

F.O.I.A.

JULIUS ROSENBERG ET AL.

FILE DESCRIPTION

HQ

FILE

SUBJECT *ABRAHAM BROTHMAN*

FILE NO. *100-365040*

VOLUME NO. *7*

SERIALS

494 *to*

549

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218

File No: 100-365040

Re: Burke

Date: _____
(month/year)

sect 7

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
494	1/12/51	HQ let DOJ	1	1	
NR	1/12/51	HQ let NY	2	2	
495	1/13/51	NH let HQ	1	1	
496	1/27/51	Bulet - 2	1	0	refer VA
NR	1/6/51	NY let HQ	3	3	
497	1/27/51	NK rept HQ	6	6	b7D b7C
NR	1/22/51	NK TT HQ	1	1	
NR	1/23/51	NK TT HQ	1	1	b7D
NR	1/19/51	NY TT HQ	1	1	
NR	1/23/51	CM rept HQ	5	1	Refer Bureau of Public Aff 4pp
498	2/1/51	NY let HQ	3	3	
NR	12/27/50	NY let HQ	1	1	b2 b7D

26
rev

21
rel

0
deny

5
ref

8
preserved

0
process

File No: 100-365040

Re: Brothman

Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
499	2/12/51	BS rept HQ	3	3	b7D b7C
500	2/12/51	HQ let NY	1	1	
501	2/13/51	MP rept HQ	3	3	b7D b7C
502	3/7/51	HQ let NY	1	1	
502	3/1/51	NY let HQ	1	1	
503	2/12/51	HQ let DOJ	1	1	
504	2/27/51	HQ let DOJ - and encl	1/11	1/-	encl. handled in 65-58236-730 T. Rosenberg
505	2/27/51	HQ let NY	1	1	
506	3/7/51	NY TT HQ	1	1	
507	3/27/51	HQ TT NY	1	1	
508	3/27/51	Hennrich memo to Belmont	1	0	Refer IRS
509	3/27/51	HQ let IRS	1	0	Refer IRS

27 rev 14 rel 0 deny 2 ref 11 presumed 0 prepare
FBI/DOJ

File No: 100-365040 Re: Brothman Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	N. Ac.	ages	Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
				Released	
509	3/26/51	Ny TT HQ	1	0	Refer IRS
510	4/5/51	Ny TT HQ	1	1	
511	4/12/51	Ny TT HQ	1	1	
512	4/24/51	Ny Let HQ	21	20	b7D b2 b7c Refer 1 pg IRS
512	4/24/51	Ny Let HQ	1	1	
513	4/26/51	Ny Let HQ	1	1	
514	4/25/51	Ny TT HQ	2	2	
515	5/3/51	HQ Let Def	1	1	
516	5/3/51	HQ Let NY	1	1	
517	5/7/51	Ny Let HQ	1	1	incl. missing
518	5/25/51	Ny Let HQ and incl.	2/7	2/7	
519	6/11/51	Ny Let HQ and incl.	1/5	1/5	

46
rev
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File No: 100-365040
set 7

Re: Brothman

Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
520	6/19/51	Ny let HQ and end.	1/32	1/32	
521	6/14/51	Ny TT HQ	1	1	
522	7/17/51	Ny rept HQ	11	11	b2 b7D
523	7/14/51	Ny TT HQ	1	1	
524	7/27/51	Ny TT HQ	3	3	
525	8/1/51	HQ let DOJ	1	1	
526	8/14/51	DOJ let HQ	1	1	
527	8/2/51	Belmont memo to Ladd	2/6	2/6	
527	8/2/51	HQ let DOJ	1	1	
528	7/30/51	Ny TT HQ	1	1	
529	7/27/51	Ny let HQ	1	1	
530	7/27/51	Ladd memo to Director	2	2	

64 64 0 0 0 0
rev rel deny ref presumed prepare
FBI/DOJ

Inventory Worksheet
FD-503 (2-18-77)

File No: 107-365040

Re: _____

Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
NR	8/20/51	Hennrich memo to Belmont	1	-	Disposition of document in H. Gold 65-57449-803
531	8/23/51	Belmont memo to HQ	1	1	
531	8/23/51	HQ let NY	1	1	
532	9/19/51	HQ let NY	1	1	b2 b7D
533	9/28/51	HQ let DOJ and encl.	1/1	1/1	
NR	10/8/51	Hennrich memo to Belmont	4	4	
NR	10/8/51	Doyle memo to Belmont	2	2	
534	10/19/51	DOJ let HQ	-	-	Dis. handled by DOJ in 1976 (1)
535	11/30/51	HQ let AT	1	1	
535	10/31/51	NY let HQ and encl.	1/1	1/1	
536	10/24/51	HQ let Bu of Prisons	2	2	
536	10/14/51	Bu of Prisons let HQ	-	-	Disposition handled by Bureau of Prisons in 1976 (1)

17
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16
rel

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Inventory Worksheet
FD-503 (2-18-77)

File No: 100-365242
act 7

Re: Brothman

Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
537	11/23/51	DOJ let HQ	—	—	Disposition handled by DOJ in 1976 (1)
537	12/11/51	HQ let NY	1	0	b1 Refer DOJ
538	12/13/51	NY 2nd HQ	1	1	
539	12/22/51	NY TT HQ	1	1	
540	1/4/52	NY TT HQ	1	1	
541	1/23/52	AT let HQ	1	1	
542	1/29/52	NY rept HQ	7	7	b2 b7D
543	2/14/52	Enrich memo to Tammigan	2	2	b1
544	3/6/52	AT let HQ	1	1	
545	3/18/52	HQ let NY	2	2	
546	3/28/52	AEC let HQ	—	—	Disposition handled by ERDA(DOE) in 1976 (1)
546	4/16/52	HQ let NY	1	1	

18 17 0 1 0 2
nr nl deny ref presumed purge

Inventory Worksheet
FD-503 (2-18-77)

File No: 100-85500
Sub 7

Re: Brothman

Date: _____
(month/year)

Serial	Date	Description (Type of communication, to, from)	No. of Pages		Exemptions used or, to whom referred (Identify statute if (b)(3) cited)
			Actual	Released	
NR	3/26/52	HQ TT NY	1	1	b1
547	3/18/52	HQ let AEC and encl.	1/2	1/2	
547	3/5/52	Downing memo to [unclear]	1	1	
548	5/21/52	AT let HQ	1/3	1/3	
548	6/11/52	HQ let NY	1	1	
549	8/15/52	AT let HQ	1/2	1/2	

13 13 0 0 0 0
rev rel deny ref presumed preserve

January 22, 1951

January 22, 1951

Chapman/na

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DATE 7/2/77 BY SP-6/BJD

10-1-50

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Best Copy available

SAC, New York
Director, FBI

1960

[illegible]

On May 19, 1946, the New York Office advised the Los Angeles Division immediately advising further direction is now being given to the Los Angeles area and all the Districts to prevent business and business activities in the New York Division. Upon receipt of this information the New York Office should promptly transmit appropriate Form FD-128 transferring this case to the Los Angeles Division.

100-63440

associated and business connections of persons since the time of
his having moved to the Los Angeles area.

100-36546
JAN 1964
JAN 1964

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DATE 8/3/99 BY *SP-6/BJD*
DUPLICATE YELLOW

THE UNITED STATES OF AMERICA
DO hereby certify that
the within and foregoing is a true and correct
copy of the original as the same appears on the
records of the Department of the Interior.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, New Haven

SUBJECT: ABRAHAM BROTHMAN, was
ESPIONAGE - R
Bureau File 100-365040

DATE: January 13, 1951

Mr. JOHN W. POPE, former Superintendent of the Centerbrook Manufacturing Company, Centerbrook, Connecticut, when interviewed regarding the identity of one VICTOR VARDEN, an individual who conducted business with the Union Square Optical Service, Inc. (New York 100-59995) advised that ABRAHAM BROTHMAN in 1942 or 1943 worked on the design of an atomizing head which head is now used for atomizing magnesium powder. He related that BROTHMAN at the time was connected with the Chemurgy Design Corporation of New York City and was hired by HENRY GOLWYNNE of the Golwynne Chemical Corporation, 420 Lexington Avenue, New York, New York, to work on the design of this magnesium powder atomizing head. The Centerbrook Manufacturing Company then known as the Pulverized Metals Company was owned by GOLWYNNE.

BROTHMAN, according to POPE, did not work full time at the above concern but only spent week-ends on this project at the Plant in Centerbrook, Connecticut.

POPE added that the Centerbrook Company since the development of this atomizing head has had contracts with the Frankford Arsenal, Philadelphia, to furnish magnesium powders to various arsenals throughout the country. He stated that the Centerbrook Manufacturing Company, to the best of his knowledge, is the only concern in this country which has this process of atomizing magnesium powder.

POPE could furnish no additional information regarding BROTHMAN.

The above information is being furnished to the Bureau and New York for whatever disposition they care to make.

tan/al
65-1336
cc: New York

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DATE 4/3/97 BY 2012/201/1

RECORDED - 72

INDEXED - 72

EX - 22

100-365040-495
JAN 16 1951

385
65 JAN 24 1951

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: Jan. 27, 1951

FROM : SAC, Buffalo

SUBJECT: ABRAHAM BROTHMAN
ESPIONAGE - R

Rebulet 12/16/50 and Albany let 12/22/50.

Refer
VA

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In view of the facts developed, it is not anticipated that DAVIS will be interviewed by this office.

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DATE 1/3/87 BY 3013ADT/17

LEB:OKH
65-2030RECORDED - 11
INDEXED100-365040-496
JAN 30 1951289
65 FEB 5 1951

Director, FBI

January 6, 1951

Order returning each bail, he wishes to certify himself that these funds were obtained from the sources stated in an affidavit of SLAVE HENSHWITZ now in his possession. MR. SAYPOL requested that his Assistant VINCENT P. be requested so that the investigation could be initiated.

See Report (cont.)
Chicago
NY 100-95068

NY 100-95068

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DATE 9/2/91 BY 2016/ur/ha

100-365040 ✓
NOT RECORDED
188 JAN 15 1951

51 FEB 1 1951

James City, New Jersey. The affidavit stated that Edward J. and Mary E. Henshaw, the parents of John Henshaw, gave a mortgage to the lender in security for the payment of the loan on the home which they own.

of Savings Bonds issued by Edward J. [illegible], 125 [illegible] Ave., [illegible],
New Jersey during August, 1940. The name of the bank where the bonds
were cashed should also be obtained.

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **NEW YORK**

NK FILE NO. 100-33937 etc

REPORT MADE AT NEWARK	DATE WHEN MADE 1/27/51	PERIOD FOR WHICH MADE 1/10, 12, 19, 22, 23/51	REPORT MADE BY EUGENE C. JONES
TITLE MIRIAM MOSKOWITZ, was; ABRAHAM BROTHMAN, was;			CHARACTER OF CASE ESPIONAGE - R OBSTRUCTION OF JUSTICE

SYNOPSIS OF FACTS:

\$4,000 loan by EMIL MOSKOWITZ to MIRIAM MOSKOWITZ obtained from ELLY KNEUCKER on a note. ALBERT HARRISON cashed \$5,071 in U.S. Savings Bonds and loaned \$5,000 to MIRIAM MOSKOWITZ. \$1,000 of this loan was returned. JACOB STURCZ loaned \$10,000 to SIGMUND MOSKOWITZ which was secured by a mortgage on home of SIGMUND MOSKOWITZ. STURCZ's money was obtained by cashing U.S. Savings Bonds.

DETAILS:

EMIL MOSKOWITZ, 222-224 Harrison Avenue, Harrison, New Jersey, advised that he is employed as a butcher at 240 Harrison Avenue under the trade name of Kneucker and Moskowitz.

MOSKOWITZ advised that he loaned \$4,000 to MIRIAM MOSKOWITZ and that he had received this money from the wife of his partner, ELLY KNEUCKER. MOSKOWITZ signed the note in the amount of \$4,000. MOSKOWITZ advised that it was his first intention to withdraw \$4,000 from the cash reserve of the business but that his partner, EUGENE KNEUCKER, felt that this would jeopardize the credit standing of their business and for that reason the money was loaned to him by ELLY KNEUCKER.

ELLY KNEUCKER was contacted and she advised the money she loaned MOSKOWITZ was from personal savings which she had saved over a period of time. She did not wish to disclose the source of this money.

EUGENE KNEUCKER, 240 Harrison Avenue, Harrison, New Jersey, advised that he and his wife maintained a safety deposit box

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 3-New York (100-96341) (Encl. 1)
 2-Newark

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100-33937-113
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88 FEB 6 1951

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NK 100-33937

in the First National Bank of Jersey City, Harrison Branch, located in

Jersey City, New Jersey. On 1/15/54, [redacted] withdrew \$5,000 from

[redacted] account in the First National Bank of Jersey City, Harrison Branch.

[redacted] Newark Confidential Informant T-2, of unknown reliability.

[redacted]

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Newark Confidential Informant T-2, of unknown reliability, who is

[redacted]

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JULIA W. KRUG, 38A Gautier Avenue, Jersey City, New Jersey, advised she has been employed by Attorney WILLIAM RUBIN, 545 Broadway, Bayonne, New

Jersey, since 1950 as a legal secretary. She advised that the mortgage for \$10,000, in the name of SIGMUND MOSKOWITZ, Bayonne, New Jersey, was drawn up in the law office of William Rubin. According to Mrs. KRUG, RUBIN had the name changed in the mortgage from SIGMUND MOSKOWITZ to JULIA W. KRUG, and she advised she did not know the reason. Mrs. KRUG advised she did not know a person who was actually paid the \$10,000.

Mrs. KRUG stated at the same time the mortgage was drawn up, the assignment of mortgage was also drawn up and signed by her and she turned the mortgage over to the bank. IDA STRAIN is married to Mrs. KRUG. Mrs. KRUG advised she did not know about the \$10,000 and she advised in the assignment of mortgage that the \$10,000 was given by SIGMUND MOSKOWITZ.

On the home of SIGMUND MOSKOWITZ would have any objection to discussing the original source of the \$10,000 given by him to MOSKOWITZ. He advised he would contact his client and advise him to be fully cooperative.

[illegible]

According to STURCZ, he received a check from Eisele and King, Libaire, Stout and Company for the amount of the bonds which were cashed by him at the Bayonne National Bank, Bayonne, New Jersey, and the cash was given by him to SIGMUND MOSKOWITZ. STURCZ stated that this money did not

Subject advised that he had known EDWARD MOSKOWITZ for approximately three years. However, he did not believe that he had spoken to EDWARD MOSKOWITZ for over three years. He said he was not particularly close friend of EDWARD MOSKOWITZ, however, he did meet him each week at the synagogue.

STUCK advised that he did not want his name to appear in the legal notice column of the local newspaper and for that reason the name of one of the employees of WILKIN STUCK, advised the need to the partner.

Photostatic copy of an assignment of mortgage from JULIA W. KRUG to IDA STURCZ.

REFERRED UPON COMPLETION TO THE OFFICE OF ORIGIN

NK 100-33937

ADMINISTRATIVE PAGE

NK 100-33937

1951.

The identity of the above Confidential Informants is being kept confidential because of the nature of the information received from them.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 22 1951

TELETYPE

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Harbo	_____
Mr. Belmont	_____
Mr. Mohr	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

WASH 13 AND NEW YORK 3 FROM MEMPHIS

DIRECTOR AND SAC

DEFERRED

MIRIAM MOSKOWITZ, WAS., ABRAHAM BROTHMAN, WAS., ESPIONAGE DASH R. EMIL MOSKOWITZ UPON INTERVIEW ADVISED HE RECEIVED A LOAN OF FOUR THOUSAND DOLLARS FROM ELLY KNEUCKER, WIFE OF HIS BUSINESS PARTNER. ELLY KNEUCKER VERIFIED THIS STATING THE MONEY CAME FROM PERSONAL SAVINGS BUT NO BANK TRANSACTION COULD BE FOUND. JULIA W. KRUG ADVISED SHE IS EMPLOYED BY ATTORNEY WILLIAM RUBIN, FIVE FOUR FIVE BROADWAY, BAYONNE, N. J. IN WHOSE OFFICE THE MORTGAGE ON THE HOME OF SIGMUND J. AND ROSE H. MOSKOWITZ WAS DRAWN UP. KRUG'S NAME WAS USED ON THIS MORTGAGE AS A GUYE HURRY INQUOTE. KRUG ALSO SIGNED AT THE SAME TIME AN ASSIGNMENT OF MORTGAGE IN FAVOR OF JIM STURGEZ WHO IS UNKNOWN TO KRUG. KRUG WAS NOT ADVISED BY RUBIN AS TO THE REASON HER NAME WAS USED ON THE MORTGAGE SINCE IN BAYONNE FAIL TO REFLECT ANY TRANSACTION OF TEN THOUSAND DOLLAR IN THE NAME OF JIM OR JACOB STURGEZ, HER HUSBAND. REPORT TO FOLLOWS.

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DATE 4/6/02 BY [signature]

87 JAN 23 1951

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FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 25 1951

TELETYPE

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Harbo	_____
Mr. Belmont	_____
Mr. Mohr	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

Special Agent in Charge

7/17/44

FROM NEW YORK 1 FROM NEWARK

IRKLAN MOSKOWITZ, MR., ABRAHAM BROTHMAN, MR., LEONARD BASH, R. .

REPORTED TO DIRECTOR AND NEW YORK JANUARY TWENTY TWO LAST. RE FOUR THOU
SAND DOLLAR LOAN TO ELLY WUNDERLICH. EUGENE WUNDERLICH, HUSBAND OF ELLY
WUNDERLICH ADVISED MONEY FOR LOAN BE KEPT TAKEN FROM SAFETY DEPOSIT BOX
IN FIRST NATIONAL BANK OF NEWARK CITY, HARRISON, N. J. BRANCH. RECORDS

ALBERT HARRISON ADVISED HE CASHED
A SAVING BOOK FOR FIVE THOUSAND DOLLARS AT FIRST NATIONAL BANK
AND TRUST CO. OF KENNY, N. J. ONE THOUSAND OF THIS AMOUNT WAS RETURNED
TO HARRISON BY SUBJECT MOSKOWITZ AND DEPOSITED IN EQUITY SAVINGS AND
LOAN ASSOCIATION, KENNY, N. J.

JACOB
STREET, BOSTON, N. A. AN ADVERT FROM ATTORNEY WILLIAM BURNER STATED HE
HAVE SIGNING FORTWITHE FOR FORTY DOLLARS WHICH WAS SECURED BY
MORTGAGE ON HOUSEWITHE ROAD. THIS MONEY OBTAINED FROM CASHING OF U. S.
SAVINGS BANK FORTWITHE THE FORTY DOLLARS AND FORTY FIFTY DOLLARS SIXTY
ONE CENTS SIXTY EIGHT AND TEN DOLLARS FORTY AND TEN, FIFTY BROADWAY
NEW YORK CITY FORTWITHE, NEW YORK CITY, NEW YORK, NEW YORK, NEW YORK
NEW YORK CITY FORTWITHE, NEW YORK CITY, NEW YORK, NEW YORK, NEW YORK
NEW YORK CITY FORTWITHE, NEW YORK CITY, NEW YORK, NEW YORK, NEW YORK.

STONEY WOULD ASSIGNMENT OF INTEREST FROM JULIA W. KRUS WHICH TRANSACTION WAS MADE TO AVOID PUBLICIZATION OF STONEY NAME IN LOCAL PAPERS WHEN MOST OF THE RECORDS WENT TO FLA.

[illegible]

1. **THE STATE OF TEXAS, COUNTY OF DALLAS, ss. I, _____, a Notary Public in and for said State, do hereby certify that the foregoing is a true and correct copy of the _____ as the same appears from the records of said County.**

100-443887-100

THE UNIVERSITY OF CHICAGO PRESS

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JAN 11 1951
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FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 19 1951
TELETYPE

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Harbo	_____
Mr. Belmont	_____
Mr. Mohr	_____
Tele. Room	_____
Mr. Nease	_____

CONF WASH 7 AND NEWARK 1 FROM NEW YORK 19 2-49 P
DIRECTOR AND SAC URGENT

MIRIAM MOSKOWITZ, WAS, ABRAHAM BROTHMAN, WAS, ESP R. REURTEL JAN
EIGHTEEN. INTERVIEW EMIL MOSKOWITZ RE SOURCE FROM WHICH HE OBTAINED
FOUR THOUSAND DOLLARS AND VERIFY IF POSSIBLE FROM OFFICIAL RECORDS.
JULIA W. KRUG NO LONGER EMPLOYED BY ALEXANDER AND GREEN AND PRESENT
EMPLOYMENT UNKNOWN. INTERVIEW KRUG RE SOURCE OF TEN THOUSAND DOLLARS
WHICH SHE LOANED TO MOSKOWITZ FAMILY. SUGGEST YOU ADVISE THESE IN-
DIVIDUALS THAT INTERVIEWS RE SOURCE OF THIS MONEY ARE AT SPECIFIC
REQUEST OF USA, SDNY.

SCHEIDT

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HEREIN IS UNCLASSIFIED
DATE 1/13/87 BY [signature]

ACK IN ORDER

WANT 2 3 WA TEL

RE 3 BY 2 1 RE AND

AND

100-36504-✓
NOT RECORDED
JAN 23 1951

51 FEB 2 1951

Orig - Mr Belmont

ORIGINAL FILED IN 100-370679-29

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XXXXXXFEDERAL BUREAU OF INVESTIGATION
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Chicago File 65-3523

71029

REFERENCE:

New York letter to Bureau 1/6/51.

Bureau teletype dated 1/8/51.

New York teletype to Chicago 1/9 and 1/17/51.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, New York

DATE: February 1, 1951

SUBJECT: ABRAHAM BROTHMAN, was
ESPIONAGE - R
(Bufile 100-365040)

014293

VINCENT P. RAO, AUSA, SDNY has requested this office to conduct an investigation to determine the source from which NAOMI BROTHMAN obtained \$25,000 which she posted as bail for her husband, ABRAHAM BROTHMAN. In this connection Mr. RAO has submitted affidavits from the following who contributed to BROTHMAN'S bail fund:

BJORN B. NIELSEN - \$2000
Norwegian Lutheran Hospital
4520 4th Avenue, Brooklyn

CLARE M. KORNEBLAU - \$3700
82 Danforth Avenue,
Jersey City, NJ

ESTHER TANYA - \$8000
349 East 51st Street
NY, NY

NETTIE BOGDANOFF - \$2500
334 West 87th St, NY

ARTHUR OFFENBACH - \$1300
150 Bennett Ave., NY

R. V. KHAMANI - \$1500
43-15 43rd Avenue, LIC, NY

HARRY BROTHMAN - \$1000
1565 Townsend Avenue, Bx.

JOSEPH BROTHMAN - \$500
1562 Townsend Avenue, Bx.

ALEXANDER SVENCHANSKY - \$500
144-58 Village Road
Parkway Village, Jamaica, NY

ISABELLA SHUSTERMAN - \$500
145 Seaman Avenue, NY

ANITA - \$500
1660 Park Ave., NY

These individuals contributed the sum of \$22,000. According to an affidavit submitted by NAOMI BROTHMAN the balance of \$3,000 was obtained

cc: Minneapolis
Boston

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/13/99 BY [signature]

NY 100-365040-498
JMC:APK
100-95068

EX-121

RECORDED - 86
INDEXED - 86

FEB 8 1951

50 FEB 7 1951

COPIES DESTROYED
88 MAR 5 1963

100-365040-498
[signature]

Letter to Director
NY 100-95058

014294

as follows:

\$297 was borrowed on the life insurance policy of ABRAHAM BROTHMAN #266193 with the Columbian National Life Insurance Co., Boston, Mass.

\$958 was borrowed by ANNA MITT, mother of Mrs. BROTHMAN on her life insurance policy #144101 with the Columbian National Life Insurance Co., Boston, Mass.

\$1,745 was the bulk of a loan obtained from the First National Bank of Croton on the Hudson, Croton, NY secured by a mortgage on a bungalow owned by NAOMI BROTHMAN in Peekskill, NY.

Regarding BJORN B. NIELSEN, the records of this office reflect that he is the subject of Bufile 77-46296. The investigation reported in this file was conducted in connection with NIELSEN'S application as a departmental applicant for the position of Chaplain Interne, Federal Detention Headquarters, New York, NY. According to E.E. THOMPSON, Warden of this institution, NIELSEN entered on duty there as a Chaplain Interne 6/14/50 resigning 9/5/50 to accept a position as full time pastor at the Norwegian Lutheran Hospital, 4520 14th Avenue, Brooklyn. It should be noted further that JEROME TARTAKOW, an inmate at the Federal Detention Headquarters, who has been furnishing information to this office advised SA Armand A. Camarota that NIELSEN although no longer connected in any official capacity at the prison still calls frequently and confers with BROTHMAN. TARTAKOW stated that the two of them are very friendly and that NIELSEN gave BROTHMAN \$2000 to be used toward his bail money. He further advised that BROTHMAN gives NIELSEN missions to perform for him outside the prison.

FRANK DENTON, Assistant to the Warden, Federal Detention Headquarters, verified the fact that NIELSEN still visits BROTHMAN and stays with him for 2 to 3 hours at a time. Mr. DENTON stated that the prison authorities do not view these visits with suspicion since NIELSEN is supposed to have told DENTON that he is interested in BROTHMAN in an effort to learn the motive for his violation of the law. For the Bureau's information BROTHMAN was originally incarcerated in the Federal Detention Headquarters on 7/29/50. He remained there until his release on bail 9/1/50.

014295

Letter to Director
NY 100-95068

He was again placed in this institution on 11/8/50 and is still there. This information regarding NIELSEN is being brought to the Bureau's attention for its info and any disposition it might desire to make of it.

Mr. RAO has requested that where necessary the above named individuals should be interviewed to determine the actual source where they obtained the money. In these interviews it should be determined whether these people actually had such funds at their disposal and can produce some official record showing a withdrawal of these funds. However, NIELSEN and HARRY BROTHMAN will not be interviewed since they have stated in their affidavits that their loans to Mrs. BROTHMAN came from their accounts maintained at the Minneapolis Savings and Loan Association of Minneapolis, Minn. and at the Dollar Savings Bank, NYC respectively. SVENCHANSKY also will not be interviewed since he previously advised that he obtained this money from the credit union at the United Nations. Records in these institutions located in the territory covered by this office will be checked, however.

Minneapolis Office is requested to check the records of the Minneapolis Savings and Loan Association, Minneapolis to determine whether NIELSEN actually withdrew \$2000 from his account there. This withdrawal should have occurred some time between 7/29/50 and 9/1/50. This lead should be given expeditious attention, followed by the submission of a report suitable for dissemination to the USA.

Boston Office is requested to check the records of the Columbian National Life Insurance Co., Boston, Mass. to determine if \$297 was actually borrowed on policy #266191 and \$958 on policy #114110. This lead should also be given expeditious attention followed by the immediate submission of a report also suitable for dissemination.

New York is conducting the requested investigation and is setting out leads for auxiliary offices to conduct necessary investigation since the Bureau previously authorized a similar type investigation in the case of MIRIAM MOSKOWITZ who was tried and convicted with BROTHMAN.

Director, FBI

December 27, 1950

SAC, New York

BERNARD SCHUSTER, was.
ESPIONAGE - R
(Bufile 100-1556)

in the mbe
Re report SA Daniel F. O'Connor 11/30/50 New York, page 3.

New York Confidential Informant [REDACTED] had furnished information regarding an unknown man who interceded with the subject on behalf of ABRAHAM BROTHMAN who was in trouble with the Communist Party because of BROTHMAN'S support of EARL BROWDER. *b2 b7D*

[REDACTED] had viewed a photograph of JULES KORCHEIN and [REDACTED] that he was possibly identical with the aforementioned unknown man. [REDACTED] has been shown another photograph of KORCHEIN which he positively identifies as this unknown man. KORCHEIN is the subject of a case entitled "Jules Korchien, was. Security Matter-C" which is presently in closed status. *b2 b7D*

cc: NY 100-8333
95068

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/89 BY 3042 PWT/lf

DFC:APK
100-268

100-365-040-
NOT RECORDED
80 JAN 22 1951

Q
59 JAN 25 1951

INITIALS ON ORIGINAL - 5

ORIGINAL FILED IN 100-1556-36-

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

NEW YORK

FILE NO.

100-25734

REPORT MADE AT BOSTON, MASS.	DATE WHEN MADE 2/12/51	PERIOD FOR WHICH MADE 2/7/51	REPORT MADE BY GORDON WINSTON S. GORDON
TITLE ABRAHAM BROTHMAN, ALIASES			CHARACTER OF CASE ESPIONAGE - R
SYNOPSIS OF FACTS: T-1 states [REDACTED] b7D			
DETAILS:			
T-1 is of known reliability and has access to the records [REDACTED] b7D			
stated that said records could be reached upon subpoena [REDACTED] b7D			
to the company's legal department.			
T-1 stated [REDACTED] b7D			
T-1 noted the subject [REDACTED] b7D			
T-1 declared [REDACTED] b7D			
APPROVED AND FORWARDED		DO NOT WRITE IN THESE SPACES	
<p>COPY IN FILE</p> <p>5 Bureau (100-365040)</p> <p>4 New York (100-95068)</p> <p>3 Boston</p> <p>FEB 21 1951</p>		<p>ALL INFORMATION CONTAINED</p> <p>HEREIN IS UNCLASSIFIED</p> <p>DATE 4/3/77 BY [signature]</p>	
		<p>RECORDED - 16</p> <p>INDEXED - 16</p>	

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AGENCY TO WHICH LOANED.
88 MAR 5 1963

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T-1 noted that from

REFERRED UPON COMPLETION TO THE OFFICE OF ORIGIN

BS 100-25134

CONFIDENTIAL INFORMANT

The following confidential informant was referred temporary assignment
symbol in the report of Special Agent WILLIAM S. [redacted] dated February 1, 1951,
at Boston, Massachusetts.

Confidential Informant [redacted]

b7D
b7C

SAC, New York

February 12, 1951

Director, FBI

JOHN J. BROTHAN, was.
MIRIAM MOSKOWITZ, was.
ESPIONAGE - R;
OBSTRUCTION OF JUSTICE

Reference is made to the report of Special Agent Eugene
S. Jones dated at Newark January 27, 1951. You are authorized
to furnish a copy of this report to the United States Attorney,
Southern District of New York.

100-365040

cc - 100-370679

EFE:mpm *mpm*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *4/3/82* BY *SP-10/MLH*

RECORDED - 21

FEB 15 1951

NO

FEB 18 1951
MAILED 20

U S DEPT OF JUSTICE
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REC-8-107000-2 OF 1400

65 FEB 20 1951

FEB 17

100-365040-500

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT **BUREAU**

Mpls. FILE NO. **65-850**

REPORT MADE AT MINNEAPOLIS, MINNESOTA	DATE WHEN MADE 2-13-51	PERIOD FOR WHICH MADE 2-5-51	REPORT MADE BY GORDON B. PLAYMAN BR
TITLE ABRAHAM BROTHMAN, was.			CHARACTER OF CASE ESPIONAGE - R

SYNOPSIS OF FACTS:

VINCENT P. RAO, AUSA, SDNY, requested verification of \$2,000 withdrawal by BJORN B. NIELSEN from Minneapolis Savings and Loan Association.

b7D

- RUC -

DETAILS:

VINCENT P. RAO, Assistant United States Attorney, Southern District of New York, requested that Agents of the New York Office conduct an investigation to determine the source from which NAOMI BROTHMAN obtained \$25,000 which she posted as bail for her husband, ABRAHAM BROTHMAN. Mr. RAO submitted an affidavit from BJORN B. NIELSEN indicating that he contributed \$2,000 to the subject's bail fund. Mr. RAO requested that it be determined if NIELSEN had this money at his disposal if that money was withdrawn.

AT MINNEAPOLIS, MINNESOTA:

b7C b2D

**ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/77 BY 60321/RS**

<p>APPROVED AND FORWARDED: <i>[Signature]</i></p> <p>SPECIAL AGENT IN CHARGE</p> <p>COPIES OF THIS REPORT:</p> <p>1 New York (100-9500) (2-USA, SDNY)</p> <p>2 Minneapolis</p> <p style="text-align: center;">COPY IN FILE</p>	<p style="text-align: center;">DO NOT WRITE IN THESE SPACES</p> <p style="font-size: 2em; text-align: center;">100-365040-501</p> <p style="text-align: center;">FEB 16 1951</p> <p style="text-align: right;">RECORDED - INDEXED - 52</p>
---	--

Mpls. File 65-850

b7C
b7D

[REDACTED]

advised that a proper subpoena would be necessary to produce these records in court.

Investigation by the Minneapolis Office in 1970 indicated that JOHN EDWIN WINKLER who previously resided at Spicer and Windom, Minnesota, applied for the position of clinical pastoral student at the Federal Detention Headquarters, New York City.

REFERRED UPON COMPLETION TO THE OFFICE OF ORIGIN

Mpls. File 65-850

New York Letter to Bureau dated 1-1-61

El:be

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/21/79 BY SP-6/BJH

Q-2 DEEL DE 1021CE

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MAR 8 1951
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Name _____
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 Maria _____
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 Tracy _____
 Harbo _____
 Belmont _____
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 Tele. Room _____
 Evans _____
 Gandy _____

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: March 1, 1951

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN, Was
ESP-R
Bufile 100-365040

So that the file of the U.S. Attorney for the Southern District of New York may be complete, Bureau authorization is requested to furnish him with a copy of the report of SA John M. Collins dated 12/29/50 at New York.

JMC:IM
100-95068100-365040-502
MAR 2 1951
14

RECORDED - 41

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/2/87 BY 2002 PWT/vh

FIVE
Enrich

Assistant Attorney General James M. McInerney

February 12, 1951

Director, FBI

ABRAHAM BROTHMAN, was.;
MIRIAM BROTHMAN, was.
ESPIONAGE - R;
OBSTRUCTION OF JUSTICE

014292

LR-8

There is enclosed herewith a copy of the report of Special Agent Eugene G. Jones dated at Newark, New Jersey, January 27, 1951. This report sets forth the results of an investigation conducted relative to the bail bond of Brothman pursuant to a request received from the United States Attorney, Southern District of New York.

100-365040

100-365040

cc - 100-370679

EFT:mpm

RECORDED - 11

FEB 13 1951

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/89 BY SP-6/BJH

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380
61 MAR 7 1951

Tolson _____
Ladd _____
Nichols _____
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Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

Assistant Attorney General James H. McInerney

February 28, 1951

Director, FBI

~~CONFIDENTIAL~~

JOSEPH BROTHERMAN, aka.

014291

ESPIONAGE - R

There are being furnished you herewith copies of the reports of Special Agent Brenton S. Gordon dated at Boston, Massachusetts, February 12, 1951, and Special Agent Gordon S. Flayman dated at Minneapolis, Minnesota, February 13, 1951. These reports set forth the results of certain investigation which was conducted at the request of the United States Attorney, Southern District of New York, relative to the bail bond of Joseph Brothman.

att: [signature]

8-712

~~CONFIDENTIAL~~

RECORDED - 121

MAR 2 1951

U.S. DEPT. OF JUSTICE

RECEIVED

9 MAR 9 1951

XXXXXX
XXXXXX
XXXXXXFEDERAL 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.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

11 Page(s) withheld for the following reason(s):
Disposition of Enclave in T. Rosenberg
65-58236-730

☐ For your information: _____

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

100-365040-504

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XXXXXXXXXXXXXXXXXXXXX
X DELETED PAGE(S) X
X NO DUPLICATION FEE X
X FOR THIS PAGE X
XXXXXXXXXXXXXXXXXXXXX

SAC, New York

February 27, 1951

Director, FBI

ABRAHAM BROTHMAN, was.
ESPIONAGE - R

You are authorized to furnish to the United States Attorney, Southern District of New York, copies of the reports of Special Agent Brenton S. Gerdyn dated at Boston, Massachusetts, February 12, 1951, and Special Agent Gordon B. Flayman dated at Minneapolis, Minnesota, February 13, 1951, in the above-captioned matter.

100-365040

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/2/87 BY SP-5/BJH

100-365040

100-365040-505

MAR 9 1951 - D. 2 GEN. OF POLICE

FBI

RECEIVED - NEW YORK

MAR 11 1951

REC'D - 100-365040-505
MAR 2 1951
FBI

Tolson _____
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Nichols _____
Rosen _____
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Belmont _____
Mohr _____
Tele. Rm. _____
Nease _____
Gandy _____

65 MAR 9 1951

MAILED 6
FEB 27 1951
100-365040-505

MAR 7 1951

Mr. Tolson _____
Mr. Ladd _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Harbo _____
Mr. Belmont _____
Mr. Mohr _____
Miss Gandy _____

10

1

3-16

PM

DEFERRED

ABRAHAM BROTHMAN, ESP. R. REPORT PROMISED TO REACH BUREAU ON MARCH SIXTH LAST WAS NOT SUBMITTED SINCE INVESTIGATION HAS NOT BEEN COMPLETED. THIS REPORT COVERS INVESTIGATION REQUESTED BY USA, SDNY TO DETERMINE SOURCE OF BROTHMAN-S BAIL MONEY. TO DATE TWO INDIVIDUALS WHO *a* CONTRIBUTED TO THIS FUND HAVE NOT BEEN AVAILABLE FOR INTERVIEW. REPORT SHOULD REACH BUREAU MARCH TWO FOUR NEXT. *100-365040-506*

RECORDED - 137

MAK 10 1951
SCHEIDT

NO 50 MAR 19 1951

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/12/87 BY SP-6/ML

EX-123

01 1021175
FINE ✓

W

March 27, 1951

SAC, NEW YORK

URGENT

[REDACTED TELETYPE MESSAGE]

100-365040

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/10/92 BY SP-6 BJS/BJD

RECORDED 100-365040-507
MAR 29 1951

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Tracy _____
- Harbo _____
- Belmont _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

MAR 27 1951

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TELETYPE 883 MAR 5 1963

WVB 51
MAR 28 1951
DEPT OF JUSTICE
FBI
RECEIVED-700

8-53 M

CLAS

ONE

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. BELMONT *L*

FROM : MR. HENRICH

SUBJECT: ABRAHAM BROTHMAN, was.
ESPIONAGE - R

DATE: March 27, 1951

Tolson _____
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

PURPOSE

To advise that the [REDACTED]

After IRS

[REDACTED] Teletype attached advising New York Office that they may furnish pertinent reports to Internal Revenue Bureau and may discuss case with Internal Revenue. Letter also attached to Internal Revenue, Washington, D. C., advising them of foregoing.

DETAILS

Refer IRS

A teletype has been received from the New York Office dated March 26, 1951, which sets forth that [REDACTED]

[REDACTED] being conducted by the New York Office regarding the source of Brothman's bail fund. It is to be noted that our investigation of the bail fund is being conducted at the request of the United States Attorney for the Southern District of New York.

It is believed that we should cooperate with the Bureau of Internal Revenue in connection with this matter, but that we should also advise the United States Attorney in the Southern District of New York in view of the fact that our investigation regarding the bail fund is being conducted at their request. It is also felt that we should advise the Bureau of Internal Revenue in Washington of the facts regarding this matter.

RECOMMENDATION

There is attached for your approval a teletype to the New York Office authorizing them to furnish reports and to discuss the pertinent features of this case with the Bureau of Internal Revenue. There is also attached a letter to the Bureau of Internal Revenue, Washington, D.C. advising them of our action.

RJL:hc *hc*
100-365040

Attachments (let. & tel.)

RECORDED 122

EX - 336

REC'D DEPT. OF JUSTICE

MAR 31 1951

255
59 APR 9 1951

100-365040-508

CHS

42

Handwritten notes and signatures in the top right corner.

*Refer
FRS*

[REDACTED]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/12/2001 BY [signature]

MAILED 14
MAR 27 1951
COMM. FILE
65 APR 10 1951

U.S. DEPT. OF JUSTICE
FBI
RECEIVED - CIVIL ROOM

Handwritten signatures and initials: "Ne Ca", "Cato", and "B/c".

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

MAR 26 1951

TELETYPE

WASH FROM NEW YORK 20

26

4-31 P

DIRECTOR

DEFERRED

ABRAHAM BROTHMAN, WAS., ESPIONAGE -

Mr. Tolson	
Mr. Ladd	
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Alden	
Mr. Belmont	✓
Mr. Louchie	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

BEING CONDUCTED BY THIS OFFICE RE SOURCE OF BROTHMAN-S BAIL FUND.
BUREAU REQUESTED TO ADVISE WHETHER IT DESIRES THIS INFO FURNISHED TO
KOPS LOCALLY OR WHETHER BUREAU WILL GIVE THIS INFO TO BUREAU OF INTERNAL
REVENUE, WASHINGTON. FOR INFO OF BUREAU, INVESTIGATION TO DETERMINE
SOURCE OF BROTHMAN-S BAIL FUND NOT YET COMPLETED. NOW EXPECTED
REPORT ON THIS INVESTIGATION SHOULD REACH BUREAU APRIL THIRTEENTH
NEXT.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9/13/77 BY [signature]

EX-107
INDEXED
MAR 26 1951

365040-509

[signature]

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

APR 5 1951

TELETYPE

WASHINGTON FROM NEW YORK 62

DIRECTOR DEFERRED

Mr. Tolson	.....
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. A. G.	.....
Mr. Belmont	.....
Mr. Mohr	.....
Tele. Room	.....
Mr. Nease	.....
Miss Gandy	.....

BROTHMAN, ESP - R, OOJ. INVESTIGATION RE BAIL MONEY PUT
FOR BROTHMAN HAS BEEN TERMINATED UPON INSTRUCTIONS OF AUSA LOUIS
GROSSMAN WHO ADVISED ATTORNEY MESSING HAS COURT ORDER TO OBTAIN
RETURN OF BAIL APRIL SIX NEXT. INFO HAS BEEN RECEIVED THAT BROTHMAN
HAS RETAINED JOHN MC KIM HINTON AS ATTORNEY TO HANDLE APPEAL. INFOR-
MANT ADVISED BROTHMAN PAYING HINTON FIVE THOUSAND DOLLARS AND HINTON
TOOK CASE BECAUSE HE BELIEVES HE CAN OBTAIN REVERSAL. FOR BUREAU INFO,
HINTON RECENTLY APPOINTED SPECIAL ASSISTANT ATTORNEY GENERAL IN CHARGE
OF NY STATE INQUIRY ORDERED BY GOVERNOR DEWEY INTO GAMBLING AND BRIBERY
IN SARATOGA COUNTY.

62 APR 25 1951
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/77 BY [signature]
HOLD PLS. DATE 4/3/77 BY [signature]
RECORDED 351
EX-100-365040-570
APR 17 1951
cc: Mr. Linsphere

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

APR 12 1951

TELETYPE

Mr. Tolson	.....
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. Mohr	.....
Tele. Room	.....
Mr. Nease	.....
Miss Gandy	.....

WASH FROM NEW YORK

12

12

3-13

PM

DIRECTOR

DEFERRED

ABRAHAM BROTHMAN, WAS, ESP-R, REPT IN THIS CASE DICTATED, WILL SUREP
AS SOON AS MINEOGRAPHED.

SCHEIDT

HOLD

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04/2/89 BY [signature]

APR 23 1951

100-365040-521

APR 14 1951

8-878

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PT

FEDERAL BUREAU OF INVESTIGATION

FORM NO. 1

THIS CASE ORIGINATED AT

NEW YORK

N.Y.

FILE NO.

100-95068 KW

REPORT MADE AT NEW YORK	DATE WHEN MADE 4/24/51	PERIOD FOR WHICH MADE 12/30/50; 1/25 26,30,31; 2/1-3 6,13,14,20; 3/1 17,26,29; 4/5,6/51	REPORT MADE BY JOHN M. COLLINS
TITLE ABRAHAM BROTHMAN, was.			CHARACTER OF CASE ESPIONAGE (R), OBSTRUCTION OF JUSTICE, INTERNAL SECURITY ACT OF 1950

SYNOPSIS OF FACTS:

BROTHMAN and wife examined in supplementary proceedings before AUSA RAO, SDNY. BROTHMAN testified he has an award of \$4,000 for work done for Commission on Aeronautical Affairs for Republic of China, which he has never collected. Only maintained bank accounts in connection with his business. Owns 1949 Oldsmobile on which he owes about \$600. Has no bonds, but stock in TESTED CHEMICALS, INC. is held for him in name of CLARE KORNBLAU. Is not a legatee under a will, owns no real estate. Has outstanding contracts with Lonza in Switzerland and INDUSTRIAL PROCESS ENGINEERS, Newark, New Jersey. NAOMI BROTHMAN advised in same proceedings that she holds no property, real or personal, in her name or possessions which belongs to husband. BROTHMAN's motion for release on bail pending appeal, denied by Circuit Court of Appeals. Investigation determined that bail money posted for BROTHMAN was obtained from friends and relatives and through loan secured by mortgage on home.

82-12

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/87 BY 3022

APPROVED AND FORWARDED: <i>Eward Schindler</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT		ENCLOSURE
⑤ Bureau (100-365040) 1 Los Angeles (65-5033)(Inf.) 1 San Francisco (65-4199)(Inf.) 1 Washington Field (100-21470)(Inf.) 5 New York (1-NY 100-96341)		100-365040- APR 26 1951 RECORDED - 59 INDEXED - 59

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88 MAR 5 1963

NY 100-95068

investigation discontinued since AUSA Grossman, SDNY advised that order was being signed 4/6/51 returning bail money to wife. BROTHMAN still confined Federal Detention Headquarters, New York City.

P. *

Details:

EXAMINATION OF ABRAHAM BROTHMAN and NAOMI BROTHMAN
IN SUPPLEMENTARY PROCEEDINGS

The following is a summary of information obtained from ABRAHAM BROTHMAN and NAOMI BROTHMAN during their examination in Supplementary Proceedings conducted December 7, 1950 by Vincent Paul Rao, Assistant United States Attorney, Southern District of New York.

In this examination, BROTHMAN testified that he resided in a three and one-half room apartment at 4108 42nd Street, Long Island City, with his wife, two children, and mother-in-law. He pays between \$60 - \$70 rent per month for this apartment.

He also testified that he was in business with MIRIAM MOSKOWITZ, which business dealt with the development and sale of chemical processes.

In connection with this business, BROTHMAN stated that he has an award of \$4,000 for work done for the Commission on Aeronautical Affairs for the Republic of China, which he has never collected.

He also advised that he has an agreement with the STANTON LABORATORIES in Philadelphia, Pennsylvania, according to which they were committed to pay him \$100,000, over a period of five years. However,

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BROTHMAN said that he never received any money from this contract.

BROTHMAN advised that his only bank accounts were those maintained in connection with his business. He said that he kept these accounts at the NATIONAL CITY BANK OF NEW YORK.

BROTHMAN also stated that up until July, 1950, he drew an average of \$100 a week from his business. BROTHMAN stated that he has no safe deposit box, but that his wife might have one. He also said that he has a life insurance policy with the COLUMBIAN NATIONAL LIFE INSURANCE COMPANY, with his wife or children named as beneficiaries.

BROTHMAN further testified that in June, 1949, he purchased a 1949 Oldsmobile for \$2900, on which there was owing at the time of this examination about \$600.

In this examination into BROTHMAN's assets, he stated that he currently owned no bonds, although at one time he held about \$1500 worth. He said that he is the owner of stock in TESTED CHEMICALS, INC., formerly known as FULSTER CHEMICAL COMPANY, Cliffwood, New Jersey. However, this stock is held in the name of CLARE KONNBLAU, sister of MIRIAM MOSKOWITZ.

Regarding the equipment formerly maintained in his laboratory at Elmhurst, New York, BROTHMAN said that it had been donated to TESTED CHEMICALS, INC. Some of the equipment still remained in his laboratory, but he said that this was worthless.

BROTHMAN also testified that no outstanding judgments are being held by attorneys or other third parties; that he is not a legatee or devisee under the terms of a will, and that he owns no real estate although his wife owns a home in Peekskill, New York.

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Further, according to BROTHMAN, there is an outstanding contract between him and the LONZA firm in Basel, Switzerland, in which there is a sum of \$100,000 due him. However, the obtaining of this money actually depends on BROTHMAN doing certain work for that firm.

~~X~~ BROTHMAN also has an agreement with the INDUSTRIAL PROCESS ENGINEERS, Newark, New Jersey, whereby they were to pay him \$100 a week plus commission on any equipment sold in connection with processes he developed. However, due to his imprisonment, he was unable to comply with the terms of this contract. At the time of his imprisonment, there were no sums due on the contract.

BROTHMAN also testified that of the \$25,000 placed in security with the Government on BROTHMAN's bail bond, about \$200 was raised on an insurance policy and \$2,000 submitted by NAOMI BROTHMAN. The balance was furnished by friends.

~~MRS.~~ NAOMI BROTHMAN testified that she is the wife of ABRAHAM BROTHMAN and lives in a three-room apartment at 4108 42nd Street, Long Island City, with her two children. She pays \$69 per month rent for this apartment.

MRS. BROTHMAN further stated that she and her husband have a joint checking account, in which there is a balance of \$3.56. She has a bank account containing \$15.54 at the Greenpoint Avenue Branch of the BANK OF THE MANHATTAN COMPANY, and \$100 in the Park Avenue branch of the same bank. However, she said that this last account was opened specifically for depositing money for BROTHMAN's bail fund.

MRS. BROTHMAN also stated that she holds no property, either real or personal, in her name, or any possession which belong to her husband.

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MOTION FOR RELEASE ON
BAIL PENDING APPEAL

On December 13, 1950, WILLIAM W. KLEINMAN appeared before the U. S. Circuit Court of Appeals, Second Circuit to argue for the release of ABRAHAM BROTHMAN and MIRIAM MOSKOWITZ on bail pending appeal.

U. S. Attorney Irving H. Saypol appeared for the Government in opposition to this motion. KLEINMAN's motion was denied by Judges A. W. HAND, J.N. FRANK and CHARLES CLARK, without opinion.

INVESTIGATION TO DETERMINE SOURCE
OF BROTHMAN'S BAIL FUND CONTRIBUTORS

Pursuant to a request of Assistant U. S. Attorney RAO, the following investigation was conducted to determine the source of BROTHMAN's bail money. To assist in this investigation, BROTHMAN submitted affidavits which indicated that the following contributed to this fund:

BJORN B. NIELSEN	.....	\$2,000
CLARE M. KORNELAU	.....	3,700
ESTHER TANYA	.....	8,000
NETTIE BOGDANOFF	.....	2,500
<u>M R I M R S</u> ARTHUR OFFENEACH	1,300
R. V. RAHANI	1,500
HARRY BROTHMAN	1,000
JOSEPH BROTHMAN	500

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ALEXANDER SVENCHANSKY ...\$ 500

A RESIKA 500

ISABELLA SHUSTERMAN 500

ABOVE CONTRIBUTED TO BROTHMAN'S BAIL FUND

ESTHER TANYA, 349 East 51st Street, New York City, exhibited Bank Book No. 13,490 on the SEAMEN'S BANK FOR SAVINGS, 20 East 45th Street, which reflected a withdrawal of \$6,000 on August 18, 1950. The balance, she said, she obtained from her sister, MRS. ALFRED LEWISON, 310 West End Avenue, New York City.

It should be noted that MRS. LEWISON is the wife of the president of INDUSTRIAL PROCESS ENGINEERS who held a contract with ABRAHAM BROTHMAN, which was explained previously in this report.

MRS. LEWISON exhibited a receipt dated November 15, 1950, in which NAOMI BROTHMAN acknowledged receipt of \$8,000 from ESTHER TANYA, to be repaid as follows:

\$7,000 when no longer required for BROTHMAN's bail and \$1,000 as soon as NAOMI BROTHMAN is able to pay this amount, provided that when this \$1,000 is repaid, INDUSTRIAL PROCESS ENGINEERS will pay ABRAHAM BROTHMAN \$789.50.

MRS. LEWISON said that she was quite surprised that her sister's bank book only showed a withdrawal of \$6,000, since on the date that she met her sister at the SEAMEN'S BANK, MISS TANYA actually had \$7,000 with her. MRS. LEWISON said that she remembers counting the money herself, and that it totalled \$7,000. MRS. LEWISON stated that she gave the balance of \$1,000 to her sister. This was obtained by her from a loan on her husband's life insurance policy.

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In this connection, MRS. LEWISON showed a notice dated August 31, 1950 from the NEW YORK LIFE INSURANCE COMPANY, 51 Madison Avenue, New York City, which reflected that a loan of \$1,000 was charged against Policy No. 10762469 A 8, which policy was issued to ALFRED LEWISON.

~~MR. & MRS.~~ MORRIS BOGDANOFF, 334 West 87th Street, advised that at the request of his wife NETTIE, he gave her a check for \$1500 to be given to NAOMI BROTHMAN. His son, DAVID BOGDANOFF, gave a check for \$800.

Mr. BOGDANOFF exhibited to the writer his check for \$1500 dated August 23, 1950, drawn on the MANUFACTURERS TRUST COMPANY, 360 East 149th Street, Bronx, New York, and the check of his son for \$800 dated August 22, 1950, drawn on the NATIONAL BRONX BANK OF NEW YORK also located at 360 East 149th Street. Both of these checks were drawn to cash.

MR. BOGDANOFF stated that the balance of \$200 was furnished by his wife, who had the money "in the house."

ARTHUR OFFENBACH, 150 Bennett Avenue, New York City, exhibited a check dated August 24, 1950 drawn by NADIA OFFENBACH in the amount of \$550 on the CHEMICAL BANK AND TRUST COMPANY, United Nations Office. This check was dated August 24, 1950.

He also exhibited two checks dated August 15th and August 24, 1950 drawn in the amounts of \$400 and \$110 respectively. Both of these checks were signed by SONYA J. DOBRIKIAN and drawn on her account at the CHEMICAL BANK & TRUST COMPANY, United Nations Branch. The balance of \$240, Mr. OFFENBACH said, was composed of cash then in the possession of himself and his wife.

MR. OFFENBACH identified NADIA OFFENBACH as his wife, and SONYA J. DOBRIKIAN as her sister.

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MRS. C. HIDE, 4215 43rd Avenue, Long Island City, advised that R.V. RAMANI rented a room from her until he returned to India on December 18, 1950. MRS. HIDE said that she did not know whether RAMANI contributed any money to BROTHMAN's bail fund. She stated, however, that she did know that RAMANI was very sympathetic to BROTHMAN. Further, RAMANI is supposed to have told her that he was helping to raise the necessary money to release BROTHMAN on bail.

It should be noted that RAMANI's affidavit furnished to Mr. RAO is dated December 22, 1950, and states that the \$1500 loaned by him to NAOMI BROTHMAN came out of his personal funds.

Confidential Informant T-1, of known reliability, advised that on August 22, 1950, [REDACTED] b7D

This same informant also advised [REDACTED] b7D

The above information from Confidential Informant T-1 is not to be made public except following issuance of a subpoena duces tecum.

ALEXANDER SVENCHANSKY, mentioned previously in this investigation, advised that he obtained \$500 from the UN CREDIT UNION, which money he donated to BROTHMAN's bail fund.

Confidential Informant T-2, of known reliability, [REDACTED] b7D

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The foregoing information from this informant is not to be made a matter of public record without issuance of a subpoena duces tecum.

MRS. ISABELLA SHUSTERMAN, 145 Seaman Avenue, advised that she is NAOMI BROTHMAN's second cousin. She said that MRS. BROTHMAN sometime during last summer came to her summer home in Peekskill, New York, and wanted to borrow \$1,000 immediately. She stated that she told MRS. BROTHMAN that she could not give her more than \$500.

MRS. SHUSTERMAN stated that she is a physician practicing under the name of DR. ISABELLA HASKELL. She stated at the time of MRS. BROTHMAN's visit, she had \$200 in her possession and obtained the balance from her husband GEORGE SHUSTERMAN. She advised that her husband is the owner of a drug store located at 204th Street and Broadway, New York City.

MRS. SHUSTERMAN has no note or cancelled check to substantiate this transaction, and claims that the entire transaction was in cash.

MR. A. RESIKA, 1660 Park Avenue, New York City, advised that he is the sole proprietor of SERVICE MAINTENANCE COMPANY located at the above address. He said that he loaned \$500 to CLARA LEET, 161 East 96th Street, to be turned over to MRS. BROTHMAN.

In this connection, MR. RESIKA exhibited a note dated August 30, 1950 signed by CLARA LEET in the amount of \$500.

MRS. CLARA LEET advised that MRS. BROTHMAN came to her and asked for a loan of \$500 for her husband's bail fund. MRS. LEET said that she did not have the money, but borrowed it from MR. RESIKA, signing a note for same.

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MRS. LEET stated that she gave this money to MRS. BROTHMAN. She has no note from MRS. BROTHMAN to substantiate this transaction, claiming that she did not think it was necessary since MRS. BROTHMAN is a close relative of hers.

In addition to the above, MRS. BROTHMAN submitted an affidavit in which she stated that she raised the sum of \$1745, which was the bulk of a loan obtained from the FIRST NATIONAL BANK, Croton-on-Hudson, New York. This loan was secured by a mortgage on a bungalow owned by her at Peekskill, New York.

Confidential Informant T-3, of known reliability, furnished the following information to Special Agent Norman W. Philcox. This information is not to be made a matter of public record without the issuance of a subpoena duces tecum.

This informant advised [REDACTED] b7D

[REDACTED]

[REDACTED] b7D

On April 5, 1951, Mr. LOUIS GROSSMAN, Assistant U. S. Attorney, Southern District of New York, advised Special Agent Thomas H. Zoeller that an order was being signed April 6, 1951 returning BROTHMAN's bail money to his wife. Therefore, this phase of the investigation to determine the source of the bail money was discontinued without interviewing CLARE M. KORNBLAU.

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She submitted an affidavit in which she said that she gave \$3700 to this fund.

On April 6, 1951, Assistant U. S. Attorney Roy M. Cohn confirmed the fact that BROTHMAN was still confined to Federal Detention Headquarters, New York City.

P E N D I N G

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ADMINISTRATIVE PAGE

Verification of the withdrawal of \$2,000 by BJORN B. NIELSEN from the MINNEAPOLIS SAVINGS & LOAN ASSOCIATION is contained in the report of SA Gordon B. Playman, Minneapolis, 2/13/51.

According to the affidavit submitted by MRS. BROTHMAN, she said she borrowed \$297 on life insurance policy #266193 issued to ABRAHAM BROTHMAN by the COLUMBIAN NATIONAL LIFE INSURANCE COMPANY, Boston, Massachusetts. Further, according to this affidavit, her mother, MRS. ANNA METT, borrowed \$958 on life insurance policy No. 144101 with the same insurance company. Both of these loans were verified and reported in the report of SA Brenton S. Gordon, Boston, 2/12/51.

JOHN W. POPE, former superintendent of the ~~CENTERBROOK~~ MANUFACTURING COMPANY, Centerbrook, Connecticut, advised an Agent of the New Haven Office that ABRAHAM BROTHMAN in 1942 or 1943 worked in the designing of an atomizing head, which head is now used for atomizing magnesium powder. He related that BROTHMAN at the time was connected with the ~~CHEMURGY~~ DESIGN CORPORATION of New York City, and was hired by HENRY ~~GOLWYNNE~~ of the ~~GOLWYNNE~~ CHEMICAL CORPORATION, 420 Lexington Avenue, New York, New York, to work on the design of this magnesium powder atomizing head.

The ~~CENTERBROOK~~ MANUFACTURING COMPANY, then known as the ~~PULVERIZED~~ METALS COMPANY, was owned by GOLWYNNE.

BROTHMAN, according to POPE, did not work full-time at the above concern, but only spent week-ends on this project at the plant in Centerbrook, Connecticut.

POPE added that the ~~CENTERBROOK~~ COMPANY since the development of this atomizing head, has had contracts with the FRANKFORD ARSENAL, Philadelphia, to furnish magnesium powders to various arsenals throughout the country. He stated that the ~~CENTERBROOK~~ MANUFACTURING

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ADMINISTRATIVE (Cont'd)

COMPANY, to the best of his knowledge, is the only concern in this country which has this process of atomizing magnesium powder.

POPE could furnish no additional information regarding BROTHMAN.

On January 18, 1951, one WILLIAM C. ~~NICHOLS~~, Director of Engineering ~~Monsanto~~ Chemical Company, 1700 South Second Street, St. Louis, Missouri, advised an Agent of the St. Louis Office that some six months ago, an individual by the name of A. BROTHMAN and another individual, name unknown, was recommended to him by GASTON ~~DU BOIS~~, a former high official of MONSANTO CHEMICAL CORPORATION who retired some two or three years ago. DU BOIS, since his retirement, has operated a private chemical engineering company in the Railway Exchange Building at St. Louis, Missouri, and during World War II, was affiliated with the OSS, rendering valuable services in Switzerland, his native country.

Upon the recommendation of DU BOIS, NICHOLS invited BROTHMAN and his associate to call at the MONSANTO CHEMICAL COMPANY, which they subsequently did, and NICHOLS showed them all over the entire plant. BROTHMAN, at the time of this visit, alleged to be an employee of the ~~INDUSTRIAL~~ PROCESS ENGINEERING CORPORATION, 8 Lister Avenue, Newark, New Jersey.

NICHOLS further related that following BROTHMAN's visit, he carried on quite a correspondence with BROTHMAN, and later learned that he had been arrested by the FBI in connection with the HARRY GOLD Case.

Regarding BJORN B. NIELSEN, the records of this office reflect that he is subject of Bureau file 77-46296, entitled: "BJORN B. NIELSEN, Chaplain Intern, Federal Detention Headquarters, New York, New York, Departmental Applicant."

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ADMINISTRATIVE (Cont'd)

According to E.E. THOMPSON, Warden of this institution, NIELSEN entered on duty as a Chaplain Intern on June 14, 1950, resigning September 5, 1950, to accept a position as full-time pastor at the Norwegian Lutheran Hospital, 4520 Fourth Avenue, Brooklyn, New York.

It should be noted further that Confidential Informant T-4, of unknown reliability, advised SA ARMAND A. CAMMAROTA of this office that NIELSEN, although no longer connected in any official capacity at the prison, still calls frequently and converses with BROTHMAN. This informant stated that the two of them are very friendly, and that NIELSEN gave BROTHMAN \$2,000 to be used toward his bail money. This informant further advised that BROTHMAN gives NIELSEN missions to perform for him outside of the prison.

FRANK KENTON, Assistant to the Warden, Federal Detention Headquarters, New York City, verified the fact that NIELSEN still visits BROTHMAN and stays with him for two or three hours at a time.

Mr. KENTON stated that the prison authorities do not view these visits with suspicion since NIELSEN is supposed to have told KENTON that he is interested in BROTHMAN in an effort to learn the motive for his violation of the law.

Confidential Informant T-4 also advised that that he was told by OSCAR VAGO that all of the material which EMIL JULIUS KLAUS FUCHS furnished to the Russians was first submitted to BROTHMAN for his examination and verification of the accuracy of the material.

VAGO is a former associate of ABRAHAM BROTHMAN, who was indicted for perjury in the Southern District of New York, and is currently out on bail awaiting trial. EMIL JULIUS KLAUS FUCHS is an admitted Soviet espionage agent who was convicted and imprisoned in Great Britain in February, 1950.

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ADMINISTRATIVE (Cont'd)

Further, on April 5, 1951, this informant advised that JULIUS ROSENBERG, recently sentenced to death for conspiracy to commit espionage, and BROTHMAN were working on the draft of a news-letter type of publication similar to "In Fact", which is to be called "Retort". The draft of this publication has been seen by this informant.

According to informant, this publication is going to be organized as a counter propaganda unit and will be drawn up, printed and distributed in a completely clandestine fashion. Plans have been made for distribution of this publication in New York, Chicago, Detroit and Los Angeles. A list of seven persons who are completely trusted and who have been designated as distributors in each of the above cities and whose duty will be to prepare lists of persons to obtain this news-letter, has been prepared. These seven persons, according to informant, will form the national body of this organization.

Present plans call for the printing and distribution of 125,000 copies of this news-letter on a bi-monthly basis. The copies are to be varityped.

ROSENBERG and BROTHMAN have discussed this plan with the informant and he has agreed to work with them. They estimate that \$10,000 cash will be required, of which amount ROSENBERG is putting up the most.

According to informant, BROTHMAN has borrowed to the limit of his resources.

It is planned that informant will contact someone in the Bronx, New York City, by a code word and this person will thereafter be the contact between informant and EMANUEL BLOCH, ROSENBERG's attorney, who is to supply the funds. ROSENBERG estimates, according to informant, that about \$4200 will be required immediately. Informant is to be given \$5,000 to set up operations.

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ADMINISTRATIVE (Cont'd)

Informant's part in this organization has been approved by BLOCH. Informant is to find a house suitable for setting up mimeograph equipment. He is also to travel to Philadelphia to buy this equipment. He is also to take part in the distribution of the paper.

Informant advised that the details of this plan have been minutely worked out, and it will be set up in such a way that no one will know or have complete control of the entire operation. Various persons are going to write articles which will be published in this paper. According to informant, BROTHMAN has already written a 6,000 word thesis exposing the political significance of the atom bomb from the time of its inception.

EUGENE DENNIS, National Secretary of the Communist Party, USA, is going to provide a person who will write articles denouncing and exposing the William Remington, Harry Gold and related cases. DENNIS is also to provide a list of people in New York City who are "solid" and who will receive copies of this publication.

Four graphs will be composed and given to informant for his guidance in setting up the paper. All of the issues will be checked by BLOCH for "flagrant violations of the law." BLOCH, according to informant, is of the opinion that this paper will be very important from a political standpoint.

With reference to the list of the seven people who are to compose the national body of this publication, informant stated that he has seen this list, and that one of the names contained thereon is CLARE KORNBLAU. Another name is JERRY SHORE (phonetic). Another name was followed by an address in India. Another name was that of an organizer of the UNITED OFFICE & PROFESSIONAL WORKERS OF AMERICA in Los Angeles.

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ADMINISTRATIVE (Cont'd)

There were also three or four additional names which informant could not recall.

Copies of this publication will be distributed from one city to the other three cities by personal courier and will not be mailed interstate. At a given time, the distributors in the various cities will mail their copies to local mailing addresses.

The dates of issue of this publication have already been decided. Plans have also been effected to buy for cash 125,000 envelopes and other material in bulk outside of New York City, in such a way as not to create suspicion.

Publication of the first issue of "Retort" has been tentatively scheduled for the first week in June, 1951.

With further reference to ABRAHAM BROTHMAN, this informant has advised that BROTHMAN told him that he delivered to ANATOLY YAKOVLEV a paper on "liquid thermal diffusion" and that he gave the impression to YAKOVLEV that he either wrote or corrected this paper.

Informant also advised that BROTHMAN has retained JOHN McKIE MINTON as his attorney to handle his appeal. According to informant, MINTON is being paid a fee of \$5,000, and as stated, he is taking the case only because he believes he can upset the conviction of BROTHMAN.

According to informant, MINTON ordinarily would not handle an appeal for a sum as small as \$5,000. BROTHMAN, according to informant, is not giving MINTON any information regarding his espionage activities.

It should be noted that the reporting Agent had a chance meeting with WILLIAM L. KESSING, BROTHMAN's

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ADMINISTRATIVE (Cont'd)

attorney of record, on April 5, 1951. At that time, MESSING advised that BROTHMAN had recently retained JOHN McKIM MINTON as his attorney for his appeal. MINTON was recently appointed Special Assistant Attorney General in charge of the New York State Inquiry ordered by Governor Dewey into gambling and bribery at Saratoga County, New York.

By teletype dated 3/26/51, the Bureau was advised

Refer
IRS [redacted] on the investigation being conducted by this office into the source of BROTHMAN's bail fund.

In this teletype, the Bureau was requested to advise whether it desired this information be furnished

Refer
IRS [redacted]

By teletype dated March 27, 1951, the Bureau advised this office to discuss this case with the Internal Revenue Bureau. This teletype also stated that the Bureau was advising the Washington Office of the Internal Revenue Bureau. It also requested this office to discuss with the U. S. Attorney, Southern District of New York, the fact that the Internal Revenue Bureau was making inquiry into this matter.

Refer
IRS [redacted]

On March 29, 1951, the results of the investigation conducted by this office were orally made available to

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ADMINISTRATIVE (Cont'd)

On the same date, Assistant United States Attorney Roy M. Cohn was advised of the Internal Revenue's investigation into BROTHMAN's bail fund.

In accordance with prior Bureau instructions, copies of the instant report are being sent to the Los Angeles, San Francisco and Washington Field Offices.

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LEADS

NEW YORK

At New York, New York:

Will follow and report future activities of
BROTHMAN.

NY 100-95068

CONFIDENTIAL INFORMANTS

The Confidential Informants referred to in the report of SA JOHN M. COLLINS, made at New York, dated 4/24/51 are identified as follows:

T-1

[REDACTED]
[REDACTED]
[REDACTED]
New York City

b7D
b7C

T-2

[REDACTED]

b2 b7D

T-3

[REDACTED]
[REDACTED]
[REDACTED]
New York

b2 b7C

T-4

JEROME TARTAKOW,
Inmate at the Federal
Detention Headquarters,
New York City
(All offices receiving copies
of this report are cautioned
under no circumstances to
divulge the identity of this
individual).

Reference: Report of SA JOHN M. COLLINS,
New York, 12/29/50.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN, was;
ESPIONAGE (R);
OBSTRUCTION OF JUSTICE,
INTERNAL SECURITY ACT OF 1950

DATE: APR 24 1951

Enclosed herewith are five copies of the report
of SA JOHN M. COLLINS, made at New York, dated APR 24 1951

The Bureau is requested to authorize this office
to furnish one copy of this report to the U. S. Attorney,
Southern District of New York, for the completion of his
file.

Enc. (5)

JMC:KW
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100-365040-512

APR 26 1951

RECORDED - 59
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/3/87 BY SP4 RUT/H

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: 4/26/51

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN, was.

ABRAHAM BROTHMAN was recently sentenced to Federal prison for a period of seven years. It is suggested that the Bureau destroy the document now held on file.

The Security Index Card on BROTHMAN examined by this office has already been destroyed.

ALL INFORMATION CONTAINED
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DATE 1/13/79 BY 30200/1/1

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~~WASHINGTON FROM NEW YORK 35~~

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DIRECTOR URGENT

3 7 1 5

ABRAHAM BROTHMAN, WAS., MIRIAM MOSKOWITZ, WAS., ESP - R, OOJ, ISA OF FIFTY. RENVTEL APRIL FIFTH LAST. ON APRIL TWENTYFIFTH, JOHN M. FOLEY, AUSA, SDNY, FURNISHED PHOTOSTATIC COPIES OF LET DATED MARCH FIFTEEN LAST FROM JOHN MC KIM MINTON, TWO NINE FIVE MADISON AVE., NYC, IN WHICH HE STATES HE HAS BEEN RETAINED TO REPRESENT BROTHMAN ON APPEAL ALTHOUGH HE HAS NOT YET RECEIVED STIPULATION OF SUBSTITUTION LETTER ALSO REQUESTS EXTENSION TO MAY SECOND NEXT FOR FILING RECORD ON APPEAL. CHECK OF USA-S DOCKET APRIL TWENTYFIFTH DETERMINED THAT ~~WILLIAM H. KLEINMAN~~ IS STILL ATTORNEY OF RECORD FOR BROTHMAN AND MOSKOWITZ AND THAT ON MARCH TWENTYFIRST LAST, STIPULATION WAS ENTERED THEREON EXTENDING TIME FOR FILING RECORD ON APPEAL TO MAY SECOND LAST. ALTHOUGH LETTER DOES NOT SO STATE, IT WOULD SEEM THAT MINTON INTENDS TO REPRESENT MOSKOWITZ ALSO. CHARLES F. MURPHY, DEPUTY, USM, SDNY, PREVIOUSLY ADVISED HE INTENDED TO TRANSPORT MOSKOWITZ TO FEDERAL PRISON, ALDERSON, WEST VA., APRIL TWENTYFIFTH BUT ON THAT DATE

END PAGE ONE

ALL INFORMATION CONTAINED

50 MAY 8 1951

WHEREIN IS UNCLASSIFIED

DATE 4/8/87 BY 302 PLOT

[Handwritten signature]

Mr. Tolson
Mr. Ladd
Mr. Clegg
Mr. Glavin
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Harbo
Mr. Alden
Mr. Belmont
Mr. Laughlin
Mr. Mohr
Tele. Room
Mr. Nease
Miss Gandy

PAGE TWO

MOSKOWITZ SERVED WARDEN, WOMEN-S HOUSE OF DETENTION, NYC, WITH NOTICE OF ELECTION NOT TO SERVE. MURPHY SAID THAT THIS MEANS SHE WILL NOT BE REMOVED AND THAT TIME SERVED AFTER THIS DATE WILL NOT COUNT TOWARD HER SENTENCE BUT THAT TIME SERVED PRIOR TO THIS DATE WILL COUNT. MURPHY ALSO SAID THAT BROTHMAN-S REMOVAL TO FEDERAL PENITENTIARY IS DISCRETIONARY WITH WARDEN THOMPSON, FEDERAL DETENTION HEADQUARTERS, NYC. ACCORDING TO MURPHY, THOMPSON ADVISED HIM APRIL TWENTYFIFTH THAT HE IS NOT INCLINED TO MOVE BROTHMAN AT THIS TIME. MURPHY STATED THAT BROTHMAN WILL PROBABLY HOLD HIS NOTICE OF ELECTION NOT TO SERVE UNTIL SUCH TIME AS HIS REMOVAL IS IMMINENT. FOR INFO OF BUREAU.

SCHEIDT

HOLD PLS

cc: Mr. Lamphear

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Assistant Attorney General
James M. McInerney

May 3, 1951

Director, FBI

~~CONFIDENTIAL~~

RECEIVED
MAY 11 1951
DEPARTMENT OF JUSTICE

There is being transmitted herewith for your information
a copy of the report of Special Agent John M. Collins, dated at
New York, April 24, 1951, in the above captioned matter.

cc: [illegible]

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DECLASSIFIED BY *SP-1000/10*

4/3/87

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ALL INFORMATION CONTAINED
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DATE *4/3/87* BY *SP-1000/10*

- Mr. Tolson
- Mr. E.A. Tamm
- Mr. Clegg
- Mr. Glavin
- Mr. Ladd
- Mr. Nichols
- Mr. Rosen
- Mr. Tracy
- Mr. Harbo
- Mr. Alden
- Mr. Belmont
- Mr. Laughlin
- Mr. Mohr
- Tele. Room
- Mr. Nease
- Miss Gandy

61 MAY 11 1951

COMM - FBI
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CDS
Ar

SAC, New York

May 3, 1951

Director, FBI

ABRAHAM BROTHMAN, was.

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN, Was
MIRIAM MOSKOWITZ, Was
ESP-ROBSTRUCTION OF JUSTICE
ISA of 1950

Enclosed are photostatic copies of briefs filed on behalf of above named subjects by their attorneys.

It should be noted that MIRIAM MOSKOWITZ is still represented by William L. Messing. BROTHMAN'S appeal is being argued by his new attorney, John McKim Minton.

Encs-2

JMC:TM

100-95068

cc - 100-96341

DATE: May 7, 1951

RECORDED - 48 100-365040-517

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DATE 4/10/89 BY 3022/STP/STP

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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: May 25, 1951

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN, was:
 (Bufile 100-365040)
 MIRIAM MOSKOWITZ, was:
 (Bufile 100-370679)
 ESPIONAGE - R
 OBSTRUCTION OF JUSTICE
 INTERNAL SECURITY ACT of 1950.

On 5/15/51 ROY M. COHN, AUSA, SDNY advised that on the previous day IRVING H. SOYPOL, USA, SDNY Communicated with the Director of Prisons, Washington, D.C. As a result of this conversation, according to COHN, an attempt is being made to move fifteen inmates from the Federal Detention Headquarters, New York City to other Federal penal institutions. This is being done irrespective of any appeal which is pending on behalf of such individual.

Further, according to COHN, BROTHMAN was one of these individuals. He also said that when an attempt was made to move BROTHMAN on 5/14/51 he immediately served on the warden his notice of election not to serve. This means that any time served by BROTHMAN after this date will not count toward his sentence. This also means that BROTHMAN cannot be moved out of this district while his appeal is pending.

Enclosed are two photostatic copies of a letter addressed to "Dear Nat" and signed "J.F." It is believed that Nat is NATHAN MARKOWITZ an attorney with an office at 92 Liberty Street, New York City. The files of this office do not contain any pertinent information that can be positively identified with MARKOWITZ.

The original of this letter was evidently sent by FREIDUS to MARKOWITZ. This photostat was made from a carbon copy which was taken from BROTHMAN during a search of his person by prison authorities and was given by them to SA ARMAND A. CAMMAROTA of this office.

ENCLOSURE BEHIND FILE

Records of the Credit Bureau of Greater New York contain the following information dated 8/25/49 on JACOB FREIDUS:

He resides at 44 Becraft Road, Great Neck, New York. His wife is CLARE FREIDUS. He is about 40 years old and is the father of three dependent children. He has resided at the above address since February, 1947 and reportedly owns the property there. He formerly resided at 164 Pembroke, Brooklyn. He was shown as treasurer of the Aaron Machinery Co., Inc., 45 Crosby St., NYC. His step-father, SAMUEL B. AARON is president of this firm.

CC: NY 100-96341

Enc. (2)

JMC:IMK

100-95068

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ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 1/28/83 BY SP-3/STH

UNRECORDED COPY FILED IN

Letter to Director, FBI
NY 100-85068

FREIDUS is also president of the Stephen Sales Co., Inc., 35 Crosby Street, NYC. FREIDUS and his family are also in the realty field and own considerable properties in the Metropolitan Area of NYC. FREIDUS is also identified with a new business venture known as the Starrett Television Corp., 601 W. 26th Street, NYC. Another business venture mentioned in this report was the Technoflex Corp., Port Jervis, NY. However, the Credit Bureau of Greater New York was unable to locate this firm. A bank for FREIDUS was shown as the Merchants Bank, 434 Broadway, NYC.

According to the "New York Daily News" and the "New York World Telegram" in their issues dated 4/7/49, FREIDUS and his step-father, SAMUEL E. AARON of 1437 40th St., Brooklyn, were indicted on charges of having evaded payment of \$216,926.68 in income taxes on transactions during 1942 and 1943 in their machinery business, the Aaron Machinery Co. Inc.

12-4/27/51

Dear Nat,
I am writing to you because of the urgent
need for action on behalf of Ruthman & Mrs. Ruthman.
No matter how busy you are, you must immediately
take care of the above matters. Ruthman's mother's note
implies liberty, her relatives' concerns, & the peace of mind &
happiness of their families are involved. Because of
this, if you can act on a Saturday, something
to be done. Your coming to the attention of Mr. K. will
hurt me very little. I am. Mr. K. may already
know of your having come previously. He already
knows of Mr. Minor. Please take the various matters.

1. Mr. Hespunty - You have been asked to prepare
an appeal. You must get started on this immediately.
In addition, most important, he was charged
this past Wednesday to file an "election" not to
give form, otherwise they would have shipped her
out of the city. Henceforth, while this form is in
existence her time has ceased to count.
It is my belief that this was done for the following
(any of) reasons (a) He visits from an appeal lawyer (b) He is a
city jail & not a Federal one - & why should the
Warden there take responsibility for a Federal prisoner
especially when (c) She is ill, bad stomach & getting
worse (d) A little trouble over complaints about
food, commissary & perhaps more. Therefore it
is necessary to try to get the authorities (Warden &
then Mr. Bennett, Director of Prisons in W. 1954.)

P 2- 4/19/51
NAT.

to allow her to stay until determination of her appeal, as is
ordinarily the practice with the military. If after a firm
effort, this is unsuccessful then all ^{other} matters must be
strangled out (tested chemicals, etc.) so that she can
then be sent to be shipped out & thus not ~~lose~~ lose any
more time than is necessary. She is eligible
for one July 25th plus the number of days for
election out to serve maximum effort. Ordinarily
she has excellent chance for parole then. In view of
the color matter case the chances are slightly.
However, more facts & "color" should be gathered to
prove she is innocent & not a "Commie".
as it will be the case for parole. To this & progress
of her appeal, & you should consult with MR. MINN.
I don't think you have the time to argue this appeal
this spring. Therefore you should get an extension
of time until the fall & see what happens
with her parole. The parole board will be
here in June & their decision comes 3 weeks
later. Naturally if she gets parole, there
would be no sense in appealing in the fall.

2. MRS. Brothman has been most naturally emotionally
upset because of the deal for almost a year. On top
of this she has personal difficulties. Will you therefore
arrange when she comes to see you plenty of time & patience.
Encourage her to see you or call you anytime she has other

L. A. Zander

2nd) - I wish Mrs. Hall now ~~was~~ had ~~you~~ been ~~you~~ ^{her} sister
sister - and in 170 days. When she ~~was~~ ^{was} in Wednesday
last M. Monmouth. In ~~possible~~ ^{possible} manner of shipping her
husband. She tried to call him on Wednesday, but was
turned away. It was on ~~the~~ ^{the} 11th & 12th. In ~~the~~ ^{the} afternoon
he asked Mary to come with her. Both on -
Spencer & convey their baggage.

3. You must urge promptly to all Mr. Minors &
let him know that in civil matters you present
with him also discuss it. Mr. Minors case will be
if he will then speak to Mr. McHurt & his partner.
Tell Minors (or McHurt) that Brothman told you that
he understands that McIntire may not want to argue
the appeal until the fall. Anything that Minors wants to
do is perfectly O.K. However if appeal is going to wait
please make strong appeal for bail. Carrying this out,
will indicate to Minors that you present Brothman
so replace Messing. Ask Minors about printing of
minutes, Follow-up came up with Messing - Messing
was given minutes ago \$3.00 specifically for the printing.
Check cost of same. - Messing when he was
in SAT (yesterday) said that McIntire was going
to argue appeal in June (which means he has to
file appeal within the next few days), Also that
the minutes & brief were already printed. Follow-up
on all this immediately.

P 4-4/09/51
N.A.M.

4. Tested Chemicals Inc. - This matter has been terribly neglected & therefore requires prompt attention. The plant has been closed now for several months. I got together recently with Mrs. Brothman & Claude Morawitz (M.M.) for full details. It appears that while the stock is held for Brothman & Morawitz, want to make an assignment for benefit of creditors & want to make Messing as assignee. THIS MUST NOT TAKE PLACE For many reasons such as ~~1~~ (1) no question of honesty & integrity (2) M. lack of competence (3) there is no need to waste the time of those that performed engineering service for which Tested Chemicals - ~~we~~ never billed. We want you to bill Tested Chem. immediately for this at the following reasonable rates \$8 per hour for straight time for A.B. & 4 per hour for straight time for M.M. 1 1/2 times for overtime & double time for SAT. & SUN. (these are for & excepted for ~~the~~ off work) compute the bill at average day of 14 hours. During the week - 8 hours so night time & 6 hours overtime. Also 6 Sat & 6 Sun. at 14 hours of double time. Plus interest at 6% on this bill. Also 6% interest on A.B. & M.M. interest which is 4 or 6 times as large as the others. Of course,

11. Opportunity

P.5 - 4/24/51
N.A.M.

in order to do this properly, you'll have to demand & get promptly from Messing (Tested Chemicals Inc) all agreements, resolutions, copies of minutes, financial statements indicating profit & loss, how much has been advanced or loaned to corp. by various individuals, & how much each individual has paid for their stock, copy of license agreement (104-116) with the B. Johnson, ^(of 114-116) & preliminary note that Messing convinced to get Northman to put in \$2500. from his money into the business, agreement whereby the ~~Johnson~~ ^{Johnson} came into the Tested Process — At this point I want to emphasize that a quitclaim notice should be sent to Tested Chemicals Inc. cancelling the sale of the ^{PAID} ~~process~~ ^{process} ~~inc.~~ (licensing agreement) by which ^{Tested} ~~they~~ were making their product. This "provided for" payment of \$4000. Point out that this agreement is being cancelled for a number of reasons. 1. For ~~inc.~~ ^{Process} to pay. 2. For ~~inc.~~ ^{Process} to stay in operation. 3. If further, the liquidation of Tested Chemicals can be accomplished by two methods. ① Sale of assets by unanimous consent of stockholders on bulk & ~~to~~ ^{for} ~~the~~ ^{the} ~~benefit~~ ^{benefit} of the stockholders. ② Sale of assets piece meal over bulk (which is better) at a public auction sale.

With reference to #1 with more would very much prefer that before any meeting place that the other stockholders exchange ideas with Brothman. Other wise they could bring

P.6 4/29/51
N. 12. 11.

all kinds of suits being paid (this continuing into
some type of business or even claiming all sorts of
verbal agreements with grace to any of his future
activities. (over a bad lunch). This method
of liquidation is the simplest to execute, but maybe
the most difficult because of the necessary agreements
between the stockholders & Brothman. If plan
1 fails because of inability to get every sort of
release from the luminous, Messing, etc. then plan
2 will be necessary. The disadvantage of plan 2
is that it is more expensive to carry out (auction
expenses & perhaps forced payment out of a receiver
& it may bring less money. Coming back to the
question of assignee Brothman insists that you be
the assignee. After all he has 80% or more of
the money invested. Under no circumstances
should Messing even be co-assignee.

By the way Brothman intends to sue Messing for
return of money & the stock of Titled Corp. (guaranteed money)

5. The matter of the books & records, which are down
at Foley Square, should be checked into. What is the
Internal Revenue system doing with them.

6. After you have digested the letter, & have met
with Mr. Brothman, please let me know, & I visited M.M.
You should arrange to bring A.B. & M.M. to Foley
Square so that they can discuss anything amongst themselves.

P2-4/28/41

themselves + with you. There is at present in your writ
pending there, as they were brought down a couple of
weeks ago + regarding their fine. Maybe it should not
be too difficult to bring them down again on this writ
or a new writ based upon any one of the following:
(1) Ex parte writ fine (2) Turn handling of goods of M.M.
+ your need both present

7. By the way months ago A.B. asked Messing
for his file, including agreements etc. Messing
stalled several times for a couple of weeks, finally
indicated that he wasn't going to give him the file. You
must get both these complete files from Messing,
including (a) Agreement of A.B. with Lawson & Co. General
Chemicals Ltd (which A.B. considers now null + void)
(b) Agreement of A.B. with Industrial Engineers of Messing
Engineers (Lawson) under which P.B. intends to
be for money due. → I.P.E. should be passed on
for money + accounting/indorsed A.B.A. (3 cases
can be filed of the Lawson's practice of phony business
investments - false invoices, that you + I + I
shipped of false amounts of orders on hand)

As you can readily see there is quite a bit of work
to be done + to be done promptly. I would
want to assure you at this time that you will be
paid in full for your efforts + soon so please
get started pronto. Thanks a lot. J.F.

Office Memorandum • UNITED STATES GOVERNMENT

To : Director, FBI

DATE: June 11, 1951

SUBJECT: ABRAHAM BROTHMAN, was.
(Bulfile 100-365040)
IRVING MOSKOWITZ, was.
(Bulfile 100-370679)
ESPIONAGE-R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

On 5/22/51 a Writ of Habeas Corpus was granted to BROTHMAN and MOSKOWITZ by Judge EDWARD CONGER, SDNY. According to JOHN M. FOLEY, AUSA, SDNY their purpose in bringing on this writ was to enable them to meet and confer in the United States Court House relative to certain unfinished business of ABRAHAM BROTHMAN and Associates. They also desired to prepare certain tax returns for this firm.

This writ was returnable 5/25/51 before HENRY W. GODDARD but it was adjourned to 5/31/51 since the USA was unable to obtain the signature of the United States Marshall on the return. On this latter date WILLIAM L. NESSING, attorney for BROTHMAN and MOSKOWITZ could not be present. It was therefore adjourned to 6/4/51 by Judge GODDARD, and by agreement between counsel for both sides this date was subsequently changed to 6/5/51.

On this date, argument on this writ was held before SAMUEL J. KAUFMAN, USDJ, SDNY who denied the writ.

There is enclosed a photostatic copy of the Marshal's Return to the Writ of Habeas Corpus and the Affidavit of AUSA JOHN M. FOLEY.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/10/89 BY [signature]

ENCLOSURE BEHIND FILE

cc: 100-96341

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100-365040-519
JUN 14 1951

JMD:DP
100-95068

65 JUN 10 1951

MF:ak
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133-106

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES, ex rel.
ABRAHAM BROTHMAN and MIRIAM BROTHMAN,

Relators,

-vs.-

WILLIAM A. CARROLL, United States
Marshal for the Southern District of
New York, EDNA D. L. THOMPSON, Warden,
Federal House of Detention, MISS FUTH
COLLINS, Warden, Women's House of
Detention,

Respondents.

ABRAHAM BROTHMAN

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:
SOUTHERN DISTRICT OF NEW YORK)

JOHN W. FLEMY, being duly sworn, deposes and
says:

I am an Assistant United States Attorney for the
Southern District of New York, and as such am familiar with
the above-entitled prosecution and the facts pertinent
thereto.

The relators herein are lawfully in the custody
of the United States. The defendant ABRAHAM BROTHMAN was
convicted for having conspired to violate Section 241 and
with having violated Section 241. (18 U.S.C. §§ 83, 241,
1946 Ed.) The defendant MIRIAM BROTHMAN was convicted of
having conspired to violation Section 241 (18 U.S. § 83,
1946 Ed.). The defendant ABRAHAM BROTHMAN received a
sentence of seven years imprisonment and a committed fine
of \$15,000; the defendant MIRIAM BROTHMAN received a sen-
tence of two years imprisonment and a fine of \$2,000.

It is alleged in the relators' petition that
the purpose for which relators desire to meet and confer is
to enable them to prepare certain partnership tax returns.
Nothing more definite than that is set forth.

enclosure 100-365040-519

A writ of habeas corpus is intended to protect and secure to a right which is shown to be taken away, and right out of court through some other procedure. Obviously, if no right exists, a writ of habeas corpus is unavailing. Indeed it can not seriously be argued that it affords a procedure through which persons in custody may seek favors. An examination of the petitions in support of the instant writ substantiates the frivolous nature of the writ and conclusively established that no right of the relators was, is or will be in jeopardy.

As herein noted, a meeting of relators is sought so that they might prepare income tax returns. The petition recites that Moskowitz supervised the keeping of the books and records of the partnership, J. Brothman & Associates. If this is the fact, Defendant fails to see why she, a partner in the enterprise, is not fully qualified to prepare the necessary returns. A meeting of all partners has never been required in order that a tax return be prepared; business dictates do not require this. If some peculiar problem or difficulty exists or if the relator Brothman desires to examine the returns prior to their filing, there is no reason why that cannot be arranged without a meeting. Further, it is noted that there is no showing in the relators' petitions that this partnership business requires their personal attention. Defendant submits that the nature of the business sought to be transacted in this courthouse is customarily taken care of by an accountant or by counsel. If such a person is not available, the firm has other members who are fully qualified and just as much obligated to file the tax returns as are relators. They make the relief requested entirely unnecessary.

J. Edgar Hoover
11400

The "request" before the court is the first of its nature recorded in the files of the United States Attorney for this district. It is unheard of that there exists a right which may be secured by writ of habeas corpus or otherwise to port an officer in a federal court here for the purpose of conducting their businesses.

The instant writ has no basis in law or in fact and should be dismissed.

Sporn to before re this

21st day of May, 1951.

JWP:fr
114909
C 135-106

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES, ex rel.
ABRAHAM BROTHMAN and MIRIAM MOSKOWITZ,

Relators,

-v-

WILLIAM A. CARROLL, United States
Marshal for the Southern District of
New York, EDWARD E. THOMPSON, Warden,
Federal House of Detention, MISS RUTH
COLLINS, Warden, Women's House of
Detention,

Respondents.

RETURN TO WRIT
OF
HABEAS CORPUS

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.:
SOUTHERN DISTRICT OF NEW YORK)

WILLIAM A. CARROLL, being duly sworn, deposes
and says:

I am the United States Marshal for the Southern
District of New York. I make this return to the writ of
habeas corpus heretofore allowed to the relators ABRAHAM
BROTHMAN and MIRIAM MOSKOWITZ on relators' petitions
verified the 22nd day of May, 1951.

The relator ABRAHAM BROTHMAN is presently
confined at the United States Federal House of Detention,
427 West Street, New York City, under a judgment of con-
viction and sentence entered in the United States District
Court on November 28, 1950. The relator ABRAHAM BROTHMAN
was convicted for having conspired to and with violating
the obstruction of justice statute. 18 U.S.C. §168, 241
(1946 Ed.). BROTHMAN received a sentence of seven years
imprisonment and a committed fine of \$15,000.

The relator MIRIAM MOSKOWITZ was charged with
BROTHMAN in the same indictment, with having conspired
to violate the obstruction of justice provision. She was
convicted with BROTHMAN and received a sentence of two

JF:rs/ez
114307
C133-106

years imprisonment and a committed fine of \$10,000.

Upon the attached affidavit of John M. Foley, Assistant United States Attorney, and upon deponent's knowledge, the detention of ABRAHAM BROTHMAN and MIRIAM BROTHMAN is in all respects lawful.

WHEREFORE, it is prayed that the writ of habeas corpus be dismissed.

Sworn to before me this _____

day of _____, 1951.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: 6/19/51

FROM : SAC, New York

014324

SUBJECT: ABRAHAM BROTHMAN was.
ESPIONAGE - R
DESTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950
(BUFILE 100-365040)

Enclosed are photostatic copies of the following:

Letter dated 6/4/51 to HERMAN GOLDFARB from A. BROTHMAN.

Letter dated 6/10/51 to HERMAN GOLDFARB from A. BROTHMAN.

Letter dated 6/12/51 to HERMAN GOLDFARB from A. BROTHMAN.

Essay entitled "The Design of a 3" "On-Off" Type Packless Valve

Letter dated 6/12/51 to JEROME TARTAKOW from A. BROTHMAN.

The letters to GOLDFARB dated 6/10 and 12/51 were contained in one envelope together with the essay on the packless valve. In an envelope addressed to Mr. S. NORTH, SLOAN HOUSE, 34th Street, New York City, was a smaller envelope on which was written "Hold for Mr. J. E. TARTAKOW, PERSONAL". The letter to TARTAKOW was enclosed in this smaller envelope.

According to E. E. Thompson, Warden of the Federal Detention Headquarters, NYC, who made this material available to this office, BROTHMAN gave it to JOHN D. WALKER, another inmate who was supposed to give it to his attorney to mail. Instead WALKER gave it to Warden THOMPSON.

The letter dated 6/4/51 reached this office through similar channels.

All of the enclosed material has been placed under the ultra violet light to determine if any secret writing appeared thereon. However none could be located.

The originals of the letters themselves have been mailed in accordance with instructions from WARDEN THOMPSON.

ENCLOSURE BEHIND FILE

INDEXED 131 RECORDED 131

JEC:MM
100-95068

100-365040-520

JUN 21 1951

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

RECEIVED
61 JUL 9 1951

DATE 1/3/77 BY [signature]

$$\frac{7.7 \times 10^4}{2.5 \times 10^6} = \left[\frac{1}{0.513} \right]^2$$

$$\left[\frac{7.7}{2} \right]^2 \cdot 0.513 = 0.1275" \approx$$

To maintain the desired K-value for the spring, it would be necessary to increase the number of live turns to

$$\frac{0.1275^4 (12)(10^6)}{8(0.5)^3 n} = 130.7$$

$$n = \frac{0.1275^4 (12)(10^6)}{8(0.5)^3 (130.7)} = \frac{1.67(10^{-4})(12)(10^6)}{8(1.25)(10^{-1})(1.307)(10^2)} = 24.5 \text{ turns}$$

which would again make for a ridiculous condition. If, however, we increase (D_c) to 0.75", then

$$\left[\frac{0.75}{0.5} \right]^2 (0.1275) = 0.1465"$$

wire would be required to maintain the nominated stress limit, while

$$\frac{0.1465^4 (12)(10^6)}{8(0.75)^3 (130.7)} = n = \frac{1.67(10^{-4})(12)(10^6)}{8(0.42)(130.7)} = 12.6 \text{ turns}$$

would be required to obtain required K-value for the spring. Since, it will be seen that the proper direction of redesign of the spring lies towards an increasing of D_c , with the appropriate modifications of (a) and (b) to maintain the desired K-value and (n). A 1" D_c would mean the use of

$$\left[\frac{1}{0.5} \right]^2 (0.1275) = 0.1611"$$

wire, and

$$\left[\frac{0.1611}{0.1275} \right]^4 \left[\frac{0.5}{1.0} \right]^3 (24.5) = 7.5 \text{ turns}$$

of live coils. Thus a 1" (D_c) , 3- live turns, 0.1622 (FF W & M gauge) wire spring would suffice.

HOLD FOR TARTAKOV

MR. J. E.

PERMANENT

and $\theta = 0^\circ$; while

$$\frac{20.7}{0.9058} = 23.05 \#$$

would be the required force by link "B" at the critical angle between $\theta = \theta_1$ and $\theta = \theta_2$.

Let us return to the question of the fixed spring. By Eq. 56, if we set $D_c = 0.5$, $n = 4$, and (G) is taken at $12(10^6)$, it will be found that

$$\frac{d_3^4 (12)(10^6)}{8 (0.5)^3 - 1} = 130.7$$

or

$$d_3 = \left[\frac{130.7 (8) (0.125 \times 4)}{12 (10^6)} \right]^{1/4} = \left[4.34 (10^{-5}) \right]^{1/4} = 0.0815,$$

would be the required wire diameter for the coil. Now, if 196 # is the load on the spring when $\theta = \theta_0$, then

$$196 + 0.5(130.7) = 261.35 \# = P.$$

would be the load on the spring when $\theta = 0^\circ$. Where

$$c = \frac{D_c}{d_3} = \frac{0.5}{0.081} = 6.18$$

then

$$R = \frac{4c+1}{4c-1} + \frac{0.615}{c} = \frac{4(6.18)+1}{4(6.18)-1} + \frac{0.615}{6.18} = 1.144 + 0.0995 =$$

$$1.244$$

and by Eq. (55)

$$\frac{8(261.4)(0.5)(1.244)}{\pi (0.0815)^3} = 770,000 \text{ #/in}^2 = S,$$

would be the stress in the spring. This is far too high, and calls for a re-design of the spring.

To reduce the stress to a tolerable limit, as for instance - 500,000 #/in² - it is necessary to increase the wire diameter to

Substituting in the formula for (F_m) during the mentioned portion of the total power stroke, we arrive at

$$F_m = 4(3)(130.7) \left[1 - 0.9167^{4/3} \right]^{3/2} \\ = 4(3)(130.7)(0.056337)^{3/2} = 22.9 \#$$

as the maximum net force required during $\theta = 0^\circ$ and $\theta = P_0$

Arbitrarily setting the coefficients of friction (f_1) , (f_2) , and (f_3) equal to 0.01, it will be found that where

$$\left[1 - \left\{ f_1 + \frac{f_2 r}{2l} + f_3 \right\} \frac{2}{\cos \theta_K} + \frac{r f_2 \cos \theta_K}{2l \sin \theta_K} + \frac{f_3 \cos \theta_K}{2 \sin \theta_K} \right]$$

define the power efficiency of the toggle linkage where (F) is at its maximum.

$$\left[1 - \left\{ 0.01 + \frac{0.01(0.348)}{2(2)(3)} + 0.01 \right\} \frac{0.0374(2)}{0.9993} + \frac{0.318(0.01)(0.9993)}{2(2)(3)(0.0057)} + \frac{0.01(0.348)}{2(0.0057)} \right]$$

$$= 1 - \left[\underbrace{\left\{ \quad \right\} \left[\quad \right]}_{\text{insignificant}} + 0.0076 + 0.1315 \right] = 0.8619$$

would be the efficiency of the toggle linkage at the critical angle during the "locking angle travel"; while

$$1 - \left[\left\{ 0.01 + \frac{0.01(0.348)}{2(2)(3)} + 0.01 \right\} \frac{0.0563}{0.9993} + \frac{0.318(0.01)(0.9993)}{2(2)(3)(0.00563)} + \frac{0.01(0.348)}{2(0.00563)} \right]$$

$$= 1 - \left[\underbrace{\left\{ \quad \right\} \left[\quad \right]}_{\text{insignificant}} + 0.0052 + 0.089 \right] = 0.9058$$

would be the toggle efficiency at the critical angle between θ_1 and θ_2 . Consequently,

$$\frac{15.6}{0.9058} = 17.1 \#$$

$$\left[\frac{172 F I L}{L_1^3} \right] = \frac{172 (26) (10^6) (7.12) (10^{-4}) (3.)}{3^3} = 2.95 (10^6)$$

$$F_M = 2.951 + 0.00027 (2.95) (10^6) = \frac{1.065}{10^6} (10^6) + 2.951 =$$

$$10.65 + 2.951 = 13.601 \#$$

would be the net maximum force demanded of the closing electromagnet and armature arrangement in driving through the "locking angle travel".

The closing force, at a maximum, which is required in traversing the interval $\theta = \theta_0$ to $\theta = \theta_2$ requires examination. The relationship between the closing force (F) and θ during this portion of the power stroke would be given by

$$4LK (\cos \theta - \cos \theta_0) = \frac{F}{2} \quad \text{at } \theta \quad (i)$$

as a close approximation. To establish that value of θ during the mentioned interval, let us firstly transform (i) into the more convenient form indicated below:

$$4LK (\sin \theta - \cos \theta_0 \tan \theta) = F \quad (ii)$$

and the rate of change of (F) with respect to θ , arriving at

$$4LK (\cos \theta - \cos \theta_0 \sec^2 \theta) = \frac{dF}{d\theta} \quad (iii)$$

Letting $\left(\frac{dF}{d\theta} \right)$ equal to zero, we obtain

$$\frac{\cos \theta}{\sec^2 \theta} = \cos^3 \theta = \cos \theta_0 \quad (iiii)$$

or

$$\cos \theta_K = \cos^{1/3} \theta_0 \quad (v)$$

By inspection, it is clear that (θ_K) defines a maximum condition for (F). Thus

$$F_M = 4LK \left(\left[1 - \cos^{2/3} \theta_0 \right] - \cos \theta_0 \frac{[1 - \cos^{1/3} \theta_0]^{1/2}}{\cos^{1/3} \theta_0} \right) =$$

$$= 4LK \left[1 - \cos^{1/3} \theta_0 \right]^{3/2} \quad (vi)$$

$$- \cos \theta_2 \frac{\left[1 - \left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\}^{2/3} \right]^{1/2}}{\left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\}^{1/3}} \quad (2)$$

$$K h_0 = 130.7 (0.5) = 65.3 \text{ #}$$

$$\left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\} = \left[0.9986 - \frac{130.7 (0.5) (3)^3}{96 (26) (10^6) (I) (3)} \right] =$$

$$\left\{ 0.9986 - 3.355 (10^{-7}) / I \right\}$$

$$\frac{I}{64} = \frac{\pi}{64} L_1^4 = \frac{\pi (0.375)^4}{64} = \frac{\pi (1.45) (10^{-2})}{64} = 7.12 (10^{-7})$$

$$\left\{ 0.9986 - \frac{3.355 (10^{-7})}{I} \right\} = 0.9986 - \frac{3.355 (10^{-7})}{7.12 (10^{-7})} = 0.9986 - 3.74 (10^{-1})$$

$$= 0.998276$$

$$\left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\}^{1/3} = 0.998276^{1/3} = 0.998222$$

$$\left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\}^{2/3} = 0.998222^2 = 0.998565$$

$$\left[1 - \left\{ \cos \theta_2 - \frac{K h_0 L_1^3}{96 E I L} \right\}^{2/3} \right]^{1/2} = \left[1.0 - 0.998565 \right]^{1/2} = (0.001435)^{1/2} =$$

$$3.751 (10^{-2}) = 0.03751$$

Then,

$$F_M = 2 (65.3) \frac{0.03751}{0.998222} + \frac{192 E I L}{L_1^3} \left[0.03751 - 0.998222 \frac{0.03751}{0.998222} \right]$$

$$= 4.951 + \frac{192 E I L}{L_1^3} \left[0.03751 - 0.03754 \right] =$$

$$4.951 + \frac{0.00027 (192 E I L)}{L_1^3}$$

(F) with respect to θ , and, in doing so, we arrive at

$$2Kh_0 \sec^2 \theta + \frac{192 E I L}{l_1^3} (\cos \theta - \cos \theta_2 \sec^2 \theta) = \frac{dF}{d\theta} \quad (c)$$

making $\left(\frac{dF}{d\theta}\right)$ equal to zero, we find

$$\sec^2 \theta \left[\frac{192 E I L}{l_1^3} \cos \theta_2 - 2Kh_0 \right] = \cos \theta \left[\frac{192 E I L}{l_1^3} \right] \quad (d)$$

$$\left[\cos \theta_2 - \frac{2Kh_0 l_1^3}{192 E I L} \right] = \frac{\cos \theta}{\sec^2 \theta} = \cos^3 \theta \quad (e)$$

$$\left[\cos \theta_2 - \frac{Kh_0 l_1^3}{96 E I L} \right]^{1/3} = \cos \theta_K$$

Testing this value of θ for whether it designates a minimum or a maximum, let perform a single iteration differentiation of (c). In doing this, we arrive at

$$4Kh_0 \tan \theta \sec^2 \theta + \frac{192 E I L}{l_1^3} (-\sin \theta - 2 \cos \theta_2 \tan \theta \sec^2 \theta) = \frac{d^2 F}{d\theta^2} \quad (f)$$

In view of $\cos \theta_2$ being equal to 0.9946, it is clear that

$$\frac{384 E I L}{l_1^3} \cos \theta_2 > 4Kh_0 \quad (g)$$

making it clear that $\left(\frac{d^2 F}{d\theta^2}\right)$ would be negative, and hence that

$$\left[\cos \theta_2 - \frac{Kh_0 l_1^3}{96 E I L} \right]^{1/3} = \cos \theta_K \quad (h)$$

designates a value of θ at which (F) is at a maximum. Thus

$$F_M = 2Kh_0 \frac{\left[1 - \left\{ \cos \theta_2 - \frac{Kh_0 l_1^3}{96 E I L} \right\}^{1/3} \right]^2}{\left\{ \cos \theta_2 - \frac{Kh_0 l_1^3}{96 E I L} \right\}^{1/3}} + \frac{192 E I L}{l_1^3} \left(\left[1 - \left\{ \cos \theta_2 - \frac{Kh_0 l_1^3}{96 E I L} \right\}^{1/3} \right]^2 \right)$$

(this equation is continued on the next page)

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By Eq. (23), the deflection involved in going from $\theta = \theta_2$ to $\theta = 0^\circ$ would be:-

$$\Delta(3)(1 - 0.4986) = 0.0057''$$

By Eq. (17),

$$\frac{4(270.3)(3)^3}{3\pi d_1^4 (2.0)(10^6)} = 0.0057$$

$$d_1 = \left[\frac{4(270.3)(3)^3}{3\pi (0.0057)(2.0)(10^6)} \right]^{1/4} = [1.15(10^{-2})]^{1/4}$$

$$= 0.3348''$$

would be the required diameter of the spring left. Repeating Eq. (17), we have

$$F = \frac{Pl_1^3}{4EI} = \frac{Pl_1^3}{4} \cdot \frac{1}{12EI} = \frac{Ml_1^2}{12EI}$$

$$= \frac{S_s \frac{I}{C} l_1^2}{12EI} = \frac{S_s l_1^2}{12Ec} = \frac{2S_s l_1^2}{12Ed_1} = \frac{S_s l_1^2}{6Ed_1}$$

where S_s = shear stress. Using this expression, we find that

$$\frac{6Ed_1 F}{l_1^2} = \frac{6(2.0 \times 10^6)(0.0057)}{(3)^2} = S_s$$

$$= 195,500 \text{ psi}$$

would be the induced stress. For a spring steel, this would be terrible. For the conditions as we have named them,

$$Kh_0 + \frac{195,500 EI}{l_1^3} (\cos \theta - \cos \theta_2) = F \text{ at } \theta/2 \quad (2)$$

The expression may be transformed as follows:

$$2Kh_0 \tan \frac{\theta}{2} + \frac{195,500 EI}{l_1^3} (\sin \theta - \cos \theta_2 \tan \frac{\theta}{2}) = F \quad (3)$$

To locate that value of θ at which F is a maximum, let us differentiate

(3)

Setting (2p.) at the maximum value of 250 psi, it follows by Eq. (9) that

$$\frac{F}{4} (1)^2 (250) = 196 \# = F_0$$

It is then assumed that (2p.) remains at the above indicated value of 250 psi even at the "fully-open" position, then

$$\frac{196}{3} = 65.3 \#$$

now is the theoretical force which pushes "C" outwards in the opening, and the valve is to be held open if it is assumed that (4p.) is maintained at the above computed value of 196# even when the valve is in the fully open position. Due to the fact the valve is always open without any counteracting action from the opening of the trap, it would be necessary that the Pencil Spring exert a 196# reaction to force. Reducing the equivalent of Eq. (53) somewhat, let us suppose that a set of deflection equal to 3 times (4p.) leads to the force of 196# on the part of the Pencil Spring. Then by Eq. 50

$$K = \frac{196}{3(16.5)} = 130.7 \#$$

for the Pencil Spring. Since the Spring is reacted to by a force of 196# upward in a short distance with the 4p.'s equal and opposite force, it follows that only the additional spring loading imposed by the travel of the hinged door is critical to the force. or an additional deflection of 16.5 inches is imposed on the Spring itself on account of the Pencil Spring. The maximum would amount to

$$16.5(16.5) = 65.3 \#$$

Adding this to the final seating force of 211#, we get

$$211 + 65.3 = 276.3 \#$$

as the force imposed on the Spring itself. Now, let the Spring itself have a span of 3", and let us arbitrarily place the locking angle at 3'.

ports that if (h_1) is made equal to (h_0) and (m_1) is arbitrarily set at 2, then

$$2 w_0 = \pi (0.8)(1)$$

$$w_0 = \pi (0.4) = 1.256"$$

This would mean that the two ports would occupy

$$\frac{1.256(2)}{\pi} 3.0^\circ = 2.5^\circ$$

of the circumference. For

$$w_0 w_1 h_1 = 1$$

and $w_0 = 1.256$, then

$$h_1 = \frac{1}{2(1.256)} = 0.4" = h_0$$

Incorporating the safety factor mentioned on Page 2 of the 'Calculation Form', the corrected value of (h_0) would then become:

$$1.25(0.4) = 0.5" = h_0 \text{ (corrected)}$$

Let us now set an arbitrary ^{total} length of 6' on links "A" and "C" when $\theta = 0^\circ$ (meaning that each link would be 3' long). It is clear that

$$2L(\cos \theta^\circ - \cos \theta_0) = h_0$$

and hence

$$2(3)(1 - \cos \theta_0) = 0.5$$

$$\cos \theta_0 = 1 - \frac{0.5}{6} = 1 - 0.0833$$

$$= 0.9167$$

establishing an angle of approximately $25^\circ - 23'$ for θ_0 . This would establish the distance of travel of link "B" to be

$$L \sin \theta_0 = 3(0.3979)$$

$$= 1.1937"$$

in going from full-open to full-closed

THE DESIGN OF A 1" CR-OFF

TYPE PROCESS - L.E

Choose a 1" cr-off as shown in Fig. 1. Let θ be the angle between the normal to the surface of the 1" cr-off and the line \bar{L} is given by the following:

$$\bar{L} = 0.22 (4\pi) (D_n) + 1000$$

where

L_p = the maximum possible depth cut across the cutting surface - # in. gauge

D_n = the normal diameter of the die

a change the value for θ as well as a further value of the properties type

By the formula given above, \bar{L} would have a value of

$$\bar{L}_1 = 0.22 (250) (1)^2 + 1000$$

$$= 1055 \#$$

If we were to actually establish a mechanical advantage of 5:1 to be desired in the cutting angle, then by Eq. (1) it follows that

$$\frac{1}{\sin \theta} = 5$$

or

$$\sin \theta = 0.2$$

The cutting angle would have to be approximately $11^\circ - 20^\circ$. By Eq. (1), it follows that the cutting force (P) when the value in Eq. (1) above would have to

$$1055 (5) = 5275 \#$$

With a cut depth of 1" O.D. and an assumed shear area of 70 sq. in., it follows by Eq. (5) for rectangular

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observing Eq (L) in its form

$$\frac{4\pi E I L \cot \theta}{L_1^3} = \frac{P_L}{\sin \delta_T \cos \delta_T} \quad (L)$$

it is abundantly clear that when $\theta = 0^\circ$, and hence $\cot \theta = \infty$, since P_L would still have a finite value, $(\sin \delta_T \cos \delta_T)$ would perforce be equal to zero, thus defining a condition in which $\delta_T = 0^\circ$ — which is to be expected and desired.

The actual deflection of the Gringsloft must hence be considered to be

$$\left[f_v^2 + \Delta L^2 \right]^{1/2} = f \quad (M)$$

and, it follows, that all of the relationships which are based on Eq. (23) as given in the 'Calculation Form' must similarly be regarded to be in error.

* * * * *

The mailman has called again, and here it must stop. This is being copied from scribbled notes, so that it's just a matter of putting scribbling into readable shape. The mail leaves here again on Saturday, at which time the drawing for the Packless Valve, the calculations for the model, and the balance of this will leave with it. I'm not sending the drawings for the Packless, or the calculations for it, today, because I would like to avoid a repetition of the condition this letter was intended to correct.

Please bear with me, and keep plugging.

Yours very truly,
H.C.

(4)

Accordingly, by Eqs. (G) and (H), we arrive at

$$f_v = \frac{F' l_1^3}{48EI \cos \gamma_T} \quad (I)$$

and, combining this conclusion with Eq. (F), we come to

$$f_v = \frac{2P_2 l_1^3 \sin \theta}{48EI \cos \gamma_T} \quad (J)$$

Equating the right-hand side of (J) to the right-hand side of Eq. (C), we then obtain

$$2l \cos \theta \sin \gamma_T = \frac{2P_2 l_1^3 \sin \theta}{48EI \cos \gamma_T} \quad (K)$$

or

$$\frac{48EI l \cot \theta}{l_1^3} = \frac{P_2}{\sin \gamma_T \cos \gamma_T} \quad (L)$$

as the relationship governing θ , γ_T , and P_2 during the "locking angle travel". By this, Eq. (23) would take the form

$$2l \left(\cos \theta \frac{P_2 l_1^3}{48EI l \cot \theta \cos \gamma_T} - \cos \theta_L \right) = \Delta L \quad (M)$$

or

$$2l \left(\sin \theta \frac{P_2 l_1^3}{48EI l \sin \gamma_T} - \cos \theta_L \right) = \Delta L \quad (N)$$

in its most correct form.

Observing Eq. (L) in the form

$$\frac{48EI l \cot \theta \sin \gamma_T \cos \gamma_T}{l_1^3} = P_2 \quad (O)$$

it is clear that, when $\theta = \theta_L$ and when, therefore, $P_2 = 0$, the value $(\sin \gamma_T \cos \gamma_T)$ would be zero to yield a condition corresponding to the toggle position ΔBAC in Fig I; and

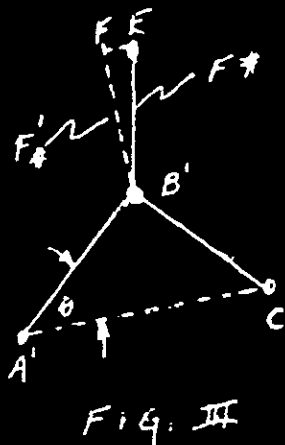
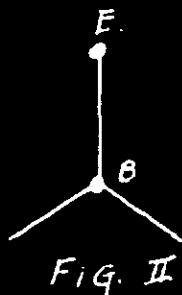
$$f_1 = 2l \cos \theta \sin \gamma_T \quad (C)$$

and also

$$\Delta L + 2l \cos \theta_1 = 2l \cos \theta \cos \gamma_T \quad (D)$$

and

$$2l (\cos \theta \cos \gamma_T - \cos \theta_1) = \Delta L \quad (E)$$



In Fig. II, it is clear that \overline{EB} would represent the Link "B". If Fig. II corresponds to the toggle condition shown by $\triangle BAC$ in Fig. I, then Link "B"'s force is applied normal to \overline{AC} ; while, if Fig. III corresponds to the toggle condition shown by $\triangle B'A'C$ in Fig. I, then force (F') as applied to B' by Link "B" (represented now by $\overline{EB'}$) would contain $\overline{F'B'}$ representing a force of (F') as a component F' would be that component of (F) which is normal to $\overline{A'C}$. The force (P_2) applied by $\overline{B'A'}$ to the spring's midpoint A' would, it is clear, be given by

$$\frac{F'}{2 \sin \theta} = P_2 \quad (F)$$

while (F') would be given by

$$F' = F \cos \gamma_T \quad (G)$$

and

$$\angle EB'F \text{ would equal } \gamma_T$$

It is clear that the vertical deflection (f_v) would be proportional to (F) , and would be given by

$$f_v = \frac{F l^3}{16 E I} \quad (H)$$

Let:-

- a. \overline{BC} be Link "C" when $\theta = \theta_L$
 - b. $\overline{B'C'}$ " " " " $\theta = \text{any other value of } \theta \text{ other than } \theta = 0^\circ$
 - c. \overline{BA} be Link "A" when $\theta = \theta_L$
 - d. $\overline{B'A'}$ " " " " $\theta = \text{any other value of } \theta \text{ other than } \theta = 0^\circ$
 - e. \overline{CD} be the true axis of Links "A" and "C" when $\theta = 0^\circ$
 - f. points (A) ^{(end(A'))} represent the true positions of the midpoint of the springshaft when $\theta = \theta_L$ and $\theta = \text{any other value other than } 0^\circ$
 - g. $\overline{DA'}$ be a line normal to \overline{DC} and originating at A'
 - h. $\angle BCA = \theta_L$
 - i. $\angle B'CA' = \text{any other value of } \theta \text{ other than } 0^\circ = \angle \theta$
 - j. $\angle B'CA' = \text{the angle formed between } \overline{CD} \text{ and } \overline{CA'} = \angle \delta_T$
- and,
- k. point (C) represent the anchor point at the seat-end for Link "C"

Applying its force to the midpoint of the springshaft, the Link "A" would, during its travel through the "locking angle stroke", deflect the springshaft from (A) to (A'). This would involve a horizontal travel of the said midpoint of (ΔL) and a vertical travel of (F_v) . During this travel, the horizontal distance between (A) and (C) would begin with a value of

$$2L(\cos \theta_L) \quad (A)$$

and would terminate with a distance between (C) and (A') of

$$2L(\cos \theta) \quad (B)$$

It is obvious that (F_v) would be given by

June 4, 1951

Dear Herman,

When I last saw you, I mentioned some error in the originally-submitted Packless Valve 'Calculation Form'. Here I discuss below without further ado.

* * * * *

Equation (23) on Page 6, which is of the form

$$f = 2L (\cos \theta - \cos \theta_2) \quad (23)$$

is only a close approximation to the facts, rather than an absolutely true statement of the deflecting of the springlift during its "locking angle travel". Eq. (23) ignores the fact that the bending of the springlift would at all times occur in a plane which is normal to the main axis of Link "A"; and, hence,

Eq. (23) ignores the fact that true direction of deflection of the springlift for all positions (other than two) would have vertical as well as horizontal components. The two positions at which the vertical components would be zero would be:

a. the one at which $\theta = 0^\circ$

and

b. " " " " the load (P_2), applied by Link "A" along its own main axis to the springlift, has a magnitude of zero.

To correct this condition, consider the diagram shown below:-

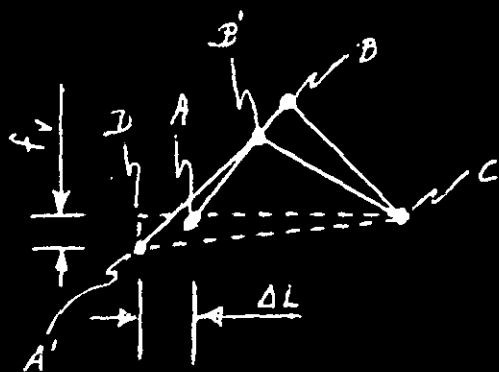


FIG. I

which lead to

$$\left[\cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right]^{1/3} = \cos \theta_K \quad (44A)$$

Differentiating (44A) for a second time, we arrive at

$$4K(s+h_0) \tan \theta \sec^2 \theta + \frac{192EIL}{L^3} (-\sin \theta - 2 \cos \theta_2 \tan \theta \sec^2 \theta) = \frac{d^2 F}{d\theta^2} \quad (45A)$$

Considering the same value values at which (θ_2) is taken, it is clear that

$$\frac{554EIL}{L^3} \cos \theta_2 \tan \theta \sec^2 \theta > 4K(s+h_0) \tan \theta \sec^2 \theta \quad (46A)$$

and, hence, $\left(\frac{d^2 F}{d\theta^2}\right)$ being always negative,

$$\left[\cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right]^{1/3}$$

defines that value of (θ) at which (F) is at a maximum. Then, in view of this

$$F_m = 2\lambda(s+h_0) \frac{\left[1 - \left\{ \cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right\}^{2/3} \right]^{1/2}}{\left\{ \cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right\}^{1/3}} + \frac{192EIL}{L^3} \left(\left[1 - \left\{ \cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right\}^{2/3} \right]^{1/2} - \cos \theta_2 \frac{\left[1 - \left\{ \cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right\}^{2/3} \right]^{1/2}}{\left\{ \cos \theta_2 - \frac{2KL^3(s+h_0)}{192EIL} \right\}^{1/3}} \right) \quad (47A)$$

In the above, Eq. (44A) replaces Eq. (57) of the original 'Calculation Form', and Eq. (45A) similarly replaces Eq. (58)

* * * * *

Note the above amendments to the original 'Calculation Form', the latter is in good shape

Very truly yours,
GHE

$$- \cos \theta_0 \left(\frac{1 - \left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{2/3}}{\left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{1/3}} \right)^{1/2} \quad (41A)$$

NOTE:- FOR THE SAKE OF CLARITY, EQ. (41A) IS RESTATED BELOW

$$F_m = 2 \left[K S \frac{\left(1 - \left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{2/3} \right)^{1/2}}{\left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{1/3}} + 2LK \left(\left[1 - \left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{2/3} \right]^{1/2} - \cos \theta_0 \frac{\left(1 - \left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{2/3} \right)^{1/2}}{\left\{ \frac{2L \cos \theta_0 - S}{2L} \right\}^{1/3}} \right) \right] \quad (41A)$$

Eq. (35A) replaces the conclusion stated in Eq. (35) of the originally submitted 'Calculation Form', and Eq. (41A) replaces Eq. (38).

Again, in connection with Eqs. (82) thru (88), there must be reviewed in the light of the following:-

Eq. (82) correctly states the proposition with which it is connected, as follows:-

$$2K(S+h_0) \tan \theta + \frac{192 E I L}{L^3} (\sin \theta - \cos \theta_2 \tan \theta) = F \quad (82)$$

In order to locate that value of (θ) , at which (F) is a maximum, one differentiates (F) with respect to θ , obtaining

$$2K(S+h_0) \sec^2 \theta + \frac{192 E I L}{L^3} (\cos \theta - \cos \theta_2 \sec^2 \theta) = \frac{dF}{d\theta} \quad (42A)$$

Setting $\left(\frac{dF}{d\theta} \right)$ equal to zero,

$$\left[\frac{192 E I L \cos \theta_2}{L^3} - 2K(S+h_0) \right] \sec^2 \theta = \cos \theta \left[\frac{192 E I L}{L^3} \right] \quad (42B)$$

(F)

Again, in connection with Eqs (6F) there (7F) of the original 'Calculation Form' an error occurs. The following should replace the mentioned steps:-

Starting from Eq (6B), which states

$$2[K S \tan \theta + 2LK(\sin \theta - \cos \theta_0 \tan \theta)] = F \quad (6F)$$

we arrive by the first differentiation at

$$2[K S \sec^2 \theta + 2LK(\cos \theta - \cos \theta_0 \sec^2 \theta)] = \frac{dF}{d\theta} \quad (35A)$$

Arbitrarily setting $(\frac{dF}{d\theta})$ equal to zero

$$K \sec^2 \theta [S - 2LK \cos \theta_0] = -2LK \cos \theta \quad (35B)$$

$$\frac{2L \cos \theta_0 - S}{2L} = \frac{\cos \theta}{\sec^2 \theta} = \cos^3 \theta \quad (35C)$$

$$\left[\frac{2L \cos \theta_0 - S}{2L} \right]^{1/3} = \cos \theta_k \quad (35D)$$

Testing for a minimum or maximum, one subjects Eq (35A) to an iterated differentiation, arriving at

$$2[2KS \tan \theta \sec^4 \theta + 2LK(-\sin \theta - 2 \cos \theta_0 \tan \theta \sec^4 \theta)] = \frac{d^2 F}{d\theta^2} \quad (35E)$$

In the conservative case, at which (θ_0) is taken it is clear that

$$4K \cos \theta_0 \tan \theta \sec^4 \theta > 2S \tan \theta \sec^4 \theta \quad (40A)$$

and hence $(\frac{d^2 F}{d\theta^2})$ is clearly negative. Thus, since $\left[\frac{2L \cos \theta_0 - S}{2L} \right]^{1/3}$

defines a value of (θ) at which the original (F) is a maximum it then follows that

$$F_m = 2 \left\{ KS \frac{\left(1 - \left[\frac{2L \cos \theta_0 - S}{2L} \right]^{1/3} \right)^{2/3}}{\left[\frac{2L \cos \theta_0 - S}{2L} \right]^{1/3}} + 2LK \left(\left[1 - \left[\frac{2L \cos \theta_0 - S}{2L} \right]^{1/3} \right)^{2/3} \right) \right\}$$

$$F_N = \frac{\pi E I}{L_1^3} (2L [\cos \theta - \cos \theta_2]) \frac{2}{\cos \theta} \left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2}{\cos \theta} + \frac{\pi f_2 \cot \theta}{2L} + \frac{f_3 \cot \theta}{2} \right\} \right] \quad (45)$$

Clearly, Eq. (45) may be reduced to

$$F_N = \frac{192 E I L}{L_1^3} (\sin \theta - \cos \theta_2 \tan \theta) \left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2}{\cos \theta} + \frac{\pi f_2 \cot \theta}{2L} + \frac{f_3 \cot \theta}{2} \right\} \right] \quad (31A)$$

And, since

$$F = \frac{192 E I L}{L_1^3} (\sin \theta - \cos \theta_2 \tan \theta) \quad (27)$$

then

$$\frac{F_N}{F} = 1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2}{\cos \theta} + \frac{\pi f_2 \cot \theta}{2L} + \frac{f_3 \cot \theta}{2} \right\} \quad (32A)$$

Then, if (F_N) is not equal to F_N , it follows that since

$$\frac{192 E I L}{L_1^3} (1 - \cos^{2/3} \theta_2)^{3/2} = F_N \quad (33A)$$

then

$$\frac{192 E I L (1 - \cos^{2/3} \theta_2)^{3/2}}{\left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2}{\cos \theta_2} + \frac{\pi f_2 \cot \theta_2}{2L} + \frac{f_3 \cot \theta_2}{2} \right\} \right]} = F = \frac{192 E I L (1 - \cos^{2/3} \theta_2)^{3/2}}{\left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2}{\cos^{1/3} \theta_2} \frac{[1 - \cos^{2/3} \theta_2]^{1/2}}{\cos^{1/3} \theta_2} + \frac{\pi f_2 \cos^{1/3} \theta_2}{2L [1 - \cos^{2/3} \theta_2]^{1/2}} + \frac{f_3 \cos^{1/3} \theta_2}{2 [1 - \cos^{2/3} \theta_2]} \right\} \right]} \quad (34A)$$

Eq. (34A) will therefore replace Eq. (46) of the originally submitted 'Calculation Form'.

(6)

By some procedure, if

$$\cos \theta_K = \cos^{1/3} \theta_L \quad (25A)$$

then

$$\cos^2 \theta_K = \cos^{2/3} \theta_L \quad (26A)$$

and

$$\sin \theta_K = [1 - \cos^{2/3} \theta_L]^{1/2} \quad (27A)$$

and, naturally,

$$\tan \theta_K = \frac{\sin \theta_K}{\cos \theta_K} = \frac{[1 - \cos^{2/3} \theta_L]^{1/2}}{\cos^{1/3} \theta_L} \quad (28A)$$

to lead to

$$\frac{192 E I L}{L_1^3} \left([1 - \cos^{2/3} \theta_L]^{1/2} - \cos \theta_L \frac{[1 - \cos^{2/3} \theta_L]^{1/2}}{\cos^{1/3} \theta_L} \right) = F_m \quad (29A)$$

as the expression defining the maximum value of (F) during the "licking angle travel". Eq (29A) will reduce to

$$\begin{aligned} \frac{192 E I L}{L_1^3} [1 - \cos^{2/3} \theta_L]^{1/2} [1 - \cos^{1/3} \theta_L] &= F_m \\ &= \frac{192 E I L}{L_1^3} [1 - \cos^{2/3} \theta_L]^{3/2} \end{aligned} \quad (30A)$$

as a most convenient form. Eq (30A) here replaces Eq (41) of the originally-submitted 'Calculation Form'.

For the case where $L_1 = L$ and $\theta_1 = \theta_2 = \theta$, it is deduced in Eq. 44 of the original 'Calculation Form' that

$$F_N = \frac{45 E I}{L_1^3} (2L [\cos \theta - \cos \theta_L]) \left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{2^2}{\cos \theta} + \frac{\pi f_2}{L} + f_3 \right\} \right] \quad (41)$$

and also,

$$F_N = \frac{45 E I}{L_1^3} (2L [\cos \theta - \cos \theta_L]) \frac{2}{\cos \theta} \left[1 - \left\{ \left\{ f_1 + \frac{f_2 \pi}{2L} + f_3 \right\} \frac{1}{\cos \theta} + \frac{2 f_2 \cos \theta}{2L} + \frac{2 f_3 \cos \theta}{2L} \right\} \right] \quad (41')$$

[Eq. (45) is repeated on the next page]

By Eqs. (21), (22), and (23), the 'Calculation Form' arrives at Eq. 24, namely

$$\frac{48EI}{L^3} \cdot 2L (\cos \theta - \cos \theta_2) = AF = \sec \theta \frac{F}{2} \quad (24)$$

This Eq. is transformed thru (25) and (26) to Eq. (27), which reads

$$\frac{19.2EI}{L^3} (\cos \theta - \cos \theta_2 \tan \theta) = F \quad (27)$$

and is proper. However, in the location of that value of θ at which (F) is a maximum, an error of method appears. The correct method is given below: -

Differentiate (F) with respect to (θ) , and one obtains

$$\frac{19.2EI}{L^3} (\cos \theta - \cos \theta_2 \sec^2 \theta) = \frac{dF}{d\theta} \quad (21A)$$

Setting $\left(\frac{dF}{d\theta}\right)$ equal to zero, one obtains

$$\cos \theta = \cos \theta_2 \sec^2 \theta \quad (22A)$$

or

$$\frac{\cos \theta}{\sec^2 \theta} = \cos \theta_2 = \cos^3 \theta \quad (23A)$$

$$\cos \theta_K = \cos^{1/3} \theta_2 \quad (24A)$$

where $(\cos \theta_K)$ denotes a point on the plot θ vs. F at which $\left(\frac{dF}{d\theta}\right) = 0$. To test whether $(\cos \theta_K)$ denotes a maximum or a minimum, one may differentiate Eq. (21) for a second time, and in doing so

$$\frac{19.2EI}{L^3} (-\sin \theta - 2 \cos \theta_2 \tan \theta \sec^2 \theta) = \frac{d^2F}{d\theta^2} \quad (25A)$$

is obtained. The clearly negative value of the second derivative makes it clear that (θ_K) denotes a value of θ at which (F) is a maximum.

The erroneous value for (θ_K) arrived at in Eq. (36) in the originally submitted 'Calculation Form' makes Steps (30) to (47) incorrect.

Then, it follows that

$$\frac{l_1^3 \{ [F (\cos \theta - \sin r_T \sin [\theta + r_T]) + F \sin r_T] \sin (\theta + r_T) \cos r_T \}}{48EI \cos \theta (\sin [\theta + r_T] + \sin [\theta - r_T])} \\ = \Delta L \cos \theta \sin r_T \quad (18A)$$

and also

$$\cos r_T = \frac{96EI \cos^2 \theta \sin r_T (\sin [\theta + r_T] + \sin [\theta - r_T])}{l_1^3 \sin (\theta + r_T) F (\cos \theta - \sin r_T \sin [\theta + r_T] + F \sin r_T)} \quad (19A)$$

It is then possible to write Eq. (E) of the note of the 4th

$$\Delta L \left\{ \frac{96EI \cos^2 \theta \sin r_T (\sin [\theta + r_T] + \sin [\theta - r_T])}{l_1^3 \sin (\theta + r_T) F (\cos \theta - \sin r_T \sin [\theta + r_T] + F \sin r_T)} - \cos \theta \right\} \\ = \Delta L \quad (20A)$$

From Eq. (19A), it is apparent that whenever the force (F) decreases to a value of zero, $(\sin r_T)$ would of necessity have to take on a similar value. (F) would have a value of zero, minimally at least, when $\theta = \theta_1$ and when $\theta = 0^\circ$, and, hence, no vertical deflection of the spring shaft would occur when the two limits of the "locking angle travel" are attained.

For any case of spring shaft which would be stressed to less than the elastic limit, it is abundantly obvious that in view of the conservative values of δ involved when the "locking angle travel" is performed, (δ_T) would indeed have very small values. It therefore serves as a practical approximation that

$$L (\cos \theta - \cos \theta_1) = F$$

as per Eq. (21) of the original "Calculation Form".

which would lead to

$$(P')_1 (\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T]) = F (\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T]) \quad (11A)$$

and

$$(P')_1 = \frac{F (\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T])}{\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T]} \quad (12A)$$

or, on the other hand,

$$F = \frac{(P')_1 (\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T])}{\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T]} \quad (13A)$$

By the logic, it will be found that

$$F_2 = \frac{F (\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T]) + F \sin \gamma_T \sin (\theta + \gamma_T)}{\cos \theta (\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T])} \quad (14A)$$

and, since

$$(F')_2 = \cos \gamma_T F_2, \quad (15A)$$

then

$$(F')_2 = \frac{F (\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T]) + F \sin \gamma_T \sin (\theta + \gamma_T) \cos \gamma_T}{\cos \theta (\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T])} \quad (16A)$$

Since the deflection (f_1) would be proportional to $(F')_2$, which is a force normal to the case $A'C$, it follows that

$$f_1 = \frac{(F')_2 L}{4 \pi E I} = \frac{L^3 \{ [F (\cos \theta - \sin \gamma_T \sin [\theta + \gamma_T]) + F \sin \gamma_T \sin (\theta + \gamma_T) \cos \gamma_T] \}}{4 \pi E I \cos \theta (\sin [\theta + \gamma_T] + \sin [\theta - \gamma_T])} \quad (17A)$$

But, by Eq (2) of my note of the 4th,

$$f_0 = \frac{1}{2} L \cos \theta \sin \gamma_T \quad (18)$$

(2)

Observing force diagram (2) and, especially, that force which is designated by $(F'')_1$, it is clear that

$$(P')_2 - (P')_1 = F'' \quad (14)$$

or

$$(P')_2 = (P')_1 + F'' \quad (15)$$

By then, we may write

$$(P')_2 = \frac{(P')_1 + F''}{\cos \theta} \quad (16)$$

by reference to force diagram (a); and

$$(P_1)_1 = \frac{(P')_1}{\cos \theta} \quad (17)$$

by reference to force diagram (c). It is clear that

$$F'' = F \sin \gamma_T \quad (18)$$

Also, by reference to force diagram (b),

$$F_2 = (P_2)_2 \cos (90 - [\theta + \gamma_T]) = (P_2)_2 \sin (\theta + \gamma_T) \quad (19)$$

while

$$F_1 = (P_2)_1 \cos (90 - [\theta - \gamma_T]) = (P_2)_1 \sin (\theta - \gamma_T) \quad (20)$$

by reference to force diagram (d). And, since

$$F_1 + F_2 = F \quad (21)$$

it follows that

$$\frac{(P')_1 + F''}{\cos \theta} \sin (\theta + \gamma_T) + \frac{(P')_1}{\cos \theta} \sin (\theta - \gamma_T) = F \quad (22)$$

$$\frac{(P')_1 + F \sin \gamma_T}{\cos \theta} \sin (\theta + \gamma_T) + \frac{(P')_1}{\cos \theta} \sin (\theta - \gamma_T) = F \quad (23)$$

June 10, 1931

Dear Herman,

The following is a continuation of my note of June 9th, and I hope this will complete the job.

I agree to leave 5 of my note of June 9th as it was written with the mechanical drawing down my neck. On the present, I will take the opportunity to clarify the mechanical conclusion, before I continue with the rest of what I intended to write.

At the bottom of Page 3, it is concluded that "it is clear that the vertical deflection (δ_v) would be proportional to (F) ". This is unquestionably true, but the conclusion that δ_v is given by

$$\delta_v = \frac{FL^3}{32EI}$$

as per Eq. (4) is in error. Consider Fig. IV. Fig. IV contains 5 force diagrams, (a), (b), (c), (d), and (e). Force diagram (a) resolves the force $(P_1)_2$ with respect to $A'C$ as a reference axis. Force diagram (b) resolves $(P_1)_2$ with respect to $\bar{G}C$ as a reference axis. Force diagram (c) resolves $(P_1)_2$ into its components with respect to $A'C$ as a reference axis, while force diagram (d) resolves the same force into its components with respect to $\bar{G}C$ as a reference axis. Force diagram (e) resolves force "B" a force $(F\#)$ into its components with respect to $A'C$ as a reference axis.

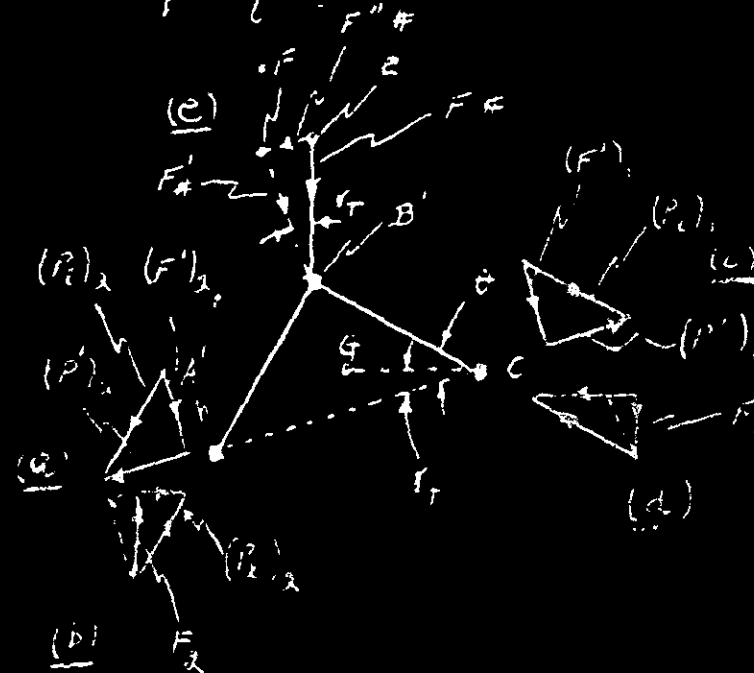


FIG. IV

you can't put the matter too hard! Do a good job!

The next batch you get will contain:

- a) a drawing of the 1" Bellows "On-Off" model
- b) the balance of the calculations for the above
- c) the construction of my note on peristaltics and the program as a whole
- d) a few notes on the Color TV problem proposing two schemes I've played with here, and some derived expressions for the horizontal and lateral vibrations problems encountered in the rotating Disc shaping

and

- e) the article I promised you

All of these are presently in existence in scribbled form, with the exception of the drawing in part (a) which requires another checking before it gets forward under the present scheme of things. As things were, I would have permitted the drawing to go.

Best assured that things will move rapidly now, as I am embarking my institutional work to the home.

Relative to the Capcutting work, then I gave Naomi instructions to tell you to have it built conforming to Ed's modifications. He still sits down. Let me know when this has been done. I also gave Naomi some instructions as to the printing of the Marx Catalog. What has she done about this? That two weeks ago when I saw the drawing with her so that I can give it a final going-over before it is committed to print. Let Naomi have a print of the revised Eng. #1 on the Operator which I gave you on the occasion of your last visit here.

I'm working as hard as I can now to clean up all my notes and convert them to readable form for you. So items (a) thru (c) above are assured for the next batch. Sometime after the above, a detailing of the liquid level control will follow.

ME

Jun 12, 1951

Dear Homer,

Enclosed you will find a continuation and completion of my work of the fourth, and the bulk of the computations governing the design of a 1" low-lift Type 250 PSI Piston Valve. All that is lacking to complete the 1" Valve design is the following: - the main pin design, and the strength computations for the valve themselves. The missing aspects of the Valve Design together with a drawing for the complete model will go forward in the next letter. Please consult the 'Cartridge Form' for the Piston Valve in accordance with my notes of the 4th and the 10th.

In the meantime, it is necessary that you give the following your immediate attention:-

It has been decided to go ahead with a malleable steel project immediately, if possible. A production capacity of 1000 to 2000# daily is desired. The key question is the availability of scrap malleable for "racking" (de-polymerizing) to monomer. What you must get immediate and reliable information on is the following: (a) how much scrap can we get in annual quantity regularly, and at what price? (b) Is it possible to get the scrap on the basis of a contractual arrangement which assures the regularity of supply and a competitive firm price? (c) What is the present price schedule for first grade malleable scrap, in terms of the price per lb. for each thickness? and, (d) What is the general market situation now?

Spence is offered to get the facts that I set for above! He if can supply you with a note in the regard by the time the next morning. If the situation is at all favorable, we will go ahead immediately. Especially in regards the scrap supply situation, push so hard as you can to get a reasonably certain supply. Count on a 75% yield of monomer from immediate scrap malleable.

June 12, 1951

Dr. - Irene A. Taitler
Dear friend

Dear Mary,

Just a note to let you know that I'm working my load on
the essay, and that I expect to have it go forward by next mail in
complete form.

As to that other material I spoke to you about, the news letter
that will contain the essay will also contain the necessary material I
want.

I'm sorry to have to quit things, but since I have to return it's
the best I can do under the circumstances. If I can look it out, I'll
have someone call you at your residence. The next week I'll give
you a further report.

As with your last for - m. again, C, C, & F. and as with
P for patience.

Yours,

W. H.

P.S. The essay is a rather good one for a paper of simplicity. It is below the
paragon like it.

H

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUN 14 1951

TELETYPE

WIRE FROM NEW YORK

55

DIRECTOR

DEFERRED

ABRAHAM BROTHMAN, MIRIAM MOSKOWITZ, ESP - R. OBSTRUCTION OF JUSTICE.
APPEALS ARGUED JUNE FOURTEEN BEFORE CIRCUIT COURT COMPOSED JUDGES THOMAS
OWEN LEARNED AND AUGUSTUS W. HAND. BROTHMAN CASE ARGUED BY JOHN MC
KEN HINTON, MOSKOWITZ BY WILLIAM L. NESSIV, GOVT BY ANSA STANLEY
ROBINSON. DECISION RESERVED BOTH APPEALS.

RECORDED - 143

SCHNEIDT

JUN 16 1951

24

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1951 DATE

4/13/88 BY *[signature]*

cc: Mr. Lenz

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Harbo	_____
Mr. Alden	_____
Mr. Belmont	_____
Mr. Laughlin	_____
Mr. Mohr	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

[Handwritten signature/initials over routing slip]

FEDERAL BUREAU OF INVESTIGATION

FORM No. 1

THIS CASE ORIGINATED AT

NEW YORK

NY FILE NO. 100-95968 HED

REPORT MADE AT NEW YORK	DATE WHEN MADE 7/17/51	PERIOD FOR WHICH MADE 7/5,6,9/51	REPORT MADE BY JOHN M. COLLINS
TITLE ABRAHAM BROTHMAN, was. A-1-A-10 AN			CHARACTER OF CASE ESPIONAGE - R OBSTRUCTION OF JUSTICE INTERNAL SECURITY ACT OF 1950

SYNOPSIS OF FACTS:

Informant furnished information on BROTHMAN'S activities in Federal Detention Headquarters, NYC. These include preparation of thesis for publication to be called "Retort". Wife and attorney opposed to any collaboration between BROTHMAN and JULIUS ROSENBERG. BROTHMAN, according to informant, is working on design of color television receiver for JACOB FREIDUS, another inmate who is connected with Starrett Television Co., NYC. BROTHMAN'S appeal argued 6/14/51. Decision reserved.

- P# -

DETAILS:

Confidential Informant T-1, of unknown reliability, advised on April 11, 1951, that BROTHMAN told him that he had written a paper on thermal diffusion of a liquid state and that he had given it to A. A. YAKOVLEV, one time clerk in the Soviet Consulate in New York City and a known Soviet Agent.

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36 3 MAR 5 1963

APPROVED AND FORWARDED: <i>Edward A. Tamm</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
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61 AUG 8 1951

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JULIUS ROSENBERG, a convicted Soviet Agent, stated to this informant that this paper was to be used by the United States Government in the manufacture of the hydrogen bomb. This informant was unable to furnish any more information regarding this particular subject.

On April 13, 1951, Confidential Informant T-1 advised that at that time BROTHMAN was working on a thesis which, when completed, would be an expose of the Atom Bomb. According to this informant, BROTHMAN intends to have this thesis printed in the publication "Retort", the details of which have previously been reported to the Bureau. This informant advised that this thesis will be in three sections, the first section dealing with the ROSENBERG trial; the second section with a scientific analysis of the Atom Bomb. The third section will be of a general nature and will contain conclusions of the first and second sections.

Confidential Informant T-1 also advised on this date that WILLIAM L. MESSING, BROTHMAN'S attorney, visited him at the Federal Detention Headquarters, New York City, and informed him that he had heard from NAOMI BROTHMAN that BROTHMAN was becoming involved in the ROSENBERG case by writing a thesis.

Confidential Informant T-1 stated that MESSING was excited over this and cautioned BROTHMAN against becoming involved in any way with ROSENBERG.

This informant also stated that BROTHMAN had received some letters from MIRIAM MOSKOWITZ while both of them were at the United States Court House. These letters, according to the informant, were smuggled by BROTHMAN into the Federal House of Detention. This informant also advised that BROTHMAN misplaced these letters and that the informant observed them hanging on the bulletin board. Further, the informant advised that he removed these letters because he noticed the name ELIZABETH BENTLEY written on one of the papers. He also advised that he showed these letters to JULIUS ROSENBERG who immediately

ABRAHAM BROTHMAN
X COMMUNICATIONS INDUSTRY
(EMPL. CARD) EMPLOYED BY ABOVE

NY 100-95068

recognized the handwriting as being that of MIRIAM MOSKOWITZ. The informant stated that he returned these letters to BROTHMAN.

In one of these letters the informant advised that he noticed that MOSKOWITZ inquired as to how he raised the sum of \$5,000 to pay for the services of JOHN McKIM MINTON, the attorney who argued his appeal. In these letters, according to the informant, MOSKOWITZ referred to ELIZABETH BENTLEY as a "prostitute". This informant also stated that in his opinion, JACOB FREIDUS, another inmate at the Federal House of Detention, furnished BROTHMAN the money to pay for MINTON.

The records of the Credit Bureau of Greater New York, contained the following information dated August 25, 1949, on JACOB FREIDUS:

He resides at 74 Beverly Road, Great Neck, New York. His wife is CLAIRE FREIDUS. He is about 40 years old and is the father of three dependent children. He has resided at the above address since February 1947, and reputedly owns the property there. He formerly resided at 164 Pembroke Street, Brooklyn, New York. He was shown as the Treasurer of the Aaron Machinery Company, Inc., 45 Crosby Street, New York City. His stepfather, SAMUEL E. AARON, is President of this firm. FREIDUS is also President of the Stephen Sales Company, Inc., 45 Crosby Street, New York City. FREIDUS and his family are also in the real estate field and own considerable properties in the metropolitan area of New York City. He is also identified with a new business venture known as the Starrett Television Corporation, 601 West 26th Street, New York City.

Another business venture mentioned in this report was the Technoflax Corporation, Port Jervis, New York, however, the Credit Bureau of Greater New York was unable to locate this firm. A bank for FREIDUS was shown as the Merchants Bank, 434 Broadway, New York City.

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According to the "New York Daily News" and the "New York World Telegram" in their issues dated April 7, 1949, FREIDUS and his stepfather, SAMUEL E. AARON, of 1437 40th Street, Brooklyn, New York, were indicted on charges of having evaded payment of \$216,926.68 in income taxes on transactions during 1942 and 1943, in their machinery business, the Aaron Machinery Company, Inc.

Investigation has shown that the name Technoflex Corporation, appearing immediately above, should be Techniflex Corporation.

On April 16, 1951, Confidential Informant T-1 advised that BROTHMAN'S article for "Retort" was completed as of this date. Also on this date this informant advised that BROTHMAN had been assigned to work in the Business Office of the Federal House of Detention from 8:00 A.M. until 12:00 Noon.

On April 17, 1951, this informant stated that EMANUEL BLOCH, attorney for JULIUS and ETHEL ROSENBERG, intended to contact WILLIAM L. MESSING, attorney for BROTHMAN, to arrange to rent BROTHMAN'S home in Peekskill, New York, for ROSENBERG'S mother and children. On this same date this informant advised that BROTHMAN was going to hand his thesis to MESSING when he calls on April 18, 1951. MESSING was then supposed to deliver this thesis to BLOCH.

According to Confidential Informant T-1, ROSENBERG spoke to BROTHMAN on the night of April 16, 1951, for the first time in days. This informant feels that this falling out between ROSENBERG and BROTHMAN was because ROSENBERG believes or has learned that FREIDUS paid MINTON'S fee. In this way BROTHMAN apparently interfered in ROSENBERG'S efforts to borrow \$5,000 from FREIDUS which he had originally promised.

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During this interview Confidential Informant T-1 also stated that on April 16, 1951, BROTHMAN was visited by his wife for about an hour and a half. According to this informant, she is opposed to any relationship between ROSENBERG and BROTHMAN.

On April 30, 1951, Warden E. E. THOMPSON of the Federal Detention Headquarters, New York City, advised SA ARMAND A. CAMMAROTA of this office, that on this date he had been telephonically contacted by WILLIAM L. MESSING who advised that BROTHMAN'S father had died suddenly of a heart attack. MESSING desired that BROTHMAN be notified of this fact.

Warden THOMPSON stated to SA ARMAND A. CAMMAROTA that he intended to allow BROTHMAN to visit the funeral parlor and also intended to permit BROTHMAN to attend the funeral. BROTHMAN, of course, would be accompanied at all times by a prison guard. Warden THOMPSON further stated that BROTHMAN would not be allowed to make any contacts or phone calls while outside of the prison.

On April 27, 1951, this informant advised that BROTHMAN'S cell at the Federal Detention Headquarters is completely outfitted with a drawing board, drawing instruments and that he works unceasingly.

According to this informant, JULIUS ROSENBERG and BROTHMAN, as of May 4, 1951, had become very suspicious of one another. On this date, this informant also stated that BROTHMAN had a copy of his thesis, which was thirty-six pages in length, and that he was waiting for an opportunity to give the thesis to ROSENBERG.

Also on this date, Confidential Informant T-1 stated that on May 1, 1951, BROTHMAN attended his father's funeral and spoke at some length with his wife. According to the informant

NY 100-95068

when BROTHMAN returned to the Federal House of Detention, he seemed in much better spirits. According to this informant BROTHMAN had no use at all for his father and any emotion which he showed was completely false. This informant also advised that BROTHMAN was very upset over the fact that while attending this funeral someone spit at him.

On May 4, 1951, Confidential Informant T-1 also stated that MESSING, although a member of the Communist Party, was very much afraid of becoming involved with ROSENBERG, BLOCH or any part of this case. As a result, according to this informant, he continues to refuse to turn over to BLOCH the papers that are supposed to be published in "Retort" and, in fact, claims that he has no such papers. BROTHMAN swears, however, that MESSING has the original of BROTHMAN'S thesis prepared specifically for this publication. MESSING is also supposed to have told BLOCH, according to this informant, that BROTHMAN'S house in Peekskill, New York, was rented. In this instance also BROTHMAN insists that MESSING lies. According to this informant, BLOCH and ROSENBERG are disgusted with BROTHMAN and MESSING.

Confidential Informant T-1 also stated that BROTHMAN claims to have had an opportunity of having a long private conversation with his wife after his father's funeral and to have gotten "many things straightened out".

According to this informant ROSENBERG contends that BROTHMAN might be persuaded to work for the United States Government if he could be convinced or convince himself that he was not completely responsible for building up an enemy of the Soviet Union.

On May 23, 1951, Confidential Informant T-1 stated that BROTHMAN was bitter towards ROSENBERG because of BROTHMAN'S jail sentence and because he never received anything for what he did. Confidential Informant T-1 is of the opinion that while ROSENBERG worked for a cause BROTHMAN worked as a Soviet Agent for his own personal gain.

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According to Confidential Informant T-1, BROTHMAN is madly in love with MIRIAM MOSKOWITZ and looks up to her. The informant stated that he was at a loss to understand the situation between BROTHMAN, his wife and MIRIAM MOSKOWITZ. He also stated that BROTHMAN'S wife is aware of the fact that BROTHMAN was having an affair with MOSKOWITZ and did not seem to mind in the least, although she wants to stay married to BROTHMAN. This informant also stated that MIRIAM MOSKOWITZ had been thrown out of the Communist Party for "Franklinism" and that BROTHMAN had immediately quit the Party with her.

Confidential Informant T-1 described Franklinism as "bourgeois Bohemianism," that is a "drifting away from the Party line".

This informant also stated that he thought it possible that BROTHMAN could be made to talk through the intercession of his wife. He said that every time she gets an idea that BROTHMAN is becoming involved in something which will cause him more trouble she comes to the Federal Detention Headquarters and pleads with him. This upsets him very much. The informant said that any pressure put on BROTHMAN'S wife would effect him.

Confidential Informant T-1 also stated that BROTHMAN is very much upset because he has sold himself financially to JACOB FREIDUS. He said that BROTHMAN at that time was working on a patent which, if developed, will belong 100% to FREIDUS, as well as other accomplishments of BROTHMAN'S in the future. This informant advised that in consideration of this FREIDUS has paid JOHN McKIM MINTON the sum of \$5,000 and has also sent gifts to members of BROTHMAN'S family and his friends, including a 19" television set which he sent to the mother and father of MIRIAM MOSKOWITZ.

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On May 25, 1951, Warden THOMPSON advised that BROTHMAN approached him and advised him that he desired to cooperate with the United States Government stating that he wished to volunteer his services as a physicist and an engineer and that he would turn over to the Government some technical papers which he had written.

Warden THOMPSON also advised at this time that another inmate, JOHN D. WALKER, furnished him with a letter which BROTHMAN had asked him to "kite" out of the prison. This letter was addressed to HERMAN GOLDFARB in care of the Techniflex Corporation, Port Jervis, New York. This letter was examined and appears to be merely a technical letter involving certain business dealings. This letter was also placed under the ultra-violet light to determine the presence of any secret writing thereon, however, there was no such writing in this letter. Photostatic copies of this letter have been made and have been filed as exhibits in this office.

It should be noted that on May 25, 1951, BROTHMAN was visited at the Federal Detention Headquarters from 1:30 P.M. to 3:00 P.M. by HERMAN GOLDFARB who furnished his address as 1522 University Avenue. He stated to the prison authorities that he was a consulting engineer. He was allowed a personal visit with BROTHMAN.

On May 15, 1951, ROY M. COHN, Assistant United States Attorney, Southern District of New York, advised that on the previous day IRVING H. SAYPOL, United States Attorney, Southern District of New York, communicated with the Director of Prisons in Washington, D. C. As a result of this conversation, according to COHN, an attempt was being made to remove fifteen inmates from the Federal Detention Headquarters New York City, to other Federal penal institutions. This was being done irrespective of any appeal which was pending on behalf of such individuals.

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According to Mr. COHN, BROTHMAN was one of these individuals. He also said that when an attempt was made to move BROTHMAN on May 14, 1951, to another Federal institution, he immediately served on the Warden his notice of election not to serve. This means that any time served by BROTHMAN after May 14, 1951, will not count toward his sentence. This also means that BROTHMAN cannot be moved out of this district while his appeal is pending.

On May 22, 1951, a Writ of Habeas Corpus was granted to BROTHMAN and MOSKOWITZ by Judge EDWARD CONGER, Southern District of New York. According to JOHN M. FOLEY, Assistant United States Attorney, Southern District of New York, their purpose in bringing on this Writ was to enable them to meet and confer in the United States Court House relative to certain unfinished business of A. BROTHMAN and Associates. They also desired to prepare certain tax returns for this firm.

This Writ was returnable May 28, 1951, before Judge HENRY W. GODDARD, but was adjourned to May 31, 1951, since the United States Attorney was unable to obtain the signature of the United States Marshal on the return. On this latter date WILLIAM L. MESSING, attorney for BROTHMAN and MOSKOWITZ, could not be present. It was, therefore, adjourned to June 4, 1951, by Judge GODDARD and by agreement between counsel for both sides this date was subsequently changed to June 5, 1951. On this date argument on this Writ was held before Judge SAMUEL KAUFMAN who denied the Writ.

The appeals of BROTHMAN and MOSKOWITZ were argued on June 14, 1951, in the Circuit Court of Appeals before Judges THOMAS SWAN, LEARNED HAND and AUGUSTUS N. HAND. BROTHMAN was represented by JOHN McKIM MINTON, MOSKOWITZ by WILLIAM L. MESSING and the Government by Assistant United States Attorney STANLEY ROBINSON. Decision was reserved on both of these appeals and to date this office has not been advised of any decision in this matter.

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On various dates during June and July 1951, Confidential Informant T-2, of known reliability, furnished this office with letters written by BROTHMAN which he was trying to get out of the Federal Detention Headquarters in a surreptitious manner. The first of these letters were addressed to HERMAN GOLDFARB care of Techniflex Corporation, Port Jervis, New York, and were concerned with the design of a "one inch-on-off Type Packless Valve".

The second group of these letters were addressed either to HERMAN GOLDFARB or OSCAR THALER, 45 Crosby Street, New York. These letters concerned the design of a color television receiver. This work was apparently being done for JACOB FREIDUS, who is connected with Starrett Television Corporation with an office at 45 Crosby Street, New York City.

It should be noted at this point that according to information furnished by Confidential Informant T-1 and set out previously in this report, BROTHMAN was working on a patent which, if developed, would belong entirely to JACOB FREIDUS.

All of the above letters have been photostated and placed under ultraviolet light to determine the presence of secret writing, however, none appeared thereon. The letters were then mailed in accordance with the instructions from Confidential Informant T-2.

P E N D I N G

NY 100-95068

ADMINISTRATIVE

Informants

The identities of the confidential informants appearing in the report of SA JOHN M. COLLINS, dated 7/17/51 at New York, are as follows:

T-1 [REDACTED] who furnished this information to SA ARMAND A. CAMMAROTA. b2 b7D

T-2 E. E. THOMPSON, Warden, Federal Detention Headquarters, New York City. Carried as informant because of his position and type of information furnished.

Leads

NEW YORK

At New York, New York

Will follow and report future activities of BROTHMAN as received from informants and other sources of information.

REFERENCE: Report of SA JOHN M. COLLINS, New York, 4/24/51.

12:44:30
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 4 1951

TELETYPE

WASHINGTON 3 FROM NEW YORK 14 416 AM

DIRECTOR DEFERRED

ABRAHAM BROTHMAN, WAS., ESP - R. RPT DICTATED. WILL BE SUBMITTED AS
SOON AS MINEOGRAPHED.

SCHEIDT

HLB PLS

56 JUL 31 1951

G.I.R.-5

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JUL 19 1951

16

EX-76
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/13/89 BY 3012/ML

Mr. Tolson	.....
Mr. Ladd	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Harbo	.....
Mr. Alden	.....
Mr. Belmont	.....
Mr. Laughlin	.....
Mr. Mohr	.....
Tele. Room	.....
Mr. Nease	.....
Miss Gandy	.....

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 27 1951

TELETYPE

Mr. Tolson	✓
Mr. Ladd	✓
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Alden	✓
Mr. Belmont	
Mr. Laughlin	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

WASH FROM NEW YORK

6

27

200

PM

DIRECTOR

URGENT

G.I.R. - ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/12/79 BY [signature]

ABRAHAM BROTHMAN, ESP-R, OBS JUSTICE. U. S. CIRCUIT COURT OF APPEALS,
SECOND CIRCUIT, RULING ON JULY TWO SIX INST BY CHIEF JUDGE THOMAS
SWAN, JUDGES LEARNED HAND AND AUGUSTUS HAND CONCURRING, AFFIRMS CONV-
ICTION OF BROTHMAN AND MOSKOWITZ ON CONSPIRACY COUNT BUT REVERSES
CONVICTION OF BROTHMAN ON COUNT IN INDICTMENT WHICH CHARGED HIM WITH
ATTEMPTING TO PERSUADE HARRY GOLD TO GIVE FALSE TESTIMONY BEFORE FCJ
IN NINETEEN FORTYFIVE, CIRCUIT COURT RULING STATES QUOTE BROTHMAN-S
APPEAL RAISES A SINGLE ISSUE, NAMELY, FAILURE TO PROVE VENUE OF THE
SUBSTANTIVE OFFENSE UNQUOTE. CONCERNING BROTHMAN-S APPEAL ON THE
SUBSTANTIVE OFFENSE, THE CIRCUIT COURT RULING FURTHER STATED QUOTE THE
COURT-S CHARGE LIMITED THE SUBSTANTIVE CRIME TO ENDEAVORING TO IN-
FLUENCE GOLD TO GIVE FALSE TESTIMONY AND THE JURY WAS TOLD THAT THE
GOVT DID NOT HAVE TO PROVE THE SUCCESS OF THE ENDEAVOR. CONCEDEDLY
OF BROTHMAN-S ENDEAVORS TO INFLUENCE GOLD-S TESTIMONY TOOK
PLACE IN THE EDNY, ALTHOUGH GOLD-S TESTIMONY WAS GIVEN IN THE SOUTHERN
DISTRICT, THE CONTENTION ON APPEAL IS FAILURE OF PROOF OF VENUE UN-
QUOTE. THE CIRCUIT COURT RULING WENT ON TO SAY THAT AT THE CLOSE

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PAGE 2

PAGE TWO

OF THE PROSECUTOR-S CASE BROTHMAN MOVED FOR A DIRECTED VERDICT ON COUNT TWO /SUBSTANTIVE OFFENSE/ ON THE GROUND THAT THE EVIDENCE WAS INSUFFICIENT. THIS MOTION WAS REMOVED AT THE END OF THE CASE. THE ANSWER GIVEN BY THE GOVT WAS THAT BROTHMAN WAIVED HIS CONSTITUTIONAL PRIVILEGE TO BE TRIED WHERE THE CRIME WAS COMMITTED BY GOING TO TRIAL IN THE SDNY WITHOUT OBJECTION. THE CIRCUIT COURT RULING SAID QUOTE WHERE THE INDICTMENT DISCLOSES LACK OF VENUE, GOING TO TRIAL WITHOUT OBJECTION TO VENUE IS A WAIVER UNQUOTE, U. S. V. JONES, TWO CIR., ONE SIX TWO F. SECOND SEVEN TWO, SEVEN THREE. THERE IS A DICTUM IN U. S. V. MICHELSON ONE SIX FIVE F. SECOND SEVEN THREE TWO, SEVEN THREE FOUR AFF-D THREE THREE FIVE U. S. FOUR SIX NINE, THAT THE SAME RESULT MAY FOLLOW IF THE DEFENDANT IS WARNED OF THE DEFECT DURING THE COURSE OF THE TRIAL. IN THE CASE AT BAR, BROTHMAN COULD NOT KNOW THAT VENUE WOULD NOT BE PROVED UNTIL THE PROSECUTOR-S EVIDENCE WAS CLOSED, HE THEN MOVED FOR A DIRECTED VERDICT. WE MIGHT ASSUME ARGUENDO THAT HAD HE ARGUED THE MOTION AND SAID NOTHING ABOUT FAILURE TO PROVE VENUE, HE MIGHT BE HELD TO HAVE WAIVED THE DEFECT. BUT THE MOTION WAS DENIED WITHOUT ARGUMENT BEING HEARD. IN U. S. V. JONES, SEVEN CIR ONE SEVEN FOUR F. SECOND SEVEN FOUR SIX, JUDGE MINTON /NOW MR. JUSTICE MINTON/ SPEAKING FOR THE COURT, HELD THAT A MOTION FOR ACQUITTAL MADE AT THE CONCLUSION OF ALL EVIDENCE, PROPERLY RAISED THE QUESTION OF VENUE IN THE COURT BELOW. SUCH A MOTION NEED NOT SPECIFY THE GROUNDS THEREFOR. THE CIRCUIT COURT WENT ON TO STATE IT
END PAGE TWO

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AMERICAN BAR ASSOCIATION

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PAGE THREE

AGREED WITH THE SEVENTH CIRCUIT COURT DECISION /ABOVE / AND ACCORDINGLY
BROTHMAN-S CONVICTION ON COUNT TWO MUST BE REVERSED. INsofar AS MIRIAM
MOSKOWITZ WAS CONCERNED, CIRCUIT COURT NOTED HER APPEAL CHALLENGED
THE SUFFICIENCY OF THE EVIDENCE TO PROVE HER PARTICIPATION IN THE CON-
SPIRACY AND ASSERTS PREJUDICIAL ERROR IN THE PROSECUTION-S SUMMARY.
THE CIRCUIT COURT REJECTED HER APPEAL AND UPHELD THE CONVICTION OF
HER AND BROTHMAN ON THE CONSPIRACY COUNT CALLING FOR PENALTIES OF
TWO YEARS IMPRISONMENT AND TEN THOUSAND DOLLARS FINE. PRINTED COPIES
OF RULING OF U. S. COURT OF APPEALS FOR SECOND CIRCUIT WILL BE
SECURED AS EXPEDITIOUSLY AS POSSIBLE AND COPY WILL BE IMMEDIATELY FORWARDED
TO BUREAU.

HOLD PLS

cc: Mr. Belmont
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Harbo
Mr. Mohr
Mr. Winterrowd
Mr. Tele. Room
Miss Gandy

ASSISTANT ATTORNEY GENERAL JAMES M. McINERNEY

August 1, 1951

MEMPHIS, TENN

RE: JAMES McINERNEY, JR.
MEMPHIS, TENN.
MEMPHIS, TENN.
MEMPHIS, TENN.

101573 washer

There is enclosed herewith for your information one copy
of the report of Special Agent John H. Collins, dated July 27, 1951,
at New York City, in the above-captioned matter.

Very truly yours,
James M. McInerney

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *11/13/87* BY *SP-10/MLH*

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
AUG 1 1951

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COMM - FBI
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MAILED 20

Mr. Tolson _____
Mr. E. A. Tamm _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Harbo _____
Mr. Belmont _____
Mr. Mohr _____
Mr. Winterrowd _____
Tele. Rm. _____
Mr. Holloman _____
Miss Gandy _____

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CRD

Q2

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, Federal Bureau of Investigation

DATE: August 14, 1951

FROM : James M. McInerney
Assistant Attorney General, Criminal Division
SUBJECT: ABRAHAM BROTHMAN, was.
ESPIONAGE - R
OBSTRUCTION OF JUSTICE

JPM:CHN: 146-41-15-132

10/15/75
WAB/acc

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Harbo	_____
Mr. Belmont	_____
Mr. Mohr	_____
Tele. Room	_____
Mr. Nease	_____
Miss Gandy	_____

Reference is made to your memorandum dated August 2, 1951 in the captioned matter, wherein you requested to be advised whether in view of the recent ruling of the United States Court of Appeals, Second Circuit, the Department contemplates prosecutive action against Brothman in the Eastern District of New York.

Inasmuch as Brothman's attempts to persuade Harry Gold to give false testimony before a federal grand jury occurred in 1947, the statute of limitations would now operate to bar successful prosecution of Brothman for this offense in the Eastern District of New York. Consequently, no action in this regard is contemplated by the Department.

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61 SEP 7 1951

CONFIDENTIAL

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Emiff

Mem. to Mr. Ladd
let to NY
8-23-51

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD *sl*
 FROM : MR. A. H. BELMONT *AB*
 SUBJECT: ABRAHAM BROTHMAN, was.
 ESPIONAGE - R
 OBSTRUCTION OF JUSTICE

DATE: August 2, 1951

PURPOSE

To advise that the USA, SDNY, is not contemplating that government will appeal the reversal of Brothman's conviction on the substantive offense charging him with attempting to persuade Harry Gold to give false testimony before a Federal Grand Jury. Further, according to AUSA Foley, the government could possibly indict Brothman in the EDNY on the same count.

There is attached a copy of the ruling of the United States Court of Appeals for the Second District dated July 26, 1951, relating to this matter.

To recommend that Department be asked if they contemplate further prosecutive action against Brothman in EDNY. Memorandum to Department attached for approval.

DETAILS

In your memorandum to the Director on July 27, 1951, there were set forth the results of the ruling by the U. S. Court of Appeals, Second Circuit, wherein the conspiracy indictment against Brothman and Miriam Moskowitz was upheld and the conviction of Brothman on the substantive count of attempting to persuade Gold to give false testimony before a Federal Grand Jury was reversed. This memorandum pointed out that the New York office had been requested to obtain a copy of the ruling and to contact the United States Attorney to determine the possibility of future proceedings against Brothman on the substantive count.

There is being attached hereto a copy of the ruling of the United States Court of Appeals, Second Circuit, dated July 26, 1951, relating to this matter.

The New York office by teletype of July 30, 1951, advised that according to Assistant United States Attorney Foley, SDNY, it was not contemplated that the government will

ENCLOSURE ATTACHED
 100-365040

Attachments

EFE:mpm

EX-33

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EX-33

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Tolson _____
 Ladd _____
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 Gandy _____

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appeal the reversal of Brothman's conviction on the substantive count. AUSA Foley, however, gave his opinion that the government could indict Brothman in the EDNY on a similar count.

With regard to the latter opinion of Mr. Foley, it might be noted that under normal circumstances the statute of limitations barring prosecution of Brothman for this offense would have run on July 31, 1950.

RECOMMENDATION

In view of the opinion rendered by AUSA Foley, it is recommended that this case be drawn to the attention of the Department and that the Department be asked whether further prosecutive action against Brothman in the EDNY is contemplated.

An appropriate memorandum to the Department is attached for approval.

PL
✓ 13

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UNITED STATES COURT OF APPEALS

FOR THE SECOND CIRCUIT

No. 290—October Term, 1950.

(Argued June 14, 1951

Decided July 26, 1951.)

Docket No. 22039

UNITED STATES OF AMERICA,

Appellee,

—v.—

ABRAHAM BROTHMAN and MIRIAM MOSKOWITZ,

Appellants.

Before:

SWAN, *Chief Judge*, AUGUSTUS N. HAND and L. HAND,
Circuit Judges.

Appeal from the United States District Court for the
Southern District of New York.

From judgments of conviction and sentence after trial
upon an indictment charging both defendants with con-
spiracy to obstruct justice and defendant Brothman alone
with the substantive offense, the defendants have appealed.
Affirmed on conspiracy count, reversed on substantive count.

JOHN MCKIM MINTON, *Attorney for appellant Brothman*; William F. McNulty, of counsel.

WILLIAM L. MESSING, *Attorney for appellant Moskowitz*.

IRVING H. SAYPOL, United States Attorney, *for appellee*; Bruno Schachner, Roy M. Cohn, John M. Foley and Stanley D. Robinson, Assistant United States Attorneys, of counsel.

SWAN, *Chief Judge*:

These are appeals from judgments of conviction and sentence upon an indictment which charged both appellants with the crime of conspiracy, 18 U. S. C. §88 (1946 ed.), and Brothman alone with the substantive offense of endeavoring to persuade a witness to give false testimony before a federal grand jury, 18 U. S. C. §241 (1946 ed.). Brothman was sentenced to consecutive terms of 2 and 5 years and fines of \$10,000 and \$5,000 on the respective counts; Moskowitz was sentenced to 2 years' imprisonment and fined \$10,000. Brothman's appeal raises a single issue, namely, failure to prove venue of the substantive offense. The appeal of Moskowitz challenges the sufficiency of the evidence to prove her participation in the conspiracy, and asserts prejudicial error in the prosecution's summation.

We address ourselves first to the conspiracy count. In the summer of 1947 a federal grand jury in and for the southern district of New York was conducting an investigation of possible violations of the espionage laws. Brothman and one Gold were summoned to appear as witnesses before this grand jury. The conspiracy count charged that both

appellants together with Gold, who was named as a conspirator but not as a defendant, agreed that Brothman should give false testimony before the grand jury, should inform Gold thereof, and Gold should likewise give false testimony consonant with Brothman's. The case against the appellants was made largely by the testimony of Gold. Moskowitz does not question the sufficiency of the evidence to prove that such a conspiracy existed between Brothman and Gold, but contends that she was not shown to have been a party to it. An examination of the record convinces us beyond doubt that the contention is groundless. Without discussing the evidence in detail it will suffice to refer to a few incidents which indicate that she repeatedly assisted in making jibe the false stories of the two main actors. After Gold had been interviewed by agents of the Federal Bureau of Investigation, he recounted in the presence of Brothman and Moskowitz what he had told the agents, and Brothman remarked that he had made "a very fine choice of a story." The inference that the story was false must have been obvious to Moskowitz. She was also present when Gold refused to tell Brothman about his espionage activities because Brothman "was already deeply enough involved." When Brothman was considering testifying before the grand jury to a story different from that he had originally told the F. B. I. agents Moskowitz expressed concern and told Gold she was going to tell Brothman to try to stick to the original story; and she later told Gold that she and attorney Needleman persuaded Brothman to do so. Finally, on the night before Gold was to testify, Moskowitz said that she wished to go home early "so that Abe [Brothman] and I would have plenty of time to match our stories before my appearance before the grand jury the next morning."

The next contention of appellant Moskowitz is that she was prejudiced by repeated statements in the prosecutor's

summation that the defense had failed to contradict the government's testimony. It is conceded that as a general rule a reference to the testimony for the prosecution as uncontradicted is not an indirect comment on the defendant's failure to testify, but the appellant contends that an exception exists where the only persons who could contradict the testimony are the defendants themselves.¹ Assuming *arguendo* that such an exception should be recognized, we do not think that the appellant's case falls within it. The prosecutor's comments were general and made without express reference to Moskowitz. It is possible to explain them as covering occurrences as to which contradiction could have come from others than this appellant. For example, the comment to which objection was first interposed was the following: "The truth of the testimony offered here by Miss Bentley, Gold and others is conclusively established by the failure of the defense to produce one solitary word contradicting any of this testimony." In overruling the objection the court stated, "I will deal with that later properly myself." And in his charge the judge instructed the jury that they may not "infer guilt nor even draw a single unfavorable inference against the defendants because they did not take the stand." We think this was all that was required.²

We turn now to Brothman's appeal. The court's charge limited the substantive crime to endeavoring to influence Gold to give false testimony, and the jury was told that the Government did not have to prove the success of the

¹ See *Linden v. United States*, 3 Cir., 296 F. 104; *Barnes v. United States*, 8 Cir., 8 F. 2d 832.

² See *Lefkowitz v. United States*, 2 Cir., 273 F. 664, 668, cert. den. 257 U. S. 637; *United States v. Shapiro*, 2 Cir., 103 F. 2d 775, 776; *United States v. Di Carlo*, 2 Cir., 64 F. 2d 15, 17; *United States v. De Vasto*, 2 Cir., 52 F. 2d 26, 30, cert. den. 284 U. S. 678; *Boehm v. United States*, 8 Cir., 123 F. 2d 791, 810.

endeavor. Concededly all of Brothman's "endeavors" to influence Gold's testimony took place in the eastern district of New York, although Gold's testimony was given in the southern district. The contention on appeal is failure of proof of venue. At the close of the prosecutor's case, Brothman moved for a directed verdict on count 2 on the ground that the evidence was insufficient. This motion was renewed at the end of the entire case. The Government's only answer to the appellant's argument is that Brothman waived his constitutional privilege to be tried where the crime was committed by going to trial in the southern district without objection. Where the indictment discloses lack of venue, going to trial without objection to venue is a waiver. *United States v. Jones*, 2 Cir., 162 F. 2d 72, 73. There is a dictum in *United States v. Michelson*, 2 Cir., 165 F. 2d 732, 734, aff'd, 335 U. S. 469, that the same result may follow if the defendant is warned of the defect during the course of the trial. In the case at bar Brothman could not know that venue would not be proved until the prosecutor's evidence was closed; he then moved for a directed verdict. We may assume *arguendo* that he argued the motion and said nothing about failure to prove venue, he might be held to have waived the defect. But the motion was denied without argument being heard. In *United States v. Jones*, 7 Cir., 174 F. 2d 746, Judge Minton (now Mr. Justice Minton), speaking for the court, held that a motion for acquittal made at the conclusion of all the evidence properly raised the question of venue in the court below. Such a motion need not specify the grounds therefor. We agree with the Seventh Circuit decision. Accordingly Brothman's conviction on count 2 must be reversed. The conviction of both appellants on the conspiracy count is affirmed.

Assistant Attorney General
James M. McInerney

August 2, 1951

Director, FBI

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INSTRUCTION OF JURY

CONFIDENTIAL
8/15/76 JAB/ner

As you are aware, the Court of Appeals, Second Circuit, on July 30, 1951, reversed the conviction of Abraham Brothman on the substantive count of attempting to persuade Harry Gold to give false testimony before a Federal Grand Jury. In the decision rendered in this case, Chief Judge Penn stated that all of Brothman's "conduct" in influencing Gold's testimony had taken place in the Eastern District of New York, although Gold's testimony was given in the Southern District. He further stated that the defense had properly raised the question of venue there, at the conclusion of the trial in the U. S. District Court, Southern District of New York, they moved for a directed verdict on the ground that the evidence was insufficient.

In view of the above situation, it is desired to know whether you contemplate taking further prosecutive action against Brothman in the Eastern District of New York.

RECORDED

100-255410-527

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/13/77 BY 3042/ML

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Harbo
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

F-213
56 AUG 24 1951

MAILED 16
AUG 3 1951
COMM - FBI

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U. S. DEPT. OF JUSTICE
AUG 15 1951

Cd

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 30 1951

TELETYPE

Mr. Tolson	
Mr. Ladd	
Mr. Clegg	
Mr. Glavin	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Alden	
Mr. Belmont	
Mr. Loushin	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

WASH FROM NEW YORK 62 30 1028 P
DIRECTOR DEFERRED

ABRAHAM BROTHMAN, ESPIONAGE - R, OBS. JUSTICE. AUSA FOLEY, SDNY,
ADVISED THAT IT IS NOT CONTEMPLATED THAT GOVERNMENT WILL APPEAL
REVERSAL OF BROTHMAN-S CONVICTION ON COUNT IN INDICTMENT THAT CHARGED
HIM WITH ATTEMPTING TO PERSUADE HARRY GOLD TO GIVE FALSE TESTIMONY
BEFORE A FEDERAL GRAND JURY IN NINETEEN FORTYFIVE. AUSA FOLEY OF
OPINION GOVERNMENT COULD INDICT BROTHMAN IN EDNY ON SIMILAR COUNT.

SCHEIDT

RECORDED - 40

AUG 8 1951

HOLD PLS

EX-3

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

56 AUG 24 1951 COPIES DESTROYED

DATE 4/12/87 BY [signature]

88 MAR 5 1963

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI

DATE: July 27, 1951

FROM : MR. D. M. LADD

SUBJECT: ABRAHAM BROTHMAN, was.;
MIRIAM MOSKOWITZ
ESPIONAGE - R
OBSTRUCTION OF JUSTICETolson
Ladd
Clegg
Glavin
Harbo
Rosen
Tracy
Belmont
Mohr
Tele. Room
Nease
GandyPURPOSE

Summary

To advise that on July 26, 1951, the U. S. Circuit Court of Appeals, Second Circuit, upheld the conviction of Abraham Brothman and Miriam Moskowitz on the charge of conspiracy to obstruct justice. Further, that the conviction of Brothman on the substantive offense of influencing, obstructing and impeding the due administration of justice was reversed on the grounds of improper venue.

DETAILS

As you recall, an indictment was returned in the Southern District of New York on July 29, 1950, charging Abraham Brothman and Miriam Moskowitz with knowingly and wilfully conspiring to defraud the United States Government in the exercise of its governmental function of administering and enforcing the criminal laws of the United States. The second count of this indictment charged Brothman with the substantive offense of influencing, obstructing and impeding the due administration of justice in violation of Title 18, Section 241. The crux of the entire violation was the action on the part of Brothman in influencing Harry Gold, confessed Soviet agent, in testifying falsely before a Federal Grand Jury on July 31, 1947.

The trial in this case commenced on November 10, 1950, and on November 22, 1950, the case went to the jury which body, after due deliberation, returned a verdict of guilty as to both indictments. Judge Irving R. Kaufman on November 28, 1950, sentenced Brothman and Moskowitz to serve two years in a penitentiary and to pay a fine of \$10,000.00 on the first count and sentenced Brothman to serve five years and to pay \$5,000.00 on the second count.

RECORDED - 138

100-365040-530

100-365040

INDEXED - 138

AUG 9 1951

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/13/87 BY SP-6 JMK

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AUG 25 1951

UNRECORDED COPY FILED IN 100-365040-530

After appropriate appeals were filed by both Brothman and Moskowitz, the United States Circuit Court of Appeals, Second District, ruled on the appeal on July 26, 1951, Chief Judge Thomas Swan, Judges Learned Hand and August Hand concurring. According to this ruling, the conviction of Brothman and Moskowitz on the conspiracy count was affirmed. However, the conviction of Brothman on count two of this indictment, which was the substantive count, was reversed on the grounds that the venue for this offense was outside the jurisdiction of the Southern District of New York. According to this opinion, concededly all of Brothman's endeavors to influence Gold's testimony took place in the Eastern District of New York although Gold's testimony before the Federal Grand Jury was given in the Southern District of New York. The Circuit Court in its ruling went on to say that inasmuch as the motion of the defendant for a directed verdict at the close of the government's case and at the end of the trial was denied without argument, the question of venue was properly raised by the defendant in the Lower Court and the defendant cannot be held to have waived this privilege. In view thereof, the Circuit Court held that Brothman's conviction on count two must be reversed.

It might be noted that, according to the ruling of the Circuit Court, Brothman's appeal raised but the single issue, namely, the failure on the part of the government to prove venue of the substantive offense in the Southern District of New York.

ACTION

The New York office has been telephonically requested to immediately furnish copies of the ruling of the U. S. Court of Appeals for the Second Circuit with respect to this matter and to discuss with the appropriate United States attorney the possibilities of further proceeding against Brothman on the substantive violation.

XXXXXX
XXXXXX
XXXXXXFEDERAL 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.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

1 Page(s) withheld for the following reason(s):
Disposition of document in HARRY GOLD
65-57449-803

☐ For your information: _____

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

100-365040-NR dated 8/20/57

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Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. D. M. LADD

FROM : MR. A. H. BELMONT

SUBJECT: ABRAHAM BROTHMAN, was.
ESPIONAGE - R
OBSTRUCTION OF JUSTICE

DATE: August 23, 1951

Tolson _____
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Belmont _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

PURPOSE

To advise that the Department is contemplating no further prosecutive action against Brothman in the Eastern District of New York on the obstruction of justice charge which was recently reversed by the Circuit Court of Appeals.

Further, that the Department indicated that the statute of limitations would now operate to bar successful prosecution of Brothman for the offense in the Eastern District of New York.

DETAILS

You will recall that in my memorandum of August 2, 1951, it was pointed out that on July 6, 1951, the United States Circuit Court of Appeals, Second Circuit, reversed Brothman's conviction on the substantive offense charging him with attempting to persuade Harry Gold to give false witness before a Federal Grand Jury. Further, that this reversal was based on the grounds that the venue for the offense was outside the jurisdiction of the Southern District of New York. It was pointed out that the matter was being referred to the Department for their advice as to the possibility of further proceeding against Brothman on the substantive violation in the Eastern District of New York.

The Department by memorandum of August 14, 1951, advised that they contemplated no further prosecutive action against Brothman in the EDNY on the charge of his having persuaded Harry Gold to give false testimony before a Federal Grand Jury. It was pointed out that the statute of limitations would now operate to bar successful prosecution of Brothman in the EDNY on this offense.

ACTION

RECORDED - 153

INDEXED - 153

100-365040-531
AUG 29 1951

100-365040

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 11/17/89 BY [signature]

Cld

SAC, New York

August 23, 1951

Director, FBI

ABRAHAM BROTHMAN, was.
ESPIONAGE & R
OBSTRUCTION OF JUSTICE

100-365040-531

RECORDED 100

You are advised that the Bureau has deferred the matter of further prosecution of Brothman in the Eastern District of New York on the charge of his persuading Harry Gold to give false testimony before a Federal Grand Jury in the Department. You will recall that Brothman was previously convicted on this charge in the Southern District of New York but this conviction was reversed on the basis of improper venue.

The Bureau is now in receipt of a communication from the Department whereby it was pointed out that no further prosecutive action against Brothman on this charge in the Eastern District of New York was contemplated, inasmuch as the statute of limitations would now operate to bar successful prosecution for this offense.

100-365040

WZ:cm

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/22/82 BY SP-5 JLD/ST

COMM - FBI
AUG 23 1951
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OK

SAC, New York

September 19, 1951

Director, FBI

RE: [REDACTED]
[REDACTED]
[REDACTED]

In reference to a report submitted for the purpose of determining the status of this case, you advised that your report of July 17, 1951, placed this matter in a pending inactive status.

While the Bureau is in accord with your maintaining this case in such status pending developments as a result of your contacts with Informant [REDACTED] it is desired that you immediately submit another report in the matter, setting forth the results of the recent decision by the Second Circuit Court of New York, wherein a portion of the conviction of Brothman was reversed. This report should also set forth such additional information as may have been obtained from your Confidential Informant [REDACTED] since the date of the submission of the previously mentioned report.

This matter should be given your earliest attention.

100-343040

WFR:mhr

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/18/99 BY 3040A/MLT

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Tolson _____
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Belmont _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

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SEP 19 1951
COMM - FBI

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EX-105

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64
66
Assistant Attorney General
James M. McInerney

September 20, 1951

Director, FBI

ABRAHAM BROTHMAN, was.
ESPIONAGE - R
RESTRICTION OF JURY

10/15/73
10/15/73
10/15/73

Reference is made to your memorandum of August 24, 1951, with respect to the removal of the conviction of Abraham Brothman on the basis of his indictment by reason of improper venue. It was noted that you advised no further prosecutive action against Brothman was contemplated in the Eastern District of New York, and that the statute of limitations would now operate to bar successful prosecution in this matter.

In this respect, your attention is invited to Section 1002 of Title 18, U. S. Code, entitled "Reindictment Where Arrest Fails After Period of Limitation."

It would be appreciated if you would advise whether the provisions of the above-mentioned statute are considered applicable in connection with possible reindictment of Brothman in the Eastern District of New York and, if so, whether you contemplate further prosecutive action in this case.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/13/89 BY SP5/CMW/ld

100-365040

EX-120

NOTE: Attached in quotation of statute referred to in this memorandum.

SEP 20 1951

REC'D-10

EX-120
RECORDED - 16

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122

Title 18, Section 3288

REINDICTMENT WHERE DEFECT FOUND AFTER PERIOD OF LIMITATIONS

"Whenever an indictment is dismissed for any error, defect or irregularity with respect to the Grand Jury, or is found otherwise defective or insufficient for any cause, after the period prescribed by the applicable statute of limitations has expired, a new indictment may be returned not later than the end of the next succeeding legal term of such court, following the term at which such indictment was found defective or insufficient, during which a Grand Jury shall be in session, which new indictment shall not be barred by any statutes of limitations.²

(Effective September 1, 1948)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/13/87 BY 3040 awj/gfw

100-365040-533
ENCLOSURE

The Bureau's files reveal that as a result of information furnished to the Department of Justice in the Harry Gold and Julius Rosenberg cases, the Criminal Division furnished to the Immigration and Naturalization Service the names of 20 individuals, including Philip Levine, who at one time was employed by the Brothman Associates and was known to Harry Gold and Brothman. The Criminal Division's instructions to IANS were that if these persons should attempt to leave the United States, the Department should be notified. The IANS placed a stop notice with all its offices, stating, "If any of these persons should attempt to leave the United States, their departure should be prevented and the nearest office of the FBI-----notified." This was called to the attention of the Department of Justice and they advised that the only action desired by the FBI was to notify the Criminal Division of the Department should IANS call to our attention attempts to depart on the part of any of the individuals.

The Department, in placing the stops with IANS, did not furnish identifying data. The IANS Office in New York requested from our NYO identifying data, and our NYO, by letter dated October 22, 1950, furnished identifying data on 19 individuals, including Philip Levine, to IANS. This letter furnished Philip Levine's date and place of birth as August 10, 1900, at Kletsk, Russia. This data is erroneous and applies to Dr. Philip Levine, who was not associated with Brothman and Gold. By letter dated February 6, 1951, the attention of the NYO was called to the fact that they had apparently furnished erroneous information to IANS. The Bureau's files did not reveal accurate information relating to the Philip Levine who did work for Brothman and, accordingly, the letter of February 6, 1951, instructed the NYO to develop accurate information and thereafter make such information available to the IANS. The investigative report of Special Agent John E. Bryant, dated at Boston, May 24, 1951, reflects the date and place of birth of Philip Levine, son of Dr. Harry Gold and Brothman, as May 24, 1917, at Boston, Massachusetts. This report also calls the attention of the NYO to the fact this information should be supplied to the IANS pursuant to the Bureau's letter of February 6, 1951.

IANS Headquarters have advised Special Agent E. A. Foley that the action taken by IANS in preventing the departure of Philip Levine was taken on the basis of advice from our NYO by letter dated October 22, 1930. They indicated that the action as to Dr. Levine had been referred to Mr. William E. Foley of the Criminal Division for a decision as to final action.

ACTION:

Mr. William E. Foley of the Criminal Division was advised that the FBI had received information that IANS was preventing the departure of Dr. Philip Levine, who was born August 10, 1900. I told him our files reflected that the Philip Levine who was associated with Gold and Brothman was born May 10, 1917, at Boston, Massachusetts. He stated he was glad to have this information and later advised that he had instructed IANS to take no further action regarding Dr. Philip Levine. The Central Office of IANS was also advised that the Philip Levine in whom the Department was interested was born May 10, 1917, at Boston, Massachusetts.

Supervisor Granville of the NYO advised that there is a notation in the NYO files on the above-mentioned reference report of SA John E. Hansen to the effect that the correct identifying information concerning Philip Levine was furnished orally to IANS on May 20, 1931. This fact was called to the attention of IANS in New York by the NYO. IANS Headquarters have also been advised that correct information was furnished on May 20, 1931. At that time, IANS advised that the subject is leaving for Caracas, Venezuela, on the evening of October 8; that he appeared to be satisfied with the explanation that IANS gave him that it was a case of mistaken identity.

The Criminal Division, in September 1930, had also placed orders against Philip Levine, and others, with the State Department. As a result of this step, the NYO furnished identifying data to the State Department. In furnishing identifying data to the State Department, the NYO was advised that they had furnished the date and place of birth of Philip Levine as August 10, 1900, at Boston, Russia. While it does not appear in the Bureau files, it appears that the NYO was responsible for originating the erroneous information

with respect to Philip Levine and furnished it to New York. The NYO was instructed to immediately advise the State Department of the correct date and place of birth of Philip Levine.

Both the NYO and the NYO were instructed to immediately submit memoranda to the Bureau reflecting in detail the circumstances under which they handled the furnishing of information to the State Department and the NYO, and to fix the responsibility for the furnishing of the erroneous information.

This matter will be followed and you will be advised of the results.

October 8, 1951

MR. A. E. BELMONT

MR. C. DOYLE

MR. JAMES H. MURPHY
INFORMATION CONTAINED

SUBJECT:

Re letter to your attention information received from
the New York Office concerning the captioned individual.

DETAILS:

On 10:15 a.m. on October 8, 1951, Special Agent John F. Callaghan of the New York Office furnished the following information:
Mr. J. Avery, Immigration and Naturalization Service, Border
Patrol Office at New York, telephonically contacted New York on
11:45 p.m., October 7, 1951. At that time Avery stated that one
Mr. Philip Levine was scheduled to depart for Havana, Cuba, on
San Juan, Puerto Rico. Avery stated he had instructions to take
away Levine's passport, but that this would not help Levine from
going to San Juan in the event he desired to go. Avery asked what
information the New York Office had in its files concerning Levine.
He stated that Levine is carrying passport number 294531 and was
born at Elotah, Russia, August 22, 1900.

Agent Callaghan advised that he had made a search of the
New York files without being able to identify Levine, and requested
that the Bureau advise what information was in Bureau files con-
cerning this individual.

At 1:07 p.m. on October 8, Agent Callaghan called again
and stated that one Callaghan from the Border Patrol Office had
called and stated that the New York Border Patrol Office had a
letter dated October 4, 1951, from the Central Office of SAN to
the Border Patrol Office. This letter stated that the individual
in question was a member of a Soviet espionage group and their
activities from the Academy and the University of the complete list
of names was attached to the letter. Callaghan stated that
Callaghan was one of the individuals listed. Callaghan stated
that Callaghan had stated that the individual in question was
people in Washington and that Callaghan stated to be a known

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Belmont _____
- Tracy _____
- Harbo _____
- Belmont _____
- Nease _____
- Tele. Room _____
- Nease _____
- Nease _____

33
100-36440 (Brothman)
65-57440 (Moyd)
65-58286 (Hobbs)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/12/77 BY 100-365040

44 NOV 6 1951

INITIALS ON ORIGINAL

A review of the Bureau files reflected that the Dr. Philip Levine was the subject of a loyalty of Government employees investigation during January, 1950. The birthplace and birth date of this individual are identical to that of the Levine being discussed by the Border Patrol in New York. This investigation was predicated upon Levine's name appearing in a membership list of the American Soviet Science Society, incorporated. A preliminary inquiry was conducted by both the Washington Field and Newark Offices without disclosing information of a disloyal nature. There is no indication in this file that the Bureau ever placed a stop with RANS on Dr. Philip Levine. According to the Bureau file on Levine, he was employed in the Army as an chemist and consultant in the Mexico Experiment from November, 1947 to June, 1948. (NY-2154)

In view of Levine's Army employment and the fact that he was selling people in California, I called the New York Office at 5:30 P.M. and talked with Special Employee Thomas P. Connolly. I gave him pertinent data from Levine's file concerning his date and place of birth, Army service, basis for the loyalty investigation, and the fact that a preliminary inquiry had disclosed no disloyal data. I also told him that Levine's file did not reflect a stop with RANS. I told Connolly that this information and the facts previously furnished by Levine's file should be brought to the attention of the Border Patrol Supervisor in the New York Office the first thing in the morning of October 4, 1952. I also told him that the Bureau should be kept currently advised of developments in this matter.

RECOMMENDATION:

That this matter be followed closely by the Bureau, and that the Bureau keep any future developments in this matter.

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XXXXXXFEDERAL BUREAU OF INVESTIGATION
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_____ 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.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

1 Page(s) withheld for the following reason(s):
Disposition handled by Dept. of Justice
in 1976

☐ For your information: _____

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

100-365040 Serial 534

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SAC, Atlanta (65-1251)

November 30, 1951

Director, FBI (100-365040)-535

RECORDED - 52
ABRAHAM BROTHMAN
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

Re New York letter October 31, 1951, enclosing copies of a blind memorandum concerning subject Brothman and requesting Bureau approval for the Atlanta Division to furnish a copy of this memorandum to Warden William H. Hiatt of the U. S. Penitentiary, Atlanta, Georgia.

There are being transmitted herewith copies of instant blind memorandum which were enclosed only to the extent of indicating that the informant referred to in the third paragraph therein was a person of unknown reliability.

You are authorized to make a copy of this blind memorandum available for the information of Warden Hiatt.

Enclosure (2)

cc: New York (100-365040)
(with enclosures)

KFE:mpn

cc: St. Louis

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/12/84 BY SP-10

- Tolson _____
- E. A. Tamm _____
- Clegg _____
- Glavin _____
- Ladd _____
- Nichols _____
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- Tele. Room _____
- Holloman _____
- Gandy _____

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ag
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Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-365040)

DATE: October 31, 1951

FROM : SAC, New York (100-95068)

SUBJECT: ABRAHAM BROTHMAN, was

RESTRICTION OF JURY

RIA of 1950

In Atlanta letter 10/21/51, entitled, "COMMUNIST PARTY USA, COMMUNIST FUGITIVES, IS-C" which in part requested that a blind memorandum be prepared concerning ABRAHAM BROTHMAN, the content of which will be provided to Warden Platt at the Atlanta Penitentiary.

Enclosed for the Bureau are copies of a blind memorandum concerning ABRAHAM BROTHMAN. It is requested that the Bureau review same and forward copies to Atlanta advising that office whether it may be given to the Warden.

For the information of the Atlanta Office, communications regarding BROTHMAN should be sent under the above caption.

cc - Atlanta (65-1351)

ENC: 1

Enc: 3

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/13/77 BY SP4/PAJ/1/

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INDEXED - 122

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100-365040-535
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According to Elizabeth Bentley, Abraham Brothman furnished her, during the Summer and early Fall of 1940, with blueprints of commercial kettles. These drawings she turned over to Jacob Golos, her Soviet espionage superior. In July 1947 Brothman testified before a Grand Jury in the Southern District of New York. This Grand Jury was hearing evidence from various witnesses on the allegations of Elizabeth Bentley. However, no espionage indictments were returned.

In May 1950, Harry Gold, a self-confessed Soviet espionage agent, was arrested in Philadelphia for conspiracy to commit espionage. In subsequent interviews he advised that at Brothman's urging he told the same fictitious story before a Grand Jury as Brothman regarding his initial association with Brothman. As a result Brothman was indicted by a Grand Jury in the Southern District of New York for conspiracy to obstruct justice and for influencing a witness before a Grand Jury. He was convicted in Federal Court, Southern District of New York, November 22, 1950, and sentenced to five years imprisonment and \$5,000.00 fine on the second count and two years imprisonment and \$10,000.00 fine on the first count.

From the date of sentencing on November 28, 1950, until his removal to Atlanta on August 28, 1951, he was incarcerated in the Federal Detention Headquarters, New York City. An informant has advised that during this time Brothman tried to maintain contact with individuals on the outside through the medium of having his letters surreptitiously taken out of the prison.

On July 26, 1951 the United States Court of Appeals, 2nd Circuit, reversed Brothman's conviction on the second count on a question of venue. The Statute of Limitations has barred further prosecution of Brothman in this Court.

of unknown reliability

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DATE 4/13/87 BY 3042 PWT/NT

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88 MAR 5 1963

100-365040-535
ENCLOSURE

Mr. James V. Bennett, Director
Bureau of Prisons

October 24, 1951

John Edgar Hoover, Director
Federal Bureau of Investigation
AMERICAN BROTHERHOOD No. 21647-A

RECORDED - 13

Reference is made to your communication of October 10, 1951, wherein you requested information in our files concerning H. J. Moskowitz, Claire Korubian and H. E. Nielsen, which would reflect upon their suitability as correspondents of Abraham Brothman.

A review of the records of this Bureau failed to disclose that any investigation has been conducted by the FBI concerning H. J. Moskowitz and Claire Korubian. It has been noted however that H. J. Moskowitz is identical with August Jacob Moskowitz, father of Miriam Moskowitz. It has also been noted that Claire Korubian is identical with Clara Moskowitz Korubian, mother of Miriam Moskowitz. Miriam Moskowitz and Abraham Brothman were convicted of conspiracy to obstruct justice and sentenced to two years imprisonment and a \$10,000 fine on November 20, 1938. This conviction was upheld by the U. S. Circuit Court of Appeals, Second Circuit, on July 26, 1941.

The parole report of Special Agent Thomas H. Koeller made at New York on December 28, 1950, re "Miriam Moskowitz, was." and the parole report of Special Agent John M. Collins made at New York on December 29, 1950, re "Abraham Brothman, was. Ab. Brothman, 'The Penguin'", were forwarded to Assistant Attorney General James H. McInerney on January 12, 1951. It is assumed that these reports as well as other investigative reports concerning Moskowitz and Brothman, which have also been forwarded to the Department, are available to you. (100-370679-26; 100-365040-48)

Regarding H. E. Nielsen, he has been identified as Bjorn Hende Nielsen, Norwegian Lutheran Hospital, 4120 4th Avenue, Brooklyn, New York. A check of our records reflects that Vincent P. Rao, Assistant United States Attorney, Southern District of New York, submitted on 1/11/51 a report reflecting that Nielsen had contributed \$1,000 to the defense fund of the \$25,000 bail which was posted for H. J. Moskowitz, father of Miriam Moskowitz.

Mr. Tolson
Mr. Ladd
Mr. Clegg
Mr. Glavin
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Harbo
Mr. Belmont
Mr. Mohr
Tele. Room
Mr. Nease
Miss Gandy

A further check of the files of this Bureau reflected that in August and September, 1940, an FBI investigation was conducted of Nielsen in connection with the application of a Departmental Applicant for the position of Chaplain Intern, Federal Detention

Mr. Harbo
Mr. Belmont EJT:jmc bmc
Mr. Mohr 69
Tele. Room 100-365040
Mr. Nease
Miss Gandy
5 NOV 6 1951

COMM - FBI
OCT 25 1951
MAILED 27

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/23/90 BY SP5/awd/vpk

New York, New York. According to E. E. Thompson, warden of this institution, Nielsen entered on duty as Chaplain in June 14, 1935, and resigned September 27, 1935, to accept a position as full time pastor of the Norwegian Lutheran Synod. It should be further noted that a confidential informant, who had been furnishing information to this Bureau, advised that Nielsen, although no longer connected in any official capacity at the prison, still visits frequently and converses with Brethman. This source stated that the two of them are very friendly and that Brethman gives Nielsen permission to perform parishes outside the prison. Jerome Tarrant, inmate of Federal Detention Headquarters, who has furnished information to the New York Bureau, Assistant to the Warden, Federal Detention Headquarters, verified the fact that Nielsen still visits Brethman and stays with him for from two to three hours at a time. Mr. Tarrant stated that the prison authorities do not even check visits with Brethman since Nielsen is supposed to have told Tarrant that he is interested in Brethman in an effort to learn the nation for his violation of the law. (100-365040-492)

Enclosed herewith for your consideration is the copy of each of eight reports indicating the results of this Bureau's investigation of Nielsen. (77-46296) (These reports were not previously furnished to the Department as Nielsen resigned prior to the completion of the investigation.) The foregoing information is furnished for your confidential use only and is not to be distributed outside of your Bureau. This is the result of an FBI file check only and is not to be considered as a clearance or non-clearance of the individuals involved.

Mr. Rosen _____
 Mr. Tracy _____
 Mr. Harbo _____
 Mr. Belmont _____
 Mr. Mohr _____
 Tele. Room _____
 Mr. Nease _____
 Miss Gandy _____

REC-101204120115

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
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- ☐ 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.
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1 Page(s) withheld for the following reason(s):
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in 1976

☐ For your information: _____

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

100-365040-536

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- ☐ 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.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

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Disposition handled by Dept of Justice
in 1976

☐ For your information: _____

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SAC, NEW YORK (100-95068)

CONFIDENTIAL
CONFIDENTIAL

December 11, 1951

DIRECTOR, FBI (100-365040)

RECORDED - 26

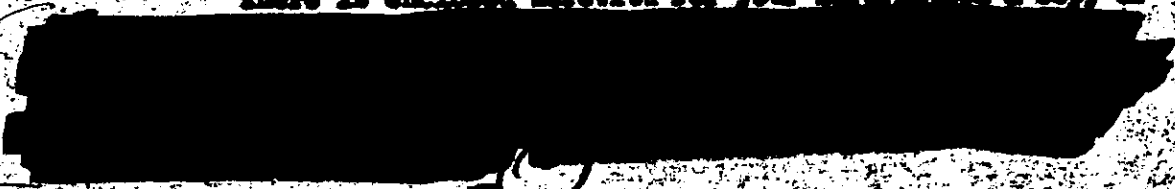
ABRAHAM BROTHMAN, was.

ESPIONAGE - R

OBSTRUCTION OF JUSTICE

In view of the nature of the reversal of the first count of Brothman's conviction the Bureau presented to the Department the possibility of pursuing prosecutive action against Brothman in the Eastern District of New York under the provisions of Title 18, Section 1288, USC.

There is enclosed herewith for your information a copy of

Refer
DOJ


In view thereof it is requested that your office submit an appropriate closing report in this matter at the earliest possible date.

37
Enclosure

KFE:hc *hc*

4/13/77
Classified by *3000PWT/vf*
Declassify on *UCB*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

- Tolson _____
- Ladd _____
- Clegg _____
- Glavin _____
- Nichols _____
- Rosen _____
- Tracy _____
- Harbo _____
- Belmont _____
- Mohr _____
- Tele. Room _____
- Nease _____
- Gandy _____

MAILED 3
DEC 11 1951
COMM - FBI

CONFIDENTIAL
CONFIDENTIAL

5
DEC 14 1951

MB
AK

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: DEC 13 1951

FROM : SAC, New York

SUBJECT: ABRAHAM BROTHMAN,
MIRIAM MOSKOWITZ
ESPIONAGE - R

Re SAC letter No. 96, series 1951.

In accordance with instructions contained in No. 1 (A) in referenced letter that "This requirement does not apply to those cases in which prosecution has been had subsequent to the passage of the Internal Security Act of 1950," no memoranda will be submitted on the captioned subjects UACB, as they were convicted subsequent to 9/23/50, date of the passage of the aforementioned act.

ALL INFORMATION CONTAINED
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DATE 4/13/87 BY 30124WJ/pt

JCW:MOH
100-95068

RECORDED - 82

100-365040-
DEC 17 1951

62 DEC 29 1951

UNRECORDED COPY FILED IN 100-370679-1

6 JAN 11 1955
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/3/99 BY 3048 PWT/ML

100-365040-539

ABRAHAM BROTHMAN, WAS. ESPIONAGE R. REPORT DELAYED - WILL BE
SUBMITTED JANUARY SEVEN NEXT.

WASHINGTON FROM NEW YORK 12
6-19 AM

DEC 22 1954
TELETYPE
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

Mr. Tolson	
Mr. Ladd	
Mr. Nichols	
Mr. Belmont	
Mr. Clegg	
Mr. Glavin	
Mr. Harbo	
Mr. Rosen	
Mr. Tracy	
Mr. Laughlin	
Mr. Mohr	
Tele. Room	
Mr. Nease	
Miss Gandy	

65 JAN 30 1952

ALL INFORMATION CONTAINED
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SECRET

TO HEADQUARTERS ON OR ABOUT JAN. TWO THREE NEXT.
REMARKS: REPT. DELAYED. REPORT DELAYED. WILL BE SUBMITTED
TO NEW YORK

RECEIVED
JAN 14 1952

JAN 14 1952

U. S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

G. I. R. - 10

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-365040)

DATE: January 23, 1952

FROM : SAC, Atlanta (65-1351)

SUBJECT: ABRAHAM BROTHMAN
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

Warden W. H. HART, U. S. Penitentiary, Atlanta, Georgia, where captioned subject is incarcerated as convict register #71647, has made available to this office photostatic copies of a letter from ABRAHAM BROTHMAN to his wife dated January 5, 1952, and letters from BROTHMAN's wife, NAEMI, to BROTHMAN dated November 14, 1951, and January 11, 1952. Photostatic copies of these letters as furnished by the warden are attached for the Bureau's information.

Associate Warden EUGENE GOODWIN, who censors and supervises the mail of BROTHMAN, states that correspondence between BROTHMAN and his wife makes frequent reference to one "Goldie" and "Uncle Sam". Mr. GOODWIN expressed the opinion that frequently he suspects that "Goldie" and "Uncle Sam" may be nicknames for persons in whom the government may be interested as espionage agents or security hazards.

It will be noted that the letter from BROTHMAN's wife to him dated November 14, paragraph 5, makes reference to "Goldie".

It should also be noted that the letter dated January 5 from BROTHMAN to his wife discusses various processes pertaining to uranium and the reply thereto dated January 11 are submitted for the Bureau's consideration.

Associate Warden GOODWIN has been requested to make photostatic copies of any future correspondence between BROTHMAN and his wife referring to "Goldie" or "Uncle Sam" so that such letters may be forwarded to the Bureau.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

Enclosures (3)

CC: New York (100-95040)

WHT:ash

DATE 4/13/87 BY SP4 PWT/ST

RECORDED
INDEXED

100-365040-94

EX-140

JAN 28 1952

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FOR LAB. ACTION AND RECORDS

CR-10701

QC22-QC32

27/52

English

61 FEB 12 1952

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88 MAR 5 1963

FEDERAL BUREAU OF INVESTIGATION

 FORM No. 1
 THIS CASE ORIGINATED AT

NEW YORK

FILE NO.

AMG

REPORT MADE AT <p style="text-align: center;">NEW YORK</p>	DATE WHEN MADE <p style="text-align: center;">1/29/52</p>	PERIOD FOR WHICH MADE <p style="text-align: center;">7/27; 8/27; 9/7; 10/19, 22/51; 1/9/52</p>	REPORT MADE BY <p style="text-align: center;">JOHN M. COLLINS</p>
TITLE <p style="text-align: center;">ABRAHAM BROTHMAN, was.</p>			CHARACTER OF CASE <p style="text-align: center;">ESPIONAGE - R OBSTRUCTION OF JUSTICE INTERNAL SECURITY ACT OF 1950</p>
SYNOPSIS OF FACTS: <div style="display: flex; justify-content: space-between;"> <div style="width: 30%; transform: rotate(-45deg); transform-origin: left top;"> <p>2/7/52 1 cc McGowan [Signature]</p> </div> <div style="width: 65%;"> <p>"Retort" not published. [redacted] to date not successful in obtaining [redacted] supposedly given by [redacted] to [redacted] to be used in publication of "Retort" or on behalf of JULIUS and ETHEL ROSENBERG. BROTHMAN'S conviction for conspiracy to obstruct justice affirmed by USCA. Second count reversed due to lack of venue. No further prosecution contemplated. BROTHMAN removed to Federal Penitentiary, Atlanta, Ga., 8/28/51.</p> </div> <div style="width: 5%; text-align: right;"> <p>b7D</p> </div> </div>			
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p>DETAILS:</p> </div> <div style="width: 65%;"> <p>It will be recalled that while the subject and JULIUS ROSENBERG were incarcerated in the Federal Detention Headquarters in New York City, they made plans to publish a news letter entitled "Retort." This publication, according to Confidential Informant T-1, of unknown reliability, was to publicize the cases involving EUGENE DENNIS, ABRAHAM BROTHMAN, ALGER HISS, and JULIUS ROSENBERG from the defendants' standpoint.</p> </div> </div>			
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p>However, this informant advised sometime prior to July 18, 1951, that this news letter had not been published up to that date. He also advised at this time that he had received information which indicated that no further steps were being taken to publish this news letter.</p> </div> <div style="width: 65%;"> <p>ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 4/13/87 BY SP8BWT/1</p> </div> </div>			
APPROVED AND FORWARDED: <div style="border: 1px solid black; padding: 2px;"> <p style="text-align: center;">COPIES DESTROYED</p> </div>		SPECIAL AGENT IN CHARGE <div style="border: 1px solid black; padding: 2px;"> <p style="text-align: center;">DO NOT WRITE IN THESE SPACES</p> </div>	
6 - Bureau (100-365040) 1 - USA, SDNY 1 - Los Angeles (65-5033) (Info) (Copies continued on page 2) 5 - New York (100-95068)		<div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <p>100-365040-542</p> <p>FEB 14 1952</p> </div> <div style="width: 40%; text-align: right;"> <p>RECORDED - 153</p> <p>INDEXED - 153</p> <p>EX - 99</p> </div> </div>	

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53 MAR 6 1952

10/16/75 4/48/100

NY 100-95068

On August 27, 1951, this informant reported

[REDACTED] b7D

[REDACTED] b7C

T-1 On October 12, 1951, Confidential Informant

[REDACTED] b7D

On Sunday, October 14, 1951, according to

[REDACTED] b7D

Copies Continued

- 1 - San Francisco (65-4199) (Info)
- 1 - Washington Field (100-21470) (Info)

NY 100-95068

[REDACTED] b7D

[REDACTED] b7D

On July 26, 1951, the United States Court of Appeals for the Second Circuit in a decision by Chief Judge THOMAS SWAN, with Judges LEARNED HAND and AUGUSTUS N. HAND concurring, affirmed the conviction of BROTHMAN and MIRIAM MOSKOWITZ on the conspiracy count but reversed the conviction of BROTHMAN on the count in the indictment which charged him with attempting to persuade HARRY GOLD to give false testimony before a Federal Grand Jury in 1947. This Circuit Court ruling stated, "Brothman's appeal raised a single issue, namely, failure to prove venue of the substantive offense." Concerning BROTHMAN'S appeal on the substantive offense, this Circuit Court ruling further stated, "The Court's charge limited the substantive crime to endeavoring to influence Gold to give false testimony and the jury was told that the Government did not have to prove the success of the endeavor conceding all of Brothman's 'endeavors' to influence Gold's testimony took place in the Eastern District of New York. Gold's testimony was given in the Southern District of New York. The contention on appeal is failure of proof of venue." The

NY 100-95068

Circuit Court went on to say that at the close of the prosecutor's case BROTHMAN moved for a directed verdict on count two (substantive offense) on the ground that the evidence was insufficient. This motion was renewed at the end of the case. The answer given by the Government was that BROTHMAN waived his constitutional privilege to be tried where the crime was committed by going to trial in the Southern District of New York without objection. The Circuit Court ruling said that where the indictment discloses lack of venue, going to trial without objection to venue is a waiver; however, in this case BROTHMAN could not know that venue would not be proved until the prosecutor's evidence was closed. He then moved for a directed verdict. This court held that a motion for acquittal made at the conclusion of all the evidence properly raised the question of venue in the court below, and that such a motion need not specify the grounds therefor. Accordingly, it reversed BROTHMAN'S conviction on the second count in the indictment.

During a conference with JOHN M. FOLEY, Assistant United States Attorney, Southern District of New York, he expressed the opinion that the Statute of Limitations had run in this particular case and the running of the Statute would operate as a bar against further prosecution of BROTHMAN on the substantive count of the indictment. He was of the further opinion that the Government would not appeal this decision of the Circuit Court.

This matter was also presented to the Department of Justice and in a memorandum received from Assistant Attorney General JAMES M. MC INERNEY dated November 23, 1951, it was pointed out that the further prosecution of BROTHMAN was barred by the Statute of Limitations, and that no further action was contemplated by the Department of Justice in this matter.

A check of the records maintained by the United States Marshal in the Southern District of New York reflected that BROTHMAN was removed to the Federal Penitentiary at Atlanta, Georgia, on August 28, 1951.

NY 100-95068

The following identification record was obtained from the Bureau under Federal Bureau of Investigation Number 481 995 A:

<u>Contributor of Fingerprints</u>	<u>Name and Number</u>	<u>Arrested or Received</u>	<u>Charge</u>	<u>Disposition</u>
USM, New York, N.Y.	Abraham Brothman #C-1057-50	7-31-50	Conspiracy to defraud US Govt. and influencing a witness. Sec. 88 T 18-1946 Edition, Sec. 241 T-18-1946 Edition	Pending
Fed Det Hdqtrs NY NY	Abraham Brothman #60256	7-29-50	conspiracy obstruct justice	9-1-50 on bail
Fed Det Hdqtrs NY NY	Abraham Brothman #60736	11-8-50	consp to obstruct justice	
USP Atlanta Ga	Abraham Brothman #71647	9-11-51	obstruction of Justice, false test	2 yrs.
BFD, New York, N.Y.	Abraham Brothman #100-95068-16325	7-29-50	Conspiracy to obstruct Justice	11-28-50 5 yrs and \$5000 fine on Ct II of indictment, 2 yrs and \$10,000 fine on Ct I of indictment sent on Ct I to begin after completion of sent on Ct II on charge of obstruction of Justice

NY 100-95068

Description:

Color: white
Sex: male
Height: 5 feet 8 inches
Weight: 168 pounds
Complexion: dark
Eyes: brown
Build: regular

Birth: 8-15-13 New York
Occupation: in 1951 Engineer
Residence: in 1950 4108 42nd St Sunnyside
New York

The fingerprint file of this individual includes
a photograph.

Fingerprint classification:

10 O' 5 T IO 7
M 17 R IIO

- C L O S E D -

NY 100-95068

ADMINISTRATIVE

INFORMANT

T-1

[REDACTED]

62
670

MISCELLANEOUS

A copy of this report is being designated for the Los Angeles, San Francisco, and Washington Field offices in compliance with previous Bureau instructions.

REFERENCE

Report of SA JOHN M. COLLINS, 7/17/51, New York.
Bureau letters, 9/19/51 and 12/11/51.

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. BRANTZ

FROM : MR. EMMETT

SUBJECT: ABRAHAM BROTHMAN, was.
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

DATE: February 14, 1952

TOP SECRET

Tolson _____
Ladd _____
Clegg _____
Glavin _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Belmont _____
Mohr _____
Tele. Room _____
Nease _____
Gandy _____

PURPOSE

To recommend that the closing report of the New York Office be accepted and this case placed in a closed status in view of the completion of the prosecution of Brothman on the charge of Obstruction of Justice, and the absence of evidence of a violation of the Espionage Statute. (u)

DETAILS

A thorough investigation was conducted as to Abraham Brothman on the basis of the information made available by Harry Gold and Elizabeth Bentley, confessed Soviet espionage agents, to the effect that he (Brothman) was cooperating in furnishing information to the Soviets. This investigation has failed to produce evidence that Brothman was furnishing classified or military information to the Soviets, but developed that the information furnished by him was of a commercial, industrial nature. The full facts were made available to the Department and prosecution under the Federal Espionage Statute was declined. (u)

It is to be noted that Brothman was referred to in the [REDACTED] TOP SECRET

As a result of this investigation Brothman and his business partner, Miriam Moskowitz were prosecuted on the charge of conspiracy to obstruct justice. Both were convicted and on November 28, 1950, were sentenced to serve two years in a penitentiary and pay a fine of \$10,000. In addition, Brothman was sentenced to serve five years and pay a fine of \$5,000 for violation of the substantive offense of Obstruction of Justice. Upon appeal the conspiracy conviction was upheld, but the conviction on the substantive offense was reversed on the ground of lack of venue in the Southern District of New York. Brothman is now serving out his sentence at the Federal Penitentiary, Atlanta, Georgia. (u)

EFE:hc
100-365040

Classified by 2358/wab/nc
Exempt from GDS, Category 2+3
Date of Declassification Indefinite

RECORDED - 51

4/13/87
Classified by 3042ent/vp
Declassify on: OADR

100-365040-543
FEB 28 1952

MAR 6 1952

TOP SECRET

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

~~TOP SECRET~~

Abraham Brothman was born in New York City on August 15, 1918. He attended Columbia University where he specialized in accountancy and chemical engineering, and he graduated in 1933. After employment with various chemical machinery firms in New York City he organized his own firm of consulting engineers known as A. Brothman and Associates in 1944. Among his associates in this firm were Harry Gold, confessed Soviet espionage agent, and such persons as Oscar John Vago, Miriam Moskowitz, etc., who were reportedly members of the Communist Party. (u)

It is mentioned that a summary memorandum setting forth the facts of this case, together with the prosecutive action was disseminated to G-2, ONI, OSI, CIA and State Department. (u)

Check of Bufiles reflect no additional identifiable subversive data re Brothman. (u)
RECOMMENDATION

It is recommended that in view of the foregoing this case should be placed in a closed status in accordance with the closing report of Special Agent John M. Collins, dated January 29, 1952, at New York City. (u)

~~TOP SECRET~~

Office Memorandum

2 • UNITED STATES GOVERNMENT

VERNMENT

TO : Director, FBI (100-365040)

DATE: March 6, 1952

FROM : SAC, Atlanta (65-1351)

SUBJECT: ABRAHAM BROTHMAN, was.
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

Re mylet to Director dated January 23, 1952, and mylet to New York dated February 17, 1952.

Warden WILLIAM H. HIATT, United States Penitentiary, has advised this office that correctional officers observed that on February 15, 1952, BROTHMAN spent the entire recreational period on the yard in private conversation with EUGENE DENNIS, however, it was not possible to overhear the conversation. Warden HIATT stated that this was unusual since heretofore there has been no show of friendship or acquaintance between these two convicts.

Warden HIATT also furnished this office with photostatic copies of a letter written by BROTHMAN January 25, 1952, to his wife, NAOMI, Long Island City, New York, and photostatic copies of a letter written to BROTHMAN on February 13, 1952, by his wife, NAOMI. Warden HIATT stated that these letters were of possible interest to this Bureau.

The above mentioned photostatic letters are being forwarded to the New York Division for the information of that office.

GHT:cm1

cc: New York (100-95068) (Encls.)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/13/87 BY SP5 BAW/BJ

RECORDED - 15
INDEXED - 15

MAR 10 1952

EX - 3

64 MAR 17 1952

100-365040-544
MAR 13 1952
FBI - ATLANTA
MUNGE
HATHW

SAC, New York (100-97068)

March 18, 1952

Director, FBI (100-363040)

ABRAHAM BROTHMAN
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

Re Atlanta let dated January 23, 1952, which furnished to the Bureau Photostatic of various letters exchanged between the subject Brothman and his wife, Naomi Brothman. A Photostat of each of these letters is being furnished herewith for the information of the New York Office.

You are advised that these letters were turned over to the FBI Laboratory for cryptanalytic examination and the results of this examination are being set forth hereinafter:

Qc22 Photostatic copy of a typewritten letter dated November 14, 1951, to Abraham Brothman from Naomi Brothman beginning "Dear Abe: Yesterday I received two letters from you..."

Qc23 Photostatic copy of a typewritten letter dated January 11, 1952, to Abraham Brothman from Naomi Brothman beginning "Dear Abe: Yesterday received your letter of January 3rd. I have read it very carefully..."

Qc24 Photostatic copy of a two-page handwritten letter from Abraham Brothman to Mrs. Naomi Brothman dated January 5, 1952, and beginning "Dear Naomi, Yesterday evening I received your letter of Wed. Dec. 2, and I trust that..."

No code or cipher messages were found in the examination of Qc22, 23 and 24. With respect to double meaning, the questionable terms "Goldie" and "Uncle Sam" were checked against the double meaning file with negative results.

In view of the discussion in Qc24 of the method of generating electricity from atomic energy breeder reactors, as described in an article in the "New York Times" for December 30, 1951, to which Brothman alludes in the letter, an examination thereof was made in the Physics and Chemistry Section. As a result, it was found that Brothman's description in Qc24 consists of garbled phrases which are wrapped around technical thoughts which are basically correct and generally known to students of nuclear physics.

Attachments (3)

cc - Atlanta (65-2351)

KFR:GAS

EX-23

RECORDED

100

100-365040-545

COMM - FBI

MAR 18 1952

MAILED 28

MAR 22 1952

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/13/87 BY 3042aur/flu

For your information, a Photostat of the two-page letter directed by subject Brothman to his wife dated January 3, 1952, is being referred to the Atomic Energy Commission for their views as to the possible confidential nature of the atomic energy data discussed therein by Brothman.

XXXXXX
XXXXXX
XXXXXXFEDERAL 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.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

1 Page(s) withheld for the following reason(s):
Disposition handled by ERDA (DOE) in 1976

- ☐ For your information: _____
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100-365040-546

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SAC, New York (100-97068)

April 16, 1952

Director, FBI - 19 (100-36340) - 546

RECORDED
EX-92
ABRAHAM BROTHMAN
ESPIONAGE - R
DESTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

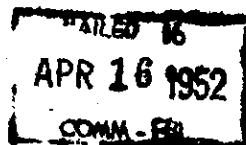
As you were previously advised, the Bureau submitted a Photostat of the two-page handwritten letter which was directed by subject Brothman to his wife dated January 3, 1952, and containing certain atomic energy information to the Atomic Energy Commission for their comments relative to the classified nature of this information.

The Bureau is in receipt of a communication from AEC wherein it was pointed out that a review of this letter revealed that it did not contain "restricted data" or other classified information. It was also indicated that some of Brothman's statements therein appeared to be factually incorrect.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9/13/87 BY 3042 PWT/lt

cc - Atlanta (65-1351)

WFE:GAS



69 MAY 13 1952

MARCH 26, 1952

URGENT

SAC, NEW YORK

CONFIDENTIAL

Abraham Brothman

ISIDORE G. NEEDLEMAN, WA.; INTERNAL SECURITY DASH 1/11/52

RECEIVED MARCH TWENTY-SIX, FIFTY-TWO. AUTHORITY GRANTED TO FURNISH NSA COPY OF EACH REPORT LISTED ABOVE FOR HIS USE IN INTERROGATION NEEDLEMAN BEFORE NEW YORK MARCH TWENTY-SIX. ALSO REQUEST REPLY NSA TO INFORMATION RE NEEDLEMAN'S PART IN PERSECUTION OF ABRAHAM BROTHMAN'S FALSE TESTIMONY BEFORE FBI AS SET FORTH SIGNED STATEMENT DATED JULY FIFTEEN, FIFTY.

ALSO RE NEEDLEMAN'S ADVICE BROTHMAN AND MIRIAM BROTHMAN AS TO THEIR HANDLING INTERVIEW BY FBI AS SET FORTH PHILADELPHIA TELETYPE DATED JUNE TWELVE AND THIRTY, FIFTY, BROTHMAN CASE. REQUEST NEEDLEMAN BE FULLY QUESTIONED CONCERNING HIS RELATIONSHIPS WITH BROTHMAN AND BROTHMAN, AS WELL AS ALEXANDER SWENHARTZ, AKA, EDNA SWAN, WHO WAS SUBPOENAED AS

WITNESS BROTHMAN CASE. NSA COPY IN POSSESSION BROTHMAN REPORTS CONTAINING

NECESSARY INFORMATION THESE INDIVIDUALS. NSA SHOULD BE ADVISED SOME OF

[REDACTED]

[REDACTED]

Classified by *[signature]*
Declassify on: OADR

REPLACES TELETYPE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-23-93 BY 100-341652

100-341652

NOT RECORDED

EX-1200

200-341652

cc 100-341652
APR 3 1952

CONFIDENTIAL

100-341652-729

CONFIDENTIAL

100-37840-547

BY SPECIAL DELIVERY

6

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/16/75 BY 6032/RS

There is being transmitted herewith for your confidential
information a Photostat of a two-page handwritten letter which was

directed by Elizabeth Bentley to her wife, Mrs. Ruth Bentley, dated
January 1, 1952. In the letter, Elizabeth Bentley is discussing the
situation of the Bentley family in the United States at the time of the
Bentley trial and the possibility of the Bentley family's return to
the United States. The letter is signed "Elizabeth Bentley".

16 MAR 19

COMM - FBI

63 MAY 14 1952

10/16/75 XAB/RS

Handwritten initials and signatures, including "AB", "MAB", and "for".

Friday
Jan. 11, 1952

I received your letter of January 3rd. I have read it very carefully and am very pleased that the work you have been doing is both interesting and productive. While most of it is not very comprehensible to me, I can see its implications and future uses.

As far as my trip is concerned, I am somewhat at a loss to figure it out at the present time. As I have written you, I will have to travel by train - it seems that air travel now is out of question - weather conditions are bad and then I have no right to worry mother. This means a long trip by train, which will certainly not stop me. But how to spend two days in Atlanta and then another day in Washington I do not know. I was planning to take two days off - Monday and Tuesday, but this will not permit me to spend two days in Atlanta. Of course, I will write for permission to the Warden but before doing this I intend to get a train schedule from Penn Station tomorrow and try and figure the connections. I am not too anxious to spend any more time in Atlanta than necessary and do not particularly feel like sight-seeing, with all due respect to Atlanta. If I could see you over the week-end twice, it would work out all-right but I do not think that this will be allowed. At any rate I will have to work it out myself and will of course inform you accordingly in my next letter. Please, if it is at all possible, send out the material as soon as you can, so that if I get to Washington on Tuesday of next week - i.e. January 22nd, Mr. Bennett should have it in his possession. I will write to him for an appointment, of course.

I have been told over the phone, that there is a letter from you today addressed to Elsa. I am very pleased with that and much relieved too. While I do not wish to influence you in any way, it is very important to my way of thinking to write to the children, as often as possible. I have had heard a few remarks from Elsa to the effect that she has written you twice but has received no reply. It is very hard to impress a child that you cannot write as often as you want to, etc. Elsa being quite a spirited or stubborn child cannot be confined of many things and I prefer to leave her alone, if I can at all help it. xxxxxx I find that too much pressure usually results in contrary results. Do write them as often as you can and always write a few lines to Anita.

I haven't spoken to Mr. Nielsen for a long time but Mr. Messing accidentally got him somewhere and they had a nice chat together. He mentioned that he had been getting nice letters from you. It is very hard for me to call Mr. Nielsen because I never can find him in his office. On the other hand I do not like to call him at his apartment because his wife is quite ill.

I expect to see Goldie over the week-end and will convey to him all your recent remarks, etc. He does not get to New York too often but I will make it a point to see him this time. After all when he does get in to New York there are ~~xxxxxxx~~ so many ~~xxxxxxx~~ affairs of the heart that he has to attend to that his time is limited. I will write to you fully very soon and let you know of my plans, the best that I will be able to make. I will try to arrange for next week end but do not be disappointed if it will have to be the following one. You know the saying the plans of mice and men. INFORMATION ORIGINATED WITH BEST REGARDS AND LOVE FROM THE FAMILY.

ALL INFORMATION ORIGINATED WITH BEST REGARDS AND LOVE FROM THE FAMILY.
DATE 1/13/87 BY *xxxxxxx*

Brooklyn, N.Y. 11210
From: [illegible] 11/18/51

Nov. 18, 1951 (Wednesday)

Dear [illegible]:
Yesterday I received two letters from you, E.S. and addressed to me and one to the children - this is addition to the letter of Sunday Nov. 4th - making three letters for last week. The letter to the children is very good - of course I will read it first to Kisa and then in parts to Anita, depending on how she will take this. Kisa will answer you this week as she is already planning a letter to you.
Your letter of Nov. 4th is fine and very appropriate. If you recall I also mentioned this anniversary to you together with another one. Life is just a succession of struggles one after another and all one has to do is to live and look forward to a better life.

This being "Open School Week" I visited Kisa's teacher last night and found out that she is quite pleased with Kisa. I think there is a lot of improvement in her work now and that she is beginning to accept school and maybe even like it. This morning I went to Anita's class and was very pleased with her behavior there. She certainly shines among other children. Of course, I am prejudiced but I admit it. I do not particularly care for her teacher but Anita gets along with everybody. She is beginning to read and is making very good advances in school.

I spoke yesterday to Clare - and she sent her regards to you. She is preparing for me two sets of your articles which I will send as directed by you. She told me, among other things, that Benny who is down South, visited his sister who is very well and looks fine, and is kept very busy.

I have not heard from Goldie for a while. It seems he is kept busy and does not come to New York too often. I will call him and find out whether there is any news there. On the other hand, you promised me to write something about your work and I have not received it as yet. Of course, it may come in as one of the letters that you have written since. If not write if you can.

Again there is very little that I can write in addition to the above. Life I assure you is very monotonous here and while there is nothing that I can complain of - absolutely nothing - still there is so little of interest that I can write about in these letters. I want to assure you, however, that I appreciate your letters and the spirit in them very much. Of course, I did not expect anything else but still it is very reassuring to read it. Many people feel that way too and even if one does get blue sometime, which is very natural, still there are many things to look forward to.

I hope that your health is good and that you are taking care of yourself to the best of your ability. On the other hand, I will do my best for the children and for myself, of course. Again with best regards and love from the family, I am,

Yours truly,
Helen Deutsch

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. R. T. HARBO *PH*

DATE: March 5, 1952

FROM : C. F. DOWNING

SUBJECT: ABRAHAM BROTHMAN

ESPIONAGE - R

ABE BROTHMAN

OBSTRUCTION OF JUSTICE

INTERNAL SECURITY ACT OF 1950

Tolson _____
 Ladd _____
 Clegg _____
 Glavin _____
 Nichols _____
 Rosen _____
 Tracy _____
 Harbo _____
 Mohr _____
 Tele. Room _____
 Nease _____
 Gandy _____

Reference is made to a letter from the Atlanta Field Division, dated 1-23-52, enclosing the following-described copies of correspondence between the subject and his wife which were forwarded to the Laboratory for cryptanalytic examination by Supervisor E. F. EMRICH of the Domestic Intelligence Division:

Qc22 Photostatic copy of a typewritten letter dated November 14, 1951 to Abraham Brothman from Naomi Brothman beginning "Dear Abe: Yesterday I received two letters from you ..."

Qc23 Photostatic copy of a typewritten letter dated January 11, 1952 to Abraham Brothman from Naomi Brothman beginning "Dear Abe: Yesterday received your letter of January 3rd. I have read it very carefully ..."

Qc24 Photostatic copy of a 2-pg hw let from Abraham Brothman to Mrs. Naomi Brothman dated January 5, 1952, and beg. "Dear Naomi, Yesterevening I received your letter of Wed. Dec. 2, and I trust that ..."

No code or cipher messages were found in the examination of Qc22, 23 and 24. With respect to double meaning, the questionable terms "Goldie" and "Uncle Sam" were checked against the double meaning file with negative results.

In view of the discussion in Qc24 of the method of generating electricity from atomic energy breeder reactors, as described in an article in the New York Times for December 30, 1951, to which Brothman alludes in the letter, an examination thereof was made in the Physics and Chemistry Section. As a result, it was found that Brothman's description in Qc24 consists of garbled phrases which are wrapped around technical thoughts which are basically correct and generally known to students of nuclear physics.

Two positive photostatic copies of the above listed specimens are attached in the event the Domestic Intelligence Division desires to disseminate this material to the Atomic Energy Commission. The original negative photostats submitted for examination are being retained in the Laboratory's files.

RECOMMENDATION:

RECORDED - 103

INDEXED - 103

That this memorandum and enclosures be approved by the Domestic Intelligence Division for appropriate action.

PAN:bad *bad*
 100-365040 Lab.# CR-10701 DQ
 Enclosure

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 4/12/87 BY *SP-6/MLK*

ENCLOSURE ATTACHED

103
 REC-3
 100-365040
 EX-25
 100-365040-547
 MAR 27 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-365040)

DATE: May 21, 1952

FROM : *KW* SAC, Atlanta (65-1351)SUBJECT: ABRAHAM BROTHMAN *Abe*
ESPIONAGE - R
OBSTRUCTION OF JUSTICE

INTERNAL SECURITY ACT OF 1950

W Warden W. H. HATT, U. S. Penitentiary, Atlanta, Georgia, has furnished this office with photostatic copies of letters to ABRAHAM BROTHMAN as follows:

Letter dated Friday, May 9th, beginning "Dear ABE: Received your letter last Thursday, etc., and letter to ABRAHAM BROTHMAN from BENJAMIN B. NEILSEN, Norwegian Lutheran Hospital, 4520 Fourth Avenue, Brooklyn 20, New York, dated 4/27/52, beginning "Dear ABE, I am not, this time, trying to explain how sorry I am for not writing you before, etc."

The Warden was of the opinion that these letters may contain matter of interest to the Bureau and the New York Division. In regard to the letter from NEILSEN, it will be noted that previous correspondence from NEILSEN to BROTHMAN has been referred to the New York Office. NEILSEN is a Lutheran minister.

The Warden's Office is of the opinion that NEILSEN is probably a Communist, actively engaged in the work of the Party and wish his name be brought to the Bureau's attention for that reason.

These letters are being furnished to the Bureau for such action as the Bureau may deem expedient.

WHT:jg

Enclosures (2 letters)

cc: New York (100-95068)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 4/18/87 BY 3042/um

RECORDED

INDEXED-30

MAY 23 1952

6-1174
EFE
2 ST VH.2

1994

I have been thinking of things you made to write and also of things you said to me about the future. I have wanted to write you for a long time but have not done so but unfortunately, even though I have never had a time. I have always wanted to write to you but I have never did so. As you have now plenty of time to write to me, I must recall a lot of situations and many other things that we have had in the past about personal matters, which, I believe, I see on the right track and not you. You must realize that I do not really believe and verbalize much better than I do, while you must believe that I was wrong, things went on the way you were saying them. Of course I realize the cause of all but still in all of these situations will have to be changed and eliminated. Unfortunately we do not go into this in our letters and I do hope that we will have time to discuss it next time when I see you. But in the meantime I do hope you will give it consideration as I am sure that you are well aware of what I mean. You remember the song you used to sing about "Resolutions of regret". Well another dictum of yours was always about the practical application. So I do hope that all your theoretical resolutions will have practical applications and that you are making plans along these directions. I do not want to go into this any further and have only written the above because you gave me an opening about your habits and about your intentions to live with the better ones in the future.

I spoke to Gloria yesterday too. She has received a letter from you and has written you this week in reply. I am arranging to see her in the very near future that I am able - so that will take care of your request.

To write with least accident and love from the Family. I am

33 PER

Abraham Brothman
PMB 71667, Island 3a

from Ch. Bjorn B. Nielsen
Hornumsgaard Hotel & Hosp.
4530 4 Ave. Bldg 20, 407
April 27, 1952.

Dear Abe,

I am not, this time, trying to explain how sorry I am for not meeting you before. I shall only say that I have been going in circles with my most move and many other incidents and appointments. I shall talk more about this when we meet in New York.

It seems almost certain that I will be accepting the appointment at Bellevue Hospital. This is, to me, the most difficult and challenging position of the one I have been turning over in my mind. However, it is only for a period of one year. Then, I will have to look for something else, again. My family has also expressed their desire to stay in New York, on the condition that we are able to find an apartment near the Hospital. My daughter says very emphatically that she wants to see me as often as possible as well as much as possible. As soon as I can find a place to live, I will resign from my present position. Dr. Howard Rusk has already expressed his delight in having me on the staff. He seems to be the type of a personality I want to work with, because he has an intensive desire to help his patients and he has also a healthy integration of the Chaplain's work.

In making this decision you also come into the picture. I am fully aware of the fact that I have not been as much help to you and your family as I wish I could be while you have been away. Now,

since our relationship has developed into a mutual friendship. I am looking forward to the day when we can take similar walks here in New York as you at the present time enjoy with your friends in the prison yard. Will you write me more about these experiences. I have not known you so long and it has always been under some mental and emotional strain. In spite of this I have always felt you have a genuine warmth for people, and in your last letter I felt your deep concern for your fellow men as you relate to them behind the prison walls. For this reason, I wish to see more of you in the future. I don't wish to sound like a sentimentalist, but there are so few people in this circle of my acquaintance who really have any deep understanding and feeling for people. As when you write, "I'd be able to see you frequently after Exodus claims for you", it is a strong mutual feeling for me, too. Have you any idea when you can expect to walk out as a free man? I think your wife said it may be in October 1932.

I must also add that my stay in New York will give my wife an opportunity to continue with her doctor for another year before that will help her. So long as you baked the first cake for me all by herself. She made the only cake I did not like, but I said it was good and ate it. She is a great comfort to me. She sends her greetings to you. So does my wife and boy.

I hope you are able to keep up the good spirit you manifest in your letters to both me and your own family. My heartiest greetings with best wishes

Chaplain B. J. Williams B. J. Williams
Prisoners' Welfare Department
4520 4 Ave. Brooklyn 25, N.Y.

SAC, New York (100-95008)

June 11, 1952

Director, FBI (100-368040)-548

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/2/82 BY SP-10

Mr. Tolson
Mr. E. A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Harbo
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

MAILED 4
JUN 11 1952
COMM-FBI

JUN 11 2 05 PM '52
U S DEPT OF JUSTICE
FBI
RECEIVED NEW YORK

66 JUN 18 1952

WAB
EFF

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-365040)

DATE: August 16, 1952

FROM : SAC, ATLANTA (65-1351)

REGISTERED MAIL

SUBJECT: ABRAHAM BROTHMAN
ESPIONAGE - R
OBSTRUCTION OF JUSTICE
INTERNAL SECURITY ACT OF 1950

Attached is a photostatic copy of a letter written by ABRAHAM BROTHMAN, convict register number 71647, U. S. Penitentiary, Atlanta, Georgia, to his wife Mrs. NAOMI BROTHMAN, dated August 10, 1952.

This photostatic copy of above described letter was given to a special agent of this office by Assistant Warden EUGENE GOODWIN, U. S. Penitentiary, Atlanta, Georgia. It will be noted that BROTHMAN devotes considerable space in this letter to his explanation of so-called "flying saucers".

In view of BROTHMAN's past espionage activities and his alleged knowledge pertaining to scientific matters, it is noted his explanation may be of some interest to the Bureau.

GHT/bjh
ENCLOSURE (1)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/13/87 BY 3042 PWT/pl

ENCLOSURE ATTACHED

RECORDED-11

100-365040-549

12 AUG 20 1952

11/14

EX-18

EX-18

63 SEP 10 1952

718 55162

SUNDAY EVENING

From ABRAHAM BROTHMAN

Aug. 10, 1952

(Date)

PMB 71647, ATLANTA, GA.

41-08 42 ST.

To MRS. NAOMI BROTHMAN

(Name)

LONG ISLAND CITY, A., N.Y.

(Address)

Dear Naomi,

Once again it's the time for one of my "nothing-much-about-nothing-much" letters.

You asked recently for an essay on "flying saucers". I hasten to oblige:-

In my opinion, there is no single explanation for "flying saucers". Some of the "saucers" have undoubtedly been sightings of weather balloons; others in this class, I'm sure, have been sightings of balloons carrying Heavicide-layer and cosmic ray research equipment. The more recently-reported radar detections of "saucers" have included, I believe, a nervous interpretation of typical radar eccentricities. Some people have seen the typical luminous effects associated with ground-to-Heavicide layer electrical effects; some have seen the typical celestial fireworks which we used to call "shooting stars"; and in rarer instances, a few have sighted, I think, rocket projectiles in flight as well as radio-controlled guided missiles in experimental manoeuvring.

The "shooting stars" and meteorological balloons call for no further comment as scientific phenomena. Their aberrated subjective interpretation is another matter, and ^{is} a reflection of ^{the} frenzied psychology of our times. Balloons engaged in cosmic ray and Heavicide-layer research work do however deserve a few words of explanation. Cosmic rays are, as you know, a form of electromagnetic radiation basically similar to other such radiations as infra-red waves, visible light, ultra-violet rays, x-rays, and gamma-rays. They are however of a higher frequency than any of the other named radiations and therefore contain a higher energy. Their source is reputed to be the sun, and in particular they are ascribed to atomic reaction phenomena occurring on and within the sun and ^{are} held to be primary or secondary effects of these atomic phenomena. They are at present the only form of radiation which cannot be produced or caused to occur in laboratories, though this may soon be a thing of the past for the synchro-yclotron and other fundamental-particle-accelerating machines now being built may succeed in producing particle-speeds of an order sufficient to cause radiations of the frequency of cosmic rays when these particles are beamed at various substances. Cosmic rays are incidentally in part responsible for the ionization of the outer layers of the earth's atmosphere. But by far the intense interest in this radiation is due to a number of ^{other} effects with which it is associated. These are:- the association of these rays with the production of mesons (a

3. variety of fundamental particles held to be of three basic types and known to be constituents of atomic nuclei; the association of cosmic rays with the recently-reported negative proton; and the association of this form of radiation with its well-authenticated ability to excite certain substances into the emission of positive-electrons. All of these are of the greatest theoretical and practical interest, and hence a great deal of work involving the sending of instrument-laden balloons to great altitudes is pursued. The object in working with balloons at high altitudes is to get up to where the cosmic rays are at their greatest density, which is to say, — where the earth's atmosphere is rarest and where therefore the least probability exists of a diversion or consuming of this energy towards interactions with the atmosphere's constituents.

The Heavichide-layer experiments are associated with attempts to lengthen the direct transmission of ultra-high frequency and very-high frequency broadcasts. This work has recently been reported in the newspapers. As you know, television broadcasts, which employ these frequency ranges, are ^{now} limited to roughly a 50-75 mile radius of the sender's tower, and thereafter the curvature-of-the-earth effect takes over to cause a 'swimming-out' of the broadcast waves into space. Recent developments in transmission antenna theory and also in the theory of the Heavichide (or ionized) layer of the earth's atmosphere have correctly prompted the belief that this layer can be made to form a part of the transmission system and an efficient part at that. Should these experiments prove to be successful, and I believe that they will, this layer will be made to act as the cheapest kind of a 'cable' that one could ask for and very long distance transmission of TV programs without the use of ^{intermediate} costly wire-transmission systems will eventually be made possible. Consequently, it's my belief that some of the 'naucere' have been these Heavichide-layer research balloons.

Heavichide-layer-to-ground electrical effects and the eccentric behavior of radar systems would also be worth a few words of explanation, but this paper is rapidly shrinking. Moreover a few words as to the psychological side of 'naucere' are in order. The 'amazing story' treatment of objective scientific facts obviously serves to maintain a tension which is useful; it bolsters the myth of secrets in science; and it diverts the Traditional American objective curiosity in things scientific towards 'black magic' channels. A people stressed to the limit and cowering before the 'incomprehensible', a people believing in the protective covering afforded them by a blackout on scientific knowledge, and a people driven towards a thousand different forms of psychosis and neuroses (and made prey thereby to a revival of mysticism) are legitimate goals to the rather few who profit therefrom. They won't succeed!

Abraham Brothman, 71647

the ever,
Alc