of Justice

Will corroborate the testimony of Agent Turren as to the statements made by Mrs. Farmer and will identify the same as of July 9, 1933.

He will testify that Richard Tallman Galatas admitted to him orally that on June 16, 1933 he resided at 107 Harrell Street, Hot Springs, Arkansas and possessed the telephone which bore number 3842. He will also testify that on September 25, 1934, Richard Tallman Galatas made a statement to him which was reduced to writing and signed by him. He will identify this statement.

He will also testify to certain verbal admissions made by Galatas to him in the presence of Agent Trainor, namely that on or about October 20, 1934 at Kansas City, Missouri, to the effect that he was instrumental in causing the arrest of Frank Nash and that he claimed that he didn't know what he was wanted for. He said that his plan was to have Nash drive Nash's car to Little Rock, Arkansas and that through the assistance

of other people, names not mentioned, that Nash was to have a wreck at Little Rock and was to be picked up by the police at Little Rock and that it was known to him that immediately upon being picked up and finger printed that they would discover a finger print record showing that he was wanted.

He further stated that after the apprehension of Nash he became very apprehensive himself lest the finger of the mob be pointed at him for turning Nash in in view of the fact that Nash was apprehended at his White Front Pool Hall and went to Mrs. Nash with the ostensible purpose of assisting her and that she seemed a little suspicious of him and that for that reason through fear of becoming the target of the mob he immediately began to make all effort possible to get Nash out of custody. He then admitted going to Joplin and engineering the air plain trip of Mrs. Nash and having talked on said telephone calls to Verne Miller and to his wife as heretofore shown.

W. F. TRAINOR
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify to verbal admissions made by Dick Galatas in substance the same as above shown by Harold K. Andersen.

He will also testify that Elizabeth Galatas, wife of Dick Galatas, made verbal admissions to him, admitting that she made the telephone call at 4:42 P.M. on June 16, 1933 from her home in Hot Springs, Arkansas to the Herbert Allen Farmer home in Joplin, Missouri, and that she talked with Esther Farmer, advising her that Dick Galatas and Mrs. Nash were en route to Joplin and she requested Esther to have her husband, Herbert Farmer, pick up Dick Galatas and Mrs. Nash at the air port. She also admitted that she talked to Dick Galatas after he reached Joplin. The telephone call she received from him was about 9:30 P.M. June 16, 1933. She stated that he said to her in the conversation that he would be coming back home the following morning.

He can also testify that Frank B. Mulloy made verbal statements to him both on October 1, 1934 and somewhere around October 10, 1934, similar to the facts

set forth in Mulloy's signed written statement (these statements are not to be used providing Mulloy pleads guilty.).

He will further testify that Richard Galatas admitted verbally to him and Harold E. Andersen that Galatas placed the telephone call from No. 3342 Hot Springs, Arkansas to the Police Department at Little Rock about 2:24 P.M. June 16, 1933, that Galatas stated that he thought the call was made in the presence of Herbert A. Akers. At any rate, that he impersonated Akers and that he asked the Police Department to pick up the kidnapers, that they informed him that the parties had already passed through and also informed that that they were federal agents and that they had a federal prisoner.

He can also testify that Mrs. Connors verbally admitted to him that she resided at 1101 Central Avenue Hot Springs, Arkansas, June 16, 1933, that she hurriedly left Hot Springs the following day.

He will also testify as to Richetti's statement that he was not in Kansas City more than a brief time after his arrival here on the evening of June 16th and that he did not go to the home of Verne Miller which

is disproved by the finding of the latent finger print at the Miller residence.

POSSIBLE REBUTTAL EVIDENCE

He will testify to a raid made at the home of Fritz Mulloy July 7, 1933 and to having arrested Pur Sammons there and searching the house and finding in an upstairs second floor southwest room which was unused apparently by the family, a store of personal belongings consisting of two iron beds, some mattresses, and some personal clothing including leather jackets and men's dress shirts, size 14 1/2 collar, 33 inch sleeve, bearing laundry marks V.C.N. He will testify that Fritz Mulloy admitted that these were the personal belongings of Verne Miller.

R. C. SURAN
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify that he, and Special Agent S. K. McKee talked to Louis Stacci on or about the 13th day of October, 1934 at Chicago, Illinois, and that Stacci stated to him that he was willing to furnish any information in his possession that a written statement in accordance with the oral admissions of Stacci was prepared by Agents McKee and Suran, but he refused to sign the same. Stacci stated that the reason he did not sign the prepared statement was because of the fact that if his attorney advised him to plead not guilty he would deny that he had made any admissions in connection with this matter because he, Stacci was furnishing information to the Division contrary to the advice of his attorney. He further stated, however, that there was a probability that his attorney would advise him to plead guilty. He verbally stated to this witness and Agent McKee that he knew Frank Nash and Mrs. Nash personally, that he knew Nash under the nickname of Jolly. He further stated that he knew Verne Miller personally and that he visited Verne Miller in Kansas City in February or March of 1933 and remained in Kansas City

about ten days where he played golf with him. The trip was made on the invitation of Miller. That he knew Frank B. Malloy personally and had dinner on one occasion at Malloy's home and that he remembered Malloy, his wife, Verne Miller, Vi Miller and Lillian Holden were present, that Lillian Holden was the wife of Tommy Holden, prisoner at Leavenworth, Kansas, and a former friend of Frank Nash. He also admitted he had dinner at Miller's home on several occasions during a second trip. The second trip was about three weeks following the first trip. He also admitted that during the first trip he made to Kansas City that Verne Miller introduced him to John Lazia who he understood was a big shot politician, that the introduction took place in a gambling joint in Kansas City located across the street from the Baltimore Hotel. He admitted that on June 16, 1933 he went to the O.P. Inn some time after noon and found a telephone message which had been received for him during his absence by his stepson Elmer Staeci or Jimmie Burns, a waiter. He admitted he owned the O.P. Inn and went to the O.P. Inn. The message was from Frances Nash at Hot Springs, Arkansas and was to the effect that Nash had been arrested in Hot Springs and that he could get in touch with her at Joplin or Verne Miller

that he got in touch with Verne Miller for additional information. Later in the afternoon he placed a long distance telephone call to Fritz Mulley at Kansas City, Missouri in an endeavor to reach Miller, to a Jackson telephone exchange number which he understood was located at a roadhouse operated by Mulley. He did not receive an answer to this phone call and he directed the operator to try the phone at the Horseshoe Club which he knew Mulley was also connected with, that this telephone call was completed at the Horseshoe Club and that he talked on this call. He did not ask who was on the phone but told the person talking that his name was Doc Stacey who used to come in and drink gin bucks with Verne Miller and that he wanted to get in touch with Verne Miller and that the person talking should get in touch with Fritz Mulley and have him tell Verne Miller to get in touch with Stacci. He further stated that some time later, not more than an hour, he received a call from Verne Miller and while he was at the O. P. Dan he told Miller that Fremont Wash had called him from

Hot Springs and left a message that Frank Nash had been picked up at Hot Springs, asked him to get in touch with Miller and tell him of Frank's arrest and also for him to request Miller to communicate with Farmer at Joplin for further details. He stated that he asked Verne Miller if he knew Herbert Allen Farmer and that Verne Miller told him that he did. He further stated that about 11:00 P.M. on the same night a telephone call came from Kansas City, Missouri which was received in his home but he did not talk on it, that the call was never completed.

H.B. We are endeavoring to prove that Frits Mulloy talked on this telephone call to Stacci and that Frits is the one who called Vivian Mathis.

This witness will also testify if necessary to the written statement made by Vivian Mathis. He will also testify to admissions and statements made by Elizabeth Matas and also testify to a statement made by Frank B. Mulloy on October 4, 1934, at Chicago.

LONNIE ROSS
Former Porter
Horseshoe Club
Kansas City, Mo.

Will testify that he did not answer the telephone call from Chicago on June 16 and did not receive any call on that date from Doc Stacci but that he did do so about two weeks prior thereto. There is a written affidavit signed by him dated at Kansas City August 10, 1933.

S. -K. McKEE
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify as to the statements made
by Staeci, Mulloy and Vivian Mathis. He will produce
and identify these statements.

so.

E. E. CONROY
Special Agent
Division of Investigation
U.S. Department of Justice

Will testify that in December, 1933, he talked to Doc Stacey and Doc Stacey made verbal admissions to him that he placed the telephone call to Fritz Mulloy for the purpose of getting in touch with Verne Miller.

JACK JENKINS
Police Department
Kansas City, Kansas

Will testify that he was present at 6512 Edgevale Road at the time J. E. Brennan of the Division of Investigation made an investigation and search of the house of Verne Miller for the purpose of procuring latent finger prints, that he saw Brennan dust certain objects including beer bottles and the dusting of the beer bottles did disclose the presence of latent finger prints. These bottles were taken to the photographer and were photographed under the direction of Mr. Brennan.

It is possible that he can identify the negatives as well as the photographs.

J. E. BRENNER
Special Agent
Division of Investigation
U. S. Department of Justice

He will first qualify as a finger print expert. He will then testify that on or about the 28th day of June, 1933 he went to the house bearing the street number 6612 Edgevale Road, Kansas City, Missouri, known as the house which had formerly been occupied by Verne Miller and a woman by the name of Vivian Mathis, posing as his wife; that while at the house he dusted various objects in the house including beer bottles and upon the beer bottles found latent finger prints; that he took these dusted beer bottles showing latent finger prints and had same photographed, that the photographing was done at his direction and in his presence and under his supervision and that he did initial the negatives. He will identify the negatives as the ones he initialed as well as photographs made from the negatives. He will likewise identify known finger prints of Vivian Mathis, Verne Miller and Adam Richetti.

MR. AND MRS. EARLE H. SMITH
6623 Edgevale Road
Kansas City, Missouri

Will testify and identify photographs like-
ness of Verne Miller as the person living at 6612 Edge-
vale Road on the 16th and 17th of June, 1933.

Representative
State Penitentiary of
South Dakota

Will identify photographic likeness of
Verne Miller as well as identify the actual finger
prints of Verne Miller taken by him at the South
Dakota State Penitentiary.

JERRY R. MURPHY
Special Agent
Division of Investigation
U.S. Department of Justice

Can testify as to the identification of Vivian Mathis' finger prints, Varne Miller's finger prints and Adam Richetti's finger prints.

JACK KILLINGSWORTH
Sheriff
Holivar, Missouri

Will identify photographs of Floyd and Richetti as the likenesses of the persons who kidnapped him on the 16th day of June and will likewise detail the route taken, the fact that at a certain point in Missouri near Deepwater they stopped the car and stopped the car of one Walter L. Griffith, transferred from the car they were driving to the Griffith car, taking Griffith with them, that they proceeded en route into the state of Kansas, finally leaving Kansas City, Kansas about 9:00 o'clock of the night of the 16th and from there drove on to the viaduct from Kansas City, Kansas driving eastward; that near the Helmers Furniture Manufacturing Company they drove off the viaduct. Floyd got out of the car, leaving Richetti to guard them and proceeded to a building approximately a block away, that he later returned, ordered Griffith and this witness out of the car, moved the car approximately a block east and told them to wait there for a short period and then go to the car and drive on; that they continued east through Kansas City, Missouri to Lees Summit.

WALTER L. GRIFFITH
Clinton, Missouri

Will testify to facts similar to those testified to by Sheriff Killingsworth.

LOTTIE WEST
Traveller's aid
Union Station
Kansas City, Missouri

Will testify that she was at the Union Station on duty on the morning of June 17, 1933 prior to 7:00 A.M.; that she observed sitting near her desk a man, the photographic likeness of which man she will identify. (which is the known photograph of Floyd.) That soon thereafter she observed a party escorting a prisoner through the station. She will detail the route taken and will then state that she observed and watched the party as it started across the street and as it crossed the street. She watched the officers in their movements in getting into the car and placing the prisoner in the car. Just about that moment she noticed two men standing on the running board of her car which was about ten feet to the west and parked heading north in front of the car in which the agents had placed the prisoner. She identifies these two individuals as Verne Miller and Charles Arthur Floyd who were standing on the running board of her car on the west side of it looking to the east in the direction of and at the officers and prisoner. She will testify that immediately behind her automobile, headed west was a Chevrolet

Sedan, the mid section of which was directly behind her automobile. At that instant she noticed one of the men whom she identifies as Floyd, come from the running board of her car and she noticed the other individual who had stood beside him also come from that point, both of them proceeding a few feet to the north and in open view of the car used by the officers and at that instant the shooting began. She heard some voices, could not be able to determine what was being said. She also saw a third man when the shooting started, standing a little to the east and in front of the car used by the officers. She identifies this last mentioned individual as Adam Richetti whom she has personally seen and picked from a group of other prisoners and also whom she has identified by photographs previously to her personal identification.

She will testify that Floyd, Miller and Richetti each had in their hands firearms which they were shooting at the officers and that the party identified as Richetti had two guns. She believes one of them was as large as a small shotgun and that the other was probably a pistol. She also stated that the other two parties, Miller and Floyd each had a ma-

chine gun. She is familiar with the appearance of the Thompson Sub-machine gun. She stated that Floyd went between two other cars parked successively to the west parallel with the car in which the prisoner was, firing as he went and as he made a complete circle around the rear of the car in which the prisoner was seated with the officers, firing into that car and that he then proceeded from the rear of that car to the front of it between that car and the car parked next to the west of it and as he did so it was necessary for him to step over the bodies of the slain officers Grooms and Hermanson. She will state that she saw Floyd, Miller and Richetti then hurriedly get into the Chevrolet car which was parked behind her automobile heretofore mentioned and hurriedly depart to the west on Pershing Road. She will describe the location of the officers who were slain and in the car and the location of Special Agent in Charge Vetterli whom she observed at the time of the shooting. She will testify that she directed Mike Fanning, Police Officer, to "Shoot that man" pointing at Floyd as Floyd was about to enter the Chevrolet Sedan and that Fanning did shoot him.

pistol in the direction of Floyd and she does not know whether he was wounded or not but thinks he might have been due to the distance.

She will testify to her extensive experience as a policewoman, welfare worker and member of the travellers aid society. She will state that her age is approximately 50 years, that her eyesight was good, that she was not excited and also she will state that she had worked at the Union Station for several months probably years, prior to June 17, 1933 and was entirely familiar with the exact surroundings so that she was not confused when viewing the scene of the massacre, as well as knowing the general directions.

The distance between Mrs. East and the location of the occurrence was the width of the street running in front of the Union Station.

THOMAS DILTON
Waldo Transfer Company
Kansas City, Missouri

Will testify that in June, 1933 he was associated with the Waldo Transfer Company, that on the _____ day of June, 1933 he received a call from a person requesting him to go to 6612 Edgevale Road and move certain articles of furniture and clothing and take the same to another address where he would be told upon arrival at 6612 Edgevale Road, that he proceeded to this address and met a person who he now knows to be Frank E. Mulloy; that said Frank E. Mulloy directed him to take certain furniture and clothing which articles will be enumerated by him, to his, Mulloy's residence at 14 East 86th Street Terrace. This he did.

THOMAS B. BASH
Sheriff
Kansas City, Missouri

Will testify that on June 16, 1933 the Horseshoe Club was a road house which was frequented and operated by Frank B. Mulloy. He will also testify that on June 16, 1933 the Tavern, located at 85th and Wernall Road was frequented and partially operated by Frank B. Mulloy.

During middle of July, 1933, at Kansas City office Mulloy admitted to Turran in my presence that he personally received the call from Doc. Staacci on June 16, 1933. That Staacci asked him to put him in touch with Vern Miller. That he then called Miller's house and found he was not there, but he talked to Vivian and told her to have Vern call Doc. Staacci in Chicago, who had been trying to reach Vern. He said he later saw Vern that night, and then he switched and said he saw him June 16th, and asked him if he had received his call from Staacci, and Vern said "Yes".

Mulloy, when talked to by Turrow and Trainor a day or so later, said he had learned that he had probably been incorrect and that he believed the time he had done as above was around June 1, 1933, and that Lennie Ross had received the call on June 16th at the Horse Shoe Club.

Lennie Ross says he did not receive the June 16th call, but did so about two weeks before.

P. 75

212

COPY

OFFICE OF DIRECTOR
DIVISION OF INVESTIGATION.

January 3, 1935.

MEMORANDUM FOR THE DIRECTOR.

I telephoned Mr. Nathan concerning your instructions with respect to his visit and told him to check on the Chase and Piquett cases when in Chicago. I also told him to go to Kansas City to look into the Massacre case in the event the trial is not concluded by Saturday of this week. You will recall that arrangements were made for Mr. Nathan to talk before the Illinois Crime Conference at Springfield, Illinois, on Saturday. I asked Mr. Nathan to send in an air mail, special delivery letter with respect to any employees now on special detail at Chicago in the event that he believes some of the employees should be transferred out of the district for regular investigative work and replaced on the special detail by other agents of the service.

Respectfully,

Clyde Tolson.

RECORDED

JAN 11 1935

62-28915-3472

DIVISION OF INVESTIGATION	
JAN 11 1935	
U. S. DEPARTMENT OF JUSTICE	

ORIGINAL FILED IN 62-28915-7

This case originated at **KANSAS CITY**File No. **62-760**

Report Made at: KANSAS CITY, MO.	Date When Made: 1-7-35	PAROLE REPORT	Report Made by: F. J. TRAINOR	B
Name of Convict: FRANK B. MULLOY aliases: Fritz Mulloy Fritz Malloy		Title of Case: VERNON C. MILLER with aliases HERBERT ALLEN FARLER with aliases MRS. ESTHER FARLER MRS. FRANCES NASH with aliases MRS. E. B. CONNER with aliases RICHARD TALLMAN GALATAS with aliases FRANK B. MULLOY with aliases LOUIS STACCI with aliases ADAM RICHIETI with aliases MRS. ELIZABETH GALATAS with aliases VIVIAN LATHIAS with aliases CHARLES ARTHUR FLOYD with aliases CONSPIRACY TO DELIVER FEDERAL PRISONER		

Frank Nash, a desperate bandit, was sentenced on 3-1-24 in the U. S. District Court at Oklahoma City, Oklahoma, to serve a term of 25 years on a charge of mail robbery. He was received at the U. S. Penitentiary at Leavenworth, Kansas, on 3-3-24. He escaped from that institution on the evening of 10-19-30. After the escape of Frank Nash a Nation-wide search was conducted for him by the Division of Investigation of the U. S. Department of Justice. Nash was found to have many and intimate contacts in the underworld throughout the United States and particularly in Chicago, Illinois; St. Paul, Minnesota; Hot Springs, Arkansas, and Kansas City, Missouri, and vicinity. He was probably one of the most important underworld characters while at liberty and it is well known that he figured in the major bank robberies which were perpetrated during that time and that he associated with other criminals of like caliber. Through appropriate investigative arrangements Frank Nash was apprehended at Hot Springs, Arkansas, on 6-16-33 at the White Front Pool Hall, a gambling establishment partially operated by Richard Tallman Galatas.

Special Agents Frank Smith and F. J. Lackey of this Division, assisted by Chief of Police Otto Reed of McAlester, Oklahoma, were the officers who apprehended Nash and due to their knowledge of the corrupt condition of law enforcement at Hot Springs, Arkansas, and that entire vicinity, they took Nash ~~do not write in these spaces~~ ^{unaccompanied} for purposes of

Approved and Forwarded: <i>[Signature]</i> Special Agent in charge	62-28915-3473	Recorded and Indexed: JAN 11 1935
Copies of This Report Furnished to: 3-Division 1-Chicago (E.J. Connelley) 2-Kansas City <i>2 copies Parole Board 1-15-35</i>	Bureau of Investigation JAN 11 1935 A M Department of Justice Routed to: STAT SECT File:	Checked off: JAN 19 1935 Jacketed:

safety to themselves and the custody of the prisoner, and proceeded to Fort Smith, Arkansas, by automobile immediately. While en route they were instructed telephonically by their superior, R. E. Colvin, Special Agent in Charge of the Oklahoma City office of this Division, who had secured authorization from the Director of this Division, John Edgar Hoover, pursuant to orders of the Department of Justice at Washington, D. C., that Agents Smith and Lackey, with Mr. Reed as a guard to assist them, should proceed from Fort Smith, Arkansas, to Kansas City, Missouri, by train in order that Nash might be safely conducted to the U. S. Penitentiary at Leavenworth, Kansas. Upon the arrival of the Agents and Mr. Reed with the prisoner at Kansas City, Missouri, on the morning of 6-17-33, about 7 A.M., they were met at the train by Special Agent in Charge R. E. Vetterli, assisted by Special Agent Raymond J. Caffrey and two Kansas City Police Officers, Frank Hermanson and W. J. Grooms. This group of officers proceeded to place the prisoner, Nash, in the personal automobile of Agent Caffrey, in front of the Union Station, immediately upon arrival of the train, preparatory to taking him to Leavenworth. At the instant when the officers were surrounding the car of Agent Caffrey, some of them having gotten into the car and when the prisoner was safely placed in the car, three men, bearing machine guns and other firearms, surprised the group and mercilessly murdered Raymond J. Caffrey, Otto Reed, Frank Hermanson and W. J. Grooms. The prisoner, Frank Nash, was also slain by these assassins, who fired machine guns and other weapons at random into the group. Special Agent Lackey was seriously wounded by machine gun fire and Special Agent in Charge Vetterli was slightly wounded, barely escaping death. Special Agent Frank Smith miraculously escaped assassination and was not wounded.

Investigation developed that the assassins were Vernon C. Miller, a close friend of Frank Nash; Charles Arthur Floyd, southwestern desperado and his running mate, Adam Richetti. It was also developed by investigation that Richard Tallman Galatas, assisted by Mrs. Frances Nash, Mrs. Esther Farmer, Herbert Allen Farmer, Louis Stacci, Mrs. Elizabeth Galatas, Frank B. Mulloy, Vivian Mathias and Vernon C. Miller, brought about the plans through a conspiracy in which they each participated, telephonically and otherwise, which ultimately resulted in the arrival at the Union Station at Kansas City, Missouri, of Vernon C. Miller, Charles Arthur Floyd and Adam Richetti, who performed the atrocious massacre of the officers.

Frank B. Mulloy, with his accomplices, was indicted in Federal Court at Kansas City, Missouri, on 10-24-34, charged with conspiracy to violate a law of the United States in this case. The indictment charged conspiracy to violate Title 18, Section 753I, U. S. C., namely to cause the escape of a Federal prisoner from the custody of the United States. Originally the indictment was three counts, charging two counts under Title 18, Section 753I, U.S.C., and one count charging conspiracy to violate Title 18, Section 246, U.S.C., which refers to the release of persons

duly arrested. However, two counts of this indictment were dismissed at the close of the trial and only one count, namely conspiracy to release a Federal prisoner was left. Mulloy, with his accomplices, was tried in the U. S. District Court at Kansas City, Missouri, beginning on 12-31-34 and on 1-4-35 a verdict of guilty was returned by the jury. On 1-5-35 Mulloy was sentenced by the Court at Kansas City to serve two years in the U. S. Penitentiary and to pay a fine of \$10,000.00, which was the maximum punishment under the one count of the indictment submitted to the jury.

Frank B. Mulloy moved in this conspiracy as one of the lesser members and his part was that of placing in contact Louis Stacci, who telephoned from Chicago, Illinois, on 6-16-33, and Vernon C. Miller, who was then in Kansas City, Missouri. The investigation shows that Mulloy was a close friend of Miller and Stacci and that he was used by those individuals as a contact man. It is also shown by the investigation that after the massacre, which occurred on the morning of 6-17-33, Mulloy acted as a friend and harbinger of Vernon C. Miller and that he took care of the personal effects of Miller after Miller left Kansas City in flight from his murderous deeds. Mulloy has constantly refused to reveal the full information regarding these atrocious acts when requested to do so. He is of a weak character and has been most loyal to his friends in the underworld. It is shown by investigation that immediately after the massacre Mulloy went to the residence of Vernon C. Miller, pursuant to Miller's request, and aided in so far as he could in seeking medical assistance for Miller and his fellow assassins.

Mulloy is an American citizen, a member of the white race and is married. He is 44 years of age and has made his residence at Kansas City, Missouri. He has maintained quite a luxurious home and has presented an appearance of respectability in his family life. He has an adopted daughter about ten years of age to whom he has given an excellent home and opportunities for education. He has followed the occupation of wholesale beer distributor since same has become legal and prior to that time was engaged in bootlegging activities with the Kansas City, Missouri, underworld syndicate. Mulloy's only criminal record as reflected by the fingerprint records of the Division of Investigation, U. S. Department of Justice, Washington, D. C., is as follows:

As Frank B. Mulloy, alias Fritz Mulloy, convicted U. S. District Court, Kansas City, Missouri, 7-6-31; charge conspiracy to violate National Prohibition Act; sentence 1 year 6 months U. S. Penitentiary, Leavenworth, Kansas.

RECORDED

January 7, 1935.

62-28915-3474

MEMORANDUM FOR MR. TOLSON
MR. CANN

In regard to the attached letter dated January 3, 1935, from Special Agent McKee, I want the matters contained in this letter to be given very careful attention.

In the first place, I want immediate steps to be taken to ascertain the person with whom Attorney Davenport talked at Washington, D. C. by long distance telephone from Sioux Falls, South Dakota. A check of the telephone calls at Sioux Falls would, of course, establish whether any such call was put in, and we might through that contact find the identity of the person with whom he talked at Washington.

Secondly, I would like to get further details concerning the meeting in the Pickwick Hotel at Kansas City, at which Mrs. Mathis states that in addition to the defense in the case being present, United States Attorney Milligan was present. This is a most unusual procedure if true.

Third, I have not as yet received any word concerning the alleged passing of a \$500-bribe at the Hotel Pickwick, and I would like to have an immediate report from Kansas City upon this matter.

Very truly yours,

John Edgar Hoover,
Director.

Ins1.

DEINDEXED
DATE: 1-30-57
13

**FILES SECTION
MAILED
★ JAN 8 1935 ★
P. M.
DIVISION OF INVESTIGATION,
U. S. DEPARTMENT OF JUSTICE**

INDEXED
JUN 9 1935
U.S. DEPT. OF JUSTICE

than
-son
-ge
-ghman
-erk
-ey
-ards
-r
-n
-er

27

EAT:TAM

RECORDED

Special Delivery INDEMNED January 10, 1935

Personal and Confidential

Mr. R. B. Nathan,
Special Agent in Charge,
Division of Investigation,
U. S. Department of Justice,
1616 Federal Reserve Bank Building,
Kansas City, Missouri.

Dear Sir:

I am transmitting herewith copies of a Personal and Confidential letter addressed to me under date of January 5, 1935 by Special Agent S. E. McKee, which relates to an interview had with Vivian Mathis in Kansas City, Missouri on January 3, 1935. I desire that you immediately conduct a complete inquiry into the allegations contained in Vivian Mathis' statement, with particular reference to the alleged meeting in the Pickwick Hotel at Kansas City which United States Attorney Milligan attended. Please discreetly ascertain all facts in connection with this matter, including the identity of all persons who were present at this conference. I further desire that you submit to the Division immediately, complete data and information concerning the alleged passing of a \$500-bribe at the Hotel Pickwick in Kansas City.

A copy of this letter, together with the enclosure is being designated for the St. Paul Office, and I desire to have an immediate check made of the telephone calls between Sioux Falls, South Dakota and Washington, D. C. on the dates indicated, in order that the identity of the person making these calls both in Sioux Falls, South Dakota, and the person receiving the calls in Washington, may be ascertained.

Please give this matter immediate and complete attention.

A copy of this letter is being designated for Mr. E. J. Connelley at Chicago, Illinois for his information.

Very truly yours,

1 COPY

cc St. Paul
Mr. Connelley, c/o
Chicago Office

John Edgar Hoover,
Director.

Enclosure #701994

218

Division of Investigation

U. S. Department of Justice

Mr. Tolson	✓
Mr. Clegg	_____
Mr. Baughman	_____
Chief Clerk	_____
Mr. Coffey	_____
Mr. Edwards	_____
Mr. Egan	_____
Mr. Harbo	_____
Mr. Keith	_____
Mr. Lester	_____
Mr. Quinn	_____
Mr. Schilder	_____
Mr. Tamm	✓
Mr. Tracy	_____

Post Office Box 812,
Chicago, Illinois
January 5, 1935

PERSONAL AND
CONFIDENTIAL

Director,
Division of Investigation,
U. S. Department of Justice,
Washington, D. C.

Dear Sir:-

Re: CHARLES ARTHUR "PRETTY BOY" FLOYD,
with aliases, Deceased, et al.,
Delivering Federal Prisoner,
Obstruction to Justice.

This is to advise that on the afternoon of January 3, 1934, I interviewed Vivian Mathis at the Jackson County jail, Kansas City, Missouri, at which time, among other things, she informed that she had received information to the effect that there had been a leak from Washington, relative to the confidential statement which she had furnished in this matter, and also concerning the meeting which took place between her and myself at the Hotel Curtis, Minneapolis, Minnesota on December 25, 1934. I pressed her for the source of her information and she informed that sometime since Christmas, 1934, she had been in conversation with one Attorney Davenport of Sioux Falls, South Dakota, relative to her involvement in this matter. She advised that Davenport represented Mrs. Verne Sankey at the time of her trial at Sioux Falls, South Dakota. She stated that Davenport communicated by long-distance telephone with some high official of the Department in Washington, D. C. and asked for data concerning the status of this case, particularly insofar as it concerned Vivian Mathis. According to the Mathis woman, Davenport was told to call back a short time later on. He did this, and was told that all of the defendants in this matter, with the exception of Louis Stacey had furnished signed statements. He was also told that Mrs. Mathis had met me in the lobby of the Hotel Curtis in Minneapolis, Christmas day and that I had been covered by other agents at the time of this meeting. Mrs. Mathis did not know the identity of the person with whom Davenport talked, other than that he was a high official of the Department, and that Davenport was personally acquainted with him.

Run this
down & see
if we can
get any corroboration.

memo Mr. Tolson
J. Edgar Hoover
1-7-35
J. Edgar Hoover

RECORDED & INDEXED

62-2615-34
K. J. 11
J. Edgar Hoover

I, of course, told Mrs. Mathis that I could not believe her story and again informed her that no one had knowledge as to her having made a statement, with the exception of Special Agents R. C. Suran, H. E. Andersen, former Inspector S. P. Cowley and myself.

It should be stated that Mrs. Mathis led me to believe that the long-distance telephone calls in question had been placed from Sioux Falls, South Dakota to Washington, D. C. She remarked that more than \$50.00 worth of calls were made. I believe the period in question to have been during the week-end of December 29 and 30, 1934, inasmuch as this woman told me that she left Kansas City during the afternoon of December 29, and returned at 10 P. M. December 30, 1934.

During this conversation, Mrs. Vivian Mathis also informed that during the early afternoon of December 29, 1934, she received a telephone call at her room at the Phillips Hotel, Kansas City, Missouri from Louis Stacey, during which he asked her to come to a room, the number of which she did not furnish, in the Hotel Pickwick, Kansas City, Missouri. Mrs. Mathis stated that she went to this room and observed that Stacey, Galatas, two of the defense attorneys, two Kansas City police officers, two persons whom she described as "fixers", in Kansas City, and the United States Attorney, Morris Milligan, were present. She said she felt quite out of place when she noticed that Mr. Milligan was in the room. She advised that she remained in this room only a few minutes, during which Galatas and Stacey told her that they had secured a lawyer to represent her and expected her to put up a fight, inasmuch as she would be "putting them in the middle" if she did not. She said she told Stacey and Galatas that she would talk to the lawyer, but that she did not know as yet, what she was going to do. She stated that all of the persons in this room appeared to have been drinking. Mrs. Mathis stated further that she did not know whether any "fixing" had been arranged. She advised that she was furnishing this information for what it might be worth, and because the presence of Mr. Milligan in the room did not appear right.

Go into this
fully as I
want all
facts.

-3-

You are advised that while in Kansas City, Missouri, I stopped at the Hotel Pickwick, and that I had previously advised Mrs. Mathis that I would be registered at that hotel. At about 12:30 P. M. December 29, 1934, I returned to the hotel from the Federal Building, and found a note in my room which was to the effect that I would receive a telephone call at 1 P. M.

I assumed this message was from Mrs. Mathis. I waited in my room until 1:30 P. M. but did not receive any telephone call. Sometime between 1:45 P. M. and 2 P. M. I met Special Agent R. C. Suran who knew of the message I had received, and he inquired if Vivian Mathis had communicated with me. When I told him that she had not, he remarked that he had just seen her enter the hotel lobby from an elevator, accompanied by a woman whom he assumed to be her sister, Mrs. Draves.

On the night of January 3, 1935, I advised Special Agent in Charge R. B. Nathan of my conversation with Vivian Mathis insofar as it related to United States Attorney Milligan. At that time he informed me of certain information which had come to his attention, which related to the alleged passing of a \$500 bribe on the afternoon of December 29, at the Hotel Pickwick. You will no doubt be advised of this matter by him.

I have discussed both of these matters with Assistant Director Harold Nathan, Special Agent in Charge E. J. Connelley and Special Agent in Charge D. M. Ladd, and have been advised by them to communicate this data to you under personal and confidential cover.

Both of these matters are being submitted for your information.

Very truly yours,

S. K. McKee
S. K. McKEE,
Special Agent

SKmck/dr

*Why was
this fact
promptly
reported by
Nathan?*

201

SENATE

January 7, 1935.

MEMORANDUM FOR MR. NATHAN
MR. TAMM

Notwithstanding the outcome of the Kansas City Massacre Case, I still want to obtain a memorandum concerning certain investigative phases which were not, in my estimation, promptly and properly handled, namely, (1) the delay in sending in the Ricchetti fingerprints from Washington headquarters; (2) the careful checking of the LaCapra statement. In this respect I am told that LaCapra made reference to a gangster hideout which was not raided until nearly thirty days after he had given us his statement; (3) why the Vivian X Mathis statement was not carefully checked; (4) and why steps had not been taken to examine the body of "Pretty Boy" Floyd when he was killed in Ohio to determine whether he had ever been wounded in the shoulder.

Very truly yours,

John Edgar Hoover,
Director.

Mr. Nathan
Mr. Clegg
Mr. Coffey
Mr. Egan
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Edwards
Mr. Hendon
Mr. Mumford
Mr. Quinn
Mr. Nease
Mr. Tamm
Mr. Egan

RECORDED
&
INDEXED

RECEIVED
JAN 10 1935
U.S. DEPARTMENT OF JUSTICE

95-3475

JAN 10 1935

222