

FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW YORK	Office of Origin NEW YORK	Date 11/6/61	Investigative Period 10/10/61 - 10/31/61
TITLE OF CASE BENJAMIN DE MARTINO aka Benjamin De Martini, Benny the Bum, "Bum", Sebastiano Di Martino		Report made by [Redacted]	Typed By: jb
		CHARACTER OF CASE IGA	

~~SECRET~~

REFERENCE

New York letter to the Bureau, dated 9/28/61, captioned, "CRIMINAL INTELLIGENCE PROGRAM - EXPANDED COVERAGE".

Exp 3
42217

- P -

ADMINISTRATIVE

Investigation of subject was instituted since [Redacted] stated that monies collected from policy operation are turned over to the subject.

b7D

It is noted that subject has previously been investigated by the NY, NY file 92-1398; Bufile 92-4303.

R

N162-719-1

Approved <i>[Signature]</i>	Special Agent in Charge	Do not write in spaces below	
Copies made: 3-Bureau 2-New York (162-207)		<i>92-4303-6</i>	REC-4 MCT JP
		NOV 9 1961	

1 cc: AAG Criminal Division
Form 0-6 *11/15/61*

203
CE-1537

SEARCHED
SERIALIZED

NOV 20 1961

NY 162-207

ADMINISTRATIVE CONTINUED

The pretext utilized in ascertaining subject's residence was a telephone call made by SA [redacted] to [redacted] 1921 Hering Avenue, Bronx, NY, [redacted] of DE MARTINO.

b6
b7C
b7E

INFORMANTS

Identity of Source

Contacted By

NY T-1

[redacted]

NY T-2

[redacted]

b7D

NY T-3

[redacted]

Careful consideration has been given to the sources concealed and T symbols were utilized in the report only in those instances where the identities of the sources must be concealed.

LEADS

NEW YORK

At New York, New York

1. Will contact logical informants who may be in a position to furnish information concerning subject's activities.

2. Will ascertain the ownership of the Delightful Luncheonette, located at 2258 First Avenue, New York City.

3. Will attempt to determine the extent of subject's

COVER PAGE

NY 162-207

LEADS CONTINUED

juke box and possible vending machine operations in the Bronx and Westchester County, NY.

4. Will endeavor to determine the identity of [redacted] (PH), policy operator around 106th Street and First Avenue, NYC.

b6
b7c

COVER PAGE

- C*-

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

Date:

11/6/61

Office:

New York, New York

b6
b7c

Field Office File No.:

162-207

Bureau File No.:

Title:

BENJAMIN DE MARTINO

Character:

INTERSTATE GAMBLING ACTIVITIES

Synopsis:

Subject resides at 1916 Hering Avenue, Bronx, NY. Subject is reported to be one of the owners of a luncheonette located at 116th Street and First Avenue, NYC. Subject reported to be engaged in the juke box racket, having machines in the Bronx, Mt. Vernon and Yonkers, NY areas. Subject allegedly is a "button man" for VINCENT J. SQUILLANTE. Monies collected from policy operation by one (PH) are turned over to DE MARTINO.

b6
b7c

- P -

I. BACKGROUND

A. Birth Data

It was previously ascertained that subject was born on April 20, 1914, in New York City, Birth Certificate Number 21392, under the name SEBASTIANO DI MARTINO.

NY 162-207

B. Residence

By means of a pretext, it was ascertained by a Special Agent of the FBI on October 30, 1961, that BENJAMIN DE MARTINO currently resides at 1916 Hering Avenue, Bronx, New York.

It was previously ascertained that DE MARTINO maintains a summer residence on Lincoln Drive, Rocky Point, Long Island, New York.

C. Employment

It was previously ascertained that in 1953, subject was employed by the Benjamin Vending Corporation, Lynbrook, Long Island, and the National Vending Corporation (address unknown). In 1954, subject was employed by Benjamin's Vending Corporation, Lynbrook, Long Island, and the National Cigarette Service Corporation, New York City. In 1955 and 1956, subject was employed by Benjamin Vending Corporation, Westbury, Long Island.

It was ascertained in 1959 that DE MARTINO was the President of the Benjamin Vending Corporation, located at 956 Brush Hollow Road, Westbury, Long Island.

On June 28, 1961, NY T-1 advised that he had learned that the "Gum Brothers", one of whom is BENJAMIN DE MARTINO, own a luncheonette located at 116th Street and First Avenue, New York City.

On October 25, 1961, it was ascertained by SA [redacted] that the only luncheonette located at the corner of 116th Street and First Avenue, New York City, is the Delightful Luncheonette, 2258 First Avenue.

b6
b7c

NY 162-207

II. CRIMINAL ACTIVITY

On October 21, 1961, NY T-2 advised that BENNY DE MARTINO is a big man in the juke box racket having machines all over the Bronx, Mount Vernon and Yonkers, New York areas.

On December 1, 1960, BENJAMIN DE MARTINO was interviewed in connection with another investigation and he advised at this time that he had had dealings with VINCENT J. SQUILLANTE concerning juke boxes in the Bronx, but would not furnish any specifics regarding this relationship.

On September 24, 1960, NY T-2 advised that BENNY DE MARTINO, also known as "Benny the Bum", is a "button man" who works for VINCENT J. SQUILLANTE in the Bronx, New York.

VINCENT JAMES SQUILLANTE, FBI Number 70010-C, was born June 7, 1917, in New York City. On February 18, 1959, SQUILLANTE, with others, received seven and a half to fifteen years sentence for extortion in the garbage collection industry. On December 14, 1959, this conviction was reversed by the Appellate Division of New York State. On November 19, 1959, he was indicted by a Federal Grand Jury in Brooklyn for rigging bids for garbage collection at Mitchel Air Force Base, Long Island, New York. On November 7, 1960, a Bench Warrant was issued following his failure to appear for trial in United States District Court, Eastern District of New York. SQUILLANTE has not been located since then and he is currently a fugitive.

"Button men", according to NY T-3, are those who have proven themselves in some matter and were made "members of the family". He stated, however, that occasionally an individual would "receive his button" only because he had a lot of money and influence, and in fact, had not proven himself.

NY 162-207

Gambling Activities

In August, 1961, NY T-1 advised that a man named [redacted] (PH) controls the policy racket in a small area around 106th Street and First Avenue, New York City. This area allegedly handles several thousands of dollars a week and, according to NY T-1, [redacted] turns in the monies collected in policy to "Benny the Bum" whose true name is BENNY DE MARTINO.

b6
b7c

Arrest Record

The records of the Bureau of Criminal Identification, New York City Police Department, made available to SA DAVID G. JENKINS on October 23, 1961, contained the following arrest record for BENJAMIN DE MARTINO under B Number 106896:

b6
b7c

Date of Arrest	Name	Borough or City	Charge	Arresting Officer	Date, Disposition, Judge, and Court
9/2/32	Benj. DeMartini	Manh.	Asslt. & Robb.	[redacted] 2nd Sqd.	9/10/32-Discharged Aurello-5 Ct.
3/11/36	Benjamin Martino	Bronx	887 CCP	[redacted] 46 Sqd.	3/12/36-Discharged Henaud-Bx.Mag. Ct.
3/12/36	Benj. DeMartino	N.Y.C.	Homicide gun	[redacted] Hom.Sqd.Manh.	3/20/36-Discharged Ford-Hom. Ct.
3/25/37	Benj. DeMartino	Bronx	Homicide	[redacted] Bx. Hom.Sqd.	1/10/38-Dismissed Stackell, Co. Ct.
6/23/38	Benj DeMartino	Manh.	Gun	[redacted] Hom. Sqd.	10/11/38-Dismissed Linden, Hom. Ct. Mar
10/24/50	Benj. DeMartino	Manh.	CCP subd.#1	[redacted] 25 Sqd.	10/24/50-Dismissed Murtagh, Mag. Ct.
2/4/51	Benj. DeMartino	Bronx	Fel. Asslt. (knife)	[redacted] 13 Div.	2/23/51 Dismissed Jdg. Martinis
6-13-61	Benjamin DeMartino	Bronx	887-1 CCP	[redacted] BBS	

NY 162-207

The records of the Identification Division of the FBI, Washington, D.C., reflect the following record for BENJAMIN DE MARTINO under FBI Number 1068509, as of June 30, 1959:

<u>Contributor of Fingerprints</u>	<u>Name and Number</u>	<u>Arrested or Received</u>	<u>Charge</u>	<u>Disposition</u>
PD, NY, NY	Benjamin DeMartino	9/2/32	aslt. and robb.	9/10/32, disch.
PD, NY, NY	Benjamin Martino #B-106896	3/11/36	887 P.L. Suv. Div. 1	3/12/36, disch.
PD, NY, NY	Benjamin DeMartino #106896	3/12/36	homicide (gun)	disch.
PD, NY, NY	Benjamin DeMartino #B-106896	3/25/37	homicide	10/10/38, dism.
PD, NY, NY	Benjamin DeMartino #B-106896	9/23/38	homicide (gun)	9/23/38 dism. Mag. Ct.
PD, NY, NY	Benjamin DeMartino #B-106986	10/24/50	Sec 887 CCP. Sub #1	10/24/50 Dismissed
PD, NY, NY	Benjamin De Martini	2/4/51	Felonious Asslt. Knife	

NY 162-207

CHARACTERIZATION OF INFORMANTS

NY T-1 is an individual with an extensive criminal record who is familiar with the hoodlum element in the New York City and Brooklyn, New York areas.

NY T-2 is an individual who has a criminal record and has a thorough knowledge of gambling activities in the Bronx, New York.

NY T-3 is an individual with an extensive criminal record who is familiar with the hoodlum element in Brooklyn, New York

b7D



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

New York, New York
November 6, 1961

In Reply, Please Refer to
File No.

Title Benjamin De Martino

Character Interstate Gambling Activities

Reference report of Special Agent [redacted]
[redacted] dated November 6,
1961, and captioned as above
at New York.

b6
b7c

All sources (except any listed below) used in referenced communication have furnished reliable information in the past.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW YORK	Office of Origin NEW YORK	Date 1/26/62	Investigative Period 11/9/61 - 1/25/62
TITLE OF CASE BENJAMIN DE MARTINO aka		Report made by [Redacted]	Typed By: cjg
		CHARACTER OF CASE IGA	b6 b7C

~~SECRET~~

REFERENCE

Report of SA [Redacted] at New York, dated 11/6/61.

b6
b7C

- P -

ADMINISTRATIVE

Efforts to determine the identity of [Redacted] (PH), mentioned in referenced report, have thus far met with negative results. Investigation is continuing to establish identity.

b6
b7C

The files pertaining to "The Lounge" and the Park Hill Bar were unavailable at the New York State Liquor Authority when the file relating to the Francine Bar was reviewed.

P

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below			
Copies made: 3 - Bureau (162-719) 1 - USA, SDNY 2 - New York (162-207)		162	719 -	2	
		10 JAN 31 1962			REC-48
		[Redacted]			EX-115

T cc: AAG Criminal Division
Form 0-6

1-12-62
1-15-62
rec
6-20-62

[Handwritten notes and stamps]

NY 162-207

INFORMANTS

Identity of Source

NY T-1

[REDACTED]

b7D

NY T-2

[REDACTED]

b7D

NY T-3

[REDACTED]

b6
b7C
b7D

New York State Liquor Authority
270 Broadway, New York City

NY T-4

[REDACTED]

b7D

Careful consideration has been given to the sources concealed and T symbols were utilized in the report only in those instances where the identities of the sources must be concealed.

LEADS

NEW YORK

b6
b7C

At New York, New York

1. Will interview [REDACTED] re subject's interest in the Delightful Luncheonette.
2. Will interview [REDACTED] and [REDACTED] [REDACTED] corporate officers of 601 Restaurant, Inc., re subject's interest in this corporation.
3. Will ascertain the ownership of the S. & A Contracting Co., and establish the identity of [REDACTED] (PH), partner in this company and close associate of subject.
4. Will continue efforts to establish the identity of [REDACTED] (PH), mentioned in referenced report.
5. Will review files at NY State Liquor Authority re "The Lounge" and the Park Hill Bar.
6. Will ascertain ownership of the Paramount Vending Corp., Bronx, and determine subject's interest therein.

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, SDNY

Report of:
Date: JAN 25 1962

Office: New York, New York

b6
b7C

Field Office File No.: 162-207

Bureau File No.: 162-719

Title: BENJAMIN DE MARTINO

Character: INTERSTATE GAMBLING ACTIVITIES

Synopsis:

Subject not listed as corporate officer of Delightful Luncheonette, Inc., 2258 1st Ave., New York City; subject reportedly took control of or purchased Francine Bar, 601 Morris Park Ave., Bronx, N. Y., however he is not listed as a corporate officer of the 601 Restaurant, Inc., the corporate name of this establishment. Subject reportedly has a lot of money invested in the S & A Contracting Co., Bronx, N. Y.,

(Ph),

b6
b7C

Subject reported to be the former owner of The Lounge, a bar located at 1807 Westchester Ave., and also the Park Hill Bar located at 225th St., both Bronx, N. Y. Subject and his brothers reportedly own Paramount Vending Corp., Bronx, N. Y.

- P -

NY 162-207

DETAILS:

I. ALLEGED OWNERSHIP OF ENTERPRISES

On November 9, 1961, NY T-1 made available information which reflected that the Delightful Luncheonette, Incorporated, 2258 First Avenue, New York City, was chartered under the laws of New York State on November 15, 1959, with 200 shares of common stock, no par value. The corporate officers were shown to be [redacted] and [redacted]. As of October 6, 1961, the offices of secretary and treasurer were then vacant. The records of NY T-1, as of May 9, 1960, reflect that Delightful Luncheonette, Inc., gave a chattel mortgage for \$40,000. to [redacted] 2258 First Avenue, New York City.

b6
b7c

No mention is made in the records of NY T-1 of the name BENJAMIN DE MARTINO regarding the above corporation.

On October 23, 1961, NY T-2 advised that he had determined that DE MARTINO had recently purchased or taken control of the Francine Bar located at 601 Morris Park Avenue, Bronx, New York.

On January 10, 1962, NY T-3 made available information which reflected that the Francine Bar is corporately known as 601 Restaurant, Incorporated, located at 601 Morris Park Avenue, Bronx. The current officers of this corporation are

[redacted] residing at [redacted]
[redacted] and [redacted] residing at [redacted]

[redacted] December 21, 1959, following his purchase of the stock of ARTHUR RASTELLI, former president of the corporation who sold his stock because of ill health. RASTELLI's residence was listed as 1318 Croes Avenue, Bronx, New York.

b6
b7c

The records of NY T-3 further reflected that the building housing the Francine Bar [redacted] and that the current lease expires on February 28, 1966.

b6
b7c

In addition to ARTHUR RASTELLI, former president, FLOYD and ALFRED RASTELLI were listed as former directors of the above corporation, but they did not own any stock. FLOYD RASTELLI's address was listed as 2020 Washington Avenue, Bronx; ALFRED RASTELLI's address was listed as 1318 Croes Avenue, Bronx.

NY 162-207

No mention was made of BENJAMIN DE MARTINO in the records of NY T-3 pertaining to 601 Restaurant, Incorporated.

On December 5, 1961, NY T-2 advised that he had heard that DE MARTINO has a lot of money invested in the S & A Contracting Company, Bronx, New York, and that DE MARTINO is closely associated with [REDACTED] (PH), [REDACTED]
[REDACTED]

b6
b7c

On September 14, 1961, NY T-2 advised that DE MARTINO had recently sold his bar known as "The Lounge", located at 1307 Westchester Avenue, Bronx, New York.

NY T-2 also advised that the Park Hill Bar, located on 225th Street, Bronx, New York, was owned by DE MARTINO at one time.

On December 31, 1961, NY T-4 advised that DE MARTINO [REDACTED] and that they operate a steel partition business in Long Island City, name and address unknown.

b6
b7c

NY T-4 also advised that the DE MARTINO brothers own Paramount Vending Corporation whose offices are located at 3700 East Tremont Avenue, Bronx, New York. NY T-4 stated that it would not be unlikely for the DE MARTINO brothers to use stolen cigarettes in their machines.

NY 162-207

CHARACTERIZATION OF INFORMANTS

- NY T-1 A private organization which maintains records relative to business concerns in the Greater New York area.
- NY T-2 An individual who has a criminal record and has a thorough knowledge of gambling activities in the Bronx, New York.
- NY T-3 A representative of a state agency which maintains records and conducts investigations regarding the sale of alcohol in the New York City area.
- NY T-4 A native of New York City who [redacted]
[redacted] b7D
[redacted] He possesses an
extensive criminal record [redacted]
[redacted] for
many years.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
New York, New York
JAN 26 1962

In Reply, Please Refer to
File No.

Title Benjamin De Martino

Character Interstate Gambling Activities

Reference report of Special Agent [redacted]
[redacted] dated and captioned
as above, at New York.

b6
b7c

All sources (except any listed below) used in referenced communication have furnished reliable information in the past.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW YORK	Office of Origin NEW YORK	Date MAR 30 1962	Investigative Period 1/29-3/27/62
TITLE OF CASE BENJAMIN DE MARTINO		Report made by [Redacted]	Typed By: pdw
		CHARACTER OF CASE IGA	b6 b7C

Synopsis:

REFERENCE:

Report of SA [Redacted]
dated 1/26/62, at New York.

b6
b7C

-C-

ENCLOSURES:

TO BUREAU

One (1) original and one (1) copy of a
letterhead memorandum reflecting characterization
of informant utilized in instant report.

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below		
Copies made: 3-Bureau (152-719) (152-719-2) 2-USA, SDNY 3-New York (152-207)				3
60 APR 11 1962 152-719-2 152-207-411		MAR 30 1962		
		SEARCHED SERIALIZED		

1 cc: AAG Criminal Division
Form 6-5 *[Signature]*

NY 162-207

ADMINISTRATIVE:

Bureau airtel to New York, dated 2/14/62, entitled "CRIMINAL INTELLIGENCE PROGRAM", reflects that the subject has been chosen among a list of top echelon hoodlum figures for intensive investigation. Investigation in instant case has not developed any evidence to indicate that the subject is involved in interstate gambling activities. Therefore, this case is being placed in a "Closed" status.

Subject's file, NY 92-1938, Bureau file [redacted] has been reopened in compliance with the above airtel.

b3
b7E

Leads which have been set forth during the course of this investigation, and which have not as yet been reported, will be incorporated in subsequent reports during the intensified investigation of subject.

INFORMANT:

Identity of Source

File Number Where Located

NY T-1
[redacted]

b7D

Careful consideration has been given to the source concealed and a T symbol was utilized only in that instance where the identity of the source must be concealed.

COVER PAGE

-B-*

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 2-USA, SDNY

Report of:

Office: New York, New York

Date:

MAR 25 1962

b6
b7c

Field Office File No.:

162-207

Bureau File No.:

162-719

Title:

BENJAMIN DE MARTINO

Character:

INTERSTATE GAMBLING ACTIVITIES

Synopsis:

Corporate structure of S and A Concrete Company, Bronx, New York, and Paramount Automatic Industries Corporation, Bronx, New York, set forth. NYCPD has no evidence that subject is engaged in interstate gambling activities.

-C-

DETAILS:Miscellaneous

On February 2, 1962, NY T-1 made available information which reflected that Paramount Automatic Industries, Incorporated, 3700 East Tremont Avenue, New York 65, New York, a vending machine company, was established in 1958. The officers of this corporation are listed as follows:

ALFRED MINIACI - President

ROSE MINIACI - Secretary

b6
b7c

NY 162-207

This corporation operates automatic coin vending machines, such as, cigarettes, juke boxes and shuffleboard machines, which are placed in various retail establishments and restaurants and bars in the New York City area. The number of accounts serviced was not ascertained.

The records of NY T-1 reflect that ALFRED MINIACI is married, that he was born in 1914 in Italy and that he has been in the United States since 1930. From 1931 to 1940, he was a principal in Paramount Music Company and Paramount Cigarette Company located at 114th Street and Lenox Avenue, New York City. From 1940 to 1945, the above companies were located at 145th Street and Lenox Avenue, New York City.

[redacted] was listed as being single, born in [redacted] and having been in the United States since [redacted]

b6
b7C

ROSE MINIACI, according to NY T-1, is believed to be the wife of ALFRED MINIACI, and is not active in the above corporation.

ALFRED [redacted] in Paramount Juke Box Corporation formed in 1944 and also located at 3700 East Tremont Avenue, Bronx, New York.

b6
b7C

According to NY T-1, they are also officers in Braddock Automatic Music Corporation, which was formed in July, 1955, as Viking Automatic Music Corporation. ALFRED [redacted] in Alfred Miniaci, Incorporated, which was originally formed in 1938 as Braddock Automatic Music Corporation, which, on September 2, 1955, changed its name to Alfred Miniaci, Incorporated.

b6
b7C

According to NY T-1, ALFRED and [redacted] [redacted] Radar Cigarette Corporation, which operates coin cigarette vending machines in the New York City area.

b6
b7C

NY 162-207

On March 16, 1962, NY T-1 made available information which reflected that S and A Concrete Company, Incorporated, 2742 East Tremont Avenue, Bronx, New York, the concrete contractor doing work for building contractors in the metropolitan area, was formed in 1957, having previously been operated as a company since 1955.

[redacted] of this corporation, and is [redacted] was born in [redacted] in the United States and served in the United States Army from [redacted]

b6
b7C

[redacted] is single, was born in 1930 in the United States and served in the United States Army [redacted] according to the records of NY T-1, was [redacted]

b6
b7C

Both [redacted] and [redacted] in the S and A Concrete Company prior to forming a corporation.

b6
b7C

According to the records of NY T-1 [redacted] are active in the corporation, and they employ between 50 and 200 men, depending upon the number of jobs.

The annual sales volume is listed at one million plus.

On March 16, 1962, Inspector [redacted] New York City Police Department, New York, New York, advised SA AUGUST J. MICEK that there was no information available in the Police Department to indicate that subject is engaged in interstate gambling activities.

b6
b7C



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
New York, New York

WAK 28 1962

In Reply, Please Refer to
File No.

NY file 162-207
Bufile 162-719

Title Benjamin De Martino

Character Interstate Gambling Activities

Reference is made to the report of Special Agent [redacted] dated and captioned as above, at New York.

b6
b7c

All sources (except any listed below) whose identities are concealed in referenced communication have furnished reliable information in the past.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

New York, New York

Mar 20 1962

In Reply, Please Refer to
File No.

NY file 162-207
Bufile 162-719

Title Benjamin De Martino

Character Interstate Gambling Activities

Reference is made to the report of Special Agent
 dated and captioned as above, at New York.

b6
b7c

Set forth below is a characterization of the informant utilized in referenced report:

NY T-1 is a private organization which maintains records relative to business concerns in the greater New York area.

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.